

Licensing Sub-Committee

Thursday 25 September 2025

10.00 am

Innovation Space, Ground Floor, 160 Tooley Street, London SE1 2QH

Membership

Councillor Renata Hamvas (Chair)
Councillor Dora Dixon-Fyle MBE
Councillor Margy Newens

Reserves

Councillor Ellie Cumbo

INFORMATION FOR MEMBERS OF THE PUBLIC

Access to information

You have the right to request to inspect copies of minutes and reports on this agenda as well as the background documents used in the preparation of these reports.

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Contact

Andrew Weir by email: andrew.weir@southwark.gov.uk

Members of the committee are summoned to attend this meeting

Althea Loderick

Chief Executive

Date: 16 September 2025



Licensing Sub-Committee

Thursday 25 September 2025

10.00 am

Innovation Space, Ground Floor, 160 Tooley Street, London SE1 2QH

Order of Business

Item No.	Title	Page No.
PART A - OPEN BUSINESS		
1.	APOLOGIES	
	To receive any apologies for absence.	
2.	CONFIRMATION OF VOTING MEMBERS	
	A representative of each political group will confirm the voting members of the committee.	
3.	NOTIFICATION OF ANY ITEMS OF BUSINESS WHICH THE CHAIR DEEMS URGENT	
	In special circumstances, an item of business may be added to an agenda within five clear days of the meeting.	
4.	DISCLOSURE OF INTERESTS AND DISPENSATIONS	
	Members to declare any interests and dispensation in respect of any item of business to be considered at this meeting.	
5.	LICENSING ACT 2003: THE GRAND LOUNGE, FIRST FLOOR, 777 OLD KENT ROAD, LONDON SE15 1NZ	1 - 41
6.	LICENSING ACT 2003: PECKHAM FOOD AND WINE, 176 PECKHAM HIGH STREET, LONDON SE15 5EG - TRANSFER APPLICATION	42 - 145

Item No.	Title	Page No.
7.	LICENSING ACT 2003: PECKHAM FOOD AND WINE, 176 PECKHAM HIGH STREET, PECKHAM, LONDON SE15 5EG - REVIEW	146 - 345

ANY OTHER OPEN BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

PART B - CLOSED BUSINESS

EXCLUSION OF PRESS AND PUBLIC

The following motion should be moved, seconded and approved if the sub-committee wishes to exclude the press and public to deal with reports revealing exempt information:

“That the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in paragraphs 1-7, Access to Information Procedure rules of the Constitution.”

ANY OTHER CLOSED BUSINESS AS NOTIFIED AT THE START OF THE MEETING AND ACCEPTED BY THE CHAIR AS URGENT.

Date: 16 September 2025

Meeting Name:	Licensing Sub-Committee
Date:	25 September 2025
Report title:	Licensing Act 2003: The Grand Lounge, First Floor, 777 Old Kent Road, London SE158 1NZ
Ward(s) or groups affected:	Old Kent Road
Classification:	Open
Reason for lateness (if applicable):	Not applicable
From:	Strategic Director, Environment, Sustainability and Leisure

RECOMMENDATION

1. That the licensing sub-committee considers an application made by Grand Empire Group Limited for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as The Grand Lounge, First Floor, 777 Old Kent Road, London SE158 1NZ.
2. Notes:
 - a) This application is for a premises licence and has been submitted under Section 17 of the Licensing Act 2003. The application is subject to two outstanding representations from responsible authorities and is therefore referred to the Licensing Sub Committee for determination.
 - b) Paragraphs 8 to 13 of this report provide a summary of the application. A copy of the application submitted with the application are attached to this report as Appendix A.
 - c) Paragraphs 14 to 19 of this report deal with the representations submitted in respect of the application by the responsible authorities, both available in Appendix B. A map showing the location of the premises is attached to this report as Appendix C.
 - d) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 provides a licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late night refreshment.
4. Within Southwark, the licensing responsibility is wholly administered by this council.
5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:
 - The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - The protection of children from harm.
6. In carrying out its licensing functions, a licensing authority must also have regard to:
 - The Act itself
 - The guidance to the act issued under Section 182 of the Act
 - Secondary regulations issued under the Act
 - The licensing authority's own statement of licensing policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations.
7. The premises licence application process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies under the Act. The application must also be advertised at the premises and in the local press. The responsible authorities and other persons within the local community may make representations on any part of the application where relevant to the four licensing objectives.

KEY ISSUES FOR CONSIDERATION

The premises licence application

8. On 21 May 2025 Grand Empire Group Limited applied to this Council for a premises licence to be granted under the Licensing Act 2003 in respect of the premises known as The Grand Lounge – First Floor, 777 Old Kent Road, London SE158 1NZ.

9. The hours applied for are summarised as follows:

- The sale by retail of alcohol (both on and off sales):
 - Sunday to Wednesday from 11:00 to 00:00
 - Thursday from 11:00 to 01:00
 - Friday and Saturday from 11:00 to 03:00
- The provision of late night refreshment (both indoors and outdoors):
 - Sunday to Wednesday from 23:00 to 00:00
 - Thursday from 23:00 to 01:00
 - Friday and Saturday from 23:00 to 03:00
- The provision of regulated entertainment (indoors):
 - Sunday to Wednesday from 11:00 to 00:00
 - Thursday from 11:00 to 01:00
 - Friday and Saturday from 11:00 to 03:00
- Opening hours:
 - Sunday to Wednesday from 11:00 to 00:00
 - Thursday from 11:00 to 01:00
 - Friday and Saturday from 11:00 to 03:00
- Non-standard hours for licensable activities and opening hours:
 - On the following days the permitted hours may be extended for an additional hour:
 - Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May bank holidays and the August bank holiday, Christmas Eve and Boxing Day
 - From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day
 - On the trading day on which the clocks go forward (i.e. the start of British Summer Time) permitted hours may be extended for an additional hour.

10. The premises, and the intended operation of the premises, are described in the application simply as follows:

“Licensed bar and restaurant.”

11. The premises licence application form provides the applicant's operating schedule. Parts A, B, E, F, G, H, J, K, L, and M of the operating schedule set out the proposed licensable activities, operating hours and operating control measures in full, with reference to the four licensing objectives as stated in the Licensing Act 2003. Should a premises licence be issued in respect of the application the information provided in part M of the operating schedule will form the basis of conditions that will be attached to any licence granted subsequent to the application.
12. A copy of the application is attached to this report as Appendix A.

Designated premises supervisor (DPS)

13. The proposed DPS is George Nwachukwu who holds a personal licence with the London Borough of Lewisham. Mr. Nwachukwu is also the Director of Grand Empire Group Limited, the applicant.

Representations from responsible authorities

14. There were two representations from the responsible authorities, namely the Metropolitan Police Service (Licensing Division) and the council's environmental protection team.
15. The representation from the police points to a similar existing licensed premises on the ground floor that has caused issues with anti-social behaviour. The Police are concerned that the description of the premises is scant and lacking in proposed control measures. The hours applied for are excessive to those recommended in the Southwark statement of licensing policy for a premises in a residential area. The police believe that the licence, if granted as applied, would have a negative impact on all four of the licensing objectives.
16. The representations from the council's environmental protection team also points to the applied hours being excessive to the licensing policy, thereby creating a potential risk of public nuisance. The existing premises on the ground floor already generates complaints from local residents. It is also noted that there is a similar application on the floor above, potentially tripling the potential for issues with the number of patrons. There is also no clear separation between the three licences as they are connected by the same stairwell. There is also a lack of planning permissions in place.
17. Both representations are available in Appendix B.

Representations from other persons

18. There are no representations from other persons.

Conciliation

19. All representations were sent to the applicant's legal representative, but no response has been forthcoming.

Premises history

20. There is a premises licence for the ground floor, but with a different licence holder to the Applicant.
21. There is no history of complaints or Temporary Events Notices for the first floor.

Map

22. A map showing the location of the premises is attached to this report as Appendix C. The following is a list of licensed premises in the immediate vicinity (100m) of the premises application:

The Empire Lounge, Unit 1 and 2, 777 Old Kent Road, London SE15 1NZ, licensed for:

- The sale by retail of alcohol (both on and off sales):
 - Sunday to Wednesday: 11:00 to 00:00
 - Thursday: 11:00 to 01:00
 - Friday and Saturday: 11:00 to 03:00
- The provision of late night refreshment (indoors and outdoors):
 - Sunday to Wednesday: 23:00 to 00:00
 - Thursday: 23:00 to 01:00
 - Friday and Saturday: 23:00 to 03:00
- The provision of regulated entertainment in the form of recorded music (indoors):
 - Sunday to Wednesday: 11:00 to 00:00
 - Thursday: 11:00 to 01:00
 - Friday and Saturday: 11:00 to 03:00

Iceland, 789-799 Old Kent Road, London SE15 1NZ licensed for:

- The sale by retail of alcohol (off sales):
 - Monday to Saturday: 08:00 to 23:00
 - Sunday: 10:00 to 22:30

Lidl, 760 Old Kent Road, London SE15 1NJ, licensed for:

- The sale by retail of alcohol (off sales):
 - Monday to Sunday: 07:00 to 23:00

805 Restaurant, 805-809 Old Kent Road, London SE15 1NX, licensed for:

- The sale by retail of alcohol (on sales):
 - Monday to Sunday: 14:00 to 00:30
- The provision of late night refreshment (indoors):
 - Monday to Sunday: 23:00 to 00:30
- The provision of regulated entertainment in the form of live music (indoors):
 - Monday to Sunday: 21:00 to 00:00
- The provision of regulated entertainment in the form of recorded music (indoors):
 - Monday to Sunday: 14:00 to 00:30

Esquire Bar and Grill, 817 Old Kent Road, London SE15 1NX, licensed for:

- The sale by retail of alcohol (on sales):
 - Sunday to Thursday: 10:00 to 00:00
 - Saturday and Sunday: 11:00 to 03:00
- The provision of late night refreshment (indoors):
 - Sunday to Thursday: 23:00 to 00:30
 - Saturday and Sunday: 23:00 to 03:00
 - Saturday and Sunday: 11:00 to 01:00.

Southwark Council statement of licensing policy

23. Council assembly approved Southwark's statement of licensing policy 2021-2026 on 25 November 2020 and it came into effect on 1 January 2021.
24. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
 - Section 3 - Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications.
 - Section 5 – Determining applications for premises licenses and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.

- Section 6 – Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
- Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this Authority might consider appropriate by type of premises and (planning) area classification.
- Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
- Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective.
- Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.
- Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.

25. The purpose of Southwark's statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.

26. Members should take into consideration both the Southwark statement of licensing policy and the Section 182 Guidance when making decisions. The links for these are below:

Southwark policy:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

Section 182 Guidance:

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Cumulative impact area (CIA)

27. The premises is located outside a cumulative impact area a residential area.

28. The recommended closing hours for restaurants and public houses under the statement of licensing policy for that location is:

- Monday to Sunday: 23:00.

29. Night clubs (with 'sui generis' planning classification) are not considered appropriate for this area.

Climate change implications

30. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
31. Climate change is not a legal factor in the consideration of a grant of a premises license under the current licensing objectives, however members can make enquiries and request an agreement from applicants to promote the reduction of the impact of climate change that may be caused by the operation of the premises.
32. Examples of such an agreement may be:
 - Not to use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
 - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.
33. The council's climate change strategy is available at:

<https://www.southwark.gov.uk/assets/attach/48607/Climate-Change-Strategy-July-2021-.pdf>

Community, equalities (including socio-economic) and health impacts

Community impact statement

34. Each application is required by law to be considered upon its own individual merits with all relevant matters taken into account.

Equalities (including socio-economic) impact statement

35. This report does not result in a policy decision and each application is required to be considered upon its own individual merits with all relevant matters taken into account. In considering the recommendations of this report, due regard must be given to the public sector equality duty set out in section 149 of the Equality Act 2010. This requires the council to consider all individuals when carrying out its functions.
36. Importantly, the council must have due regard to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct; advance equality of opportunity and foster good relations between people who have protected characteristics and those who do not. The relevant protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. The public sector equality duty also applies to marriage and civil partnership, but only in relation to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct.

37. The equalities impact statement for licensing decisions is contained within the Southwark statement of licensing Policy 2021 – 2026 at:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

38. The equalities impact assessment is available at:

<https://moderngov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf>

Health impact statement

39. Health impacts cannot be considered by law when making decisions under the Licensing Act 2003.

Resource implications

40. A fee of £100.00 has been paid by the applicant company in respect of this application being the statutory fee payable for premises within non-domestic rateable value A.

Consultation

41. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was published in a local newspaper and similar notices were exhibited outside of the premises for a period of 28 consecutive days.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Assistant Chief Executive - Governance and Assurance

42. The sub-committee is asked to determine the application for a premises licence under Section 17 of the Licensing Act 2003.

43. The principles which sub-committee members must apply are set out below.

Principles for making the determination

44. The sub-committee is asked to determine the application for a premises licence under section 17 of the Licensing Act 2003.

45. The principles which sub-committee members must apply are set out below.

46. The general principle is that applications for premises licence applications must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.

47. Relevant representations are those which:

- Are about the likely effect of the granting of the application on the promotion of the licensing objectives
- Are made by an interested party or responsible authority
- Have not been withdrawn
- Are not, in the opinion of the relevant licensing authority, frivolous or vexatious.

48. If relevant representations are received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives to:

- To grant the licence subject to:
 - The conditions mentioned in section 18 (2)(a) modified to such extent as the licensing authority considers necessary for the promotion of the licensing objectives
 - Any condition which must under section 19, 20 or 21 be included in the licence.
- To exclude from the scope of the licence any of the licensable activities to which the application relates.
- To refuse to specify a person in the licence as the premises supervisor.
- To reject the application.

Conditions

49. The sub-committee's discretion is thus limited. It can only modify the conditions put forward by the applicant, or refuse the application, if it is necessary to do so. Conditions must be necessary and proportionate for the promotion of one of the four licensing objectives, and not for any other reason. Conditions must also be within the control of the licensee, and should be worded in a way which is clear, certain, consistent and enforceable.

50. The four licensing objectives are:

- The prevention of crime and disorder
- Public safety
- The prevention of nuisance
- The protection of children from harm.

51. Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.

52. Conditions will not be necessary if they duplicate a statutory position. Conditions relating to night café and take away aspect of the license must relate to the night time operation of the premises and must not be used to impose conditions which could not be imposed on daytime operators.

53. Members are also referred to the Home Office Revised Guidance issued under section 182 of the Licensing Act 2003 on conditions, specifically section

Reasons

54. If the sub-committee determines that it is necessary to modify the conditions, or to refuse the application for a premises licence application, it must give reasons for its decision.

Hearing procedures

55. Subject to the licensing hearing regulations, the licensing committee may determine its own procedures. Key elements of the regulations are that:

- The hearing shall take the form of a discussion led by the authority. Cross examination shall not be permitted unless the authority considered that it is required for it to consider the representations.
- Members of the authority are free to ask any question of any party or other person appearing at the hearing.
- The committee must allow the parties an equal maximum period of time in which to exercise their rights to:
 - Address the authority
 - If given permission by the committee, question any other party.
 - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.
- The committee shall disregard any information given by a party which is not relevant to the particular application before the committee and the licensing objectives.
- The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
- In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

56. This matter relates to the determination of an application for a premises licence under Section 17 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

Council's multiple roles and the role of the licensing sub-committee

57. Sub-committee members will note that, in relation to this application, the council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
58. Members should note that the licensing sub-committee is meeting on this occasion solely to perform the role of licensing authority. The sub-committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, members should disregard the council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the council's statement of licensing policy.
59. As a quasi-judicial body the licensing sub-committee is required to consider the application on its merits. The sub-committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The licensing sub-committee must give fair consideration to the contentions of all persons entitled to make representations to them.
60. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.
61. Members will be aware of the council's code of conduct which requires them to declare personal and prejudicial interests. The code applies to members when considering licensing applications. In addition, as a quasi-judicial body, members are required to avoid both actual bias, and the appearance of bias.
62. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities. Interested parties must live in the vicinity of the premises. This will be decided on a case-by-case basis.
63. Under the Human Rights Act 1998, the sub-committee needs to consider the balance between the rights of the applicant and those making representations to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the borough.

64. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee to the magistrates' court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

Strategic Director of Resources

65. The head of regulatory services has confirmed that the costs of this process over and above the application fee are borne by the service.

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003	Southwark Licensing, C/O Regulatory Services, 160 Tooley Street, London SE1 2QH	Mrs Kirby Read Tel: 020 7525 5748
Home Office Revised Guidance to the Act		
Secondary Regulations		
Southwark statement of licensing policy		
Case file		

APPENDICES

No.	Title
Appendix A	Copy of the application
Appendix B	Representations from the police and environmental protection team
Appendix C	Map of locality

AUDIT TRAIL

Lead Officer	Aled Richards, Strategic Director Environment, Sustainability and Leisure	
Report Author	Andrew Heron, Principal Licensing Officer	
Version	Final	
Dated	22 July 2025	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments Sought	Comments Included
Assistant Chief Executive - Governance and Assurance	Yes	Yes
Strategic Director of Resources	Yes	Ye
Cabinet Member	No	No
Date final report sent to Constitutional Team	22 July 2025	

21/05/2025

Business - Application for a premises licence to be granted under the Licensing Act 2003
Ref No. 2408769

Name of Applicant

Please enter the name(s) who is applying for a premises licence under section 17 of the Licensing Act 2003 and am making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

	Grand Empire Group Ltd
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Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the

entertainment is provided by or on behalf of the health care provider;

any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and

any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).

4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.

8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.

9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

10. Please list here steps you will take to promote all four licensing objectives together.

11. The application form must be signed.

12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.

14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications

from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.

- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A current Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, less than 6 months old, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a

European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.

- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - o evidence of the applicant's own identity – such as a passport,
 - o evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - o evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;

- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Premises Details

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

Non-domestic rateable value of premises in order to see your rateable value [click here](#) (opens in new window)

£	0
	Band D and E only applies to premises which uses exclusively or primarily for the supply of alcohol for consumption on the premises
	No

Premises trading name

	The Grand Lounge
--	------------------

Postal address of premises or, if none, ordnance survey map reference or description

Do you have a Southwark postcode?	Yes
Address Line 1	First Floor
Address Line 2	777 Old Kent Road
Town	London
Post code	SE15 1NZ
Ordnance survey map reference	
Description of the location	
Telephone number	[REDACTED]

Applicant Details

Please select whether you are applying for a premises licence as

	a person other than an individual (limited company, partnership etc)
--	--

If you are applying as an individual or non-individual please select one of the following:-

	I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
--	--

Other Applicants

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name - First Entry

	Grand Empire Group Ltd
--	------------------------

Address - First Entry

Street number or building name	57
Street Description	Deptford Broadway
Town	London
County	
Post code	SE8 4PH
Registered number (where applicable)	16409947

Description of applicant (for example, partnership, company, unincorporated association etc)	Limited Company
--	-----------------

Contact Details - First Entry

Telephone number	[REDACTED]
Email address	[REDACTED]

Operating Schedule

When do you want the premises licence to start?

	19/06/2025
--	------------

If you wish the licence to be valid only for a limited period, when do you want it to end?

--	--

General description of premises (see guidance note 1)

	Licensed Bar & Restaurant
--	---------------------------

If 5,000 or more people are expected to attend the premises at any one time please use the drop down below to select the number.

	Less than 5000
--	----------------

Note 1

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.

Operating Schedule part 2

What licensable activities do you intend to carry on from the premises?

	(Please see sections 1 and 14 of the Licensing Act 2003 and schedule 1 and 2 of the Licensing Act 2003)
--	---

Provision of regulated entertainment (Please read guidance note 2)

	f) recorded music

Provision of late night refreshment

	i) Late night refreshment
--	---------------------------

Supply of alcohol

	j) Supply of alcohol
--	----------------------

In all cases please complete boxes K, L and M.

F - Recorded Music

Will the playing of recorded music take place indoors or outdoors or both? (Please read guidance note 3)

	Indoors
--	---------

Please give further details here (Please read guidance note 4)

	The applicant wishes to have the facility for the provision of recorded music whether as the principal entertainment provided or in conjunction with any other permitted activity
--	---

Standard days and timings for Recorded Music (Please read guidance note 7)

Day	Start	Finish
Mon	11:00	00:00
Tues	11:00	00:00
Wed	11:00	00:00
Thur	11:00	01:00
Fri	11:00	03:00
Sat	11:00	03:00
Sun	11:00	00:00

State any seasonal variations for playing recorded music (Please read guidance note 5)

--	--

Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed. (Please read guidance note 6)

	<p>On the following days the permitted hours may be extended for an additional hour: Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day.</p> <p>From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day;</p> <p>On the trading day on which the clocks go forward (i.e. the start of British Summer Time) permitted hours may be extended for an additional hour.</p>
--	--

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.

I - Late Night Refreshment

Will the provision of late night refreshment take place indoors or outdoors or both? (Please read guidance note 3)

	Both
--	------

Please give further details here (Please read guidance note 4)

	<p>The applicants wish to be able to provide facilities for late-night refreshment as may be required from time to time to complement the range of activities (whether licensable or not) being provided at the premises whether as principal or in conjunction any other permitted activity</p>
--	--

Standard days & timings for Late night refreshment (Late night start time is from 23.00, see guidance notes 7)

Day	Start	Finish
Mon	23:00	00:00
Tues	23:00	00:00
Wed	23:00	00:00
Thur	23:00	01:00
Fri	23:00	03:00
Sat	23:00	03:00
Sun	23:00	00:00

State any seasonal variations for the provision of late night refreshment (Please read guidance note 5)

--	--

Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed. Please list, (Please read guidance note 6)

	<p>On the following days the permitted hours may be extended for an additional hour: Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day.</p> <p>From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day;</p> <p>On the trading day on which the clocks go forward (i.e. the start of British Summer Time) permitted hours may be extended for an additional hour;</p>
--	--

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 23:00) and only give details for the days of the week when you intend the premises to be used for the activity. Start time begins from 23:00

J - Supply of Alcohol

Will the supply of alcohol be for consumption (Please read guidance note 8)

	Both
--	------

Standard days and timings for Supply of alcohol (Please read guidance note 7)

Day	Start	Finish
Mon	11:00	00:00
Tues	11:00	00:00
Wed	11:00	00:00
Thur	11:00	01:00
Fri	11:00	03:00
Sat	11:00	03:00
Sun	11:00	00:00

State any seasonal variations for the supply of alcohol (Please read guidance 5)

--	--

Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed. Please list, (Please read guidance note 6)

	<p>On the following days the permitted hours may be extended for an additional hour: Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day; On the trading day on which the clocks go forward (i.e. the start of British Summer Time) permitted hours may be extended for an additional hour</p>
--	--

Please download and then upload the consent form completed by the designated proposed premises supervisor

--	--

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.

Premises Supervisor

State the name and details of the individual whom you wish to specify on the licence as the designated premises supervisor (Please see declaration about the entitlement to work in the check list at the end of the form)

Full name of proposed designated premises supervisor

First names	George
Surname	Nwachukwu

DOB

Date Of Birth	
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Address of proposed designated premises supervisor

Street number or Building name	
Street Description	
Town	
County	

Post code	[REDACTED]
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Personal licence number of proposed designated premises supervisor, if any,

Personal licence number (if known)	[REDACTED]
Issuing authority (if known)	Lewisham

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (Please read guidance note 9)

[REDACTED]	There will no activity of this nature
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9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

L - Hours premises are open to public

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.

6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Hours premises are open to the public (standard timings Please read guidance note 7)

Day	Start	Finish
Mon	11:00	00:30
Tues	11:00	00:30
Wed	11:00	00:30
Thur	11:00	01:30
Fri	11:00	03:30
Sat	11:00	03:30
Sun	11:00	00:30

State any seasonal variations (Please read guidance note 5)

[REDACTED]	[REDACTED]
------------	------------

Non standard timings. Where you intend to use the premises to be open to the public at different times from

those listed. Please list, (Please read guidance note 6)

	activities may be extended for an additional hour: (a) Thursday, Friday, Saturday and Sunday of the Easter weekend. (b) Friday, Saturday and Sunday of both May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. (c) On the trading day on which the clocks go forward (i.e. the start of British Summer Time) From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day;
--	--

M - Steps to promote four licencing objectives

a) General - all four licensing objectives (b,c,d,e) (Please read guidance note 10)

	Please see attached schedule of conditions
--	--

b) the prevention of crime and disorder

	Please see a above
--	--------------------

c) public safety

	Please see a above
--	--------------------

d) the prevention of public nuisance

	Please see a above
--	--------------------

e) the protection of children from harm

	Please see a above
--	--------------------

Guidance note 10

Please list here steps you will take to promote all four licensing objectives together.

Please upload a plan of the premises

	[REDACTED]
--	------------

Please upload any additional information i.e. risk assessments

	[REDACTED]
--	------------

Checklist

	<p>I have enclosed the plan of the premises.</p> <p>I understand that if I do not comply with the above requirements my application
 will be rejected.</p> <p>I understand that I must now advertise my application (In the local paper within 14 days of applying)</p>
--	--

Home Office Declaration

Please tick to indicate agreement

	I am a company or limited liability partnership
--	---

Declaration

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership]

I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK.

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work.

I/We hereby declare the information provided is true and accurate.

I agree to the above statement

	Yes
PaymentDescription	, ,
PaymentAmountInM inorUnits	[REDACTED]
AuthCode	[REDACTED]
LicenceReference	[REDACTED]
PaymentContactEmail	[REDACTED]

Please provide name of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). If completing on behalf of the applicant, please state in what capacity.

Full name	[REDACTED]
Date (DD/MM/YYYY)	21/05/2025
Capacity	Applicant's Solicitor

Where the premises licence is jointly held, enter the 2nd applicant (the current premises licence holder) or 2nd

applicant's solicitor or other authorised agent (guidance note 13). If completing on behalf of the applicant state in what capacity

Full name	
Date (DD/MM/YYYY)	
Capacity	

Contact name (where not previously given) an address for correspondence associated with this application (please read guidance note 14)

Contact name and address for correspondence	[REDACTED]
Telephone No.	[REDACTED]
If you prefer us to correspond with you by e-mail, your email address (optional)	[REDACTED]

GUIDANCE NOTES

12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.

14. This is the address which we shall use to correspond with you about this application.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Once you complete form you will be redirected to payments and won't be able to return back.

The information you provide will be used fairly and lawfully and Southwark Council will not knowingly do anything which may lead to a breach of the Data Protection Act 1998.

Schedule of proposed conditions consistent with the operating Schedule

The Grand Lounge – First Floor

340 A permanent sound-limiting device (or other similar sound-limiting equipment) shall be installed at the premises and shall be in use at all times that amplified sound is provided at the premises. The sound-limiting device (or other similar sound-limiting equipment) shall be calibrated by a professionally certified sound / acoustic engineer so that amplified sound at the premises does not give rise to a public or statutory nuisance at any time. Any temporary or permanent amplification system(s), amplified instrument(s), and microphone(s) in use at the premises shall be routed through the sound-limiting device (or other similar sound-limiting equipment) at all times.

341 The maximum number of people permitted on the premises at any one time (the 'accommodation limit') is 250 people (excluding staff).

343 A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises in all lighting conditions. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage. That all CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to Police and responsible authority officers on request.

344 A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of Police and responsible authority officers.

345 Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers advising to the effect that CCTV is in operation at the premises. The signage shall be kept free from obstructions at all times.

346 All relevant staff shall be trained in their responsibilities under the Licensing Act 2003, the promotion of the licensing objectives and the terms and conditions of this licence. Records pertaining to such training ('the staff training logs') shall be kept at the premises, shall be updated every 6 months and shall be made immediately available to responsible authority officers on request. The training logs shall include the trainee's name (in block capitals), the trainer's name (in block capitals), the date(s) of training and a declaration that the training has been received and understood by the trainee. If the staff training logs are a paper hardcopy then the signature of the trainee, the signature of the trainer shall be included. That all Digital records of training and/or logs shall be made immediately available to Police and responsible authority officers on request.

347 Clearly legible signs shall be prominently displayed where they can easily be seen and read by customers at all exits from the premises, requesting that:

- a. Customers leave the premises and area in a quiet and orderly manner.
- b. Entry will not be permitted to patrons who use Sylvan Road to either park, drop off or collect by private or hackney carriage vehicles.
- c. Customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signs shall be maintained free from obstruction when the premises are in use in accordance with this licence.

348 Relevant members of staff shall receive first aid training and an appropriate number of persons trained in first aid shall be on the premises at all times the premises are in operation.

350 The sound level of music played at the premises shall be monitored regularly to prevent music played at the premises from causing public noise nuisance.

351 The sound level of music played at the premises shall be controlled at all times solely by the manager, DPS, or other person nominated by the manager or DPS.

353 All windows at the premises shall be kept closed during the provision of any regulated entertainment.

354 When taxis are ordered for customers for the collection of customers from the premises staff members shall instruct the taxi service to instruct the taxi services drivers not to sound the driver's car horns outside the premises, but to approach the premises in person and verbally (without raised voices) alert staff that the drivers are at the premises to collect customers.

355 The details of local taxi firms will be displayed and kept at the premises and provided to customers on request.

356 A minimum of two (2) SIA registered door supervisors will be employed at the premises at all times after 22:00 on Friday, Saturday. They will be employed to control entry to the premises, to deal with the searching / scanning of customers, to deal with any anti-social or disorderly behaviour at the premises, to deescalate confrontations, to assist with emergency escape from the premises, to deal with the ejection of people from the premises, to assist management in liaising with the police regarding instances of crime and to assist with ensuring that the premises' dispersal policy is adhered to. When deployed, they shall remain at the premises until all patrons have vacated the premises and until at least 30 minutes after the premises close. The door supervisors shall be easily identifiable by hi-visibility garment.

357 A minimum of one (1) SIA registered door supervisor will be employed at the premises at all times after 22:00 on a Sunday to Thursday when the terminal hours are beyond midnight. They will be employed to control entry to the premises, to deal with the searching /scanning of customers, to deal with any antisocial or disorderly behaviour at the premises, to de-escalate confrontations, to assist with emergency escape from the premises, to deal with the ejection of people from the premises, to assist management in liaising with the police regarding instances of crime and to assist with ensuring that the premises' dispersal policy is adhered to. When deployed, they shall remain at the premises until all patrons have vacated the premises and its immediate vicinity. The door supervisors shall be easily identifiable by hi-visibility garment.

358 The security personnel shall be equipped with mechanical counting devices to ensure that the maximum accommodation limit of the premises is not exceeded.

359 A minimum of one SIA registered door supervisor shall wear a body worn video camera and all footage is to be made available to police or responsible authority officers upon request.

360 Any individual carrying out security activities at the premises must be:

- a. authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- b. entitled to carry out that activity by virtue of section 4 of that Act.

361 The SIA registered door supervisors shall at the time of the venue closing, encourage the patrols to disperse from the local area of the venue quietly and prevent any anti-social behaviour.

362 An entry policy shall be devised and maintained at the premises. A copy of the entry policy shall be kept at the premises with the premises licence and shall be made immediately available for inspection to all responsible authority officers on request. That all digital records of training and/or logs shall be

made immediately available to responsible authority officers on request. The entry policy shall cover (but not necessarily be limited to):

- a) Safe customer entry to the premises,
- b) If/when applicable searching/ scanning of attendees,
- c) The barring of customer entry to the premises for any reason,
- d) Restricted items (e.g. weapons, drugs or any other items restricted by the licensee),
- e) Pre-opening safety checks of the premises,
- f) Dealing with overcrowding and / or crowd surges
- g) Dealing with suspect packages.

363 An incident book/incident recording system shall be kept at the premises to record details of any of the following occurrences at the premises:

- a) Instances of anti-social or disorderly behaviour or Violence
- b) Calls to the police or fire brigade
- c) Abuse of staff and/or customers
- d) Ejections of people from the premises
- e) Visits to the premises by the local authority, police or fire brigade
- f) Refused sales of alcohol
- g) Any malfunction in respect of the CCTV system
- h) Any other relevant incidents.

The incident book/incident recording system shall record the time, date, location, and description of each incident as well as the printed name of the person reporting the incident and any action taken in respect of the incident. The incident book/incident recording system shall be available and accessible at the premises at all times that the premises are in use in accordance with this licence and shall be made available immediately to Police and responsible authority officers upon request. A record of the preceding 12 months' incidents shall be available at the premises at any time. All digital records of training and/or logs shall be made immediately available to police and responsible authority officers of the council on request. 364 If a Pubwatch scheme exists in respect of the local area, then the licensee/management will join and participate in the Pubwatch scheme (details can be obtained from Southwark Police Licensing and the night-time economy team).

365 The premises must have a welfare and vulnerability policy and all staff must receive this training. All new staff must receive this training before starting their role and all staff must have refresher training every 12 months. All training must be recorded and these records must be available on immediate request by responsible authority officers. That all Digital records of training and/or logs

366 Customers shall use no outside area other than those who temporarily leave the premises to smoke with no more than eight (8) people permitted to smoke at one any time. The area should be clearly marked by rope/post barrier system so as not obstruct the highway. The Staff and/or SIA registered door supervisors shall instruct customers to stay within the designated area and the area will be controlled by Staff and/or SIA registered door supervisors to prevent any disturbance to their neighbours.

367 A zero-tolerance drugs and weapons policy shall be undertaken at the premises:

- a) Anybody found with/ using drugs and/ or weapons will be ejected from the premises and shall not be admitted to the premises again.

b) The details of any person found dealing drugs or using weapons will be taken (if possible) and given to the police.

c) Any person who is suspected of having drugs on their person will need to consent to a search, and should they refuse the search that person shall be ejected from the premises.

368 Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers in the toilets advising to the effect that the taking of illegal drugs will not be tolerated at the premises.

369 Staff shall regularly monitor the premises' toilets to ensure that they are in a clean and sanitary condition, that no prohibited and/or illegal activities are taking place in the toilets and to check customer safety.

370 A challenge 25 scheme shall be maintained requiring that staff selling or delivering alcohol request that any customer who looks under 25 years old, and who is attempting to purchase or take receipt of alcohol, provides valid photographic identification proving that the customer is at least 18 years old. Valid photographic identification is composed of a photo driving licence, passport, UK armed services photo ID card, any Proof of Age Standards Scheme (PASS) accredited card (such as the Proof of Age London (PAL) card) or any age verification card accredited by the Secretary of State.

371 All staff involved in the sale of alcohol shall be trained in the prevention of sales of alcohol to underage persons (including the prevention of 'proxy sales') and the challenge 25 scheme in operation at the premises. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises and be made immediately available for inspection at the premises to council and/or police officers on request.

372 Clearly legible signs shall be prominently displayed where they can easily be seen and read by customers stating to the effect that a challenge 25 policy is in operation at the premises, that customers may be asked to provide proof of age and stating what the acceptable forms of proof of age are. Such signage shall be displayed at all entrances, points of sale and in all areas where alcohol is displayed for sale. The signage shall be kept free from obstructions at all times.

373 A register of refused sales of alcohol shall be maintained in order to demonstrate effective operation of the challenge 25 policy. The register shall be used to record details of all refused sales of alcohol. The register shall be kept/ be accessible at the premises at all times. If the refusals register is a paper document, then it shall be clearly and legibly marked on the front cover as a register of refused alcohol sales, with the address of the premises and the name of the licence holder. The register shall be made immediately available for inspection at the premises to council or police officers on request.

374 The venue shall support "Ask for Angela" or another similar safety initiative and posters shall be displayed on the premises. All staff shall be trained in "Ask Angela" or a similar safety initiative and a record of this training shall be kept on the premises and made available for inspection immediately to responsible authority officers upon request. That all Digital records of training and/or logs shall be made immediately available to Police and responsible authority officers on request.

375 All alcohol supplied for consumption after 01:00 shall be decanted into either polycarbonate, recyclable plastic, or recyclable paper-based material.

377 A dispersal policy to assist with patrons leaving the premises in an orderly and safe manner shall be devised and maintained regarding the premises. A copy of the dispersal policy shall be accessible at the premises at all times that the premises are in operation. The policy should include (but not necessarily be limited to) the following:

- a) Details as to how customer/staff egress shall be managed to minimise causing nuisance.
- b) Details of public transport in the vicinity and how customers will be advised in respect of it.

- c) Details of the management of taxis to and from the premises.
- d) Details of the management of any 'winding down' period at the premises.
- e) Details of the use of security and stewarding in respect of managing customer dispersal.
- f) Details of any cloakroom facility at the premises and how it is managed.
- g) Details of road safety in respect of customers leaving the premises.
- h) Details of the management of ejections from the premises.
- i) Details as to how any physical altercations at the premises are to be managed.
- j) Details of how refuse waste in the local vicinity arising through the operation of the premises will be cleared up (e.g. flyer clean up, post event clean up).

All relevant staff employed at the premises shall be trained in the latest version of the dispersal policy. Details of such training, including the printed name(s) of the trainee(s) and the date(s) that the training was given, shall be recorded in the staff training logs at the premises. If the dispersal policy is a paper document then the signature of the trainees shall also be included. The dispersal policy shall be made immediately available to responsible authority officers on request. That all Digital records of training and/or logs shall be made immediately available to responsible authority officers on request.

378 There shall be no entry or re-entry permitted after 00:00 on Sunday to Thursday and 01:00 on Friday and Saturday save for those temporarily leaving the premises to smoke.

379 There shall be no sales of alcohol or late-night refreshment for consumption off the premises after 23:00 Sunday to Thursday or after 00:00 on Friday and Saturday.

380 There shall be no externally promoted events, including DJ's.

381 Any 'off sales' of alcohol shall be provided in sealed containers to be taken away from the premises.

382 There shall be no deliveries or off sales after 00:00.

383 An additional SIA security officer shall be employed by the premises from 21:00 hours whenever he premises is open beyond 00:00 hours until 30 minutes after the terminal hour to be positioned on the corner of Old Kent Road and Sylvan Grove to ensure patrons parking on Sylvan Grove is not permitted entry to the premises and dispersal of patrons managed efficiently.

384 A telephone number for management shall be made available to local residents.

The Premises Licence Holder shall undertake a risk assessment prior to any pre-booked function, to determine whether they require a registered door supervisor(s). If required the premises licence holder, in consultation with the door security provider, shall determine the commensurate levels, timings and locations of door supervision to be deployed.

The risk assessment shall be recorded in writing and retained for a minimum of 31 days and be made available to the Police or officers of the Council immediately upon request.

When engaged all security staff shall be clearly identifiable at all times and all door supervisors shall enter their full details in the premises daily register at the commencement of their work, including their SIA registration number.

If the door supervisor is provided by an agency the name, registered business address and contact telephone number of the agency shall be recorded and will be made available to police or authorised officer immediately upon request.

APPENDIX B

POLICE



The Licensing Unit
 Floor 3
 160 Tooley Street
 London
 SE1 2QH

Metropolitan Police Service
Licensing Office
Southwark Police Station,
323 Borough High Street,
LONDON,
SE1 1JL

Tel: 020 7232 6756
 Email: SouthwarkLicensing@met.police.uk

Ref 25/808

Date: 06/06/2025

Re: The Grand Lounge First floor 777 Old kent SE15 1NZ

Dear Sir/Madam,

Police are in possession of an application from the above for a New Premises licence for recorded music, Late Night Refreshment, supply alcohol on/off sales. The venue is describing itself as "Licensed Bar & Restaurant". The hours requested are outside those recommended in the Southwark Statement of licensing policy for such a venue in a residential area .

The hours of operation requested are as follows

Open to the Public
 Sun-Wed-1100hrs-0030hrs
 Thurs-1100hrs-0130hrs
 Fri-Sat-1100hrs-0330h

Recorded Music
 Sun-Wed-1100hrs-0000hrs
 Thurs-1100hrs-0100hrs
 Fri-Sat-1100hrs-0300hrs

Late Night Refreshment
 Sun-Wed-2300hrs-0000hrs
 Thurs-2300hrs-0100hrs
 Fri-Sat-2300hrs-0300hrs

Supply of Alcohol on/off
 Sun-Wed-1100hrs-0000hrs
 Thurs-1100hrs-0100hrs
 Fri-Sat-1100hrs-0300hrs

There is already a restaurant, dance venue with an event space on the ground floor that has over the years eroded the policy hours .The existing venue has a capacity of 250 persons which has in the past been problematic with patrons causing anti-social behaviour when arriving and leaving the venue and also issues with patrons parking in Sylvian Street SE1, it should also be noted that this venue is also owned by the applicant for the new licensed bar and restaurant and would mean the venues would be competing against each other as both have similar operations or is the intention to become one super restaurant, bar and dance venue?

This application indicates it wishes to operate as a “Licensed Bar & Restaurant” and provides little other detail. The hours requested by the applicant not only exceed those recommended in the SSOLP but also exceed the operating hours of the venue operating on the ground floor.

The applicant has provided a few control measures to which we welcome however they are by no means robust enough to justify such late hours for a venue that has no operating history.

The application does provide a plan with seating but does not state if these are fixed seating or if they can be removed so as to operate as a dance venue, this is important information so as to ensure that the correct control measures are aligned to the licence.

The capacity for the venue is 250 but there is no breakdown as to how many are seated or standing. An additional 250 persons would have a cumulative impact on the area on its own however this combined with the venue below (Empire Lounge) also dispersing 250 persons would Higley likely add to the problems already endured by the local residents such as alcohol led anti-social behaviour and the lack of proper parking facilities, there is nothing within this application to mitigate these potential issues.

The Police object to this application as the venue is situated in a residential area and the hours requested far exceed those recommend in the Southwark statement of licensing policy. The control measures offered are not sufficiently robust for such operating hours and if granted this will be detrimental to local residents by means of an increase in anti-social behaviour and crime and disorder caused by the cumulative impact of another alcohol venue with a 250 capacity. The impact is particularly relevant at closing time when those leaving the other venues at this location leave to collect their cars and transport which are parked in residential streets. Police believe that if the license is granted it would have a negative impact on all of the licensing objectives in particular that of the Prevention of crime and disorder.

Submitted for your consideration.

Yours Sincerely

PC Mark Lynch 2246AS

Licensing Officer
Southwark Police Licensing
SouthwarkLicensing@met.police.uk

From: Earis, Richard <Richard.Earis@southwark.gov.uk>
Sent: Tuesday, June 17, 2025 3:21 PM

[REDACTED]
Subject: RE: Consultation, new premises licence application - First Floor, 777 Old Kent Road

RE: New Licence Application First Floor, 777 Old Kent Road

I have considered the application on behalf of the Environmental Protection Team (EPT - Prevention of Public Nuisance Responsible Authority). I would like to object on the grounds that the proposed operation significantly exceeds the recommended hours in Southwark's Statement of Licensing Policy and creates an unacceptable risk of public nuisance.

The previous and existing Empire / Empire Lounge premises on the ground floor of this building has in the past been a source of resident complaint in relation to loud amplified music and noise from patrons and dispersal. We have discounted complaints from previous occupants of the same building as they are obviously no longer resident, however historical complaints from different occupiers of Sylvan Grove illustrate the potential sensitivity of this immediate area.

This proposal adds an additional floor with a stated accommodation limit of 250 people, doubling the likely impact of the building. Further another Licence application has been made simultaneously for the second floor, under the same effective control, without a stated accommodation limit but with plans indicating a likely greater capacity. The first and second floors appear to share the same internal access stairwell. Potentially these 3 venues in the same building, all operating together with regulated entertainment in a residential area outside the hours recommended in the Statement of Licensing Policy, could have well over 750 people attending 3 separate events. The application is unclear as to how the venues are linked or how the interactions between them, and cumulative impacts, can be managed.

The first floor of the premises does not appear to have a Planning Consent to operate as a night club or drinking establishment, with the last lawful consent appearing to be a B1 (office) use (now use class E(g)). Whilst we appreciate Planning is a separate regime, Southwark's Licensing Policy states: '*it is strongly recommended that applications for premises licences for permanent commercial premises should normally be from businesses with relevant planning consent for the property concerned...the Council may expect the Applicant to address the reasons why planning permission had not been firstly sought and / or granted and provide reasons as to why licensing consent should be*'. We are concerned that the building is not suitably designed insulated and adapted for a drinking establishment with regulated entertainment and this exacerbates the risk of public nuisance.

We are also particularly concerned about dispersal noise and the impact of vehicles, taxis, people noise etc associated with 750+ people late at night on residents on Sylvan Grove.

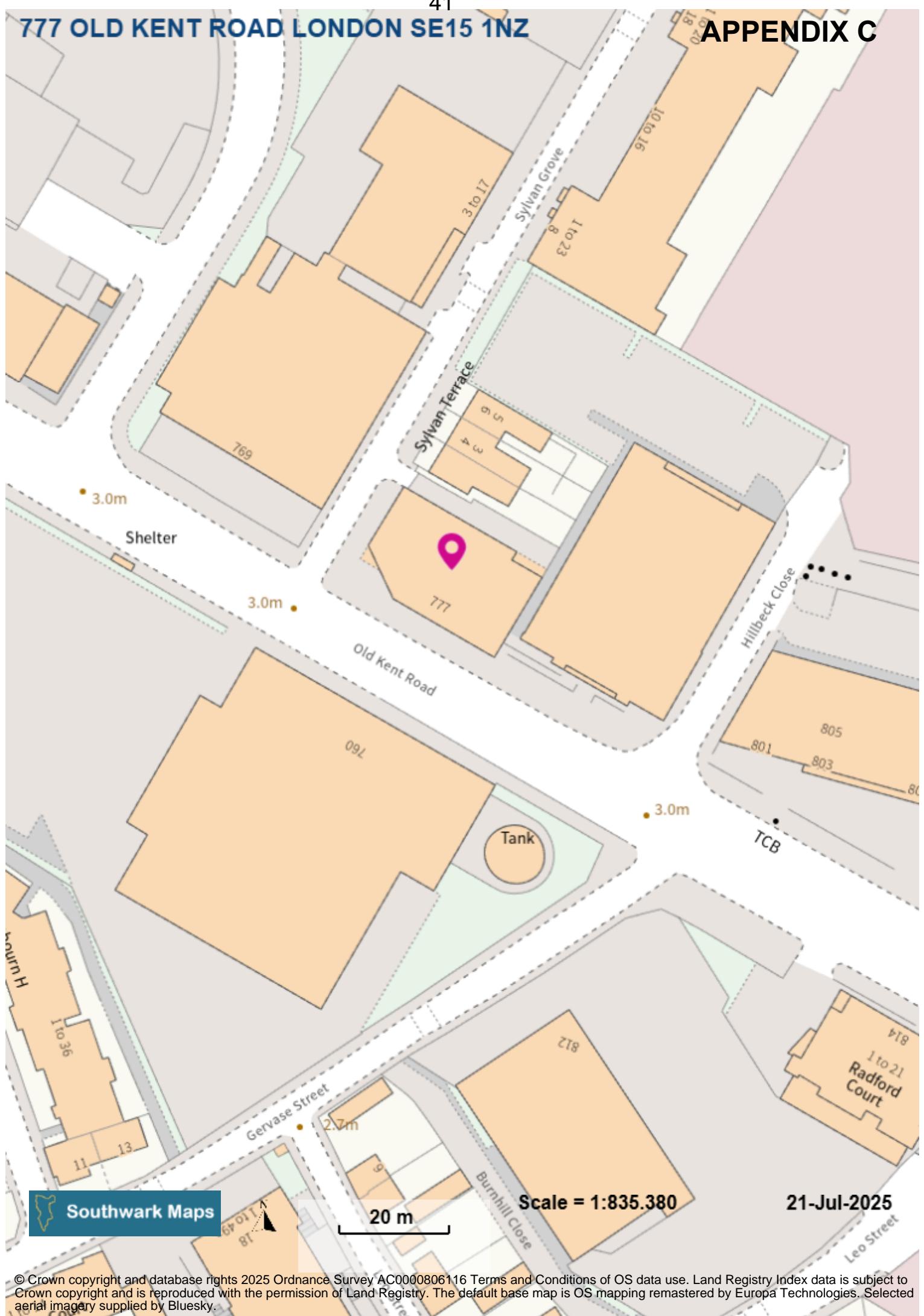
EPT do not believe this residential location is suitable for 3 venues with a combined capacity of over 750 people and the potential for 3 separate simultaneous events with regulated entertainment to take place.

If a committee is minded to grant a Licence, we would recommend the hours of operation are reduced to no later than those detailed in the Statement of Licensing Policy for this area.

Kind Regards,

Richard

Richard Earis BSc MSc MCIEH CEnvH MIOA
Principal Environmental Protection Officer
Environmental Protection Team



Agenda Item 6

Meeting Name:	Licensing Sub-Committee
Date:	25 June 2025
Report title:	Licensing Act 2003: Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG – Transfer Application
Ward(s) or groups affected:	Rye Lane
Classification:	Open
Reason for lateness (if applicable):	Not applicable
From:	Strategic Director of Environment, Sustainability and Leisure

RECOMMENDATION

1. That the licensing sub-committee considers an application made by The Peckham Food Point Ltd to transfer a premises licence under the Licensing Act 2003 in respect of the premises known Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG.
2. Notes:
 - a) This is an application, submitted under Section 42 of the Licensing Act 2003, to transfer a premises licence. The application is subject to an objection notice submitted by the Metropolitan Police Service and is therefore referred to the sub-committee for determination.
 - b) Paragraphs 12 to 14 of this report provide a summary of the application under consideration by the sub-committee. A copy of the full application is attached as Appendix A.
 - c) Paragraphs 16 to 18 of this report deal with the police objection notice received regarding the transfer application. Copies of the police objection notice, and supporting evidence, are attached as Appendix B.

- d) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

- 3. The Licensing Act 2003 received Royal Assent on 10 July 2003. The Act provides a new licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late night refreshment.
- 4. Within Southwark, the licensing responsibility is wholly administered by this council.
- 5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:
 - The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - The protection of children from harm.
- 6. In carrying out its licensing functions, a licensing authority must also have regard to:
 - The Act itself
 - The Guidance to the act issued under Section 182 of the Act
 - Secondary regulations issued under the Act
 - The licensing authority's own Statement of Licensing Policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations.
- 7. The application to transfer a premises licence involves the provision of all relevant information required under the Act to the licensing authority. If the licensing authority receives a police objection notice that is not withdrawn, it must hold a hearing to consider the objection notice (unless all parties agree that this is unnecessary).

8. The police may submit an objection notice to an application to transfer a premises licence when relevant to the promotion of the four licensing objectives.

KEY ISSUES FOR CONSIDERATION

Premises licence transfer

9. A premises licence transfer application was received on 17 June 2025 to remove Muhammad Baloch as the premises licence holder in respect of the premises, and to specify 'The Peckham Food Point Ltd' as the new premises licence holder.
10. Consent to the transfer has been provided by Muhammad Baloch.
11. The effect of this application is that it will have immediate interim effect unless an objection is received from the police.
12. Copies of this application, and the consent to transfer, are attached as appendix A.

The police objection

13. The Metropolitan Police Service submitted an objection notice (and supporting evidence) in respect of the prevention of crime and disorder licensing objective on 17 June 2025 regarding the application.
14. The grounds for the objection notice are stated as follows (verbatim):
 - "On the 17th June 2025 the Metropolitan Police received an application from The Peckham Food Point Ltd to transfer premises licence 881982, currently held by Muhammad Baloch.

Police object to the transfer of this premises licence under all the licensing objectives in particular prevention of crime and disorder. The grounds for the objection are as follows:

This premises licence is subject of a review under section 51 of the licensing act 2003 by Southwark council Trading Standards unit following concerns as to the operation of the premises and the illegal items being stored and sold by the premises to members of the public. There was also a representation from police regarding numerous licence breaches and employing a member of staff without carrying out checks regarding the males right to work.

These issues have all taken place whilst the director of The Peckham Food Point Ltd XX XXXX XXX was the manager of the store. XX XXXX XXX is and has been since 2023 clearly in charge of the day-to-day operations of this premises and must hold a degree of responsibility for its failings despite not being the designated premises supervisor. This application does not provide new management, and Police have no confidence in XX XXXX XXX to be the holder of a premises licence based on his poor management history.

Police have not been provided with any documents regarding ownership of the premises in the way of lease agreements.

The premises licence transfer system has in the past been used as a method to circumvent the review process and subsequent appeals process.

It has become such a concern that it was included in the latest version of Southwark's statement of licensing policy. Paragraphs 94 & 95 of the policy state:

Applications for transfer of a premises licence following application for a review

94. This Authority is concerned over the frequently observed practice of an application for a transfer of a premises licence being made following an application for a review of that same licence being lodged.

95. Where, such applications are made, this Authority will require documented proof of transfer of the business / lawful occupancy of the premises (such as a lease), to the new proposed licence holder to support the contention that the business is now under new management control

No documentation has been supplied to indicate the business is now under new management control and in fact that would not be the case as XX XXXX XXX would still be part of the management team. The Police continue to be seriously concerned about the operation of the premises along with poor management and the employment of illegal workers at this premise. Police maintain that the review process should continue under the current premises licence holder.

In order to promote the licensing objectives police recommend this application be refused on the above grounds."

15. Copies of the objection notice submitted by the police, and supporting evidence, are attached to this report as Appendix B.

Premises history

16. On 6 August 2006 a premises licence was issued in respect of the premises to Muhammed Islam and Saima Shahzadi. The premises licence allowed for the sale of alcohol 24 hours a day and 24 hours a day opening hours.
17. On 15 June 2009 the licence was transferred to Kiran Israr. Kiran Israr was also specified as the designated premises supervisor on this date.
18. On 19 June 2017, an application was submitted by this council's trading standards service under Section 51 of the Licensing Act 2003, for the review of the premises licence held by Kiran Israr in respect of the premises.
19. On 27 June 2017 an application, to have immediate effect, was submitted to specify Aamir Ali as the DPS of the premises. The application was granted and issued on 27 June 2017. The licensee remained Kiran Israr.
20. A licensing sub-committee hearing to determine the review application submitted in respect of the premises on 19 June 2017 took place on 15 September 2017. At the hearing the licensing sub-committee decided to revoke the premises licence.
21. On 4 September 2018 High Street Food Store Limited applied for a new premises licence to allow the off sale of alcohol at the premises between 09:00 and 23:00 daily. Further to representations submitted by this council's licensing service, this council's trading standards service, and by the Metropolitan Police Service the application was withdrawn. High Street Food Store Limited is now dissolved. Companies House records show that the director of High Street Food Store Limited was a Mr Ali Yasir.
22. On 25 April 2021 Mr. Abdul Aziz Umer applied to this council for the grant of a new premises licence in respect of the premises. Representations were submitted by the Metropolitan Police Service, this council's trading standards, this council's environmental protection team and this council's licensing service. At a hearing the application was refused by the licensing sub-committee because the applicant had not satisfactorily addressed cumulative impact.
23. On 20 December 2021 Muhammad Baloch applied for the grant of a new premises licence in respect of the premises. Representations were submitted by the Metropolitan Police Service, this council's trading

standards service, this council's environmental protection team, and this council's licensing service.

24. The licensing sub-committee determined the application on 17 May 2022 and granted the application with an amendment to change the start time for the sale of alcohol from 07:00 hours to 09:00 hours, and imposed eight conditions in addition to the conditions provided in the application's operating schedule. Naseem Baluch was specified as the DPS regarding the premises licence issued subsequent to the application (premises licence number 876417).
25. Following a number of visits by police and licensing officers, a number of breaches of licence number 876417 were observed. A warning letter was sent to the licensee on 25 September 2022.
26. On 8 December 2022 Muhammad Baloch applied for the grant of a new premises licence in respect of the premises. Representations were submitted by the Metropolitan Police Service, this council's licensing service and this council's Environmental Protection Team. The application was withdrawn on 10 May 2023.
27. On 21 August 2023 Muhammad Baloch applied to vary premises licence number 876417 to allow Mr Asif Ali to work at the premises. Mr Ali had previously been barred from working at the premises as per the Notice of Decision regarding the licensing sub-committee hearing of 17 May 2022 as per paragraph 31 above. The variation application was subject to representations submitted by this council's trading standards service and by this council's licensing service.
28. The licensing sub-committee determined the application on 31 October 2023 and granted the application, and premises licence number 880978 was issued subsequent to the application.
29. On 14 December 2023 Muhammad Baloch applied for the grant of a new premises licence in respect of the premises. The application sought to allow the 24-hour sale of alcohol at the premises. Representations were submitted by the Metropolitan Police Service and by this council's licensing service.
30. The licensing sub-committee determined the application on 08 February 2024 and granted the application, but only allowing for alcohol sales between 07:00 and 01:00 daily. Subsequently the current premises licence (number 881982) was issued.

31. On 30 April 2025 an application was submitted, under Section 51 of the Act, by this council's trading standards service for the review of the premises licence issued in respect of the premises.
32. The review application was submitted in respect of the prevention of crime and disorder, and the protection of children from harm, licensing objectives.
33. The grounds for the review are stated in the application as follows (verbatim):

“This matter concerns several pieces of legislation but is primarily concerned with the breaches under the Licensing Act 2003. On Thursday 6 March 2025 officers with the London Borough of Southwark Trading Standards Team and Local Night Time Economy (NTE) police team, conducted an inspection of the premises known as Peckham Food & Wine at 176 Peckham High Street. The inspection was on the back of a complaint received by Trading Standards on the 03/03/2025 alleging the premises was selling alcohol to minors.

During the inspection on the 6 March 2025 at approximately 12:46pm all the licensing conditions were checked, and a number of breaches were found including:

1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request.
2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for XXXX who was working at the time of visit.
3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.
4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number 880978.

During the visit neither the owner nor designated premises supervisor were present.

When we first entered, we spoke with XXXX who was behind the till and the only one present at time of entry. We completed the licensing checks with XXXX and the breaches above were found.

Around 30 minutes later XXXX turned up to the shop and identified himself as the manager. XXXX explained that although he was the manager XXXX was still the premises licence holder. During the visit XXXX did provide the CCTV records and training records for staff, but the training records did not include the shop assistant XXXX who was witnessed selling alcohol to people buying from the shop. A notice was served detailing the breached conditions and I have attached this as CAJ/PFW/01.

A Trading Standards inspection was also completed and 20 packets containing 20 cigarettes in each (total of 400 sticks) were also seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market.

XXXX did claim the cigarettes were his, however they were found at the premises in a black bag under the counter. For the purposes of the Regulations a person supplies a tobacco product if, in the course of a business, the person possesses it for supply.

On the 8 March 2025 at 00:14am, the premises was witnessed allowing customers into the premises to purchase goods by myself and Ms Clarissa O'Toole a Council Anti-Social Behaviour Officer working on the NTE duty rota.

This is a breach of condition 340 which reads; "Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times".

On the 15 March 2025, myself and Richard Kalu, a Southwark Licensing officer along with police visited the premises again at 00:45 and witnessed a further breach of condition 340 as there were a number of people inside purchasing items from the shop.

A compliance check of previous breached conditions was carried out and the following licensing conditions were found in breach:

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.
2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.
3. Breach of condition 100 of the premises licence which states – 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.
4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.
5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.
6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.
7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises

The following offences were discovered at the time of visit:

During the visit neither the owner nor the Designated Premises Supervisor were in attendance again. XXXX again made an appearance and again mentioned he was the manager of the business.

On 21 March 2025 a warning letter was hand delivered by Licensing Officer Sayed Kadri and Licensing manager Esther Jones detailing all the continued breaches listed above.

On the 15 April 2025 trading standards led an underage sales test purchasing operation. A disposable vape SKE Cherry Ice (nicotine inhaling product) was sold to a 17-year-old male volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015.

These prohibit the sale of such vapes to anyone under 18. The seller did not ask for proof of age or make any checks on the purchaser's age.

The same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%). Myself and a colleague Mr Paul Gander entered the premises after the test purchase where we spoke with the person who had been seen to sell the product. He identified himself as XXXX. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

1. There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
2. One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A(1) of the Tobacco Advertising and Promotion Act 2002.
3. Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
4. 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a XXXX I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were the premises a package was delivered by Royal Mail addressed to XXXX. The return address shown was in the name of Epos Now and a member of staff confirmed it contained a new EPOS till for the premises.

I have major concerns that the premises on multiple occasions has been run in breach of the Licensing Act 2003. I also have concerns as to the management of the business with regard to age restricted sales and to whether the named licence holder is still actively running the business as he has not been in contact about the continued breaches and has not been present at any of the visits. The only contact is via a solicitor, who on behalf of Mr Baloch declined a face-to-face interview and has asked for it to be done via written questions. This request was received before the underage sales test purchasing operation on the Tuesday 15 April at 11:56.

The business seems to be run by a XXXX who during most visits has turned up via the back entrance and introduced himself as the manager and as mentioned earlier, XXXX received a package which will be used at the premises, namely an EPOS till system.

All options are open to the Licensing Sub-committee regarding these matters including imposing conditions and / or suspending or revoking the licence.

Trading Standards would ask that the licence be revoked, as the licence holder on multiple occasions as shown disregard to the conditions imposed on the licence.”

34. This council's licensing unit in, its role as a responsible authority, and the Metropolitan Police Service have both submitted representations supporting the review application and both support the revocation of the premises licence, as sought in the review application.
35. A copy of the review application is attached as Appendix C.

36. On 17 June 2025 an application was made to transfer the licence to 'The Peckham Food Point Ltd' (which was incorporated on 05 June 2025) with immediate effect. A Mr Asif Ali is the sole director and officer regarding The Peckham Food Point Ltd. The transfer application is subject to an objection notice submitted by the Metropolitan Police Service and is the subject of this report.
37. It should be noted that paragraphs 94 and 95 of this council's statement of licensing policy state the following:
 94. This Authority is concerned over the frequently observed practice of an application for a transfer of a premises licence being made following an application for a review of that same licence being lodged.
 95. Where, such applications are made, this Authority will require documented proof of transfer of the business / lawful occupancy of the premises (such as a lease), to the new proposed licence holder to support the contention that the business is now under new management control.
38. This council is concerned that transfer applications submitted immediately or soon after review applications have been lodged, are a means to subvert the review process.
39. On 17 June 2025 an application an application was submitted to vary the premises licence to specify Mr Asif Ali as the premises' DPS. The DPS variation application is the subject to an objection notice submitted by the Metropolitan Police Service and is to be determined by the licensing sub-committee at a hearing on 25 September 2025.
40. The grounds for the objection notice are stated as follows (verbatim):

"On the 18th June 2025 the Metropolitan Police received an application from The Peckham Food Point Ltd to vary the dps on the licence 881982. The application is to remove the current dps Naseem Baluch and replace with Mr Ali Asif

Police object to the transfer of this premises licence under all the licensing objectives in particular prevention of crime and disorder. The grounds for the objection are as follows:

This premises licence is subject of a review under section 51 of the licensing act 2003 by Southwark council Trading Standards unit following concerns as to the operation of the premises and the illegal items being stored and sold by the premises to members of the public. There was also a representation from police regarding numerous

licence breaches and employing a member of staff without carrying out checks regarding the males right to work.

These issues have all taken place whilst the director of The Peckham Food Point Ltd Mr Asif Ali was the manager of the store. Mr Asif Ali is and has been since 2023 clearly in charge of the day-to-day operations of this premises and must hold a degree of responsibility for its failings despite not being the designated premises supervisor and Police have no confidence in Mr Asif Ali to be the dps of this or any licensed premises.

The Police continue to be seriously concerned about the operation of the premises along with poor management and the employment of illegal workers at this premise.

In order to promote the licensing objectives police recommend this application be refused on the above grounds.”

41. A copy of the objection notice submitted by the Metropolitan Police Service regarding the DPS variation application is attached as appendix D. Evidence in support of this objection notice is the same as that submitted in respect of the transfer application, which is the subject of this report, and is attached in appendix B.
42. On 30 August 2025 council and police officers inspected the premises and noted breaches of licence conditions 342 (no signage displayed), 349 (no training records regarding dispersal) and 4AI (refusal logs in place but the details were entered by a different person to who made the sale). A notification of alleged offences under the Licensing Act 2003 (form 694) was issued to Mr Asif Ali by PC Mark Lynch. Subsequent to this, warning letters were sent to the Muhammed Baloch via the premises address, Muhammed Baloch via his home address, Naseem Baluch via the premises address, and Mr Ali via the premises address. Copies of the notice of alleged offence, the warning letters, a statement of witness from a council licensing officer regarding the visit, and a statement of witness from a council officer regarding the delivery of the warning letters are attached in Appendix E.
43. A licensing sub-committee hearing to determine the review application was scheduled to take place on 19 June 2025. With the agreement of all relevant parties, the hearing was deferred to 7 August 2025 and then moved to the 25 September 2025. The reason for the deferment is because an application to transfer the premises licence issued in respect of the premises has been submitted. The application to transfer the premises licence is subject to an objection notice and the application must be determined by the licensing sub-committee at a hearing. It was decided that

the review application and transfer application should be heard in conjunction with each other as they have a direct bearing on each other. The time limit to hold the hearing in respect of the review application has been extended under section 11 of The Licensing Act 2003 (Hearings) Regulations 2005 as it is in the public interest to do so.

44. The effect of refusing the transfer application will mean that the change of DPS application will not be valid and will not be able to be granted.
45. No temporary event notices have been submitted regarding the premises in the past 12 months.
46. No complaints from members of the public have been submitted regarding the premises in the past 12 months.

Consideration by the sub-committee

47. It is not possible to reach a negotiated outcome regarding this matter and the sub-committee is asked to consider whether the police objection notice is upheld under the necessity to promote the licensing objective of crime and disorder and refuse the application to transfer.

Southwark Council statement of licensing policy

56. Council assembly approved Southwark's statement of licensing policy 2021-2026 received assent on 25 November 2020 and it came into effect on 1 January 2021.
57. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:
 - Section 3 - Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications.
 - Section 5 – Determining applications for premises licences and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
 - Section 6 – Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.

- Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this authority might consider appropriate by type of premises and (planning) area classification.
- Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
- Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective.
- Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.
- Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.

58. The purpose of Southwark's statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.

59. Members should take into consideration both the Southwark statement of licensing policy and the Section 182 Guidance when making decisions. The links for these are below:

Southwark policy:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

Section 182 Guidance:

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Cumulative Impact Area (CIA)

60. The premises fall within the Peckham cumulative impact area (CIA).

61. The Peckham CIA applies to the following types of premises:

- Night clubs, public houses and bars, off-licences, supermarkets, grocers, convenience stores and similar premises.

62. The premises are situated in Peckham major town centre area.
63. The closing times for off-licences and alcohol sales in grocers and supermarkets in Peckham major town centre area is 00:00 (midnight) daily.

Climate change implications

64. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
65. Climate change is not a legal factor in the consideration of a grant of a premises license under the current licensing objectives, however members can make enquiries and request an agreement from applicants to promote the reduction of the impact of climate change that may be caused by the operation of the premises.
66. Examples of such an agreement may be:
 - Not to use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
 - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.

67. The council's climate change strategy is available at:

<https://www.southwark.gov.uk/assets/attach/48607/Climate-Change-Strategy-July-2021-.pdf>

Community, equalities (including socio-economic) and health impacts

Community impact statement

68. Each application is required by law to be considered upon its own individual merits with all relevant matters taken into account.

Equalities (including socio-economic) impact statement

69. This report does not result in a policy decision and each application is required to be considered upon its own individual merits with all relevant matters taken into account. In considering the recommendations of this report, due regard must be given to the public sector equality duty set out in section 149 of the Equality Act 2010. This requires the council to consider all individuals when carrying out its functions.

70. Importantly, the council must have due regard to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct; advance equality of opportunity and foster good relations between people who have protected characteristics and those who do not. The relevant protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. The public sector equality duty also applies to marriage and civil partnership, but only in relation to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct.

71. The equalities impact statement for licensing decisions is contained within the Southwark statement of licensing Policy 2021 – 2026 at:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

72. The equalities impact assessment is available at:

<https://moderngov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf>

Health impact statement

73. Health impacts cannot be considered by law when making decisions under the Licensing Act 2003.

Resource implications

74. A fee of £23.00 has been paid by the applicant in respect of this application being the statutory fee payable for the transfer of a premises licence.

Consultations

75. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Assistant Chief Executive - Governance and Assurance

76. The sub-committee is asked to determine the application for the transfer of a premises licence under Section 42 of the Licensing Act 2003.

77. The principles which sub-committee members must apply are set out below.

Principles for making the determination

78. The general principle is that applications for the transfer of a premises licence must be granted unless a police objection notice is received. This is subject to the proviso that the applicant has complied with regulations in submitting the application.
79. An application to transfer a premises licence under section 42 shall be in the form and shall contain the information set out in the application and accompanied by the prescribed fee.
80. If a relevant police objection notice is received then the sub-committee must have regard to them, in determining whether it is necessary for the promotion of the licensing objectives.

Reasons

81. If the sub-committee determines that it is necessary to refuse the application to transfer the premises licence, it must give reasons for its decision.

Hearing procedures

82. Subject to the licensing hearing regulations, the licensing sub-committee may determine its own procedures. Key elements of the regulations are that:
 - The hearing shall take the form of a discussion led by the authority. Cross-examination shall not be permitted unless the authority considered that it is required for it to consider the representations.
 - Members of the authority are free to ask any question of any party or other person appearing at the hearing.
 - The committee must allow the parties an equal maximum period of time in which to exercise their rights to:
 - Address the authority
 - If given permission by the committee, question any other party
 - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.
 - The committee shall disregard any information given by a party which is not relevant to the particular application before the committee and the licensing objectives.

- The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
- In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

83. This matter relates to the determination of an application for a premises licence under section 42 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

Council's multiple roles and the role of the licensing sub-committee

84. Members should note that the licensing sub-committee is meeting on this occasion solely to perform the role of licensing authority. The sub-committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, members should disregard the council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the council's statement of licensing policy.

85. As a quasi-judicial body the licensing sub-committee is required to consider the application on its merits. The sub-committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The licensing sub-committee must give fair consideration to the contentions of all persons entitled to make representations to them.

86. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.

87. Members will be aware of the council's code of conduct which requires them to declare personal and prejudicial interests. The code applies to members when considering licensing applications. In addition, as a quasi-judicial body, members are required to avoid both actual bias, and the appearance of bias.
88. The sub-committee can only consider matters within the application that have been raised through the objection notice submitted by the police. This will be decided on a case to case basis.
89. Under the Human Rights Act 1998, the sub-committee needs to consider the balance between the rights of the applicant and those making objection to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the borough.
90. All interested parties have the right to appeal the decision of the sub-committee to the magistrates' court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

Guidance

91. Members are required to have regard to the Home Office guidance in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case.

Strategic Director of Resources

92. The head of community safety and enforcement has confirmed that the costs of this process are borne by the service.

BACKGROUND DOCUMENTS

Background papers	Held At	Contact
Licensing Act 2003 Home Office Revised Guidance to the Act Secondary Regulations Southwark Statement of Licensing Policy Case file	Southwark Licensing, C/o Community Safety & Enforcement, 160 Tooley Street, London, SE1 2QH	Licensing Unit Phone number: 020 7525 5748

APPENDICES

No.	Title
Appendix A	Copy of the transfer application
Appendix B	Copies of the Metropolitan Police Service's objection notice and supporting evidence
Appendix C	Copy of the Trading Standards Review application in respect of the premises submitted on 30 April 2025
Appendix D	Copy of the Metropolitan Police Service's objection notice regarding the DPS variation submitted on 17 June 2025 in respect of the premises
Appendix E	Copies of a notification of alleged offence, a Statement of Witness, warning letters and a Statement of Witness regarding the delivery of warning letters regarding an inspection of the premises on 30 August 2025

AUDIT TRAIL

Lead Officer	Aled Richards, Strategic Director Environment, Sustainability and Leisure	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Date	9 September 2025	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments Sought	Comments Included
Assistant Chief Executive - Governance and Assurance	Yes	Yes
Strategic Director of Resources	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		11 September 2025

17/06/2025

Application to transfer premises licence to be granted under the Licensing Act 2003

Ref No. 2420938

Please enter the name/s who wishes to apply to transfer the premises licence under the section 42 of the Licensing Act 2003

Full name	The Peckham Food Point Ltd
Full name (2nd Applicant if appropriate)	

Premises licence number

881982

Notes for Guidance

1. Describe the premises. For example the type of premises it is, its general situation and layout and any other information which would be relevant to the licensing objectives.
2. Right to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership which is not a limited liability partnership who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued on or after 6 April 2017 will lapse if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensing activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport apply].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, together with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their

name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to do the work in question.
- A current Residence Card issued by the Home Office to a person who is not a national of an EEA state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, less than 6 months old, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of an EEA state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of an EEA state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - o evidence of the applicant's own identity – such as a passport,
 - o evidence of their relationship with the EEA family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - o evidence that the EEA national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or

(iv) self-sufficient e.g. bank statements.

Family members of EEA nationals who are studying or financially independent must also provide evidence that the EEA national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable

to obtain a share code from the service should submit copy documents as set out above.

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. Where there is more than one applicant, both applicants or their respective agents must sign the application form.

6. This is the address which we shall use to correspond with you about this application.

Postal Address of premises, if none, ordnance survey map reference or description

Address Line 1	Peckham Food and Wine
Address Line 2	176 Peckham High Street
Town	London
County	
Post code	SE15 5EG
ordnance survey map reference	

Telephone Numbers (at premises)

Telephone number	
------------------	--

Please give a brief description of the premises (Please read guidance note 1)

	Convenience Store
--	-------------------

Name of current premises licence holder

	Muhammad Baloch
--	-----------------

Notes for Guidance

1. Describe the premises. For example the type of premises it is, its general situation and layout and any other information which would be relevant to the licensing objectives.

In what capacity are you applying for the premises licence to be transferred to you?

	b) a person other than an individual - i. as a limited company
--	--

If you have selected a) or b) above, please select one of the following

	I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
--	---

Please provide name and registered address of applicant/s in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Personal Details - First Entry

Full Name	The Peckham Food Point Ltd
-----------	----------------------------

Address - First Entry

Address Line 1	176 PECKHAM HIGH STREET
Address Line 2	
Town	LONDON
County	
Post code	SE15 5EG

Registered Number (where applicable) - First Entry

	16497440
--	----------

Description of applicant (for example partnership, company, unincorporated association etc) - First Entry

	Limited Company
--	-----------------

Telephone Number (if any) - First Entry

Daytime	
---------	--

Email Address - First Entry

--	--

[Click here to download consent form which must be signed by the previous licence holder and then scanned and upload here](#)

Are you the holder of the premises licence under an interim authority notice?

	No
--	----

Do you wish the transfer to have an immediate effect?

	Yes
--	-----

If not, when would you like the transfer to take effect?

--	--

I have submitted the consent form signed by the existing premises licence holder

	Yes
Upload consent form	_____

Please give reasons for not providing the consent form

--	--

If this application is granted I would be in a position to use the premises during the application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)

	Yes
--	-----

I will post the existing Premises Licence back

	No
--	----

If you unable to post us the original premises licence referred to above please give the reasons why not.

	The premises licence was received by email and so will be emailed over to the council
--	---

Checklist

	<p>I have posted the premises licence or relevant part of it or explanation I understand that if I do not comply with the above requirements my application will
be rejected I have submitted the consent form signed by the existing premises licence holder
or my statement as to why it is not enclosed</p>
--	--

I confirm the Information I have submitted is true and accurate

	I agree
PaymentDescription	Application to Transfer a Premises Licence
PaymentAmountInM inorUnits	_____
AuthCode	_____
LicenceReference	_____

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Please tick to indicate agreement

	I am a company or limited liability partnership
--	---

Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership

I/We hereby declare the information provided is true and accurate.

I agree to the above statement

	Yes
--	-----

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

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

I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 2)

Note 2: Right to work/immigration status

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability partnership who is resident in the UK who:does not have the right to live and work in the UK; or is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity. Any licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways:by providing with this application copies or scanned copies of the documents which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below). Home Office online right to work checking service.

As an alternative to providing a copy of original documents, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what

information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copies of documents as set out above.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

ou have complied with this guidance.

Name of applicant or applicant's solicitor or other duly authorised agent. If submitting on behalf of the applicant please state in what capacity. (Please read guidance note 4)

Name of Applicant	
Applicant's solicitor or other duly authorised agent	
Capacity	Applicants Solicitor
Date	17/06/2025

Joint Applicants Names or Joint Applicant's solicitor or other duly authorised agent (Please read guidance notes 5)

Joint names	
Capacity	
Date	17/06/2025

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

Contact name	
Telephone	
Email	

Postal address for correspondence associated with this application

Address Line 1	
Address Line 2	
Town	
County	
Post code	

Guidance Notes

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. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
6. This is the address which we shall use to correspond with you about this application.

Consent of premises licence holder to transfer

I/we	Muhammad Baloch
	[full name of premises licence holder(s)]
the premises licence holder of premises licence number	881982
	[insert premises licence number]

relating to

Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG

[name and address of premises to which the application relates]
hereby give my consent for the transfer of premises licence
number

881982

[insert premises licence number]

to

The Peckham Food Point Ltd

[full name of transferee].

signed

name

(please print) Muhammad Baloch

dated

05-06-2025



The Licensing Unit
Floor 3
160 Tooley Street
London
SE1 2QH

**Metropolitan Police Service
Licensing Office
Southwark Police Station,
323 Borough High Street,
LONDON,
SE1 1JL**

Tel:
Email:
SouthwarkLicensing@met.police.uk

Our reference: MD/25/977

Date: 17/06/2025

Re:- Peckham Food and Wine 176 Peckham High Street SE15 5EG

Dear Sir/Madam

On the 17th June 2025 the Metropolitan Police received an application from The Peckham Food Point Ltd to transfer premises licence 881982, currently held by Muhammad Baloch.

Police object to the transfer of this premises licence under all the licensing objectives in particular prevention of crime and disorder. The grounds for the objection are as follows:

This premises licence is subject of a review under section 51 of the licensing act 2003 by Southwark council Trading Standards unit following concerns as to the operation of the premises and the illegal items being stored and sold by the premises to members of the public. There was also a representation from police regarding numerous licence breaches and employing a member of staff without carrying out checks regarding the males right to work.

These issues have all taken place whilst the director of The Peckham Food Point Ltd XX XXXX XXX was the manager of the store. XX XXXX XXX is and has been since 2023 clearly in charge of the day-to-day operations of this premises and must hold a degree of responsibility for its failings despite not being the designated premises supervisor. This application does not provide new management, and Police have no confidence in XX XXXX XXX to be the holder of a premises licence based on his poor management history.

Police have not been provided with any documents regarding ownership of the premises in the way of lease agreements.

The premises licence transfer system has in the past been used as a method to circumvent the review process and subsequent appeals process.

It has become such a concern that it was included in the latest version of Southwark's statement of licensing policy. Paragraphs 94 & 95 of the policy state:

Applications for transfer of a premises licence following application for a review

94. This Authority is concerned over the frequently observed practice of an application for a transfer of a premises licence being made following an application for a review of that same licence being lodged.

95. Where, such applications are made, this Authority will require documented proof of transfer of the business / lawful occupancy of the premises (such as a lease), to the new proposed licence holder to support the contention that the business is now under new management control

No documentation has been supplied to indicate the business is now under new management control and in fact that would not be the case as XX XXXX XXX would still be part of the management team. The Police continue to be seriously concerned about the operation of the premises along with poor management and the employment of illegal workers at this premise. Police maintain that the review process should continue under the current premises licence holder.

In order to promote the licensing objectives police recommend this application be refused on the above grounds.

Yours Sincerely

PC Mark Lynch 2246 AS
Southwark Police Licensing Unit
Tel:



Notification of alleged offences under the Licensing Act 2003

Venue Name:

PECKHAM FOOD & WINE
176 PECKHAM HIGH ST
SE5 2BA

REF: (CAD/CRIS etc.)

Address:

Date: 06/05/05 Time: 1210
25/11/88

Details of person in charge at the relevant time:

128 BRYANT ROAD SE5 2BA DPS Personal Licence Holder

Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y No
- Section 137(1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y No
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y No
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

288 STAFF UNABLE TO OPERATE CCTV. UNABLE TO
289 CHECK RECORDING TIMES OR QUALITY
341 NO DIGITAL POLICY - SEEN MR ALI
344 STAFF UNABLE TO PROGRESS BECAUSE KEEPS LOGGING
346 STAFF UNABLE TO PROGRESS BECAUSE KEEPS LOGGING
4B - NO STAFF TRAINED RECORDS - STAFF STATED NOT BEEN
4B - TRAINED - ID NOT CHECKED BY MR ALI.
4A1 - NO RECENT LOGS 342/343/344/348 - 6 POS NOT WORKING.

Issuing officer:

Print: LND

I acknowledge receipt of this form: (venue)

The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001

RESTRICTED (when complete)

MG11C

WITNESS STATEMENT

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

URN

Statement of: PC Mark Lynch 2246AS

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police 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.

Witness Signature: [REDACTED] Date: 21/03/2025

I have been a Police Officer 20 years to which the last 7 years I have been attached to the Southwark Police Licensing and Night time economy team.

This statement is made in regards to a Premises inspection of the venue called Peckham Food and Wine 176 Peckham High Street SE15 5EG

On Friday 06th March 2025 I was on duty in plain clothes I was in the company of Pc O'Mahoney 2321, Pc Haughey 2737AS, Southwark council trading standards officer Charlie Jerrom. We were tasked to attend the venue to carry out a joint licensing and trading standards inspection.

At 1209hrs we entered the store and identified ourselves to a Male, f507, slim build, unshaven, black hair, black clothing who I now know to be [REDACTED] he was the only person in the store at the time of our visit, we requested to see the venues summary licence to which [REDACTED] produced the licence number 881982. Pc O'Mahoney asked [REDACTED] if he had a personal licence to which he stated he did but not with him, he was asked how long he had worked at the store to which he stated he had started the previous day. Pc O'Mahoney then made enquiries to identify [REDACTED] with Border Force. I then carried out a licensing inspection of the venue. I then asked [REDACTED] a number of questions relating to the licence conditions to which he could not produce various documents or carry out certain operations to which he was required to and in turn this led to the following licence breaches as he was the only person on the premises.

[REDACTED] was unable to operate the ctv system breaching conditions

288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.

289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 - A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

I then asked to see the dispersal policy to which [REDACTED] was not able to produce breaching condition

349 - A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

Witness Signature: [REDACTED]

Signature Witnessed by Signature:

Page 1 of 2

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RESTRICTED (when complete)

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MG11C

Continuation of Statement of:

I then asked to see the premises training records for challenge 25 to which [REDACTED] could not produce breaching condition , I further asked if when he started work the previous day was he given any training and did he sign any training records to which he said no he didn't

4AB - All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

There was no refusals register available breaching condition

4AI - A refusals log must be kept at the premises, and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following: a) the identity of the member of staff who refused the sale; b) the date and time of the refusal; c) the alcohol requested and reason for refusal; d) description of the person refused alcohol.

I then asked [REDACTED] to operate the EPOS till to which he was unable to as it did not work and he stated it had not worked for a while and he had to use a calculator and then place money straight into the till a breach of condition

348 - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

Pc O'Mahoney then left the store to make further enquiries regarding [REDACTED] identification as she could not make calls due to poor signal. At 1235hrs male entered the store from the rear entrance carrying a case of Asahi beer, the male,600ft, medium build,beige baseball cap, leather jacket and glasses who later identified himself as the store manager [REDACTED]

Pc O'Mahoney then returned to the store where she arrested [REDACTED] for overstaying under the immigration act,he was handcuffed and then later transported to Peckham Police Station . I was then present when officer Charlie Jerrom asked [REDACTED] the manager to show him the cctv records for 31 days however the system only recorded for 22 days. He then asked [REDACTED] for the dispersal policy and refusals log to which [REDACTED] produced however it remained that the staff member in charge initially could not produce the documents and clearly had not been given training in regards of licence conditions or the licensing act. I asked [REDACTED] if he wished to sign the form 694 but it was not practical and I informed [REDACTED] of the breaches to which he sign the form 694 and was issued with a copy indicating the breaches that required rectifying. I then left the store with Pc O'Mahoney.

Witness Signature: [REDACTED]

Signature Witnessed by Signature: [REDACTED]

Page 2 of 2

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RESTRICTED (when complete)

RESTRICTED (when complete)

MG11C

WITNESS STATEMENT

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

URN

□ □ □ □

Statement of: PC Maria O'MAHONEY 2321AS

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police 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.

Witness Signature:

..... Date: 9th April 2025

Before writing this statement I have viewed my BWV footage which I exhibit as MVO/1 and MVO/2 "Staff arrested for Overstaying".

I am a Police Officer attached to the Night Time Economy Team and part of my duties are checking that licensed premises adhere to their licence conditions. On Thursday the 6th March 2025 I was on duty in plain clothes in the company of PC Lorena Haughey, PC Mark Lynch and Trading Standards Officer Charlie JERROM. I had decided to conduct a licensing inspection to PECKHAM FOOD AND WINE 176 PECKHAM HIGH STREET SE15 5EG as I had concerns regarding the management of the business as the previous weekend I had been on patrol when I had witnessed them selling alcohol and allowing people into the premises after 0100 hours. This was a breach of their permitted hours of their Granted licensable activities which permits them to sell alcohol between the hours of 07:00 hours to 01:00 hours only. They were also breaching licence condition 340 - Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times. At the time of witnessing these breaches I was unable to deal as I had other commitments.

At 12:10 hours we entered the premises and working behind the counter was an Asian male who I now know to be [REDACTED]. We introduced ourselves and explained that we were there to conduct a licensing inspection. We asked [REDACTED] [REDACTED] was there anyone else working in the shop and he replied that he was there working on his own and that it was his first day. I asked [REDACTED] did he have a Personal Licence and he said that "No not yet". I asked him if he had any ID and he said that no he didn't. I then explained that I would need to confirm who he was and for that I would need some form of ID. I asked him what his legal status in the UK was and was he allowed to work. [REDACTED] said that he was married. We then asked if he had his wifes phone number and [REDACTED] replied he had lost his phone last week. I explained to [REDACTED] [REDACTED] that I would need to phone UK Border Agency to confirm his identity and if he has permission to work in the UK.

Checks were conducted and it was found that [REDACTED] has been an Overstayer since 2019 [REDACTED]. I was asked by UK Border Agency to [REDACTED] for being an overstayer. The reasons for the arrest was to prevent [REDACTED] further disappearance and so that he could be interviewed by UK Border Agency regarding his overstaying in the UK. [REDACTED] [REDACTED] [REDACTED]

Witness Signature:

Signature Witnessed by Signature:

Page 1 of 2

99/12

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11C

Continuation of Statement of:

At 12:30 hours I arrested [REDACTED] explaining he was being arrested for having overstayed in the UK since 2019 and I then fully caution him. I placed [REDACTED] in handcuffs in the front stack position checking for tightness and double locking them. The reason I placed [REDACTED] in handcuffs was to prevent him from trying to escape as when I had arrested [REDACTED] he appeared very nervous and was looking towards the exit of the shop and I believed he was looking for a means to escape.

I then searched M [REDACTED] under Sec 32 of PACE to ensure that he did not have anything on him that could harm him or anyone else.

Whilst we were waiting for transport [REDACTED] arrived at 12:45 he then started hovering next to [REDACTED] whilst I was speaking to him. I remembered [REDACTED] from a previous visit to the premises when he was working there. At the time when I conducted checks one of the licence conditions one of them were that [REDACTED] was not to be involved with the running of the shop.

[REDACTED] became very nervous and kept glancing towards [REDACTED]. I had to ask [REDACTED] several times to move away and allow [REDACTED] some privacy. [REDACTED] became very argumentative and stated shouting that I should take [REDACTED] outside and that he was going to go out for a cigarette but he wasn't going now and he has going to stay in the shop. [REDACTED] had to be asked several times to move away as he was intimidating [REDACTED]

A number of the Premises Licence conditions were found to be breached so a Notification of Offences was issued by PC Mark Lynch and given to Mr Ali.

At 13:17 hours we left the premises.

.....
Witness Signature [REDACTED]

.....
Signature Witnessed by Signature: [REDACTED]

Page 2 of 2

99/12

RESTRICTED (when complete)



Notification of alleged offences under the Licensing Act 2003

Venue Name: Peckham Food & Wine REF: (CAD/CRIS etc.)
Address: 176 Peckham ~~Food & Wine~~ High Street Date: 15/3/25 Time: 00:50
SE15 5EG

Details of person in charge at the relevant time: [REDACTED]

DPS Personal Licence Holder

Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y No)
- Section 137 (1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y No)
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y No)
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make a an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

100 & 101 No personal holder or DPS
288, 289 Staff unable to operate CCTV
336 No Personal Licence holder on premises
340 Hatch not being used. customers being served
alcohol in shop.
341 Staff unable to operate CCTV. 348 EPOS/PoS not in use

Issuing [REDACTED]

Print: PC MARIA O'MAHONY 123105

Receipt of this form: (venue)

Refused

This notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an closure order under section 20 Criminal Justice and Police Act 2001

RESTRICTED

METROPOLITAN
POLICE

TOTAL POLICING

Form 695b (Off Sales)

Licensing Act 2003 - Record of Visit to Licensed Premises(Off Sales)

Details

Name of Premises:	Peckham Food & Wine		
Address of Premises:	176 Peckham High Street SE15 5EG		
Premises Type:	OFF Licence		
Contact Number:			
Date of Visit:	15/03/202	Time of Visit:	01:30

Persons in attendance:

1. PC Maria O' Mahoney 2321AS
2. PC Lorena Houghsey 2737AS
3. Charlie Jerome

CAD Reference:

CRIS Reference:

CRIMINT Reference:

Summary Licence on display ?(Part B)

Yes No

Is the current certified copy of the Premises Licence available?

Yes No

Is the premises operating under a Temporary event notice?(TEN)

Yes No

Premises Licence Number:

881982

Name of Person in Charge:

Name of DPS:

DPS Personal Licence Number:

Authorising Authority:

Is the name of the premises the same as on the Licence?

Yes No

Is there evidence of street drinkers, ASB around the immediate area?

Yes No

Does the premises have a policy in relation to super strength?

Yes No

CCTV

Is the Premises covered by CCTV?

Yes No

Is CCTV required as a condition on the Premises Licence?

Yes No

Is the CCTV available for viewing?

Yes No

Is a member of staff present trained to download and operate the CCTV?

Yes No

Is a camera installed at the entrance of the premises to enable a facial image of the person?

Yes No

RESTRICTED

Inspection

What age verification policy in place?

*Challenge 25+**Unknown*

If so, is there signage visible?

Yes No

Is the layout of the premises in accordance with the plan?

Yes No

Does the Premises sell disposable cups or evidence they open bottles?

Yes No

Does the Premises sell drug paraphernalia?

Yes No

Does the Premises sell Knives?

Yes No

If yes, are they displayed and stored appropriately?

Yes No

Does the Premises keep an incident/refusals Log?

Yes No

If yes, is it used?

Yes No

Does the Premises keep staff training records?

Yes No

General Staff

How many staff are on duty?

Yes No

Is there a trained first aider on duty?

General attitude of staff?

Helpful Unhelpful Obstructive Other

Actions

Have any breaches in the licensing conditions been identified?

Yes No

Details of breaches:

100 & 101 No Personal Licence Holder or DPS
 288 & 299 Staff unable to operate CCTV
 336 No Personal Licence holder on premises
 340 Hatch not being used. Doors open & customer entering premises
 341 staff unable to operate CCTV. 348 NO EPOS/POS in use

Has a form 694 (notification of alleged offences) been served?

Yes No

Has a section 19 Closure notice been served, including explanatory notes?

Yes No

Has this visit been entered on LIPS?

Yes No

Is a warning letter required as a result of this visit?

Yes No

Are there other offences or issues relevant to partner agencies (ie fire, Gambling Commission, Environmental Health, HM Customs and Excise, Etc)?

Appropriate Agency:

Contact Name:

RESTRICTED

Details of referral:

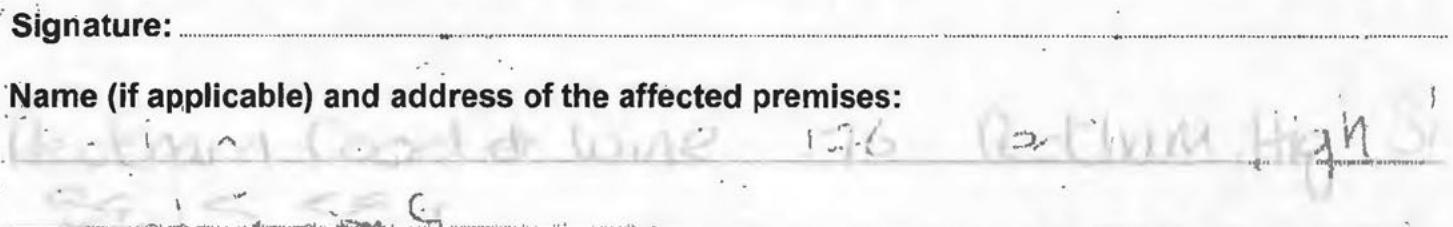
Does the premises require a further visit?

Yes No

15/01/2025

By what date should this visit be completed?

General Notes:

CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001**Date of the Closure Notice:** 15/3/25**Time Served:** 01:30**Authority issuing Notice:** Metropolitan Police Service**Name and rank of person making the notice:** PC Mario O'Malley 736**Signature:** **Name (if applicable) and address of the affected premises:** 136 Putney High St**Alleged unauthorised use of the premises (section 19 (6)(a))**

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:



Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

**Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))****Third party consideration (section 19.4)**

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details)

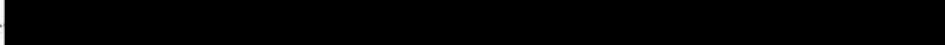
If yes they must be issued with a copy of this form

Effect of section 20, Application for closure order.

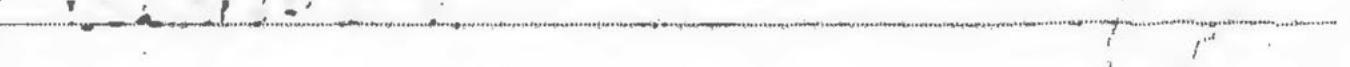
A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:



Name: 

Signature: 

Date: 

RESTRICTED (when complete)

MG11C

WITNESS STATEMENT

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

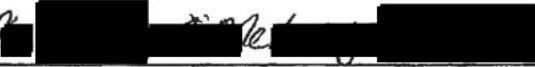
URN

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Statement of: PC Maria O'MAHONEY 2321AS

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

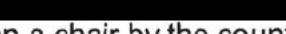
This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

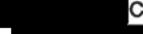
Witness Signature:  Date: 10/04/2025

Before writing this statement I have viewed my BWV footage which I exhibit as MVO/1 "Notification of Offences and Sec 19 Closure Notice 15032025".

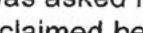
I am a Police Officer attached to the Night Time Economy Team and part of my duties are checking that licensed premises adhere to their licence conditions. On Saturday the 15th March 2025 I was on duty in plain clothes in the company of PC Lörena HAUGHEY 2737AS and Southwark Council Officers Charlie Jerrom and Richard Kalu.

We had decided to conduct a Premises Licence inspection on PECKHAM FOOD AND WINE 176 PECKHAM HIGH STREET SE15 5EG as on each occasion we had visited there had been a number of Premise Licence breaches. Alcohol was also continuing to be sold after the permitted hours and a member of staff had been arrested for being in the UK illegally.

At 00:52 hours we entered the shop and as we did the male working behind the counter who I now know to be  was serving a customer. Also in the shop was another male sitting on a chair by the counter who refused to identify himself. When he was asked if he was working in the shop he replied he wasn't working but that his Dad was the manager of the shop. I asked him who his Dad was and his reply was his Dads name did not appear on the paperwork.

As we were speaking to  customers continued to walk into the shop and he continued to serve them.  was asked did he know the Premise Licence conditions and he replied he did. He was then asked why he was still allowing customers into the shop.  replied that he could serve people between 0700 hours and 0100 hours. When it was pointed out to him that under condition:-

340 - Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

As  was asked further question regarding allowing customers into the shop the male who had claimed he did not work in the shop then got out of his chair and answered before  could reply "No, people are allowed in to 1 after 1 the doors are locked". It was pointed out to the male that he said did not work here so he should leave. He said that he was there as Mr KHAN could not speak English.

Witness Signature: 

Signature Witnessed by Signature:

Page 1 of 3

99/12

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11C

Continuation of Statement of:

████████ then put █████ on the phone when we asked to speak to the DPS or the owner. We explained that we did not want to speak to █████ as he was neither the DPS nor owner.

[REDACTED] had to be asked several times to clear the shop as the Premises Licence conditions were being breached. [REDACTED] still kept arguing he had four more minutes before he had to serve via the hatch.

██████████ was asked if he had a Personal Licence which he confirmed that he didn't he was also not authorised to make alcohol sales. These were breaches of conditions:-

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.

·336 - A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs

It was pointed out to [REDACTED] that he should not be selling alcohol that he was not authorised to do so as he did not have a Personal Licence and that he either removed all the alcohol or closed the shop. [REDACTED] did not appear to understand the Premise Licence conditions and continued to sell alcohol. [REDACTED] kept saying that his manager said he was allowed to sell alcohol between 0700 and 0100 hours.

I asked [REDACTED] if he could show me the CCTV so that I could check that it's working and footage is being kept for 31 days. [REDACTED] said that he was unable to use the CCTV as he was not allowed the pin. This was a breach of conditions:-

288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.

289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 - A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

Witness Signature:

Signature Witnessed by Signature:

99/12

RESTRICTED (when complete)

Continuation of Statement of:

I then asked [REDACTED] if the Electronic Point of Sales System was working. When I tried to scan a bottle of vodka the system was not working and the till draw was propped open so that no sales were registered.

We went through further conditions of the Premise Licence with [REDACTED] as we waited for the either the DPS or the owner to arrive. At 01:16 hours [REDACTED] came into the shop via the back door. He tried to claim that he had been in the shop the whole time we had been there. When he was asked if this was the case why hadn't he come into shop earlier? [REDACTED] claimed nobody called him. It was pointed out to [REDACTED] that [REDACTED] had telephoned him as soon as we had arrived.

[REDACTED] was asked by Richard KALU where was [REDACTED] as he had not been able to get in contact with him and that on everyone one of either the police or council visits neither [REDACTED] or the [REDACTED] were available or contactable. Richard KALU asked [REDACTED] when was the last time he had been in contact with [REDACTED]. [REDACTED] stated that he had spoken to [REDACTED] on Tuesday the 11/03/2025. [REDACTED] was reminded by Richard KALU that he was being filmed. He was asked for a contact telephone number for [REDACTED] and he gave a telephone number of [REDACTED] but stated he had no address. It was pointed out to [REDACTED] that whenever we have asked to speak to the boss it's always him on the phone and who arrives in the shop and that all the staff refer to him as the boss.

We asked him if he could contact [REDACTED] whilst we were there and he said was unable to do so and he didn't know where he was.

A Notification of Offences under the Licensing Act 2003 along with a Closure Notice – Section 19 Criminal Justice and Police Act 2001 were issued to [REDACTED]. As I was explaining the forms to [REDACTED], [REDACTED] moved so that he was standing very closely beside him. When I asked [REDACTED] to sign acknowledging receipt of the forms [REDACTED] started shouting at him "do not sign". He then began to argue with me shouting I was rude my body language was rude. [REDACTED] continued to shout loudly talking over the top of me while I was trying to explain the forms to [REDACTED]. Several times [REDACTED] was told to be quite so that [REDACTED] could hear what was being explained to him.

[REDACTED] was then taken to one side by Richard KALU so that he could explain the implications of breaching the Premises Licence conditions. [REDACTED] yet again became very obstructive shouting at Richard KALU "do not talk to him I am the manager you have to talk to me". [REDACTED] was obstructive and very intimidating towards [REDACTED]. He has also behaved in this manner on my previous visit which I find concerning as the staff appear to be wary of him.

At 01:48 hours we left the shop leaving the forms with [REDACTED] to give to [REDACTED]

Witness Signature: [REDACTED]

Signature Witnessed by Signature: [REDACTED]

Page 3 of 3

Date of the Closure Notice: 17/3/25

Time Served: 01:30

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: PC MARSHAL ATTENEDY 733

Signature:

Name (if applicable) and address of the affected premises:

Rockham Cond & Wine

146 Rockham High Street

Alleged unauthorised use of the premises (section 19 (6)(a))

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of, the premises. The specific details of the alleged use are:

Shop after 20:00 and not having a personal
camera CCTV not in operation of 09:00/10:00 in
the

Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

Witnessed

continuing to
not have a personal camera

Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

Personal ticket book
permisssion after 00:00 to 06:00

Third party consideration (section 19.4)

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details)

If yes they must be issued with a copy of this form.

Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name

Signature

Date

CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001

Date of the Closure Notice: 10 April 2025 Time Served: 14:38

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: PC273745 HAWKES

Signature: [REDACTED] PC273745

Name (if applicable) and address of the affected premises:

Percham Food & Wine
17b Percham High Street, SE15 3EG

Alleged unauthorised use of the premises (section 19 (6)(a))

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:

No CCTV and/or unable to work it

No EPOS/POS system working

Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

Previous checks revealed both systems unable to be operated by staff. EPOS/POS system not working, staff unable to use CCTV.

Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

Repair equipment and/or have staff who are trained in its use. Also ensure EPOS/POS is operational

Third party consideration (section 19.4)

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details) **NO**

If yes they must be issued with a copy of this form

Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name: [REDACTED]

Signature: [REDACTED]

Date: 10/04/2025

CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001**Date of the Closure Notice:** 10 April 2025 **Time Served:** 14:38**Authority issuing Notice:** Metropolitan Police Service**Name and rank of person making the notice:** PC2737AS HANAGE-1**Signature:** [REDACTED] PC2737AS**Name (if applicable) and address of the affected premises:**

Perisham Food & Wine
17b Perisham High Street SE15 5EG

Alleged unauthorised use of the premises (section 19 (6)(a))

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:

No CCTV and/or unable to work it.

No EPOS/POS system working

Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

Previous checks revealed both systems unable to be operated by staff. EPOS/POS system not working, staff unable to use CCTV.

Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

Repair equipment and/or have staff who are trained in its use. Also ensure EPOS/POS is operational.

Third party consideration (section 19.4)

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details) NO

If yes they must be issued with a copy of this form

Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name [REDACTED]

Signature [REDACTED]

Date 10/04/2025

WITNESS STATEMENT

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

URN

Statement of: Lorena HAUGHEY

Age if under 18: over18 (if over 18 insert 'over 18') Occupation: Police Officer

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature: [REDACTED]

Date: 28 May 2025

This is my original statement concerning a visit that I made to Peckham Food and Wine 176 Peckham High Street SE15 5EG . I was on duty in plain clothes in the company of PC PMahoney.

On 10th April 2025 at about 1430 hours I attended the above location and spoke with a male who gave his details as [REDACTED]. This was a follow up visit to one that was conducted on the 15th March 2025 by two of my colleagues.

[REDACTED] was working behind the counter of the store. I asked him to show me that the EPOS/POS system was working and was informed by him that he couldn't as it didn't work.

I then asked him to show the CCTV, he advised me that he didn't know how to operate it. I advised Naheen that these were two breaches of the licensing conditions in the shop and that they should be working .

I issued a Section 19 closure order with breaches of conditions

289 which states all cctv footage should be kept for 31 days and shall be made available to responsible authority officers and authorised officers of the council on request.

341 A member of staff should be on duty who is trained in the use of the CCTV system.

348 An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

Witness Signature: [REDACTED]

Signature Witnessed by Signature: [REDACTED]

Page 1 of 1

WITNESS STATEMENT

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

URN

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Statement of: Lorena HAUGHEY

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

This statement (consisting of one page 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.

Witness Signature:  PCR7321AS Date: 28 May 2025

This statement is made in the office of the Night-Time Economy Team at Southwark Police Station.

Throughout the course of my time working on the Night Time Economy Team which has now been about three months. I have had reason to visit an off license named Peckham Food and Wine which is at 176 Peckham High Street SE15 5EG. I have been there now on about three separate occasions.

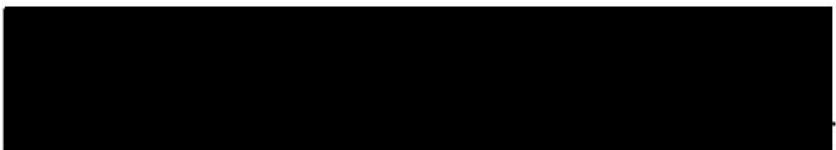
On each of the visits I have attended, about three in total, there have been various breaches to their licensing conditions. These range from not having any APOS system working, staff serving behind the counter not being trained or authorised to sell alcohol and also CCTV not working.

On one of them my colleague PC O'Mahoney arrested one male who was serving behind the counter for immigration issues. On the occasions that I have visited the manager was not in attendance and staff behind the counter would call a male by the name of [REDACTED] or [REDACTED] who would attend the location. This man has advised myself and my colleague that he manages the premises. Several times I have asked for the Premises License Holder to contact my police colleagues and I am aware that prior to joining the Night Time Economy Team they have also made umpteen requests for the Premises License Holder [REDACTED] to contact them and this has not happened. I have then contacted Southwark Licensing and requested that they make contact with him and invited him in for a meeting. This was done via a letter that myself and a colleague PC O'MAHONEY delivered to his home address of [REDACTED]. I believe that one was also placed in the post by Southwark Trading Standards.

On a date that I cannot remember myself and my colleague attended the house and a female answered the door. She informed me that she was the mother of the DPS [REDACTED]. She stated that the personal license holder [REDACTED] was in [REDACTED] and had been there for three years when asked when he would be returning she stated that she didn't know. Whilst answering the question I got the opinion that the female, whose name is unknown to me, but stated that she lived at the address, appeared to be upset.

The second name on the license is that of the Premises License Holder [REDACTED] who she also informed me was in [REDACTED] and that he had been there on holiday for the past three weeks and would be returning to the UK soon. She couldn't give me a date. She was advised that when she speaks to [REDACTED] to advise them that they need to attend a meeting.

NOTES ENDED

Witness Signature: 

Signature Witnessed by Signature:

Page 1 of 1

STATEMENT OF WITNESS

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

Statement of (full name): Charlie Jerrom

Age of witness (if over 18, write "over 18"): Over 18

This statement (consisting of 4 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.

I am employed as a Trading Standards Enforcement Officer by the London Borough of Southwark.

The council is a local weights and measures authority. It is also an enforcer for the purposes of the investigative powers provided by schedule 5 of the Consumer Rights Act 2015.

I am an authorised officer for the purposes of trading standards legislation including the Tobacco and Related Products Regulations 2016. I am also authorised to enforce legislation under the Licensing Act 2003.

On Thursday 06 March 2025, I led an inspection visit at Peckham Food & Wine at 176 Peckham High Street, London, SE15 5EG. The visit was made due to receiving a complaint from a local resident alleging the premises was selling alcohol to minors.

At approximately 12:15pm I entered the premises along with three local police officers PC Maria O'Mahoney, PC Mark Lynch and PC Lorena Haughey. Upon entering the premises, I produced my warrant card to a XX XXXXX XXXXXXX, who was the only person working at the premises at the time of visit. I explained to XXXXXXX we were here to do a licensing inspection and a check of products being sold. A notice of powers and rights to occupier notice was filled in and signed by XXXXXXX which I exhibit as PFW/01

During the inspection a number of licensing breaches against licence 881982 were found including: -

1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Signed:

(witness) Date: 29/04/2025

(To be completed if applicable: being unable to read the above statement I, of read it to him/her before he/she signed it.

Signed:

Date:) CL4

During the inspection the member of staff on duty was not able to operate the CCTV system and show us 31 days' worth of footage.

2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

No training records were provided for XXXXXXXX who was working at the time of visit.

3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed

4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence.

XXXXXXX has failed to surrender licence number 880978.

I found a black carrier bag behind the counter and inside were 20 packets of cigarettes each containing 20 cigarettes (a total of 400 sticks). These were seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market.

Whilst I was completing a notice detailing the seized goods and licensing breaches found, XXXXXXXX turned up and presented himself as the manager of the business. When asked where the licence holder a XXXXXXXX was, XXXXXXXX said he was away due to fasting.

At the end of the visit XXXXXXXX was taken to the police station by PC Maria O'Mahoney. I was told; he had exceeded his right to remain status.

Officers Lynch and Haughey and I then left the premises after serving the both the seizure notice 0020 and an age restricted products business support notice A 120.

On the 8 March 2025 at approximately 00:14hrs I was working as part of the night time economy team. We observed customers were being allowed into the premises to purchase goods from the shop. Although we witnessed this, we did not enter the premises as police support was not available at the time.

By allowing customers into the premises, they were breaching condition 340, which states: Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

The premises was then checked again on the 15 March 2025 at approximately 00:45 where again customers were observed being allowed to enter and buy goods from inside the premises in breach of condition 340. Police support on this occasion was available and we approached and entered.

Conditions from previous breaches were checked and continual breaches were found including: -

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

No personal licence holder was present.

2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

Patrons were being allowed inside the premises to purchase goods.

3. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

No member of staff at the premises during the visit could use the CCTV system in place at the premises.

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Staff member at premises could not show the CCTV footage

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed.

During this visit XXXXXX again turned up entering through the back of the premises. When asked where the licence holder was [REDACTED] replied that he was not working today and was busy. A section 19 was issued by the police on the shop keeper who refused to sign after advice from XXXXXX.

On the 15 April 2025 I was involved in a trading standards led underage sales test purchasing operation of age restricted products using a 17-year-old male volunteer. I was working with colleagues including Ms Georgie Tear and Mr Paul Gander.

A test purchase was made at the premises and a disposable SKE Cherry Ice vape (a nicotine inhaling product) was sold the volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015.

These regulations prohibit the sale of such vapes to anyone under 18. Ms Tear, the officer who witnessed the sale told me the seller did not ask for proof of age or make any checks on the purchaser's age.

Council records show that the same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%).

Mr Paul Gander and I entered the premises after the test purchase where we spoke with the person working behind the counter who had been seen to sell the product. He identified himself as XXXXXX. XXXXXX was also present in the shop floor area. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

- 1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
- 2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A (1) of the Tobacco Advertising and Promotion Act 2002.
- 3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
- 4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed. These are produced as exhibit PFW04.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a XXXXXX. I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, XXXXXX recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were the premises a package was delivered by Royal Mail addressed to XXXXXX. The return address shown was in the name of Epos Now and XXXXXX confirmed it contained a new EPOS till for the premises.

At the end of the visit an age restricted products business support notice was left, along with a seizure notice for the vapes seized. Both documents were signed by XXXXXX. The seized items were then transported to storage.

Copies of the notices are exhibited as PFW04 and PFW 05



30/04/2025

Application for a review of a premises licence or club premises certificate under the Licensing Act
Ref No. 2399023

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

	Charlie Jerrom (on behalf of Trading Standards)
--	---

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.

Please submit the completed form to along with the payment either by cheque or postal order made payable to London Borough of Southwark and dispatch to the following address below.

Environment and Social Regeneration
Regulatory Services – Licensing Team
160 Tooley Street
3rd Floor Hub 1
PO Box 64529
London
SE1P 5LX
E-mail: licensing@southwark.gov.uk
Tel 020 7525 4261

Postal address of premises or club premises, or if none, ordnance survey map reference or description

Address Line 1	176 PECKHAM HIGH STREET
Address Line 2	
Town	LONDON
County	
Post code	SE15 5EG
Ordnance survey map reference or description	

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

	Muhammad Baloch
--	-----------------

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

	881982
--	--------

I am

	2) a responsible authority
--	----------------------------

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.

Personal Information

Title	■
If other, please specify	
First names	Charlie
Surname	Jerrom

Address

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

Contact Details

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

Personal Details

Title	■
If other, please specify	
Forenames	Charlie
Surname	Jerrom

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	[REDACTED]
E-mail address (optional)	[REDACTED]

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)

	This matter is brought by Trading Standards as a responsible authority under the Licensing Act 2003 in respect of all the licensing objectives but most specifically, under the prevention of crime and disorder and the protection of children from harm.
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Please provide as much information as possible to support the application (please read guidance note 3)

	<p>The facts of the matter are as follows.</p> <p>This matter concerns several pieces of legislation but is primarily concerned with the breaches under the Licensing Act 2003. On Thursday 6 March 2025 officers with the London Borough of Southwark Trading Standards Team and Local Night Time Economy (LNT) police team, conducted an inspection of the premises known as Peckham Food & Wine at 176 Peckham High Street. The inspection was on the back of a complaint received by Trading Standards on the 03/03/2025 alleging the premises was selling alcohol to minors.</p> <p>During the inspection on the 6 March 2025 at approximately 12:46pm all the licensing conditions were checked, and a number of breaches were found including:</p> <ol style="list-style-type: none"> 1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request. 2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for [REDACTED] who was working at the time of visit. 3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises. 4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number [REDACTED]
--	---

880978.

During the visit neither the owner nor designated premises supervisor were present. When we first entered, we spoke with Mr [REDACTED] who was behind the till and the only one present at time of entry. We completed the licensing checks with Mr [REDACTED] and the breaches above were found.

Around 30 minutes later [REDACTED] turned up to the shop and identified himself as the manager. [REDACTED] explained that although he was the manager Mr Muhammad Baloch was still the premises licence holder. During the visit [REDACTED] did provide the CCTV records and training records for staff, but the training records did not include the shop assistant [REDACTED] who was witnessed selling alcohol to people buying from the shop. A notice was served detailing the breached conditions and I have attached this as CAJ/PFW/01.

A Trading Standards inspection was also completed and 20 packets containing 20 cigarettes in each (total of 400 sticks) were also seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market. [REDACTED] did claim the cigarettes were his, however they were found at the premises in a black bag under the counter. For the purposes of the Regulations a person supplies a tobacco product if, in the course of a business, the person possesses it for supply.

On the 8 March 2025 at 00:14am, the premises was witnessed allowing customers into the premises to purchase goods by myself and Ms Clarissa O'Toole a Council Anti-Social Behaviour Officer working on the NTE duty rota. This is a breach of condition 340 which reads; "Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times".

On the 15 March 2025, myself and Richard Kalu, a Southwark Licensing officer, along with police visited the premises again at 00:45 and witnessed a further breach of condition 340 as there were a number of people inside purchasing items from the shop.

A compliance check of previous breached conditions was carried out and the following licensing conditions were found in breach:

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.
2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.
3. Breach of condition 100 of the premises licence which states – 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.
4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.
5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council
6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.
7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

The following offences were discovered at the time of visit: -

During the visit neither the owner nor the Designated Premises Supervisor were in attendance again. [REDACTED] again made an appearance and again mentioned he was the manager of the business.

On 21 March 2025 a warning letter was hand delivered by Licensing Officer Sayed Kadri and Licensing manager Esther Jones detailing all the continued breaches listed above.

On the 15 April 2025 trading standards led an underage sales test purchasing operation. A disposable vape SKE Cherry Ice (nicotine inhaling product) was sold to a 17-year-old male volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015. These prohibit the sale of such vapes to anyone under 18. The seller did not ask for proof of age or make any checks on the purchaser's age.

The same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%).

Myself and a colleague Mr Paul Gander entered the premises after the test purchase where we spoke with the person who had been seen to sell the product. He identified himself as [REDACTED]. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

- 1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
- 2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A(1) of the Tobacco Advertising and Promotion Act 2002.
- 3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
- 4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a Mr Naseem Baluch. I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were in the premises a package was delivered by Royal Mail addressed to [REDACTED]. The return address shown was in the name of Epos Now and a member of staff confirmed it contained a new EPOS till for the premises.

I have major concerns that the premises on multiple occasions has been run in breach of the Licensing Act 2003. I also have concerns as to the management of the business with regard to age restricted sales and to whether the named licence holder is still actively running the business as he has not been in contact about the continued breaches and has not been present at any of the visits. The only contact is via a solicitor, who on behalf of Mr Baloch declined a face-to-face interview and has asked for it to be done via written questions. This request was received before the underage sales test purchasing operation on the Tuesday 15 April at 11:56.

The business seems to be run by a [REDACTED], who during most visits has turned up via the back entrance and introduced himself as the manager and as mentioned earlier, Mr Ali received a package which will be used at the premises, namely an EPOS till system.

All options are open to the Licensing Sub-committee regarding these matters including imposing conditions and / or suspending or revoking the licence.

Trading Standards would ask that the licence be revoked, as the licence holder on multiple occasions as shown disregard to the conditions imposed on the licence.

The following documents will be supplied in support of this review in due course: -

	CAJ/PFW/01 – Notices 06/03/2025 & 15/04/2025 CAJ/PFW/02 – Charlie Jerrom S9 Witness Statement CAJ/PFW/03 – Blue book – Test purchase record CAJ/PFW/04 – Pictures 15/04/2025 CAJ/PFW/05 – Solicitor letter 15/04/2025 Legislation Licensing Act 2003 section 136 (1) (a) (b) (1)A person commits an offence if— (a)he carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or (b)he knowingly allows a licensable activity to be so carried on.
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Notes for Guidance

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.

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

	No
--	----

If yes, please state the date of the application

--	--

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

--	--

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
--	---

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON CONVICTION TO A FINE OF ANY AMOUNT

Declaration (please read guidance note 5)

Applicant Full Name	Charlie Jerrom (on behalf of Trading Standards)
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Applicant or Applicant's solicitor or other duly authorised agent	
Date	30/04/2025
Capacity	Trading Standards Responsible Authority

Notes for guidance

5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

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

Full name	Charlie Jerrom (on behalf of Trading Standards)
-----------	---

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)	[REDACTED]
Email	[REDACTED]

Notes for Guidance

6. This is the address which we shall use to correspond with you about this application.

CAJ/PFW/01

Age restricted products (ARPs) – business support report

Southwark
Council
southwark.gov.uk

To Muhammad Baloch LA ref

Address 176 Peckham High Street, SE15 5EG
 Date 15/04/25 Time in 13:46 Officer(s) Charlie
 Person seen ██████████ Position* Shop assistant

Trading Standards
 Call centre – 020 7525 2000
 Email
 tradingstandards@southwark.gov.uk

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

Report no. A 155

Reason for visit <input checked="" type="checkbox"/>	Routine <input type="checkbox"/>	Enquiry / complaint <input type="checkbox"/>	Campaign / project <input checked="" type="checkbox"/>	Revisit <input type="checkbox"/>
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 report covers a selection of legal requirements enforced by this service and best practice*. The results should not be taken as an indication about compliance with all legal responsibilities.				
ARPs sold / provided				
Alcoholic drinks <input checked="" type="checkbox"/>	Blunts <input type="checkbox"/>	Shisha products <input type="checkbox"/>	E-cigarettes / vapes <input type="checkbox"/>	UV sunbeds <input checked="" type="checkbox"/>
Aerosol paints <input checked="" type="checkbox"/>	DVDs <input checked="" type="checkbox"/>	Knives, blades, axes <input checked="" type="checkbox"/>	Cigarettes / tobacco <input checked="" type="checkbox"/>	Replica guns <input checked="" type="checkbox"/>
Butane lighter refills <input checked="" type="checkbox"/>	Lottery <input checked="" type="checkbox"/>	Fireworks (F2,F3) <input checked="" type="checkbox"/>	Treatments / fillers <input checked="" type="checkbox"/>	Corrosive substances <input checked="" type="checkbox"/>
Other (please list) <u>██████████</u>				

For trading standards business advice visit www.southwark.gov.uk/tradingstandards

Officers comments / action you need to take now;	Business comments / requests etc;
<ul style="list-style-type: none"> No A3 tobacco notice EPoS System not working Tobacco Gantry was open on entry Vapes seized due to not complying with regulations - exceeding tank size and incorrect health warnings. 	Sign packet of tobacco open inside cupboard behind till.
Advice leaflet(s) provided <input type="checkbox"/> FTA training offered <input type="checkbox"/> Signed by recipient <u>██████████</u>	

Store signage & tobacco control <input checked="" type="checkbox"/>		Office code
Very good <input type="checkbox"/>	Satisfactory <input type="checkbox"/>	Unsatisfactory <input type="checkbox"/>
A3 tobacco notice (point of sale) <input type="checkbox"/> Correct <input checked="" type="checkbox"/> Incorrect <input type="checkbox"/>		S40
agecheck zone (entry point)* <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		U20
agecheck zone (internal)* <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		U21
Shelf edge labels (RU18? etc)* <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		U22
Challenge 25 signage* <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		U25
Tobacco advertising <input type="checkbox"/> Correct <input type="checkbox"/> Incorrect <input checked="" type="checkbox"/>		S61
Tobacco display regulations <input type="checkbox"/> Correct <input type="checkbox"/> Incorrect <input checked="" type="checkbox"/>		S60
Tobacco labelling (health/duty) <input type="checkbox"/> Correct <input type="checkbox"/> Incorrect <input type="checkbox"/>		S23
No sale of single cigarettes <input type="checkbox"/> Correct <input type="checkbox"/> Incorrect <input type="checkbox"/>		S39
Other <input type="checkbox"/> Correct <input type="checkbox"/> Incorrect <input type="checkbox"/>		

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

(TSARP V 1.1/2022)

Notice

To Muhammad Baloch LA ref

Address 176 Peckham High Street, SE15 5EG

Date 15/04/20 Time 13:46 Officer Charlie

Person seen ██████████ Position Shop assistant

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

Southwark
Council
southwark.gov.uk

Trading Standards
Call centre - 020 7525 2000
Facsimile - 020 7525 5735

Notice no. N 3598

Reason for notice Items seized Receipt for items Voluntary surrender / sample Other

Legislation: Tobacco and related products regulations 2016.

Comments / action you need to take now / items received / seized or detained etc;

Items seized due to incorrect labelling and exceeding 2ml tank size.

40 x Prime Pro Max 5000+ vape.
18 x Elfbar 600 - german health warnings.
K540843

Signature / declaration (as appropriate)

- I acknowledge receipt of this notice
- I am the legal owner of the items listed above and voluntarily surrender them to Southwark Council, relinquishing all ownership
- I confirm return of the items listed above

Recipient's signature

X

Notice of powers and rights to occupier

To Muhammad BalochAddress 176 Peckham High Street, SE15 5EEDate 5/4/25 Time in 13:46 Time out Officer(s) Charlie, Pa PaulPerson seen Position Shop accessSouthwark
Council
southwark.gov.ukTrading Standards Team
Regulatory Services
tradingstandards@southwark.gov.uk
Contact centre - 020 7525 2000
Direct line - 020 7525

Notice no. NPR: 1812

* If you are an employee you should pass this notice to the business
owner(s) or the relevant manager or company director etc.Consumer Rights Act 2015 (Schedule 6 paragraph 23(7), Police & Criminal Evidence Act 1984 (PACE) Code B
Code of Practice Powers of Entry (paragraph 7.1) - Section 48 (1)(a) of the Protection of Freedoms Act 2012Visit conducted Without warrant Under warrant

This notice is issued in accordance with the above legislation and codes. PACE Code B will apply if you are suspected of committing an offence and/or entry is under warrant.

It informs you about your rights when an authorised officer who has powers of entry wishes to exercise that power. It also explains officers associated powers and any compensation or complaints procedures.

Reason for visit Routine inspection Enquiry / complaint investigation Campaign / project Revisit

The officer named above is a duly authorised officer and is visiting to check compliance against the legislation enforced by this Service. The officer may be accompanied by such persons, and may take onto the premises such equipment, as the officer thinks necessary. Further information is shown below and overleaf.

Officers powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may visit by appointment if appropriate but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to:

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business
- access electronic devices to obtain or access information

Where entry is under a warrant any type of premises may be entered - with reasonable force if necessary.

Powers exercised are contained in legislation enforced by this Service including those listed below

Consumer Rights Act 2015 <input type="checkbox"/>	General Product Safety Regulations 2005 <input type="checkbox"/>	Consumer Protection Act 1987 <input type="checkbox"/>
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Consumer Protection from Unfair Trading Regulations 2008 <input type="checkbox"/>	Licensing Act 2003 <input type="checkbox"/>
---	---

Business Protection from Misleading Marketing Regulations 2008 <input type="checkbox"/>	Food Safety Act 1990 <input type="checkbox"/>
---	---

Health & Safety at Work etc. Act 1974 <input type="checkbox"/>	Tobacco Advertising and Promotion Act 2002 <input type="checkbox"/>
--	---

Product specific safety regulations <input type="checkbox"/>	Other <input type="checkbox"/> <i>TALP 2.06</i>
--	---

Obstructing a duly authorised officer is an offence punishable by fine and/or imprisonment

Obstruction includes, where a person intentionally obstructs an officer; intentionally failing to comply with instructions by an officer or a requirement imposed; without good reason fails to give an officer assistance or information reasonably required (including opening locked doors or containers); making a reckless statement which is false or misleading; knowingly making a statement which is materially false or misleading.

Consent of landowner or occupier (paragraph 8.6 of the Code*) or PACE Code B

Consent obtained <input type="checkbox"/>	Consent not requested <input type="checkbox"/>	Consent requested but not obtained <input type="checkbox"/>
---	--	---

This section is to confirm that the occupier has been notified about the purpose of the visit and, for exercising powers of entry and associated powers, what these powers are and how they will be used.

*Reasonable effort should also be made to obtain the consent of the landowner or occupier, unless obtaining consent would frustrate the purpose of the visit, for example by causing undue delay. Further information overleaf.

Declaration of landowner or occupier

I confirm receipt of this notice. I understand that I am not obliged to consent and may withdraw consent at any time. I understand if I refuse or withdraw consent officers can still exercise lawful authority to enter and exercise powers. I also understand the consequences or penalty for obstructing officers when exercising their powers.

I hereby consent to officers entering the premises for the stated purposes - Yes

Not requested

Name of person signing *X*Signature *X*

Southwark
Council

Notice

To LA ref

Address: 116 Peckham High Street, SE18 5CG

Date 12/25 Time 12:46 Officer Charles

Person seen Position* Manager

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

Notice no. N 0020

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

Reason for notice Items seized Service request / testing Voluntary surrender Other

Legislation:

Comments / action you need to take now / items received seized or detained etc;

Items Seized under the above location.

11/21 Benson + Hedges 10 records of *Scotiaptix* + 1/2
eth 10 shots left 103 - MEST 14 52 78

Signature / declaration (✓ as appropriate)

- I acknowledge receipt of this notice
- I am the legal owner of the items listed and agree to voluntarily surrender them to Southwark Council. I now relinquish all ownership rights for the items

Recipient's signature

Inspections, officer powers and your rights

Southwark Council endeavours to adopt a positive and proactive approach towards ensuring compliance. We have regard to the Regulators' Code, Code of Practice on Powers of Entry and relevant codes issued under PACE (Police and Criminal Evidence Act). We believe that close partnership between local business and the Council means:

- better consumer and business protection
- fair and consistent regulation
- clarity about what is required and by when
- action required is proportionate to the risks identified

Officers are always pleased to help if you need advice on any of the areas we regulate including; fair trading, price marking, product safety, tobacco control, weights and measures and age verification. Business advice on these subjects and more can be found via the Council's website along with our enforcement policy and service standards. To access the codes mentioned visit the GOV.UK website.

Officer powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may give notice of a visit, or make an appointment if appropriate, but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to;

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- enter by using reasonable force with a warrant
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- access electronic devices to obtain or access information
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business

It may be an offence to obstruct, fail to comply with a requirement imposed, or fail to give any assistance or information reasonably required by the officer, or to give false or misleading information (this includes providing access to locked or secure areas). On conviction the offence is punishable by fine and/or imprisonment.

Your rights

- When you are required or advised to do something you have the right on request to a written explanation of what you need to do, by when and why, and whether it is a legal requirement or a recommendation of good practice
- When immediate enforcement action is taken you have the right to a written explanation as to why this action was necessary
- When other enforcement action is taken or proposed you have the right to have your point of view heard and for any alternative action (which must be equally effective) to be discussed
- When enforcement action is taken, you have the right to be told of any appeals mechanisms

Follow up inspections are likely if non-compliances have been identified. If you are concerned about the possible implications for your business ask the inspecting officer what happens next.

Seizure of property

- Where property is seized officers should have regard to PACE Code B
- Before items are seized from occupied premises the officer must show the occupier their credentials if reasonably practicable
- The officer will also take reasonable steps to inform the person from whom items have been seized about the seizure and provide a written record of what has been seized
- Items seized will not be retained for longer than three months, unless the goods are reasonably required to be detained for a longer period for a purpose for which they were seized, in which case they will not be detained for longer than required for that purpose. This does not apply to goods seized for testing, that are liable to forfeiture or that are required as evidence
- Appeal rights may exist under the legislation concerned. These generally involve taking action in the Magistrates Court. You should seek independent legal advice if you wish to appeal against any seizure
- Compensation for loss or damage resulting from a seizure of goods may be payable where there has been no infringement or breach of legislation. In the event of dispute such compensation, or right to it, shall be determined by arbitration

Access to seized property

- The occupier or representative can be allowed supervised access to items seized to examine or photograph them, or should be provided with a photograph or copy where possible, in either case within a reasonable time following any request and at their own expense
- Such requests may not be granted if there are reasonable grounds for believing this would prejudice the investigation of any offence or criminal proceedings; lead to the commission of an offence by providing access to unlawful material; or compromise the personal safety of security staff and/or the security of storage facilities

Further information & complaints

Please contact us for further advice and guidance or e-copies of codes mentioned – contact details are shown overleaf.

If you are unhappy with the notice then you can complain using the Council's complaints procedure by writing to the Environmental Health & Trading Standards Manager at the address overleaf or use our corporates complaints and feedback facility at www.southwark.gov.uk/complaints

Notice of powers and rights to occupier

To Muhammad Baloch LA refAddress 176 Peckham High Street, SE5 5EGDate 01/07/15 Time in 11:15 Time outOfficer(s) Charlie JerromPerson seen Position* Shop assistant

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

Trading Standards Team

Regulatory Services

tradingstandards@southwark.gov.uk

Contact centre - 020 7525 2000

Direct line - 020 7525 1120

Notice no. NPR: 1754

Consumer Rights Act 2015 (Schedule 5 paragraph 23(7), Police & Criminal Evidence Act 1984 (PACE) Code B Code of Practice Powers of Entry (paragraph 7.1) – Section 48 (1)(a) of the Protection of Freedoms Act 2012

Visit conducted Without warrant Under warrant

This notice is issued in accordance with the above legislation and codes. PACE Code B will apply if you are suspected of committing an offence and/or entry is under warrant.

It informs you about your rights when an authorised officer who has powers of entry wishes to exercise that power. It also explains officers associated powers and any compensation or complaints procedures.

Reason for visit Routine inspection Enquiry / complaint investigation Campaign / project Revisit

The officer named above is a duly authorised officer and is visiting to check compliance against the legislation enforced by this Service. The officer may be accompanied by such persons, and may take onto the premises such equipment, as the officer thinks necessary. Further information is shown below and overleaf.

Officers powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may visit by appointment if appropriate but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to;

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business
- access electronic devices to obtain or access information

Where entry is under a warrant any type of premises may be entered - with reasonable force if necessary.

Powers exercised are contained in legislation enforced by this Service including those listed below

Consumer Rights Act 2015 <input type="checkbox"/>	General Product Safety Regulations 2005 <input type="checkbox"/>	Consumer Protection Act 1987 <input type="checkbox"/>
Consumer Protection from Unfair Trading Regulations 2008 <input type="checkbox"/>		Licensing Act 2003 <input type="checkbox"/>
Business Protection from Misleading Marketing Regulations 2008 <input type="checkbox"/>		Food Safety Act 1990 <input type="checkbox"/>
Health & Safety at Work etc. Act 1974 <input type="checkbox"/>		Tobacco Advertising and Promotion Act 2002 <input type="checkbox"/>

Product specific safety regulations (insert detail) Other (insert detail)

Obstructing a duly authorised officer is an offence punishable by fine and/or imprisonment

Obstruction includes; where a person intentionally obstructs an officer; intentionally failing to comply with instructions by an officer or a requirement imposed; without good reason fails to give an officer assistance or information reasonably required (including opening locked doors or containers); making a reckless statement which is false or misleading; knowingly making a statement which is materially false or misleading.

Consent of landowner or occupier (paragraph 8.6 of the Code*) or PACE Code B

Consent obtained Consent not requested Consent requested but not obtained

This section is to confirm that the occupier has been notified about the purpose of the visit and, for exercising powers of entry and associated powers, what these powers are and how they will be used.

*Reasonable effort should also be made to obtain the consent of the landowner or occupier, unless obtaining consent would frustrate the purpose of the visit, for example by causing undue delay. Further information overleaf.

Declaration of landowner or occupier

I confirm receipt of this notice. I understand that I am not obliged to consent and may withdraw consent at any time. I understand if I refuse or withdraw consent officers can still exercise lawful authority to enter and exercise powers. I also understand the consequences or penalty for obstructing officers when exercising their powers.

I hereby consent to officers entering the premises for the stated purposes - Yes No Not requested

Name of person signing Signature

Southwark Council endeavours to adopt a positive and proactive approach towards ensuring compliance. We have regard to the Regulators' Code, the ARP Code of practice and the Age Restricted Products and Services Framework document. These were issued by the Government and are available via the GOV.UK website. We believe that close partnership between local business and the Council means:

- better consumer and business protection
- fair and consistent regulation
- clarity about what is required and by when
- action required is proportionate to the risks identified

Officers are always pleased to help if you need advice on any of the areas we regulate including; fair trading, price marking, product safety, tobacco control, weights and measures and age verification. Business advice on these subjects and more can be found via www.businesscompanion.info. Our enforcement policy, service standards and local advice material can be found on the Council's website.

If at the time of conducting an inspection or search you are suspected of committing an offence officers should have regard to the Police and Criminal Evidence Act (PACE) Code B.

Your rights at inspections – further information

- When you are required or advised to do something you have the right on request to a written explanation of what you need to do, by when and why, and whether it is a legal requirement or a recommendation of good practice
- When immediate enforcement action is taken you have the right to a written explanation why this was necessary
- When other enforcement action is taken, or proposed, you have the right to have your point of view heard and for any alternative action (which must be equally effective) to be discussed
- When enforcement action is taken, you have the right to be told of any appeals mechanisms

If you are concerned about the possible implications for your business ask the inspecting officer what happens next.

Seizure of property

- Where property is seized officers should have regard to PACE Code B
- Before items are seized from occupied premises the officer must show the occupier their credentials if reasonably practicable
- The officer will also take reasonable steps to inform the person from whom items have been seized about the seizure and provide a written record of what has been seized
- Items seized will not be retained for longer than three months, unless the goods are reasonably required to be detained for a longer period for a purpose for which they were seized, in which case they will not be detained for longer than required for that purpose. This does not apply to goods seized for testing, that are liable to forfeiture or that are required as evidence
- Appeal rights may exist under the legislation concerned. These generally involve taking action in the Magistrates Court. You should seek independent legal advice if you wish to appeal against any seizure
- Compensation for loss or damage resulting from a seizure of goods may be payable where there has been no infringement or breach of legislation. In the event of dispute such compensation, or right to it, shall be determined by arbitration

Access to seized property

- The occupier or representative can be allowed supervised access to items seized to examine or photograph them, or should be provided with a photograph or copy where possible, in either case within a reasonable time following any request and at their own expense
- Such requests may not be granted if there are reasonable grounds for believing this would prejudice the investigation of any offence or criminal proceedings; lead to the commission of an offence by providing access to unlawful material; or compromise the personal safety of security staff and/or the security of storage facilities

Further information & complaints

Please contact us for any further advice or guidance or e-copies of these codes – contact details are shown overleaf.

- You may access the Code of Practice on Powers of Entry via www.gov.uk/powers-of-entry
- PACE Codes are available for inspection at police stations or can be accessed via the GOV.UK website
- For further information on the Statutory Code of Practice for Regulators please visit the GOV.UK website

If you are unhappy with the inspection then you can complain using the Council's complaints procedure by writing to the head of Regulatory Services at the address below or use our corporate complaints and feedback facility at www.southwark.gov.uk/complaints

(TSNPR v1.5/2023)

Age restricted products (ARPs) – business support report

 To *Muhammad Baloch* LA ref

 Address *176 Peckham High St SE15 5EG*

 Date *06/08/2016* Time in *17:46* Time out Officer(s) *Chuckle*

 Person seen *[REDACTED]* Position* *Manager*

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

 Trading Standards
 Call centre – 020 7525 2000
 Email

tradingstandards@southwark.gov.uk

Report no. A 120

Reason for visit <input checked="" type="checkbox"/>		Routine <input type="checkbox"/>	Enquiry / complaint <input type="checkbox"/>	Campaign / project <input type="checkbox"/>	Revisit <input type="checkbox"/>
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 report covers a selection of legal requirements enforced by this service and best practice*. The results should not be taken as an indication about compliance with all legal responsibilities.					
ARPs sold / provided <input checked="" type="checkbox"/>					
Alcoholic drinks	<input type="checkbox"/>	Blunts	<input type="checkbox"/>	Shisha products	<input type="checkbox"/>
Aerosol paints	<input type="checkbox"/>	DVDs	<input type="checkbox"/>	Knives, blades, axes	<input type="checkbox"/>
Butane lighter refills	<input type="checkbox"/>	Lottery	<input type="checkbox"/>	Fireworks (F2,F3)	<input type="checkbox"/>
Other (please list)					

 For trading standards business advice visit www.southwark.gov.uk/tradingstandards

Officers comments / action you need to take now;

-31 days CCTV not being displayed
 - EPOS till System not working
 - No A3 tobacco notice
 - Cigarette sized Person & bedges
 - No training records for Omar Shahrzad

Business comments / requests etc;

- Check peoples right to work
 - Don't operate if the person at the premises is not trained

 Advice leaflet(s) provided FTA training offered

 Signed by recipient. *[REDACTED]*

Store signage & tobacco control <input checked="" type="checkbox"/>		
Very good <input type="checkbox"/>	Satisfactory <input type="checkbox"/>	Unsatisfactory <input type="checkbox"/>
A3 tobacco notice (point of sale)	Correct <input type="checkbox"/>	Incorrect <input type="checkbox"/> S40
agecheck zone (entry point)*	Yes <input type="checkbox"/>	No <input type="checkbox"/> U20
agecheck zone (internal)*	Yes <input type="checkbox"/>	No <input type="checkbox"/> U21
Shelf edge labels (RU18? etc)*	Yes <input type="checkbox"/>	No <input type="checkbox"/> U22
Challenge 25 signage*	Yes <input type="checkbox"/>	No <input type="checkbox"/> U25
Tobacco advertising	Correct <input type="checkbox"/>	Incorrect <input type="checkbox"/> S51
Tobacco display regulations	Correct <input type="checkbox"/>	Incorrect <input type="checkbox"/> S60
Tobacco labelling (health/duty)	Correct <input 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, knife sales 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 type="checkbox"/>	U23
Till reminder stickers for staff *	Yes <input type="checkbox"/>	No <input type="checkbox"/>	U24
Refusals register provided*	Yes <input type="checkbox"/>	No <input type="checkbox"/>	U26
Refusals register in regular use*	Yes <input type="checkbox"/>	No <input type="checkbox"/>	U27
Staff training records available	Yes <input type="checkbox"/>	No <input type="checkbox"/>	U28
Staff aware of approved ID*	Yes <input type="checkbox"/>	No <input type="checkbox"/>	U29
Product placement considered*	Yes <input type="checkbox"/>	No <input type="checkbox"/>	U30
Personal Licence holder present? Yes <input 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"/>	

(TSARP V 1.1/2022)

Southwark Council endeavours to adopt a positive and proactive approach towards ensuring compliance. We have regard to the Regulators' Code, the ARP Code of practice and the Age Restricted Products and Services Framework document. These were issued by the Government and are available via the GOV.UK website. We believe that close partnership between local business and the Council means:

- better consumer and business protection
- clarity about what is required and by when
- fair and consistent regulation
- action required is proportionate to the risks identified

Officers are always pleased to help if you need advice on any of the areas we regulate including; fair trading, price marking, product safety, tobacco control, weights and measures and age verification. Business advice on these subjects and more can be found via the Council's website along with our enforcement policy and service standards.

Inspections and officer powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may give notice of a visit, or make an appointment if appropriate, but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to;

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business
- access electronic devices to obtain or access information

It may be an offence to obstruct, fail to comply with a requirement imposed, or fail to give any assistance or information reasonably required by the officer, or to give false or misleading information (this includes providing access to locked or secure areas). On conviction the offence is punishable by fine and/or imprisonment.

Outcomes and your rights

- When you are required or advised to do something you have the right on request to a written explanation of what you need to do, by when and why, and whether it is a legal requirement or a recommendation of good practice
- When immediate enforcement action is taken you have the right to a written explanation as to why this action was necessary
- When other enforcement action is taken or proposed you have the right to have your point of view heard and for any alternative action (which must be equally effective) to be discussed
- When enforcement action is taken, you have the right to be told of any appeals mechanisms

Follow up inspections are likely if non-compliances have been identified. If you are concerned about the possible implications for your business ask the inspecting officer what happens next.

Age restricted products (ARPs) and services test purchasing

Please be aware, and make all staff aware, that covert test purchases of ARPs are carried out by the Council. This means we will send in underage, or young looking, volunteers to attempt to buy ARPs or services. These tests are conducted to check compliance with the law and with age verification policies (e.g. Challenge 25 scheme).

Such test purchasing may be covertly observed and recorded. If the person serving correctly follows age verification best practice there should never be any sales to such volunteers. You will always be informed of the result of such test purchasing, either at the time, or in writing within one month of the attempt.

Further information & complaints

Please contact us for any further advice or guidance or e-copies of these codes – contact details are shown overleaf.

If you are unhappy with the inspection then you can complain using the Council's complaints procedure by writing to the Head of Regulatory Services at the address overleaf or use our corporates complaints and feedback facility at www.southwark.gov.uk/complaints

STATEMENT OF WITNESS

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

Statement of (full name): Charlie Jerrom**Age of witness (if over 18, write "over 18"):** Over 18

This statement (consisting of 4 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.

I am employed as a Trading Standards Enforcement Officer by the London Borough of Southwark.

The council is a local weights and measures authority. It is also an enforcer for the purposes of the investigative powers provided by schedule 5 of the Consumer Rights Act 2015.

I am an authorised officer for the purposes of trading standards legislation including the Tobacco and Related Products Regulations 2016. I am also authorised to enforce legislation under the Licensing Act 2003.

On Thursday 06 March 2025, I led an inspection visit at Peckham Food & Wine at 176 Peckham High Street, London, SE15 5EG. The visit was made due to receiving a complaint from a local resident alleging the premises was selling alcohol to minors.

At approximately 12:15pm I entered the premises along with three local police officers PC Maria O'Mahoney, PC Mark Lynch and PC Lorena Haughey. Upon entering the premises, I produced my warrant card to a [REDACTED], who was the only person working at the premises at the time of visit. I explained to [REDACTED] we were here to do a licensing inspection and a check of products being sold. A notice of powers and rights to occupier notice was filled in and signed by [REDACTED] [REDACTED] which I exhibit as PFW/01

During the inspection a number of licensing breaches against licence 881982 were found including: -

1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Signed: [REDACTED]

(witness) Date: 29/04/2025

(To be completed if applicable: being unable to read the above statement I, of read it to him/her before he/she signed it.

Signed:

Date:) CL4

During the inspection the member of staff on duty was not able to operate the CCTV system and show us 31 days' worth of footage.

2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

No training records were provided for [REDACTED] who was working at the time of visit.

3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed

4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence.

Mr Muhammad Baloch has failed to surrender licence number 880978.

I found a black carrier bag behind the counter and inside were 20 packets of cigarettes each containing 20 cigarettes (a total of 400 sticks). These were seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market.

Whilst I was completing a notice detailing the seized goods and licensing breaches found, [REDACTED] turned up and presented himself as the manager of the business. When asked where the licence holder a Mr Muhammad Baloch was, [REDACTED] said he was away due to fasting.

At the end of the visit [REDACTED] was taken to the police station by PC Maria O'Mahoney. I was told; he had exceeded his right to remain status.

Officers Lynch and Haughey and I then left the premises after serving the both the seizure notice 0020 and an age restricted products business support notice A 120.

On the 8 March 2025 at approximately 00:14hrs I was working as part of the night time economy team. We observed customers were being allowed into the premises to purchase goods from the shop. Although we witnessed this, we did not enter the premises as police support was not available at the time.

By allowing customers into the premises, they were breaching condition 340, which states: Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

The premises was then checked again on the 15 March 2025 at approximately 00:45 where again customers were observed being allowed to enter and buy goods from inside the premises in breach of condition 340. Police support on this occasion was available and we approached and entered.

Conditions from previous breaches were checked and continual breaches were found including: -

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

No personal licence holder was present.

2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

Patrons were being allowed inside the premises to purchase goods.

3. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

No member of staff at the premises during the visit could use the CCTV system in place at the premises.

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Staff member at premises could not show the CCTV footage

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed.

During this visit [REDACTED] again turned up entering through the back of the premises. When asked where the licence holder was [REDACTED] replied that he was not working today and was busy. A section 19 was issued by the police on the shop keeper who refused to sign after advice from [REDACTED].

On the 15 April 2025 I was involved in a trading standards led underage sales test purchasing operation of age restricted products using a 17-year-old male volunteer. I was working with colleagues including Ms Georgie Tear and Mr Paul Gander.

A test purchase was made at the premises and a disposable SKE Cherry Ice vape (a nicotine inhaling product) was sold the volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015.

These regulations prohibit the sale of such vapes to anyone under 18. Ms Tear, the officer who witnessed the sale told me the seller did not ask for proof of age or make any checks on the purchaser's age.

Council records show that the same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%).

Mr Paul Gander and I entered the premises after the test purchase where we spoke with the person working behind the counter who had been seen to sell the product. He identified himself as [REDACTED] [REDACTED]. [REDACTED] was also present in the shop floor area. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

- 1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
- 2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A (1) of the Tobacco Advertising and Promotion Act 2002.
- 3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
- 4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed. These are produced as exhibit PFW04.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a [REDACTED]. I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were the premises a package was delivered by Royal Mail addressed to [REDACTED]. The return address shown was in the name of Epos Now and [REDACTED] confirmed it contained a new EPOS till for the premises.

At the end of the visit an age restricted products business support notice was left, along with a seizure notice for the vapes seized. Both documents were signed by [REDACTED]. The seized items were then transported to storage.

Copies of the notices are exhibited as PFW04 and PFW 05

Ref:

Incident and Report Book

Southwark
Council
southwark.gov.uk

15/04/2025 ⑥

033736

Southwark
Council
southwark.gov.uk

1664506

Test Purchase Record

PECKHAM FOOD + WINE
176 PECKHAM HIGH ST.
LONDON

SE15 5EG

Ref:

Instructions

This book is to be used for reporting occurrences/ incidents where a record is considered necessary.

Original notes are to be made in this book. They are to be made at the time of the incident or as soon after as practicable.

Cautions

A person whom there are grounds to suspect of an offence must be cautioned before any questions about it (or further questions if it is his answers to previous questions that provided grounds for suspicion) are put to him for the purpose of obtaining evidence which may be given to a court in a prosecution.

The caution shall be in the following terms:

"You do not have to say anything but it may harm your defence if you do not mention when questioned something which you later rely on in court. Anything you do say may be given in evidence. You are not under arrest, you are not obliged to remain and you may obtain legal advice if you wish."

A record shall be made when a caution is given

**Underage Test Purchase Record**

16

Date 15/04/2025

Name and Address of business premises

PECKHAM FOOD + WINE
176 PECKHAM HIGH STREET
LONDON
SE15 5EG

Goods to be purchased ALCOHOL + VAPE

Volunteer's name [redacted] Age 17

Time of entry into shop 13:27 Supervisor [redacted]

Young Person 13:27

Time of exit from shop 13:29 Supervisor [redacted]

Young Person 13:29

Record of dialogue – Young Person

CAN I HAVE A ELF BAR.
POINTED TO ~~CHERRY~~ CHERRY ICE
VAPE

HOW MUCH witnessed
by georgie

Record of dialogue – Seller

£6.99 £2.10
SALE

Goods purchased

CHERRY ICE CRYSTAL BAR VAPE

Price £6.99

Bag or Seal number SC00478141

Exhibit reference 57/PS/1

Description of seller

NOT shorts guy M green jumper
Indoor appearance in messy

Full name of seller

Date of birth of seller

Age

NI number

Address of seller

Contact number of seller

Time cautioned

Name of owner

(Owner Name)

Address of owner

Date of birth of owner

NI number

Contact number of owner

Time cautioned 14:06

Relevant point of sale notices displayed in shop/on tills etc

EPOS Till prompt in use?

Refusals register in use?

Date of last refusal?

Notice/inspection form number left

Other notes/info/expenditure

FAMILY BUSINESSMUHAMMED RALGHY

Time notes started

Time notes completed

Location notes made

Persons present

Include: descriptions, relevant conversation/comment, interviews, property seized/exhibits

20 hours per week

joined

From Pakistan

CAUTION: 14:07

Name of other person present

[REDACTED]

Signed: [REDACTED]

Continued

12

joined 5.4.25

What training have you had

- prompted by QAnon

- I have signed a paper of loyalty

- showed file.

(Royal Mail 14:21 [REDACTED]

delivery card)

How old do you have to be alcohol

25 - 18 also

vape 22 18

cigarettes 18

had to ask called to get right

- What sort of ID would ask for

- ID card, driving license, passport

- Grandson from Pakistan 14:2:25

MSC technology manager BAE

university, part-time job here

- difficult to understand

Signed: [REDACTED]

~~6/17 1410S~~

Signed: _____

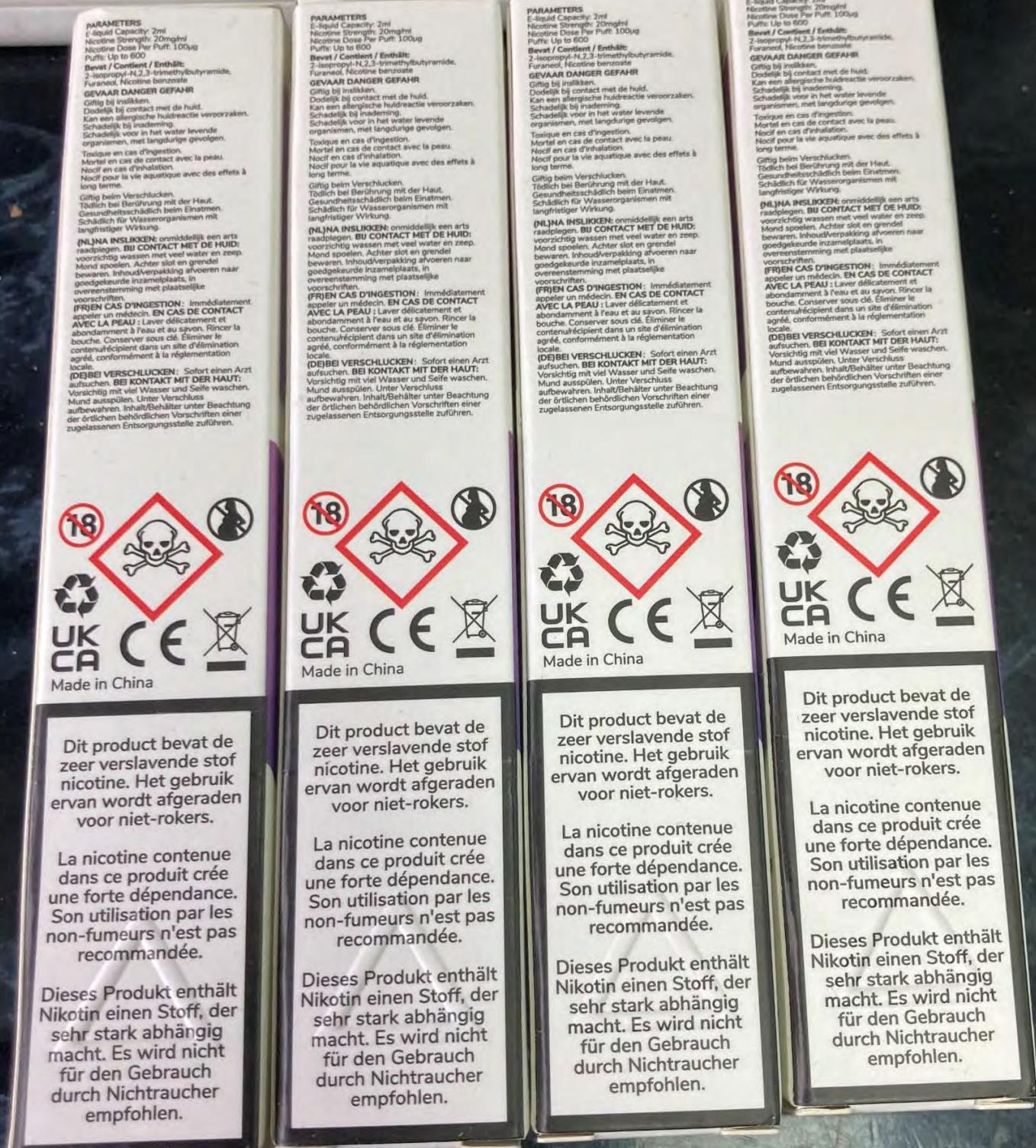
Signed: _____

CAJ/PFW/04















The Licensing Unit
Floor 3
160 Tooley Street
London
SE1 2QH

**Metropolitan Police Service
Licensing Office
Southwark Police Station
323 Borough High Street
LONDON
SE1 1JL**

Tel:
Email: SouthwarkLicensing@met.police.uk

Our reference: MD/25/1030

Date: 25/06/2025

Re:- Peckham Food and Wine 176 Peckham High Street SE15 5EG

Dear Sir/Madam

On the 18th June 2025 the Metropolitan Police received an application from The Peckham Food Point Ltd to vary the dps on the licence 881982. The application is to remove the current dps Naseem Baluch and replace with XX XXX XXXX. Police object to the transfer of this premises licence under all the licensing objectives in particular prevention of crime and disorder. The grounds for the objection are as follows:

This premises licence is subject of a review under section 51 of the licensing act 2003 by Southwark council Trading Standards unit following concerns as to the operation of the premises and the illegal items being stored and sold by the premises to members of the public. There was also a representation from police regarding numerous licence breaches and employing a member of staff without carrying out checks regarding the males right to work.

These issues have all taken place whilst the director of The Peckham Food Point Ltd XX XXX XXXX was the manager of the store. XX XXX XXXX is and has been since 2023 clearly in charge of the day-to-day operations of this premises and must hold a degree of responsibility for its failings despite not being the designated premises supervisor and Police have no confidence in XX XXX XXXX to be the dps of this or any licensed premises.

The Police continue to be seriously concerned about the operation of the premises along with poor management and the employment of illegal workers at this premise. In order to promote the licensing objectives police recommend this application be refused on the above grounds.

Yours Sincerely

PC Mark Lynch 2246 AS
Southwark Police Licensing Unit
Tel:

From:

Sent: Wednesday, July 30, 2025 2:46 PM

To: Regen, Licensing <Licensing.Regen@southwark.gov.uk>

Cc: McArthur, Wesley

Subject: Peckham Food and Wine 176 Peckham High Street SE15 5EG

Good Afternoon

This email is to confirm that the above representation was made on the 25/06/2025 in regards to the police objection to the dps transfer for the Peckham Food and Wine 176 Peckham High Street SE15 5EG.

I would like to confirm that in paragraph 2 of the objection the wording states 'Police object to the transfer of this premises licence' , this a typo and should read ' object to the dps transfer'

Kind regards



Mark Lynch Pc2246AS
Southwark Licensing Team
Central South BCU
Metropolitan Police Service

STATEMENT OF WITNESS

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

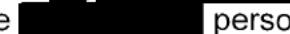
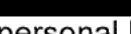
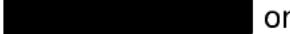
URN

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Statement of: **Mrs Esther F. Jones**Age if under 18: **Over 18**Occupation: **Licensing Team Leader**

This statement is true to the best of my knowledge and belief, I am 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: 5th September 2025 

My name is Esther Jones, I am employed by the London borough of Southwark as the licensing team leader for Southwark licensing service and have been in this role since 17th March 2025. On Saturday 30th August 2025, I was working with PCs Mark Lynch and Lorena Haughey both police officers working mainly with the night-time economy police unit that carries out enforcement and monitoring visits throughout the whole borough. At approximately 22:45 we were parked on a side street, that enabled us to observe the outside of the premises known as Peckham Food and Wine. The premises is licensed with the London borough of Southwark for the sale and supply of alcohol under the Licensing Act 2003. The premises is currently the subject of a review submitted by a responsible authority i.e. Southwark Council Trading Standards Service. We noticed that the name on the facade of the premises had changed to **Yours Peckham Food and Wine** but certain that we were looking at the same premises. The lights were on in the premises and from where we were it appears as if the premises was open and trading. We crossed the road and approached the premises. We gained access into the premises and introduced ourselves using our official identification cards. In the premises were  (bespectacled) who appears to be known to the two police officers and in the shop area and  (behind the counter and attending to customers). We asked to see  personal licence, he stated that he hasn't got his personal licence yet as he only just completed his training on Friday (previous day 29th August) but has applied for it. I then requested for a copy of the full premises licence from , he appeared not to know what a premises licence is and was confusing it with a personal licence. It soon became obvious that he did not know the difference between both licences. The second male who introduced himself as  was advised to educate him  on the difference between a personal and a premises licence.  provided us with a copy of the current premises licence. We proceeded to check for compliance with a particular condition that the premises had in the past been found wanting, which was to do with CCTV footage and provision of recorded footage. I requested to see the footage of the CCTV from 22:30 of the 30th of August together with date and time stamp, which would capture our arrival unto the premises, as that would make it 15 minutes preceding our arrival in the premises.  spent some time trying to get the CCTV monitor in the shop to show us the footage unsuccessfully, and he eventually showed us the footage on his personal mobile phone as he was unable to show

Signature: Signature Witnessed by: 

RESTRICTED (when complete)

MG11

Continuation of Statement of: Esther F. Jones

us on the CCTV terminal in the shop. Although it was possible to see the footage on the phone but was asked what would happen if the phone were to be unavailable, stolen, or lost when officers visit and request to view the CCTV in line with the condition on the premises licence. He then asked us to wait for Mr Kakahel to be free of customers when he can then assist him [REDACTED] with making the footage available to us on the terminal in the shop. Eventually, [REDACTED] was, after a while, able to get the terminal to show us the footage of us arriving in the shop with the correct date and time stamp. We had to wait for a considerable period of time, but he was eventually able to show us the footage on the terminal in the shop. I asked for [REDACTED] to send us the footage with date and time stamp to our offices via email and provided him with the email address to send it to. We then proceeded to check the other conditions on the premises licence, namely conditions **342**. We observed that the premises was not complying with this condition after we went out to check the external façade to the premises and the inside of the premises to ensure that we had not missed the notice, after we have ascertain that there was no notice outside on the façade or inside the premises stating that no consumption of alcohol should take place inside the premises. Whilst we were in the premises, a male customer, known to [REDACTED] and one of the PCs with me, accessed the premises with an opened drink which I believed to be alcoholic (green in colour with a straw) but [REDACTED] asked him not to consume the drink in the shop and the male went back outside with his drink. We then checked condition **4A1** and asked to see the refusal log. [REDACTED] had previously brought out a folder that contained training information and authorisation, as well as other records and entries, in this folder was also the refusal log. Although there were several individuals who had made entries in the log over a period of time, most of the entries were in the same handwriting and so could not all have been completed by the individuals whose names appear alongside the entries. When this fact was put to [REDACTED], he explained the reason for this, that the person on duty would inform him or [REDACTED] of the sale refusal and then either he or [REDACTED] would help the person at a later time to complete the refusal log. He was advised by PC Mark Lynch that, that is not what should occur, that the entry should be made by the person who refused the sales and must be done as soon as is practicably possible by that same person. [REDACTED] said that he was not aware of this before but as he has now being informed of the correct way to make the refusal entry, he would do this going forward. PC Lynch took a photo of the Refusal Log as evidence of the entries being entered in the same handwriting. To check compliance with condition **349** I requested to see the dispersal policy for the premises. The dispersal policy was available in the same folder that [REDACTED] had brought out, but [REDACTED] could not provide any evidence of training on the dispersal policy for any of his staff. We drew this to [REDACTED] attention and asked him to rectify this as soon as possible. I then requested to see [REDACTED] personal licence and he provided this for us. This was issued by the [REDACTED]. PC Mark Lynch completed the Notification of alleged offences under the Licensing Act 2003 form to notify the premises licence holder of breaches witnessed in front of [REDACTED] and offered advice to [REDACTED] on how to comply with what was witnessed whilst we were still in the shop, gave a copy of this to [REDACTED] and the pink copy to me. We left the premises at approximately 23:50. I have attached to this witness statement, the original pink carbon copy of the Notification of alleged offences under the Licensing Act 2003 form as completed by PC Lynch during the visit, which he gave to me at the premises.

Witness Signature: [REDACTED]

Signature Witnessed by [REDACTED]

Page 2 of 2

RESTRICTED (when complete)



Notification of alleged offences under the Licensing Act 2003

Venue Name: Pecham Food + Wine REF: (CAD/CRIS etc.)

Address: 176 Pecham LANE STREET SE15 5EG

Date: 30/08/25 Time: 2300

Details of person in charge at the relevant time: 22782 Barnie DABERMAN A [REDACTED]

DPS Personal Licence Holder

Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y No)
- Section 137 (1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y No)
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y No)
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make a an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

342 - NO SIGNAGE DISPLAYED.
341 - CCTV UNABLE TO BE DOWNLOADED TO REMOTE DEVICE
441 - REASALE LOG IN PLACE BUT RECORDINGS ARE INPUTTED BY DIFFERENT PERSON TO THAT WHO RECEIVES SALE.
349 - NO TRAINING RECORDS REASALE DISPATCHED : 30 mins.

Issuing officer: PC LYNCH Print: LYNCH

I acknowledge receipt of this form: (venue) [REDACTED]

The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001



Peckham Food and Wine
176 Peckham High Street
London
SE15 5EG

Licensing Unit
Direct Line: 020 7525 4642
Direct Fax: 020 7525 5705

5 September 2025

Dear Muhammad Baloch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On Saturday 30th August 2025 at 22:45hrs the Licensing Team Leader and police officers visited your premises and carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 342 of the premises licence which states** – Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.
2. **Breach of condition 4A1 of the premises licence which states** – A refusals log must be kept at the premises and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:
 - a) the identity of the member of staff who refused the sale;
 - b) the date and time of the refusal;
 - c) the alcohol requested and reason for refusal;
 - d) description of the person refused alcohol
3. **Breach of condition 349 of the premises licence which states** – A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk



Muhammad Baloch
 X XXXXXXXX XXXXX
 XXXXX
 XXX XXX

Licensing Unit
 Direct Line: 020 7525 4642
 Direct Fax: 020 7525 5705

20 March 2025

Dear Muhammad Baloch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
 (Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On 6 March 2025 at 12:15hrs an Enforcement Officer carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

In addition to the above, the Officer also considered 'risk assessment' criteria that would help determine the frequency of future inspections to your premises.

During the inspection an officer witnessed the below premises licence condition breaches:

1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request.

2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for Mr Qamar Shahzad who was working at the time of visit.

3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number 880978.

On the 08 March 2025 the premises was witnessed allowing customers into the premises beyond 00:00. This is a breach of condition 340 that reads, “Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times”.

On the 15 March 2025 enforcement officers and police visited your premises at 00:45. During the visit the officers witnessed the below premises licence condition breaches:

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

3. Breach of condition 100 of the premises licence which states – 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.

4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk



Naseem Baluch
 X XXXXXXXX XXXXX
 XXXXXX
 XXX XXX

Licensing Unit
 Direct Line: 020 7525 4642
 Direct Fax: 020 7525 5705

5 September 2025

Dear Naseem Baluch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
 (Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On Saturday 30th August 2025 at 22:45hrs the Licensing Team Leader and police officers visited your premises and carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 342 of the premises licence which states** – Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.
2. **Breach of condition 4A1 of the premises licence which states** – A refusals log must be kept at the premises and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:
 - a) the identity of the member of staff who refused the sale;
 - b) the date and time of the refusal;
 - c) the alcohol requested and reason for refusal;
 - d) description of the person refused alcohol
3. **Breach of condition 349 of the premises licence which states** – A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk



Asif Ali
 Peckham Food and Wine
 176 Peckham High Street
 London
 SE15 5EG

Licensing Unit
 Direct Line: 020 7525
 4642 Direct Fax: 020 7525
 5705

5 September 2025

Dear Asif Ali,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
 (Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On Saturday 30th August 2025 at 22:45hrs the Licensing Team Leader and police officers visited your premises and carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 342 of the premises licence which states** – Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.
2. **Breach of condition 4AI of the premises licence which states** – A refusals log must be kept at the premises and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:
 - a) the identity of the member of staff who refused the sale;
 - b) the date and time of the refusal;
 - c) the alcohol requested and reason for refusal;
 - d) description of the person refused alcohol
3. **Breach of condition 349 of the premises licence which states** – A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk

STATEMENT OF WITNESS

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

Statement of (full name): Charlie Jerrom

Age of witness (if over 18, write "over 18"): Over 18

This statement (consisting of 1 page) 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.

I am employed as a Trading Standards as an enforcement officer by the London Borough of Southwark. I am also an authorised officer for the purposes of Licensing legislation including The Licensing Act 2003.

On the evening of Friday 05 September 2025, I visited the premises known as Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG.

I entered the premises along with my colleague Farhad Chowdhury. I then approached the till area and provided my identification, along with introducing my colleague and explained I was there to hand deliver 4 warning letters. I explained the warning letters related to previous breaches of the premises licence conditions, that occurred a week earlier. The man behind the till informed me his name was [REDACTED] and he was aware of the visit from the previous week. I asked [REDACTED] to provide the copies of the warning letters to the persons addressed on the letter.

Farhad and I then left the premises.

Signed: (witness) Date: 09/09/2025

(To be completed if applicable: being unable to read the above statement I, of read it to him/her before he/she signed it.

Signed:

Date:) CL4

Agenda Item 7

Meeting Name:	Licensing Sub-Committee
Date:	25 June 2025
Report title:	Licensing Act 2003: Peckham Food and Wine, 176 Peckham High Street, Peckham, London SE15 5EG - Review
Ward(s) or groups affected:	Rye Lane
Classification:	Open
Reason for lateness (if applicable):	Not applicable
From:	Strategic Director of Environment, Sustainability and Leisure

RECOMMENDATION

1. That the licensing sub-committee considers an application submitted by this council's trading standards service, under Section 51 of the Licensing Act 2003 (the Act), for the review of the premises licence held by Muhammad Baloch in respect of the premises known as Peckham Food and Wine, 176 Peckham High Street, Peckham, London SE15 5EG.
2. Notes:
 - a) The grounds for the review are stated in paragraph 15 of this report. Copies of the review application, and evidence in support of the review application, are attached to this report as Appendix A.
 - b) Representations regarding the review application have been submitted by two responsible authorities, those being this council's licensing service and the Metropolitan Police Service. The representations are attached to the report as Appendix B. Details of the representations are provided in paragraphs 18 – 20 of this report.
 - c) A copy of the current premises licence issued in respect of the premises is included in Appendix C.
 - d) A map showing the location of the premises is attached to the report as Appendix F.
 - e) A copy of the council's approved procedure for hearings of the sub-committee in relation to an application made under the Licensing Act 2003, along with a copy of the hearing regulations, has been circulated to all parties to the meeting.

BACKGROUND INFORMATION

The Licensing Act 2003

3. The Licensing Act 2003 (the Act) provides a licensing regime for:
 - The sale of and supply of alcohol
 - The provision of regulated entertainment
 - The provision of late-night refreshment.
4. Within Southwark, the licensing responsibility is wholly administered by this council.
5. The Act requires the licensing authority to carry out its functions under the Act with a view to promoting the four stated licensing objectives. These are:
 - The prevention of crime and disorder
 - The promotion of public safety
 - The prevention of nuisance
 - The protection of children from harm.
6. In carrying out its licensing functions, a licensing authority must also have regard to:
 - The Act itself
 - The guidance to the act issued under Section 182 of the Act
 - Secondary regulations issued under the Act
 - The licensing authority's own statement of licensing policy
 - The application, including the operating schedule submitted as part of the application
 - Relevant representations.
7. The applications process involves the provision of all relevant information required under the Act to the licensing authority with copies provided by the applicant to the relevant responsible bodies. The application must also be advertised at the premises and in the local press. The responsible authorities and other persons within the local community may make representations on any part of the application where relevant to the four licensing objectives.
8. The premises licence once issued remains valid for the life of the business unless surrendered or revoked. However, under section 51 of the Act it remains open to any Responsible Authority or other person to apply to the local licensing authority for a review of the premises licence where there are ongoing concerns regarding one or more of the four stated licensing objectives.

KEY ISSUES FOR CONSIDERATION

The premises licence

9. The premises licence holder is Muhammad Baloch.

10. The premises licence allows the provision of licensable activities as follows:

- The sale by retail of alcohol to be consumed off the premises:
 - Monday to Sunday: 07:00 to 01:00
- Opening hours:
 - Monday to Sunday: 00:00 to 00:00 (24-hour opening)

11. The licence is subject to the mandatory conditions stipulated by the Act, and further conditions consistent with the operating schedule that was submitted with the application for the licence. A copy of the full premises licence is available in Appendix C.

Designated premises supervisor (DPS)

12. The current designated premises supervisor (DPS) in respect of the premise is Naseem Baluch.

The review application

- 13. On 30 April 2025 an application was submitted, under Section 51 of the Act, by this council's trading standards service for the review of the premises licence issued in respect of the premises known as Peckham Food and Wine, 176 Peckham High Street, Peckham, London SE15 5EG.
- 14. The review application was submitted in respect of the prevention of crime and disorder, and the protection of children from harm, licensing objectives.
- 15. The grounds for the review are stated in the application as follows (verbatim):

"This matter concerns several pieces of legislation but is primarily concerned with the breaches under the Licensing Act 2003. On Thursday 6 March 2025 officers with the London Borough of Southwark Trading Standards Team and Local Night Time Economy (NTE) police team, conducted an inspection of the premises known as Peckham Food & Wine at 176 Peckham High Street. The inspection was on the back of a complaint received by Trading Standards on the 03/03/2025 alleging the premises was selling alcohol to minors.

During the inspection on the 6 March 2025 at approximately 12:46pm all the licensing conditions were checked, and a number of breaches were found including:

- 1) Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request.
- 2) Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be

under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for XXXX who was working at the time of visit.

- 3) 3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.
- 4) 4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number 880978.

During the visit neither the owner nor designated premises supervisor were present.

When we first entered, we spoke with XXXX who was behind the till and the only one present at time of entry. We completed the licensing checks with XXXX and the breaches above were found.

Around 30 minutes later XXXX turned up to the shop and identified himself as the manager. XXXX explained that although he was the manager XXXX was still the premises licence holder. During the visit XXXX did provide the CCTV records and training records for staff, but the training records did not include the shop assistant XXXX who was witnessed selling alcohol to people buying from the shop. A notice was served detailing the breached conditions and I have attached this as CAJ/PFW/01.

A Trading Standards inspection was also completed and 20 packets containing 20 cigarettes in each (total of 400 sticks) were also seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market.

XXXX did claim the cigarettes were his, however they were found at the premises in a black bag under the counter. For the purposes of the Regulations a person supplies a tobacco product if, in the course of a business, the person possesses it for supply.

On the 8 March 2025 at 00:14am, the premises was witnessed allowing customers into the premises to purchase goods by myself and Ms Clarissa O'Toole a Council Anti-Social Behaviour Officer working on the NTE duty rota.

This is a breach of condition 340 which reads; “Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times”.

On the 15 March 2025, myself and Richard Kalu, a Southwark Licensing officer along with police visited the premises again at 00:45 and witnessed a further breach of condition 340 as there were a number of people inside purchasing items from the shop.

A compliance check of previous breached conditions was carried out and the following licensing conditions were found in breach:

- 1) Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.
- 2) Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.
- 3) Breach of condition 100 of the premises licence which states – 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.
- 4) Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.
- 5) Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.
- 6) Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.
- 7) Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises

The following offences were discovered at the time of visit:

During the visit neither the owner nor the Designated Premises Supervisor were in attendance again. XXXX again made an appearance and again mentioned he was the manager of the business.

On 21 March 2025 a warning letter was hand delivered by Licensing Officer Sayed Kadri and Licensing manager Esther Jones detailing all the continued breaches listed above.

On the 15 April 2025 trading standards led an underage sales test purchasing operation. A disposable vape SKE Cherry Ice (nicotine inhaling product) was sold to a 17-year-old male volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015.

These prohibit the sale of such vapes to anyone under 18. The seller did not ask for proof of age or make any checks on the purchaser's age.

The same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%). Myself and a colleague Mr Paul Gander entered the premises after the test purchase where we spoke with the person who had been seen to sell the product. He identified himself as XXXX. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

- 1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
- 2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A(1) of the Tobacco Advertising and Promotion Act 2002.
- 3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
- 4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a XXXX I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were the premises a package was delivered by Royal Mail addressed to XXXX. The return address shown was in the name of Epos Now and a member of staff confirmed it contained a new EPOS till for the premises.

I have major concerns that the premises on multiple occasions has been run in breach of the Licensing Act 2003. I also have concerns as to the management of the business with regard to age restricted sales and to whether the named licence holder is still actively running the business as he has not been in contact about the continued breaches and has not been present at any of the visits. The only contact is via a solicitor, who on behalf of Mr Baloch declined a face-to-face interview and has asked for it to be done via written questions. This request was received before the underage sales test purchasing operation on the Tuesday 15 April at 11:56.

The business seems to be run by a XXXX who during most visits has turned up via the back entrance and introduced himself as the manager and as mentioned earlier, XXXX received a package which will be used at the premises, namely an EPOS till system.

All options are open to the Licensing Sub-committee regarding these matters including imposing conditions and / or suspending or revoking the licence.

Trading Standards would ask that the licence be revoked, as the licence holder on multiple occasions as shown disregard to the conditions imposed on the licence.”

16. Copies of the review application, and evidence submitted in support of the review application, are attached to the report as Appendix A.

Representations from responsible authorities

17. Representations supporting the review application have been submitted by this council's licensing service, and by the Metropolitan Police Service.
18. The representation submitted by the licensing service, in part, states (verbatim):

“An offence under the Act has taken place at the premises, to wit, the sale of alcohol to an individual aged under 18. Section 146 (1) of the Act states:

- **“146 Sale of alcohol to children**

(1) A person commits an offence if he sells alcohol to an individual aged under 18.”

It is also likely that an offence under section 144 (1) of the Act has taken place, to wit, the keeping of smuggled goods on the premises. Section 144 (1) of the Act states:

- **“144 Keeping of smuggled goods**

(1) A person to whom subsection (2) applies commits an offence if he knowingly keeps or allows to be kept, on any relevant premises, any goods

which have been imported without payment of duty or which have otherwise been unlawfully imported."

In addition to the offences above, there are multiple ongoing breaches of the Licensing Act, which have resulted in various warning letters. The Licensing Authority is therefore currently compiling a prosecution file. We also share in the concern that the licence holder is absent.

We say that, although there has only been one failed test purchase regarding the sale of alcohol (which relates to the Act and is therefore the primary concern to the licensing subcommittee) this shows an ongoing and persistent pattern of behaviour in that the licensee consistently sells high risk products to underage individuals even after being warned about such activities.

Given the established pattern of behaviour, we say that it is highly likely that previous sales of alcohol to underage individuals have taken place at the premises, and that if the licensee had not been subject to a failed test purchase, such sales would have continued.

We contend that it is likely that alcohol sales to underage individuals will take place at the premises should the premises licence remain in place at the premises.

We therefore support the Trading Standards service's recommendation that the premises licence be revoked."

19. The representation submitted by the Metropolitan Police Service states that the following incidents have taken place at the premises (verbatim):

"Crime report - 01/7207232/25

Allegation domestic assault by shop manager on wife inside store.
Investigation delayed due to staff in store unable to operate cctv system
condition 341.

Notification of Offences - Issued on 06/03/2025 for following breaches

288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined/ focused footage.

289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 - A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the

immediate request of responsible authority officers and authorised officers of the council.

349 - A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

Custody number - 01MM/222/25

Member of staff arrested for immigration offences

Intel report - 01/6066242/25

Allegation of alcohol being sold to underage females.

Closure Notice - Issued on 10/03/2025

288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined/ focused footage.

289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 - A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

845 - That an electronic point of sale system (EPOS or POS) is installed and operated at the premises.”

20. The representation submitted by the Metropolitan Police Service further states, in part, (verbatim):

“Police also have concerns in regard to the licence holder being uncontactable. It would appear that no one has been able to make contact directly with the licence holder to discuss the issues with the operation of the venue. The only contact made with the Licence holder is through a legal representative which though may not breach any legislation certainly raises concern that they do not feel that the licence breaches are serious enough to warrant an in-person meeting”

21. Copies of the representations submitted by this council's licensing service, and by the Metropolitan Police Service, and related supporting evidence, are attached to this report as Appendix B.

Representations from other persons

22. No representations were submitted by other persons.

Premises licensing history

23. On 6 August 2006 a premises licence was issued in respect of the premises to Muhammed Islam and Saima Shahzadi. The premises licence allowed for the sale of alcohol 24 hours a day and 24 hours a day opening hours.
24. On 15 June 2009 the licence was transferred to Kiran Israr. Kiran Israr was also specified as the designated premises supervisor on this date.
25. On 19 June 2017, an application was submitted by this council's trading standards service under Section 51 of the Licensing Act 2003, for the review of the premises licence held by Kiran Israr in respect of the premises.
26. On 27 June 2017 an application, to have immediate effect, was submitted to specify Aamir Ali as the DPS of the premises. The application was granted and issued on 27 June 2017. The licensee remained Kiran Israr.
27. A licensing sub-committee hearing to determine the review application submitted in respect of the premises on 19 June 2017 took place on 15 September 2017. At the hearing the licensing sub-committee decided to revoke the premises licence.
28. On 4 September 2018 High Street Food Store Limited applied for a new premises licence to allow the off sale of alcohol at the premises between 09:00 hours and 23:00 hours daily. Further to representations submitted by this council's licensing service, this council's trading standards service, and by the Metropolitan Police Service the application was withdrawn. High Street Food Store Limited is now dissolved. Companies House records show that the director of High Street Food Store Limited was a Mr Ali Yasir.
29. On 25 April 2021 Mr. Abdul Aziz Umer applied to this council for the grant of a new premises licence in respect of the premises. Representations were submitted by the Metropolitan Police Service, this council's trading standards, this council's environmental protection team and this council's licensing service. At a hearing the application was refused by the licensing sub-committee because the applicant had not satisfactorily addressed cumulative impact.
30. On 20 December 2021 Muhammad Baloch applied for the grant of a new premises licence in respect of the premises. Representations were submitted by the Metropolitan Police Service, this council's trading standards service, this council's environmental protection team, and this council's licensing service.
31. The licensing sub-committee determined the application on 17 May 2022, and granted the application with an amendment to change the start time for the sale of alcohol from 07:00 hours to 09:00 hours, and imposed eight conditions in addition to the conditions provided in the application's operating schedule. Naseem Baluch was specified as the DPS regarding the premises licence issued subsequent to the application (premises licence number 876417).

32. Following a number of visits by police and licensing officers, a number of breaches of licence number 876417 were observed. A warning letter was sent to the licensee on 25 September 2022. A copy of that letter is available in Appendix C.
33. On 8 December 2022 Muhammad Baloch applied for the grant of a new premises licence in respect of the premises. Representations were submitted by the Metropolitan Police Service, this council's licensing service and this council's Environmental Protection Team. The application was withdrawn on 10 May 2023.
34. On 21 August 2023 Muhammad Baloch applied to vary premises licence number 876417 to allow Mr Asif Ali to work at the premises. Mr Ali had previously been barred from working at the premises as per the Notice of Decision regarding the licensing sub-committee hearing of 17 May 2022 as per paragraph 31 above. The variation application was subject to representations submitted by this council's trading standards service and by this council's licensing service.
35. The licensing sub-committee determined the application on 31 October 2023 and granted the application, and premises licence number 880978 was issued subsequent to the application.
36. On 14 December 2023 Muhammad Baloch applied for the grant of a new premises licence in respect of the premises. The application sought to allow the 24-hour sale of alcohol at the premises. Representations were submitted by the Metropolitan Police Service and by this council's licensing service.
37. The licensing sub-committee determined the application on 08 February 2024 and granted the application, but only allowing for alcohol sales between 07:00 hours and 01:00 hours daily. Subsequently the current premises licence (number 881982) was issued.
38. Copies of the Notices of Decision, subsequently issued premises licences and the warning letter of 25 September 2022, as referred to above, are attached in Appendix C.
39. On 17 June 2025 an application was made to transfer the licence to 'The Peckham Food Point Ltd' which was incorporated on 5 June 2025. A Mr Asif Ali is the sole director and officer regarding The Peckham Food Point Ltd. The transfer application is subject to an objection notice submitted by the Metropolitan Police Service and is to be determined by the licensing sub-committee at a hearing on 25 September 2025.
40. It should be noted that paragraphs 94 and 95 of this council's statement of licensing policy state the following:
 - 94. This Authority is concerned over the frequently observed practice of an application for a transfer of a premises licence being made following an application for a review of that same licence being lodged.
 - 95. Where, such applications are made, this Authority will require documented proof of transfer of the business / lawful occupancy of the premises (such as a lease), to the new proposed licence holder to support the contention that the business is now under new management control.

41. On 17 June 2025 an application was submitted to vary the premises licence to specify Mr Asif Ali as the premises' DPS. The DPS variation application is subject to an objection notice submitted by the Metropolitan Police Service and is to be determined by the licensing sub-committee at a hearing on 25 September 2025.
42. On 30 August 2025 council and police officers inspected the premises and noted breaches of licence conditions 342 (no signage displayed), 349 (no training records regarding dispersal) and 4AI (refusal logs in place but the details were entered by a different person to who made the sale). A notification of alleged offences under the Licensing Act 2003 (form 694) was issued to Mr Asif Ali by PC Mark Lynch. Subsequent to this, warning letters were sent to the Muhammed Baloch via the premises address, Muhammed Baloch via his home address, Naseem Baluch via the premises address, and Mr Ali via the premises address. Copies of the notice of alleged offence, the warning letters, a Statement of Witness from a council licensing officer regarding the visit, and a statement of witness from a council officer regarding the delivery of the warning letters are attached in Appendix C.
43. To avoid duplication and confusion, the further operating history and relevant documentation detailed in the representation submitted by this council's licensing service (attached as Appendix B and various annexes), are not repeated here.

Temporary event notices

44. Details of temporary event notices submitted in respect of the premise are attached as Appendix D.

Complaints

45. The licensing service has received no recent (within the last 18 months) complaints regarding the operation of the premises.

Statement from the licensee

46. The licensee has provided a statement in reply to the review application. The statement is attached as Appendix E.

The local area

47. A map showing the location of the premises is attached to this report as Appendix F.

Southwark Council statement of licensing policy

48. Council assembly approved Southwark's statement of licensing policy 2021-2026 received assent on 25 November 2020 and it came into effect on 1 January 2021.

49. Sections of the statement that are considered to be of particular relevance to the sub-committee's consideration are:

- Section 3 - Purpose and scope of the policy. This reinforces the four licensing objectives and the fundamental principles upon which this authority relies in determining licence applications.
- Section 5 – Determining applications for premises licences and club premises certificates. This explains how the policy works and considers issues such as location; high standards of management; and the principles behind condition setting.
- Section 6 – Local cumulative impact policies. This sets out this authority's approach to cumulative impact and defines the boundaries of the current special policy areas and the classifications of premises to which they apply. To be read in conjunction with Appendix B to the policy.
- Section 7 – Hours of operation. This provides a guide to the hours of licensed operation that this authority might consider appropriate by type of premises and (planning) area classification.
- Section 8 – The prevention of crime and disorder. This provides general guidance on the promotion of the first licensing objective.
- Section 9 – Public safety. This provides general guidance on the promotion of the second licensing objective.
- Section 10 – The prevention of nuisance. This provides general guidance on the promotion of the third licensing objective.
- Section 11 – The protection of children from harm. This provides general guidance on the promotion of the fourth licensing objective.

50. The purpose of Southwark's statement of licensing policy is to make clear to applicants what considerations will be taken into account when determining applications and should act as a guide to the sub-committee when considering the applications. However, the sub-committee must always consider each application on its own merits and allow exceptions to the normal policy where these are justified by the circumstances of the application.

51. Members should take into consideration both the Southwark statement of licensing policy and the Section 182 Guidance when making decisions. The links for these are below:

Southwark policy:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>

Section 182 Guidance:

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Cumulative Impact Area (CIA)

52. The premises fall within the Peckham cumulative impact area (CIA).
53. The Peckham CIA applies to the following types of premises:
 - Night clubs, public houses and bars, off-licences, supermarkets, grocers, convenience stores and similar premises.
54. The premises are situated in Peckham major town centre area.
55. The closing times for off-licences and alcohol sales in grocers and supermarkets in Peckham major town centre area is 00:00 (midnight) daily.

Climate change implications

56. Following council assembly on 14 July 2021, the council is committed to considering the climate change implications of any decisions.
57. Climate change is not a legal factor in the consideration of a grant of a premises license under the current licensing objectives, however members can make enquiries and request an agreement from applicants to promote the reduction of the impact of climate change that may be caused by the operation of the premises.
58. Examples of such an agreement may be:
 - Not to use single use plastics, such as disposable plastic glasses, when selling alcohol at the premises.
 - Encourage patrons not to drive to venues by providing details of public transport on their webpages/tickets.
59. The council's climate change strategy is available at:

<https://www.southwark.gov.uk/assets/attach/48607/Climate-Change-Strategy-July-2021-.pdf>

Community, equalities (including socio-economic) and health impacts

Community impact statement

60. Each application is required by law to be considered upon its own individual merits with all relevant matters taken into account.

Equalities (including socio-economic) impact statement

61. This report does not result in a policy decision and each application is required to be considered upon its own individual merits with all relevant matters taken into account. In considering the recommendations of this report, due regard must be given to the public sector equality duty set out in section 149 of the Equality Act 2010. This requires the council to consider all individuals when carrying out its functions.

- 62. Importantly, the council must have due regard to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct; advance equality of opportunity and foster good relations between people who have protected characteristics and those who do not. The relevant protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, sexual orientation. The public sector equality duty also applies to marriage and civil partnership, but only in relation to the need to eliminate discrimination, harassment, victimisation, or other prohibited conduct.
- 63. The equalities impact statement for licensing decisions is contained within the Southwark statement of licensing Policy 2021 – 2026 at:

<https://www.southwark.gov.uk/business/licences/business-premises-licensing/licensing-and-gambling-act-policy>.
- 64. The equalities impact assessment is available at:

<https://moderngov.southwark.gov.uk/documents/s92016/Appendix%20F%20-%20Equalities%20Impact%20Assessment.pdf>

Health impact statement

- 65. Health impacts cannot be considered by law when making decisions under the Licensing Act 2003.

Resource implications

- 66. There is no fee associated with this type of application

Consultation

- 67. Consultation has been carried out on this application in accordance with the provisions of the Licensing Act 2003. A public notice was exhibited outside of the premises for a period of 28 consecutive days and the application was also advertised on the council's website.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Assistant Chief Executive - Governance and Assurance

- 68. The sub-committee is asked to determine, under Section 51 of the Licensing Act 2003, following an application, made under Section 51 of the same act, for a review of premises licence. At any stage, following the grant of a premises licence, a responsible authority or any other person may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives.
- 69. The principles, which sub-committee members must apply, are set out below.

Principles for making the determination

70. Under Section 52 the licensing authority must hold a hearing to determine the review and any relevant representations.
71. The four licensing objectives are:
 - The prevention of crime and disorder
 - The protection of public safety
 - The prevention of nuisance
 - The protection of children from harm.
72. Each objective must be considered to be of equal importance. The authority must, having regard to the application and any relevant representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives. The steps are to:
 - Modify the conditions of the licence by altering, omitting or adding any condition
 - Exclude a licensable activity from the scope of the licence
 - Remove the designated premises supervisor
 - Suspend the licence for a period not exceeding three months
 - Revoke the licence.
73. For the purpose of determining a relevant representation under section 52 of the Act a “relevant representation” means representations which:
 - Are relevant to one or more of the licensing objectives
 - Are made by the holder of the premises licence, a responsible authority or another person within the prescribed period
 - Have not been withdrawn
 - If made by another person (who is not also a responsible authority), that they are not, in the opinion of the relevant licensing authority frivolous or vexatious.
74. Modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months.
75. The authority may decide that no action is necessary if it finds that the review does not require it to take any steps appropriate to promote the licensing objectives.
76. In deciding what remedial action if any it should take, the authority must direct its mind to the causes or concerns that the representations identify. The remedial action should generally be directed at these causes and should always be no more than an appropriate and proportionate response.
77. It is of particular importance that any detrimental financial impact that may result from a licensing authority’s decision is appropriate and proportionate to the promotion of the licensing objectives in the circumstances that gave rise to the application for review.

Reasons

78. Where the authority determines an application for review it must notify the determination and reasons why for making it to:

- The holder of the licence
- The applicant
- Any person who made relevant representations
- The chief officer of police for the area (or each police area) in which the premises are situated.

Hearing procedures

79. Subject to the licensing hearing regulations, the licensing committee may determine its own procedures. Key elements of the regulations are that:

- The hearing shall take the form of a discussion led by the authority. Cross examination shall not be permitted unless the authority considered that it is required for it to consider the representations.
- Members of the authority are free to ask any question of any party or other person appearing at the hearing.
- The committee must allow the parties an equal maximum period of time in which to exercise their rights to:
 - Address the authority
 - If given permission by the committee, question any other party.
 - In response to a point which the authority has given notice it will require clarification, give further information in support of their application.
- The committee shall disregard any information given by a party which is not relevant:
 - To the particular application before the committee, and
 - The licensing objectives.
- The hearing shall be in public, although the committee may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in private.
- In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

80. This matter relates to the review of the premises licence under section 51 of the Licensing Act 2003. Regulation 26(1) (a) requires the sub-committee to make its determination at the conclusion of the hearing.

Council's multiple roles and the role of the licensing sub-committee

81. Sub-committee members will note that, in relation to this application, the council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the council as authority responsible respectively for environmental health, trading standards, health and safety and as the planning authority.
82. Members should note that the licensing sub-committee is meeting on this occasion solely to perform the role of licensing authority. The sub-committee sits in quasi-judicial capacity and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, members should disregard the council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the licensing law, guidance and the council's statement of licensing policy.
83. As a quasi-judicial body, the licensing sub-committee is required to consider the application on its merits. The sub-committee must take into account only relevant factors and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, or the likelihood or unlikelihood of the occurrence of some future event, the occurrence of which would be relevant. The licensing sub-committee must give fair consideration to the contentions of all persons entitled to make representations to them.
84. The licensing sub-committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.
85. Members will be aware of the council's code of conduct which requires them to declare personal and prejudicial interests. The code applies to members when considering licensing applications. In addition, as a quasi-judicial body, members are required to avoid both actual bias, and the appearance of bias.
86. The sub-committee can only consider matters within the application that have been raised through representations from other persons and responsible authorities.
87. Under the Human Rights Act 1998, the sub-committee needs to consider the balance between the rights of the applicant and those making representations to the application when making their decision. The sub-committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the borough.
88. Other persons, responsible authorities and the applicant have the right to appeal the decision of the sub-committee to the magistrates' court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

Guidance

89. Members are required to have regard to the Home Office guidance in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case.

Strategic Director of Resources

90. The head of community safety and enforcement has confirmed that the costs of this process are borne by the service.

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Licensing Act 2003	Southwark Licensing, C/O Community Safety and Enforcement, 160 Tooley Street, London SE1 2QH	Licensing Unit Tel: 020 7525 5748
Home Office Revised Guidance to the Act		
Secondary Regulations		
Southwark statement of licensing policy		
Case file		

APPENDICES

Name	Title
Appendix A	Copy of the application for the review
Appendix B	Copies of the representations submitted by this council's licensing service and the Metropolitan Police Service, and evidence in support of the representations
Appendix C	Copies of various notices of decision, subsequently issued premises licences, a warning letter of 25 September 2022, a notification of alleged offence dated 30 August 2025, a Statement of Witness dated 05 September 2025, and warning letters and a Statement of Witness regarding the delivery of warning letters regarding an inspection of the premises on 30 August 2025
Appendix D	Details of temporary event notices submitted in respect of the premises
Appendix E	Copy of the statement submitted by the licensee in response to the review application
Appendix F	Map showing the location of the premises

AUDIT TRAIL

Lead Officer	Aled Richards, Strategic Director Environment, Sustainability and Leisure	
Report Author	Wesley McArthur, Principal Licensing Officer	
Version	Final	
Date	9 September 2025	
Key Decision?	No	
CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments Sought	Comments Included
Assistant Chief Executive - Governance and Assurance	Yes	Yes
Strategic Director of Resources	Yes	Yes
Cabinet Member	No	No
Date final report sent to Constitutional Team		11 September 2025

30/04/2025

Application for a review of a premises licence or club premises certificate under the Licensing Act
Ref No. 2399023

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

	Charlie Jerrom (on behalf of Trading Standards)
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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.

Please submit the completed form to along with the payment either by cheque or postal order made payable to London Borough of Southwark and dispatch to the following address below.

Environment and Social Regeneration
Regulatory Services – Licensing Team
160 Tooley Street
3rd Floor Hub 1
PO Box 64529
London
SE1P 5LX
E-mail: licensing@southwark.gov.uk
Tel 020 7525 4261

Postal address of premises or club premises, or if none, ordnance survey map reference or description

Address Line 1	176 PECKHAM HIGH STREET
Address Line 2	
Town	LONDON
County	
Post code	SE15 5EG
Ordnance survey map reference or description	

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

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

	881982
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I am

	2) a responsible authority
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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.

Personal Information

Title	■
If other, please specify	
First names	Charlie
Surname	Jerrom

Address

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

Contact Details

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

Personal Details

Title	■
If other, please specify	
Forenames	Charlie
Surname	Jerrom

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	[REDACTED]
E-mail address (optional)	[REDACTED]

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)

	This matter is brought by Trading Standards as a responsible authority under the Licensing Act 2003 in respect of all the licensing objectives but most specifically, under the prevention of crime and disorder and the protection of children from harm.
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Please provide as much information as possible to support the application (please read guidance note 3)

	<p>The facts of the matter are as follows.</p> <p>This matter concerns several pieces of legislation but is primarily concerned with the breaches under the Licensing Act 2003. On Thursday 6 March 2025 officers with the London Borough of Southwark Trading Standards Team and Local Night Time Economy (LNT) police team, conducted an inspection of the premises known as Peckham Food & Wine at 176 Peckham High Street. The inspection was on the back of a complaint received by Trading Standards on the 03/03/2025 alleging the premises was selling alcohol to minors.</p> <p>During the inspection on the 6 March 2025 at approximately 12:46pm all the licensing conditions were checked, and a number of breaches were found including:</p> <ol style="list-style-type: none"> 1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request. 2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for [REDACTED] who was working at the time of visit. 3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises. 4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number [REDACTED]
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880978.

During the visit neither the owner nor designated premises supervisor were present. When we first entered, we spoke with Mr [REDACTED] who was behind the till and the only one present at time of entry. We completed the licensing checks with Mr [REDACTED] and the breaches above were found.

Around 30 minutes later [REDACTED] turned up to the shop and identified himself as the manager. [REDACTED] explained that although he was the manager Mr Muhammad Baloch was still the premises licence holder. During the visit [REDACTED] did provide the CCTV records and training records for staff, but the training records did not include the shop assistant [REDACTED] who was witnessed selling alcohol to people buying from the shop. A notice was served detailing the breached conditions and I have attached this as CAJ/PFW/01.

A Trading Standards inspection was also completed and 20 packets containing 20 cigarettes in each (total of 400 sticks) were also seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market. [REDACTED] did claim the cigarettes were his, however they were found at the premises in a black bag under the counter. For the purposes of the Regulations a person supplies a tobacco product if, in the course of a business, the person possesses it for supply.

On the 8 March 2025 at 00:14am, the premises was witnessed allowing customers into the premises to purchase goods by myself and Ms Clarissa O'Toole a Council Anti-Social Behaviour Officer working on the NTE duty rota. This is a breach of condition 340 which reads; "Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times".

On the 15 March 2025, myself and Richard Kalu, a Southwark Licensing officer, along with police visited the premises again at 00:45 and witnessed a further breach of condition 340 as there were a number of people inside purchasing items from the shop.

A compliance check of previous breached conditions was carried out and the following licensing conditions were found in breach:

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.
2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.
3. Breach of condition 100 of the premises licence which states – 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.
4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.
5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council
6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.
7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

The following offences were discovered at the time of visit: -

During the visit neither the owner nor the Designated Premises Supervisor were in attendance again. [REDACTED] again made an appearance and again mentioned he was the manager of the business.

On 21 March 2025 a warning letter was hand delivered by Licensing Officer Sayed Kadri and Licensing manager Esther Jones detailing all the continued breaches listed above.

On the 15 April 2025 trading standards led an underage sales test purchasing operation. A disposable vape SKE Cherry Ice (nicotine inhaling product) was sold to a 17-year-old male volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015. These prohibit the sale of such vapes to anyone under 18. The seller did not ask for proof of age or make any checks on the purchaser's age.

The same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%).

Myself and a colleague Mr Paul Gander entered the premises after the test purchase where we spoke with the person who had been seen to sell the product. He identified himself as [REDACTED]. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

- 1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
- 2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A(1) of the Tobacco Advertising and Promotion Act 2002.
- 3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
- 4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a Mr Naseem Baluch. I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were in the premises a package was delivered by Royal Mail addressed to [REDACTED]. The return address shown was in the name of Epos Now and a member of staff confirmed it contained a new EPOS till for the premises.

I have major concerns that the premises on multiple occasions has been run in breach of the Licensing Act 2003. I also have concerns as to the management of the business with regard to age restricted sales and to whether the named licence holder is still actively running the business as he has not been in contact about the continued breaches and has not been present at any of the visits. The only contact is via a solicitor, who on behalf of Mr Baloch declined a face-to-face interview and has asked for it to be done via written questions. This request was received before the underage sales test purchasing operation on the Tuesday 15 April at 11:56.

The business seems to be run by a [REDACTED], who during most visits has turned up via the back entrance and introduced himself as the manager and as mentioned earlier, Mr Ali received a package which will be used at the premises, namely an EPOS till system.

All options are open to the Licensing Sub-committee regarding these matters including imposing conditions and / or suspending or revoking the licence.

Trading Standards would ask that the licence be revoked, as the licence holder on multiple occasions as shown disregard to the conditions imposed on the licence.

The following documents will be supplied in support of this review in due course: -

	CAJ/PFW/01 – Notices 06/03/2025 & 15/04/2025 CAJ/PFW/02 – Charlie Jerrom S9 Witness Statement CAJ/PFW/03 – Blue book – Test purchase record CAJ/PFW/04 – Pictures 15/04/2025 CAJ/PFW/05 – Solicitor letter 15/04/2025 Legislation Licensing Act 2003 section 136 (1) (a) (b) (1)A person commits an offence if— (a)he carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or (b)he knowingly allows a licensable activity to be so carried on.
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Notes for Guidance

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.

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

	No
--	----

If yes, please state the date of the application

--	--

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

--	--

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
--	---

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON CONVICTION TO A FINE OF ANY AMOUNT

Declaration (please read guidance note 5)

Applicant Full Name	Charlie Jerrom (on behalf of Trading Standards)
---------------------	---

Applicant or Applicant's solicitor or other duly authorised agent	
Date	30/04/2025
Capacity	Trading Standards Responsible Authority

Notes for guidance

5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

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

Full name	Charlie Jerrom (on behalf of Trading Standards)
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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)	[REDACTED]
Email	[REDACTED]

Notes for Guidance

6. This is the address which we shall use to correspond with you about this application.

CAJ/PFW/01

Age restricted products (ARPs) – business support report

Southwark
Council
southwark.gov.uk

To Muhammad Baloch LA ref

Address 176 Peckham High Street, SE15 5EG
 Date 15/04/25 Time in 13:46 Officer(s) Charlie
 Person seen ██████████ Position* Shop assistant

Trading Standards
 Call centre – 020 7525 2000
 Email
 tradingstandards@southwark.gov.uk

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

Report no. A 155

Reason for visit <input checked="" type="checkbox"/>	Routine <input type="checkbox"/>	Enquiry / complaint <input type="checkbox"/>	Campaign / project <input checked="" type="checkbox"/>	Revisit <input type="checkbox"/>
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 report covers a selection of legal requirements enforced by this service and best practice*. The results should not be taken as an indication about compliance with all legal responsibilities.				
ARPs sold / provided				
Alcoholic drinks <input checked="" type="checkbox"/>	Blunts <input type="checkbox"/>	Shisha products <input type="checkbox"/>	E-cigarettes / vapes <input type="checkbox"/>	UV sunbeds <input checked="" type="checkbox"/>
Aerosol paints <input checked="" type="checkbox"/>	DVDs <input checked="" type="checkbox"/>	Knives, blades, axes <input checked="" type="checkbox"/>	Cigarettes / tobacco <input checked="" type="checkbox"/>	Replica guns <input checked="" type="checkbox"/>
Butane lighter refills <input checked="" type="checkbox"/>	Lottery <input checked="" type="checkbox"/>	Fireworks (F2,F3) <input checked="" type="checkbox"/>	Treatments / fillers <input checked="" type="checkbox"/>	Corrosive substances <input checked="" type="checkbox"/>
Other (please list) <u>██████████</u>				

For trading standards business advice visit www.southwark.gov.uk/tradingstandards

Officers comments / action you need to take now;	Business comments / requests etc;
<ul style="list-style-type: none"> No A3 tobacco notice EPoS System not working Tobacco Gantry was open on entry Vapes seized due to not complying with regulations:- exceeding tank size and incorrect health warnings. 	Signed packet of tobacco open inside cupboard behind till.
Advice leaflet(s) provided <input type="checkbox"/> FTA training offered <input type="checkbox"/>	Signed by recipient <u>██████████</u>

Store signage & tobacco control <input checked="" type="checkbox"/>	Office code
Very good <input type="checkbox"/> Satisfactory <input type="checkbox"/> Unsatisfactory <input type="checkbox"/>	
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 type="checkbox"/> No <input checked="" type="checkbox"/> U22	
Challenge 25 signage* Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> U25	
Tobacco advertising Correct <input type="checkbox"/> Incorrect <input checked="" type="checkbox"/> S61	
Tobacco display regulations Correct <input type="checkbox"/> Incorrect <input checked="" type="checkbox"/> S60	
Tobacco labelling (health/duty) Correct <input type="checkbox"/> Incorrect <input checked="" type="checkbox"/> S23	
No sale of single cigarettes Correct <input type="checkbox"/> Incorrect <input checked="" type="checkbox"/> S39	
Other Correct <input type="checkbox"/> Incorrect <input checked="" type="checkbox"/>	

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

(TSARP V 1.1/2022)

Notice

To Muhammad Baloch LA ref
 Address 176 Peckham High Street, SE15 5EG
 Date 15/04/25 Time 13:46 Officer Charlie
 Person seen Position Shop assistant

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

Southwark
 Council
 southwark.gov.uk

Trading Standards
 Call centre - 020 7525 2000
 Facsimile - 020 7525 5735

Notice no. N 3598

Reason for notice Items seized Receipt for items Voluntary surrender / sample Other

Legislation: Tobacco and related products regulations 2016.

Comments / action you need to take now / items received / seized or detained etc;

Items seized due to incorrect labelling and exceeding 2ml tank size.

4.0 x Prime Pro Max 5000+ vape.
 1.8 x Elfbar 600 - german health warnings
k540843

Signature / declaration (as appropriate)

- I acknowledge receipt of this notice
- I am the legal owner of the items listed above and voluntarily surrender them to Southwark Council, relinquishing all ownership
- I confirm return of the items listed above

Recipient's signature

X

Notice of powers and rights to occupier

To Muhammad BalochAddress 176 Peckham High Street, SE15 566Date 5/4/25 Time in 13:46 Time out Officer(s) Charlie, Pa PaulPerson seen Position Shop accessSouthwark
Council
southwark.gov.uk

Trading Standards Team

Regulatory Services

tradingstandards@southwark.gov.uk

Contact centre - 020 7525 2000

Direct line - 020 7525

Notice no. NPR: 1812

* If you are an employee you should pass this notice to the business
owner(s) or the relevant manager or company director etc.Consumer Rights Act 2015 (Schedule 6 paragraph 23(7), Police & Criminal Evidence Act 1984 (PACE) Code B
Code of Practice Powers of Entry (paragraph 7.1) - Section 48 (1)(a) of the Protection of Freedoms Act 2012Visit conducted Without warrant Under warrant

This notice is issued in accordance with the above legislation and codes. PACE Code B will apply if you are suspected of committing an offence and/or entry is under warrant.

It informs you about your rights when an authorised officer who has powers of entry wishes to exercise that power. It also explains officers associated powers and any compensation or complaints procedures.

Reason for visit Routine inspection Enquiry / complaint investigation Campaign / project Revisit

The officer named above is a duly authorised officer and is visiting to check compliance against the legislation enforced by this Service. The officer may be accompanied by such persons, and may take onto the premises such equipment, as the officer thinks necessary. Further information is shown below and overleaf.

Officers powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may visit by appointment if appropriate but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to:

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business
- access electronic devices to obtain or access information

Where entry is under a warrant any type of premises may be entered - with reasonable force if necessary.

Powers exercised are contained in legislation enforced by this Service including those listed below

Consumer Rights Act 2015 <input type="checkbox"/>	General Product Safety Regulations 2005 <input type="checkbox"/>	Consumer Protection Act 1987 <input type="checkbox"/>
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Consumer Protection from Unfair Trading Regulations 2008 <input type="checkbox"/>	Licensing Act 2003 <input type="checkbox"/>
---	---

Business Protection from Misleading Marketing Regulations 2008 <input type="checkbox"/>	Food Safety Act 1990 <input type="checkbox"/>
---	---

Health & Safety at Work etc. Act 1974 <input type="checkbox"/>	Tobacco Advertising and Promotion Act 2002 <input type="checkbox"/>
--	---

Product specific safety regulations <input type="checkbox"/>	Other <input type="checkbox"/> <i>TALP 2.06</i>
--	---

Obstructing a duly authorised officer is an offence punishable by fine and/or imprisonment

Obstruction includes, where a person intentionally obstructs an officer; intentionally failing to comply with instructions by an officer or a requirement imposed; without good reason fails to give an officer assistance or information reasonably required (including opening locked doors or containers); making a reckless statement which is false or misleading; knowingly making a statement which is materially false or misleading.

Consent of landowner or occupier (paragraph 8.6 of the Code*) or PACE Code B

Consent obtained <input type="checkbox"/>	Consent not requested <input type="checkbox"/>	Consent requested but not obtained <input type="checkbox"/>
---	--	---

This section is to confirm that the occupier has been notified about the purpose of the visit and, for exercising powers of entry and associated powers, what these powers are and how they will be used.

*Reasonable effort should also be made to obtain the consent of the landowner or occupier, unless obtaining consent would frustrate the purpose of the visit, for example by causing undue delay. Further information overleaf.

Declaration of landowner or occupier

I confirm receipt of this notice. I understand that I am not obliged to consent and may withdraw consent at any time. I understand if I refuse or withdraw consent officers can still exercise lawful authority to enter and exercise powers. I also understand the consequences or penalty for obstructing officers when exercising their powers.

I hereby consent to officers entering the premises for the stated purposes - Yes

Not requested

Name of person signing *X*Signature *X*



Notice

To LA ref

Address 176 Peckham High Street, SE15 5EG

Date 12/02/15 Time 11.16 Officer Charlie

Person seen Position* Manager

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

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

Notice no. N 0020

Reason for notice Items seized Service request / testing Voluntary surrender Other

Legislation:

Comments / action you need to take now / items received seized or detained etc;

Items Seized under the above legislation.

197 Benson & Hedges 20 packets of сигареты found with 10 sticks left inside - MP51163K52178

At time of visit a Mr. Oscar Shabani was found to be the till cash following his shift he could not show 21 days of CCTV 361 no money or staff returned in use of CCTV 349 no money or staff returned in use of CCTV 348 no evidence found and was able to find provide a copy of CCTV 348 registered to own records and a personal belief the rest remain a break only 22 days of CCTV being captured.

Signature / declaration (as appropriate)

- I acknowledge receipt of this notice
- I am the legal owner of the items listed and agree to voluntarily surrender them to Southwark Council. I now relinquish all ownership rights for the items

Recipient's signature

A large black rectangular box used to redact the recipient's signature.

Inspections, officer powers and your rights

Southwark Council endeavours to adopt a positive and proactive approach towards ensuring compliance. We have regard to the Regulators' Code, Code of Practice on Powers of Entry and relevant codes issued under PACE (Police and Criminal Evidence Act). We believe that close partnership between local business and the Council means:

- better consumer and business protection
- fair and consistent regulation
- clarity about what is required and by when
- action required is proportionate to the risks identified

Officers are always pleased to help if you need advice on any of the areas we regulate including; fair trading, price marking, product safety, tobacco control, weights and measures and age verification. Business advice on these subjects and more can be found via the Council's website along with our enforcement policy and service standards. To access the codes mentioned visit the GOV.UK website.

Officer powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may give notice of a visit, or make an appointment if appropriate, but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to;

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- enter by using reasonable force with a warrant
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- access electronic devices to obtain or access information
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business

It may be an offence to obstruct, fail to comply with a requirement imposed, or fail to give any assistance or information reasonably required by the officer, or to give false or misleading information (this includes providing access to locked or secure areas). On conviction the offence is punishable by fine and/or imprisonment.

Your rights

- When you are required or advised to do something you have the right on request to a written explanation of what you need to do, by when and why, and whether it is a legal requirement or a recommendation of good practice
- When immediate enforcement action is taken you have the right to a written explanation as to why this action was necessary
- When other enforcement action is taken or proposed you have the right to have your point of view heard and for any alternative action (which must be equally effective) to be discussed
- When enforcement action is taken, you have the right to be told of any appeals mechanisms

Follow up inspections are likely if non-compliances have been identified. If you are concerned about the possible implications for your business ask the inspecting officer what happens next.

Seizure of property

- Where property is seized officers should have regard to PACE Code B
- Before items are seized from occupied premises the officer must show the occupier their credentials if reasonably practicable
- The officer will also take reasonable steps to inform the person from whom items have been seized about the seizure and provide a written record of what has been seized
- Items seized will not be retained for longer than three months, unless the goods are reasonably required to be detained for a longer period for a purpose for which they were seized, in which case they will not be detained for longer than required for that purpose. This does not apply to goods seized for testing, that are liable to forfeiture or that are required as evidence
- Appeal rights may exist under the legislation concerned. These generally involve taking action in the Magistrates Court. You should seek independent legal advice if you wish to appeal against any seizure
- Compensation for loss or damage resulting from a seizure of goods may be payable where there has been no infringement or breach of legislation. In the event of dispute such compensation, or right to it, shall be determined by arbitration

Access to seized property

- The occupier or representative can be allowed supervised access to items seized to examine or photograph them, or should be provided with a photograph or copy where possible, in either case within a reasonable time following any request and at their own expense
- Such requests may not be granted if there are reasonable grounds for believing this would prejudice the investigation of any offence or criminal proceedings; lead to the commission of an offence by providing access to unlawful material; or compromise the personal safety of security staff and/or the security of storage facilities

Further information & complaints

Please contact us for further advice and guidance or e-copies of codes mentioned – contact details are shown overleaf.

If you are unhappy with the notice then you can complain using the Council's complaints procedure by writing to the Environmental Health & Trading Standards Manager at the address overleaf or use our corporates complaints and feedback facility at www.southwark.gov.uk/complaints

Notice of powers and rights to occupier

To LA ref

Address 178 Peckham High Street, SE5 5EE

Date 06/07/15 Time in 11:15 Time out

Officer(s) Charlie Jerome

Person seen [REDACTED] Position* Shop Assistant

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

Trading Standards Team

Regulatory Services

tradingstandards@southwark.gov.uk

Contact centre - 020 7525 2000

Direct line - 020 7525 2020

Notice no. NPR: 1754

Consumer Rights Act 2015 (Schedule 5 paragraph 23(7), Police & Criminal Evidence Act 1984 (PACE) Code B Code of Practice Powers of Entry (paragraph 7.1) – Section 48 (1)(a) of the Protection of Freedoms Act 2012

Visit conducted Without warrant Under warrant

This notice is issued in accordance with the above legislation and codes. PACE Code B will apply if you are suspected of committing an offence and/or entry is under warrant.

It informs you about your rights when an authorised officer who has powers of entry wishes to exercise that power. It also explains officers associated powers and any compensation or complaints procedures.

Reason for visit Routine inspection Enquiry / complaint investigation Campaign / project Revisit

The officer named above is a duly authorised officer and is visiting to check compliance against the legislation enforced by this Service. The officer may be accompanied by such persons, and may take onto the premises such equipment, as the officer thinks necessary. Further information is shown below and overleaf.

Officers powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may visit by appointment if appropriate but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to;

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business
- access electronic devices to obtain or access information

Where entry is under a warrant any type of premises may be entered - with reasonable force if necessary.

Powers exercised are contained in legislation enforced by this Service including those listed below

Consumer Rights Act 2015 <input type="checkbox"/>	General Product Safety Regulations 2005 <input type="checkbox"/>	Consumer Protection Act 1987 <input type="checkbox"/>
---	--	---

Consumer Protection from Unfair Trading Regulations 2008 <input type="checkbox"/>	Licensing Act 2003 <input type="checkbox"/>
---	---

Business Protection from Misleading Marketing Regulations 2008 <input type="checkbox"/>	Food Safety Act 1990 <input type="checkbox"/>
---	---

Health & Safety at Work etc. Act 1974 <input type="checkbox"/>	Tobacco Advertising and Promotion Act 2002 <input type="checkbox"/>
--	---

Product specific safety regulations <input type="checkbox"/> (insert detail)	Other <input type="checkbox"/> (insert detail)
--	--

Obstructing a duly authorised officer is an offence punishable by fine and/or imprisonment

Obstruction includes; where a person intentionally obstructs an officer; intentionally failing to comply with instructions by an officer or a requirement imposed; without good reason fails to give an officer assistance or information reasonably required (including opening locked doors or containers); making a reckless statement which is false or misleading; knowingly making a statement which is materially false or misleading.

Consent of landowner or occupier (paragraph 8.6 of the Code*) or PACE Code B

Consent obtained <input type="checkbox"/>	Consent not requested <input type="checkbox"/>	Consent requested but not obtained <input type="checkbox"/>
---	--	---

This section is to confirm that the occupier has been notified about the purpose of the visit and, for exercising powers of entry and associated powers, what these powers are and how they will be used.

*Reasonable effort should also be made to obtain the consent of the landowner or occupier, unless obtaining consent would frustrate the purpose of the visit, for example by causing undue delay. Further information overleaf.

Declaration of landowner or occupier

I confirm receipt of this notice. I understand that I am not obliged to consent and may withdraw consent at any time. I understand if I refuse or withdraw consent officers can still exercise lawful authority to enter and exercise powers. I also understand the consequences or penalty for obstructing officers when exercising their powers.

I hereby consent to officers entering the premises for the stated purposes - Yes No Not requested

Name of person signing	[REDACTED]Signature	[REDACTED]
------------------------------	------------	----------------------	------------

Southwark Council endeavours to adopt a positive and proactive approach towards ensuring compliance. We have regard to the Regulators' Code, the ARP Code of practice and the Age Restricted Products and Services Framework document. These were issued by the Government and are available via the GOV.UK website. We believe that close partnership between local business and the Council means:

- better consumer and business protection
- fair and consistent regulation
- clarity about what is required and by when
- action required is proportionate to the risks identified

Officers are always pleased to help if you need advice on any of the areas we regulate including; fair trading, price marking, product safety, tobacco control, weights and measures and age verification. Business advice on these subjects and more can be found via www.businesscompanion.info. Our enforcement policy, service standards and local advice material can be found on the Council's website.

If at the time of conducting an inspection or search you are suspected of committing an offence officers should have regard to the Police and Criminal Evidence Act (PACE) Code B.

Your rights at inspections – further information

- When you are required or advised to do something you have the right on request to a written explanation of what you need to do, by when and why, and whether it is a legal requirement or a recommendation of good practice
- When immediate enforcement action is taken you have the right to a written explanation why this was necessary
- When other enforcement action is taken, or proposed, you have the right to have your point of view heard and for any alternative action (which must be equally effective) to be discussed
- When enforcement action is taken, you have the right to be told of any appeals mechanisms

If you are concerned about the possible implications for your business ask the inspecting officer what happens next.

Seizure of property

- Where property is seized officers should have regard to PACE Code B
- Before items are seized from occupied premises the officer must show the occupier their credentials if reasonably practicable
- The officer will also take reasonable steps to inform the person from whom items have been seized about the seizure and provide a written record of what has been seized
- Items seized will not be retained for longer than three months, unless the goods are reasonably required to be detained for a longer period for a purpose for which they were seized, in which case they will not be detained for longer than required for that purpose. This does not apply to goods seized for testing, that are liable to forfeiture or that are required as evidence
- Appeal rights may exist under the legislation concerned. These generally involve taking action in the Magistrates Court. You should seek independent legal advice if you wish to appeal against any seizure
- Compensation for loss or damage resulting from a seizure of goods may be payable where there has been no infringement or breach of legislation. In the event of dispute such compensation, or right to it, shall be determined by arbitration

Access to seized property

- The occupier or representative can be allowed supervised access to items seized to examine or photograph them, or should be provided with a photograph or copy where possible, in either case within a reasonable time following any request and at their own expense
- Such requests may not be granted if there are reasonable grounds for believing this would prejudice the investigation of any offence or criminal proceedings; lead to the commission of an offence by providing access to unlawful material; or compromise the personal safety of security staff and/or the security of storage facilities

Further information & complaints

Please contact us for any further advice or guidance or e-copies of these codes – contact details are shown overleaf.

- You may access the Code of Practice on Powers of Entry via www.gov.uk/powers-of-entry
- PACE Codes are available for inspection at police stations or can be accessed via the GOV.UK website
- For further information on the Statutory Code of Practice for Regulators please visit the GOV.UK website

If you are unhappy with the inspection then you can complain using the Council's complaints procedure by writing to the head of Regulatory Services at the address below or use our corporate complaints and feedback facility at www.southwark.gov.uk/complaints

(TSNPR v1.5/2023)

Age restricted products (ARPs) – business support report

To Muhammad Baloch LA refAddress 176 Peckham High St SE15 5EGDate 06/08/2016 Time in 17:46 Time out Officer(s) ChukwuPerson seen Position* Manager

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

Trading Standards
Call centre – 020 7525 2000
Email

tradingstandards@southwark.gov.uk

Report no. A 120

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 report covers a selection of legal requirements enforced by this service and best practice*. The results should not be taken as an indication about compliance with all legal responsibilities.

ARPs sold / provided

Alcoholic drinks	<input type="checkbox"/>	Blunts	<input type="checkbox"/>	Shisha products	<input type="checkbox"/>	E-cigarettes / vapes	<input type="checkbox"/>	UV sunbeds
Aerosol paints	<input type="checkbox"/>	DVDs	<input type="checkbox"/>	Knives, blades, axes	<input type="checkbox"/>	Cigarettes / tobacco	<input type="checkbox"/>	Replica guns
Butane lighter refills	<input type="checkbox"/>	Lottery	<input type="checkbox"/>	Fireworks (F2,F3)	<input type="checkbox"/>	Treatments / fillers	<input type="checkbox"/>	Corrosive substances
Other (please list)								

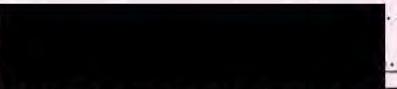
For trading standards business advice visit www.southwark.gov.uk/tradingstandards

Officers comments / action you need to take now:

-31 days CCTV not being displayed
- EPOS till System not working as per
- No A3 tobacco notice
- Cigarettes stored behind hedges
- No training records for Boman Shabaz

Business comments / requests etc:

- Check peaks right to work
- Don't operate if the person at the premises is not trained

Advice leaflet(s) provided FTA training offered Signed by recipient: **Store signage & tobacco control** Very good Satisfactory Unsatisfactory Office codeA3 tobacco notice (point of sale) Correct Incorrect S40agecheck zone (entry point)* Yes No U20agecheck zone (internal)* Yes No U21Shelf edge labels (RU18? etc)* Yes No U22Challenge 25 signage* Yes No U25Tobacco advertising Correct Incorrect S51Tobacco display regulations Correct Incorrect S60Tobacco labelling (health/duty) Correct Incorrect S23No sale of single cigarettes Correct Incorrect S39Other..... Correct Incorrect **Measure to assist sales staff, knife sales and licensing** Very good Satisfactory Unsatisfactory Office codeEPOS till prompt* Yes No U23Till reminder stickers for staff* Yes No U24Refusals register provided* Yes No U26Refusals register in regular use* Yes No U27Staff training records available Yes No U28Staff aware of approved ID* Yes No U29Product placement considered* Yes No U30Personal Licence holder present? Yes No U31Licence condition(s)..... Correct Incorrect U32Other..... Correct Incorrect

(TSARP V 1.1/2022)

Inspections and outcomes, your rights and age restricted products (ARPs) test purchasing

Southwark Council endeavours to adopt a positive and proactive approach towards ensuring compliance. We have regard to the Regulators' Code, the ARP Code of practice and the Age Restricted Products and Services Framework document. These were issued by the Government and are available via the GOV.UK website. We believe that close partnership between local business and the Council means:

- better consumer and business protection
- clarity about what is required and by when
- fair and consistent regulation
- action required is proportionate to the risks identified

Officers are always pleased to help if you need advice on any of the areas we regulate including; fair trading, price marking, product safety, tobacco control, weights and measures and age verification. Business advice on these subjects and more can be found via the Council's website along with our enforcement policy and service standards.

Inspections and officer powers

Authorised officers have a legal right to enter and inspect business premises when they are open for business or at any reasonable time. They may give notice of a visit, or make an appointment if appropriate, but often will not, as to do so may defeat the purpose of the inspection or not be practicable. You should ask to see an officer's official credentials or identification before allowing them to proceed. It is good practice to do so as criminals do sometimes pose as bogus officials.

Powers do vary depending on the legislation but in most cases officers will have powers to;

- enter and inspect all parts of the premises
- observe the operation of the business
- interview staff during the inspection
- seize and retain any food, goods, computers or documents that may be required as evidence
- break open containers or vending machines
- make test purchases, take samples and photographs
- inspect and test any goods, equipment or installations
- seize items that are liable to forfeiture
- require the production and take copies of recordings (including computer records), documents and video recordings associated with the business
- access electronic devices to obtain or access information

It may be an offence to obstruct, fail to comply with a requirement imposed, or fail to give any assistance or information reasonably required by the officer, or to give false or misleading information (this includes providing access to locked or secure areas). On conviction the offence is punishable by fine and/or imprisonment.

Outcomes and your rights

- When you are required or advised to do something you have the right on request to a written explanation of what you need to do, by when and why, and whether it is a legal requirement or a recommendation of good practice
- When immediate enforcement action is taken you have the right to a written explanation as to why this action was necessary
- When other enforcement action is taken or proposed you have the right to have your point of view heard and for any alternative action (which must be equally effective) to be discussed
- When enforcement action is taken, you have the right to be told of any appeals mechanisms

Follow up inspections are likely if non-compliances have been identified. If you are concerned about the possible implications for your business ask the inspecting officer what happens next.

Age restricted products (ARPs) and services test purchasing

Please be aware, and make all staff aware, that covert test purchases of ARPs are carried out by the Council. This means we will send in underage, or young looking, volunteers to attempt to buy ARPs or services. These tests are conducted to check compliance with the law and with age verification policies (e.g. Challenge 25 scheme).

Such test purchasing may be covertly observed and recorded. If the person serving correctly follows age verification best practice there should never be any sales to such volunteers. You will always be informed of the result of such test purchasing, either at the time, or in writing within one month of the attempt.

Further information & complaints

Please contact us for any further advice or guidance or e-copies of these codes – contact details are shown overleaf.

If you are unhappy with the inspection then you can complain using the Council's complaints procedure by writing to the Head of Regulatory Services at the address overleaf or use our corporates complaints and feedback facility at www.southwark.gov.uk/complaints

STATEMENT OF WITNESS

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

Statement of (full name): Charlie Jerrom**Age of witness (if over 18, write "over 18"):** Over 18

This statement (consisting of 4 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.

I am employed as a Trading Standards Enforcement Officer by the London Borough of Southwark.

The council is a local weights and measures authority. It is also an enforcer for the purposes of the investigative powers provided by schedule 5 of the Consumer Rights Act 2015.

I am an authorised officer for the purposes of trading standards legislation including the Tobacco and Related Products Regulations 2016. I am also authorised to enforce legislation under the Licensing Act 2003.

On Thursday 06 March 2025, I led an inspection visit at Peckham Food & Wine at 176 Peckham High Street, London, SE15 5EG. The visit was made due to receiving a complaint from a local resident alleging the premises was selling alcohol to minors.

At approximately 12:15pm I entered the premises along with three local police officers PC Maria O'Mahoney, PC Mark Lynch and PC Lorena Haughey. Upon entering the premises, I produced my warrant card to a [REDACTED], who was the only person working at the premises at the time of visit. I explained to [REDACTED] we were here to do a licensing inspection and a check of products being sold. A notice of powers and rights to occupier notice was filled in and signed by [REDACTED] [REDACTED] which I exhibit as PFW/01

During the inspection a number of licensing breaches against licence 881982 were found including: -

1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Signed: [REDACTED]

(witness) Date: 29/04/2025

(To be completed if applicable: being unable to read the above statement I, of read it to him/her before he/she signed it.

Signed:

Date:) CL4

During the inspection the member of staff on duty was not able to operate the CCTV system and show us 31 days' worth of footage.

2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

No training records were provided for [REDACTED] who was working at the time of visit.

3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed

4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence.

Mr Muhammad Baloch has failed to surrender licence number 880978.

I found a black carrier bag behind the counter and inside were 20 packets of cigarettes each containing 20 cigarettes (a total of 400 sticks). These were seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market.

Whilst I was completing a notice detailing the seized goods and licensing breaches found, [REDACTED] turned up and presented himself as the manager of the business. When asked where the licence holder a Mr Muhammad Baloch was, [REDACTED] said he was away due to fasting.

At the end of the visit [REDACTED] was taken to the police station by PC Maria O'Mahoney. I was told; he had exceeded his right to remain status.

Officers Lynch and Haughey and I then left the premises after serving the both the seizure notice 0020 and an age restricted products business support notice A 120.

On the 8 March 2025 at approximately 00:14hrs I was working as part of the night time economy team. We observed customers were being allowed into the premises to purchase goods from the shop. Although we witnessed this, we did not enter the premises as police support was not available at the time.

By allowing customers into the premises, they were breaching condition 340, which states: Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

The premises was then checked again on the 15 March 2025 at approximately 00:45 where again customers were observed being allowed to enter and buy goods from inside the premises in breach of condition 340. Police support on this occasion was available and we approached and entered.

Conditions from previous breaches were checked and continual breaches were found including: -

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

No personal licence holder was present.

2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

Patrons were being allowed inside the premises to purchase goods.

3. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

No member of staff at the premises during the visit could use the CCTV system in place at the premises.

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Staff member at premises could not show the CCTV footage

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed.

During this visit [REDACTED] again turned up entering through the back of the premises. When asked where the licence holder was [REDACTED] replied that he was not working today and was busy. A section 19 was issued by the police on the shop keeper who refused to sign after advice from [REDACTED].

On the 15 April 2025 I was involved in a trading standards led underage sales test purchasing operation of age restricted products using a 17-year-old male volunteer. I was working with colleagues including Ms Georgie Tear and Mr Paul Gander.

A test purchase was made at the premises and a disposable SKE Cherry Ice vape (a nicotine inhaling product) was sold the volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015.

These regulations prohibit the sale of such vapes to anyone under 18. Ms Tear, the officer who witnessed the sale told me the seller did not ask for proof of age or make any checks on the purchaser's age.

Council records show that the same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%).

Mr Paul Gander and I entered the premises after the test purchase where we spoke with the person working behind the counter who had been seen to sell the product. He identified himself as [REDACTED] [REDACTED]. [REDACTED] was also present in the shop floor area. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

- 1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
- 2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A (1) of the Tobacco Advertising and Promotion Act 2002.
- 3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
- 4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed. These are produced as exhibit PFW04.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a [REDACTED]. I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were the premises a package was delivered by Royal Mail addressed to [REDACTED]. The return address shown was in the name of Epos Now and [REDACTED] confirmed it contained a new EPOS till for the premises.

At the end of the visit an age restricted products business support notice was left, along with a seizure notice for the vapes seized. Both documents were signed by [REDACTED]. The seized items were then transported to storage.

Copies of the notices are exhibited as PFW04 and PFW 05

Ref:

Incident and Report Book

Southwark
Council
southwark.gov.uk

15/04/2025 ⑥

033736

Southwark
Council
southwark.gov.uk

1664506

Test Purchase Record

PECKHAM FOOD + WINE
176 PECKHAM HIGH ST.
LONDON

SE15 5EG

Ref:

Instructions

This book is to be used for reporting occurrences/ incidents where a record is considered necessary.

Original notes are to be made in this book. They are to be made at the time of the incident or as soon after as practicable.

Cautions

A person whom there are grounds to suspect of an offence must be cautioned before any questions about it (or further questions if it is his answers to previous questions that provided grounds for suspicion) are put to him for the purpose of obtaining evidence which may be given to a court in a prosecution.

The caution shall be in the following terms:

"You do not have to say anything but it may harm your defence if you do not mention when questioned something which you later rely on in court. Anything you do say may be given in evidence. You are not under arrest, you are not obliged to remain and you may obtain legal advice if you wish."

A record shall be made when a caution is given

**Underage Test Purchase Record**

16

Date 15/04/2025

Name and Address of business premises

PECKHAM FOOD + WINE
176 PECKHAM HIGH STREET
LONDON
SE15 5EG

Goods to be purchased ALCOHOL + VAPE

Volunteer's name [redacted] Age 17

Time of entry into shop 13:27 Supervisor [redacted]

Young Person 13:27

Time of exit from shop 13:29 Supervisor [redacted]

Young Person 13:29

Record of dialogue – Young Person

CAN I HAVE A ELF BAR.
POINTED TO ~~CHERRY~~ CHERRY ICE

VAPE
HOW MUCH witnessed
by georgie

Record of dialogue – Seller

£6.99 £2.10
SALE

Goods purchased

CHERRY ICE CRYSTAL BAR VAPE

Price £6.99

Bag or Seal number SC00478141

Exhibit reference 57/PS/1

Description of seller

NOT shorts guy M green jumper
Individ appearance in messy

Full name of seller

Date of birth of seller

Age

NI number

Address of seller

Contact number of seller

Time cautioned

Name of owner

(Owner Name)

Address of owner

Date of birth of owner

NI number

Contact number of owner

Time cautioned 14:06

Relevant point of sale notices displayed in shop/on tills etc

EPOS Till prompt in use?

Refusals register in use?

Date of last refusal?

Notice/inspection form number left

Other notes/info/expenditure

FAMILY BUSINESSMUHAMMED RALGHY

Time notes started

Time notes completed

Location notes made

Persons present

Include: descriptions, relevant conversation/comment, interviews, property seized/exhibits

20 hours per week

joined

From Pakistan

CAUTION: 14:07

Name of other person present

[REDACTED]

Signed: [REDACTED]

Continued

12

joined 5.4.25

What training have you had

- prompted by QAnon

- I have signed a paper of loyalty

- showed file.

(Royal Mail 14:21 [REDACTED]

delivery card)

How old do you have to be alcohol

25 - 18 also

vape 22 18

cigarettes 18

had to ask called to get info

- What sort of ID would ask for

- ID card, driving license, passport

- Grandson from Pakistan 14:2:25

MSC technology manager BAE

university, part-time job here

-

difficult to explain

Signed: [REDACTED]

6/17 1410S

Signed: _____

Signed: _____

CAJ/PFW/04







<p>PARAMETERS E-liquid Capacity: 2ml Nicotine Strength: 20mg/ml Nicotine Dose Per Puff: 100ug Puffs: Up to 600</p> <p>Bevat / Contient / Enthält: 2-isopropyl-N,2,3-trimethylbutyramide, Furanoid, Nicotine benzozate</p> <p>GEVAAR DANGER GEFAHR Gifig bij inslikken. Dodelijk bij contact met de huid. Kan een allergische huidreactie veroorzaken. Schadelijk bij inademing. Schadelijk voor in het water levende organismen, met langdurige gevolgen. Toxisch en cas d'ingestion. Mortel en cas de contact avec la peau. Toxisch en cas d'inspiration. Noctil pour la vie aquatique avec des effets à long terme. Gifig beim Verschlucken. Tödlich bei Berührung mit der Haut. Gesundheitsschädlich beim Einatmen. Schädlich für Wasserorganismen mit langfristiger Wirkung.</p> <p>(NL)NA INSLUKEN: onmiddellijk een arts raadplegen. BI CONTACT MET DE HUID: voorzichtig wassen met veel water en zeep. Mond spoelen. Achter slot en grendel bewaren. Inhoudverpakking afvoeren naar goedgekende inzamelpaats, in overeenstemming met plaatselijke voorschriften.</p> <p>(FR)EN CAS D'INGESTION: immédiatement appeler un médecin. BI CONTACT DE LA PEAU: débarrasser la peau de tout déversement et abondamment à l'eau et au savon. Rincer la bouche. Conserver sous clé. Éliminer le contenu/recipient dans un site d'élimination agréé, conformément à la réglementation locale.</p> <p>(DE)BEI VERSCHLUCKEN: Sofort einen Arzt aufsuchen. BEI KONTAKT MIT DER HAUT: Vorsichtig mit viel Wasser und Seife waschen. Mund ausspülen. Unter Verschluss aufbewahren. Inhalt/Behälter unter Beachtung der örtlichen behördlichen Vorschriften einer zugelassenen Entsorgungsstelle zuführen.</p>	<p>PARAMETERS E-liquid Capacity: 2ml Nicotine Strength: 20mg/ml Nicotine Dose Per Puff: 100ug Puffs: Up to 600</p> <p>Bevat / Contient / Enthält: 2-isopropyl-N,2,3-trimethylbutyramide, Furanoid, Nicotine benzozate</p> <p>GEVAAR DANGER GEFAHR Gifig bij inslikken. Dodelijk bij contact met de huid. Kan een allergische huidreactie veroorzaken. Schadelijk voor in het water levende organismen, met langdurige gevolgen. Toxisch en cas d'ingestion. Mortel en cas de contact avec la peau. Noctil en cas d'inspiration. Noctil pour la vie aquatique avec des effets à long terme. Gifig beim Verschlucken. Tödlich bei Berührung mit der Haut. Gesundheitsschädlich beim Einatmen. Schädlich für Wasserorganismen mit langfristiger Wirkung.</p> <p>(NL)NA INSLUKEN: onmiddellijk een arts raadplegen. BI CONTACT MET DE HUID: voorzichtig wassen met veel water en zeep. Mond spoelen. Achter slot en grendel bewaren. Inhoudverpakking afvoeren naar goedgekende inzamelpaats, in overeenstemming met plaatselijke voorschriften.</p> <p>(FR)EN CAS D'INGESTION: immédiatement appeler un médecin. BI CONTACT DE LA PEAU: débarrasser la peau de tout déversement et abondamment à l'eau et au savon. Rincer la bouche. Conserver sous clé. 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Mr Charlie Jerrom
Enforcement Officer, Trading Standards
Southwark Council
160 Tooley Street
London
SE1 2QH

Our Ref: nn/Baloch

15th April 2025

By email only:

Dear Mr Jones

Peckham Food & Wine, 176 Peckham High Street, London , SE15 5EG
Mr Muhammad Baloch
Invite to voluntary interview under caution.

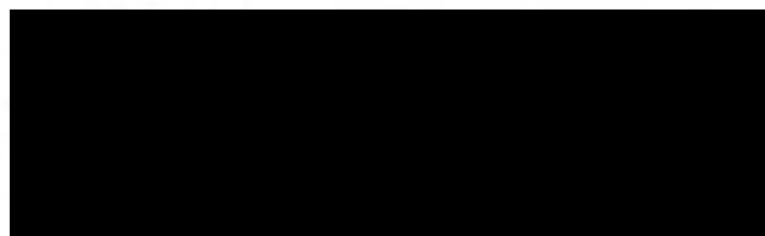
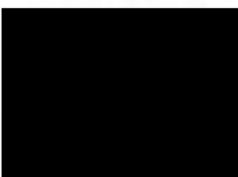
We write in relation to the above and to advise you that we are acting on behalf of Mr Muhammad Baloch of Peckham Food & Wine in this matter.

Our client has instructed that he is more than willing to comply with your investigation. However, he would wish for the interview to be conducted by way of written questions and answers as he is entitled to do so under the Criminal Procedure Rules, and we would suggest that this could be an appropriate way forward as per the case of Direct Holdings PLC and Wirral Metropolitan Borough Council (1998).

As you will also be aware, Annex D of PACE Code C provides that any suspect under caution should always be invited to write down what they want to say. Please note therefore that our client will not be attending the provisional appointment set for 17th April 2025 at 11.00am.

We do not believe that any prejudice will be caused by this request. We can advise our client fully in relation to the caution and see no reason why this matter cannot be appropriately dealt with by way of written questions and answers. We therefore look forward to receiving the written questions for Mr Muhammad Baloch.

Yours sincerely



To: Licensing Unit	From: Andrew Heron [REDACTED] 020 7525 5767 (on behalf of the Licensing Unit in its role as a responsible authority)	Date: 15 May 2025
Subject:	Representation	
Act:	The Licensing Act 2003 (the Act)	
Premises:	Peckham Food and Wine – 176 Peckham High Street, SE15 5EG	
Ref' :	885975	
Location ID:	N/a	
Ward:	Rye Lane	

We support the application submitted by this Council's Trading Standards service for the review of the premises licence issued under The Licensing Act 2003 (the Act) in respect of the premises known as Peckham Food and Wine – 176 Peckham High Street, SE15 5EG.

1. The application

The application relates two of the licensing objectives, but in particular the prevention of crime and disorder and the protection of children from harm licensing objectives. The grounds for the review in the application are as follows (copied verbatim):

"This matter concerns several pieces of legislation but is primarily concerned with the breaches under the Licensing Act 2003. On Thursday 6 March 2025 officers with the London Borough of Southwark Trading Standards Team and Local Night Time Economy (NTE) police team, conducted an inspection of the premises known as Peckham Food & Wine at 176 Peckham High Street. The inspection was on the back of a complaint received by Trading Standards on the 03/03/2025 alleging the premises was selling alcohol to minors.

During the inspection on the 6 March 2025 at approximately 12:46pm all the licensing conditions were checked, and a number of breaches were found including:

- 1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request.*
- 2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for [REDACTED] who was working at the time of visit.*
- 3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.*
- 4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number 880978.*

During the visit neither the owner nor designated premises supervisor were present. When we first entered, we spoke with [REDACTED] who was behind the till and the only one present at time of entry. We completed the licensing checks with Mr [REDACTED] and the breaches above were found.

Around 30 minutes later [REDACTED] turned up to the shop and identified himself as the manager. [REDACTED] explained that although he was the manager [REDACTED] was still the premises licence holder. During the visit [REDACTED] did provide the CCTV records and training records for staff, but the training records did not include the shop assistant [REDACTED] who was witnessed selling alcohol to people buying from the shop. A notice was served detailing the breached conditions and I have attached this as CAJ/PFW/01.

A Trading Standards inspection was also completed and 20 packets containing 20 cigarettes in each (total of 400 sticks) were also seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market. [REDACTED] did claim the cigarettes were his, however they were found at the premises in a black bag under the counter. For the purposes of the Regulations a person supplies a tobacco product if, in the course of a business, the person possesses it for supply.

On the 8 March 2025 at 00:14am, the premises was witnessed allowing customers into the premises to purchase goods by myself and Ms Clarissa O'Toole a Council Anti-Social Behaviour Officer working on the NTE duty rota. This is a breach of condition 340 which reads; "Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times".

On the 15 March 2025, myself and Richard Kalu, a Southwark Licensing officer, along with police visited the premises again at 00:45 and witnessed a further breach of condition 340 as there were a number of people inside purchasing items from the shop.

A compliance check of previous breached conditions was carried out and the following licensing conditions were found in breach:

- 1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.*
- 2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.*
- 3. Breach of condition 100 of the premises licence which states – 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.*

4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises

The following offences were discovered at the time of visit:

During the visit neither the owner nor the Designated Premises Supervisor were in attendance again. [REDACTED] again made an appearance and again mentioned he was the manager of the business.

On 21 March 2025 a warning letter was hand delivered by Licensing Officer Sayed Kadri and Licensing manager Esther Jones detailing all the continued breaches listed above.

On the 15 April 2025 trading standards led an underage sales test purchasing operation. A disposable vape SKE Cherry Ice (nicotine inhaling product) was sold to a 17-year-old male volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015. These prohibit the sale of such vapes to anyone under 18. The seller did not ask for proof of age or make any checks on the purchaser's age.

The same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%).

Myself and a colleague Mr Paul Gander entered the premises after the test purchase where we spoke with the person who had been seen to sell the product. He identified himself as [REDACTED] During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.

2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A(1) of the Tobacco Advertising and Promotion Act 2002.

3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of

the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.

4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a [REDACTED] I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were the premises a package was delivered by Royal Mail addressed to [REDACTED] The return address shown was in the name of Epos Now and a member of staff confirmed it contained a new EPOS till for the premises.

I have major concerns that the premises on multiple occasions has been run in breach of the Licensing Act 2003. I also have concerns as to the management of the business with regard to age restricted sales and to whether the named licence holder is still actively running the business as he has not been in contact about the continued breaches and has not been present at any of the visits. The only contact is via a solicitor, who on behalf of Mr Baloch declined a face-to-face interview and has asked for it to be done via written questions. This request was received before the underage sales test purchasing operation on the Tuesday 15 April at 11:56.

The business seems to be run by a [REDACTED] who during most visits has turned up via the back entrance and introduced himself as the manager and as mentioned earlier, [REDACTED] received a package which will be used at the premises, namely an EPOS till system.

All options are open to the Licensing Sub-committee regarding these matters including imposing conditions and / or suspending or revoking the licence.

Trading Standards would ask that the licence be revoked, as the licence holder on multiple occasions as shown disregard to the conditions imposed on the licence."

2. The premises licence

The premises licence (number 881982) allows for the provision of the following licensable activities as stated:

The sale of alcohol to be consumed off the premises:

- Monday to Sunday: 07:00 – 1:00

Opening Hours:

- Monday to Sunday: 24 Hours-a-day

3. Operating history

On 20 December 2021 an application was received for a premises licence with Mohammed Baloch as licence holder and Naseen Baluch as the DPS. This was varied in August 2023.

The Notice of Decision for that is in Annex 1 and the licence (880978) is in Annex 2. It should be noted that this licence has not been surrendered and is still live.

The licence that is being reviewed was applied for on 14 December 2023. A copy of the Notice of Decision for that is available in Annex 3. It should be noted that a condition of the grant of that licence that 880978 be surrendered. The current licence is in Annex 4. As this previous licence has not been surrendered, that would in effect be an additional breach.

On 06 March 2025, Trading Standards carried out their licence inspection. A copy of the witness statement from Charlie Jerrom is in Annex 5. The breaches are listed in the application and summary above.

On 15 March 2025, Richard Kalu of Licensing and Charlie Jerrom of Trading Standards carried out another inspection. A copy of Mr Kalu's witness statement is in Annex 6. The breaches are listed in the application and summary above.

As referred to in the application, a warning letter was produced, dated 20 March 2025. A copy is available in Annex 7.

On 21 March Licensing Officers Sayid Kadri and Esther Jones visited the premises to deliver the warning letter. Their statement are available in Annexes 9 and 10. There is an account of the premises legal representative being spoken to at the visit.

On 22 March, the premises was again visited by Licensing Enforcement Officers, this time to check the CCTV. This was found not to be accessible, contrary to two further conditions of the premises licence. There are also a number of additional breaches found in that sales of alcohol were not taking place through the service hatch and there was no personal licence holder on the premises. The Officers' statements are available in Annexes 10, 11 and 12.

On 24 March 2025 an email was sent to the contact email address for the premises to advise that there had been no access to the CCTV. A copy is available in Annex 13. No response has ever been forthcoming.

On 25 March 2025 a warning letter was issued for the latest witnessed breaches. This is available in Annex 14.

And on 07 April, a follow up warning letter was issued, which is available in Annex 15.

There are no recent complaints directly to the Licensing Authority.

4. Possible outcomes

The licensing sub-committee may choose to:

1. Take no further action
2. Impose further conditions
3. Curtail or remove licensable activities

4. Remove the DPS from the premises licence
5. Suspend the premises licence for a period of up to 3 months
6. Revoke the premises licence

5. Reasons for supporting the review application

An offence under the Act has taken place at the premises, to wit, the sale of alcohol to an individual aged under 18. Section 146 (1) of the Act states:

- ***"146 Sale of alcohol to children***
(1) A person commits an offence if he sells alcohol to an individual aged under 18."

It is also likely that an offence under section 144 (1) of the Act has taken place, to wit, the keeping of smuggled goods on the premises. Section 144 (1) of the Act states:

- ***"144 Keeping of smuggled goods***
(1) A person to whom subsection (2) applies commits an offence if he knowingly keeps or allows to be kept, on any relevant premises, any goods which have been imported without payment of duty or which have otherwise been unlawfully imported.",

In addition to the offences above, there are multiple ongoing breaches of the Licensing Act, which have resulted in various warning letters. The Licensing Authority is therefore currently compiling a prosecution file. We also share in the concern that the licence holder is absent.

We say that, although there has only been one failed test purchase regarding the sale of alcohol (which relates to the Act and is therefore the primary concern to the licensing sub-committee) this ***shows an ongoing and persistent pattern of behaviour*** in that the licensee consistently sells high risk products to underage individuals ***even after being warned about such activities.***

Given the established pattern of behaviour, we say that it is ***highly likely*** that previous sales of alcohol to underage individuals have taken place at the premises, and that if the licensee had not been subject to a failed test purchase, such sales would have continued.

We contend that it is likely that alcohol sales to underage individuals will take place at the premises should the premises licence remain in place at the premises.

We therefore support the Trading Standards service's recommendation that the premises licence be revoked.

If, however, the licensing sub-committee does not choose to revoke the premises licence then we would seek that robust conditions are imposed on the premises licence. Because we support revocation of the premises licence, we do not think it is appropriate to provide a schedule of proposed conditions prior to the Hearing, but will be happy to discuss recommended conditions at the hearing and would expect the licence holder to provide these ahead of the Hearing.

Yours sincerely,

Andrew Heron
Principal Enforcement Officer



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 31 OCTOBER 2023

SECTION 34 LICENSING ACT 2003: PECKHAM FOOD AND WINE, 176 PECKHAM HIGH STREET, LONDON SE15 5EG

Decision

That the application made by Muhammad Baloch for a premises licence to be varied under Section 34 of the Licensing Act 2003 in respect of the premises known as Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG be granted.

Reasons

This was an application made by Muhammad Baloch for the variation of the premises licence in respect of the premises known as Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG

The licensing sub-committee heard from the applicant's representative who advised that there had been no breach of condition 843 because Asif Ali had never been a member of management of the premises; he was a paid member of staff. His name had been included to the condition erroneously, having been involved in another premises in Southwark. It was accepted that he had received a caution for trading standards offences, but it was disproportionate and unreasonable for an individual to be banned from working at all licensed premises indefinitely within the borough for transgressions, nine years ago. Further, neither the police nor had any resident objected to the application.

The licensing sub-committee heard from the officer representing licensing as a responsible authority who objected to the application based on all four licensing objectives. The officer explained that the removal of Asif Ali's name from the condition 843 was an attempt to subvert the decision of the licensing sub-committee and employ a person who has previously been found unable to promote the licensing objectives.

Reference was made to the witness statement of Barry O'Callahan who advised that the applicant had employed Asif Ali at the premises in the full knowledge that it would be a breach of the condition when on 24 February 2023, he had been found to be working at the premises. A number of other breaches of the licence were noted including:

- i. Open beyond terminal hour.
- ii. Condition 343 (training records not available).
- iii. Condition 841 (ASPAL Premier Cru cider alcohol (with alcohol of above 6.8% volume) on display).
- iv. Condition 842 (alcohol to be in a locked cabinet/cooler when the premises are open to the public and the licence is not in operation).
- v. Condition 843 (Asif Ali had not been excluded from the premises).

The following day (25 February 2023) PC Maria O'Mahoney attended the premises and again, found Asif Ali working at the premises, in breach of condition 843. There was also non-compliance with conditions 340 and 341 (installation operation and training concerning CCTV).

The officer returned the next day (26 February 2023) and was informed by the member of staff working that the CCTV in breach of wasn't working, again in breach of conditions 340 and 341. The same member of staff also stated that the EPOS system wasn't working meaning none of the alcohol or cigarettes were being scanned (in breach of condition 845).

The licensing sub-committee heard from The trading standards officer, who advised that he had objected to the applications under all of the licensing objectives. The officer advised he had attended 176 Peckham High Street on 9 March 2023 and found that Asif Ali had been authorised to sell alcohol, he had signed the premises training records and made entries in the refusals register. It was explained that condition 843 had been imposed following the new premises licence application previously made, when Asif Ali had been named as the designated premises supervisor (DPS).

The officer confirmed that Asif Ali had not previously been associated with Peckham Food and Wine, but another premises within Southwark, which had its premises licence revoked for a number of issues including allegations of modern day slavery and other breaches of the licence. This resulted in Asif Ali accepting a caution. Concerning the Applicant's legal representative argument that condition 843 had not been breached (because Asif Ali was not a previous member of management), the officer suggested in passing that arguably, Asif Ali had been a member of management when he was the proposed DPS.

The premises is located in the Peckham cumulative impact area (CIA) which applies to off-licences and alcohol sales in grocers and supermarkets. The Peckham CIA was introduced to address serious problems of alcohol fuelled nuisance and disorder arising in the area, including street drinking.

The sub-committee also took into account Westminster City Council v Middlesex Crown Court [2002] EWHC 1104 which confirmed that a premises licence could be refused on the sole ground that the area was already saturated with licensed premises.

The licensing sub-committee had regard to the Home Office Revised Guidance issued under section 182 of the Licensing Act 2003 (July 2023). Paragraph 2.1 provides:

"Licensing authorities should look to the police as the main source of advice on crime and disorder".

The sub-committee noted that the police had not submitted an objection opposing the application, suggesting that there the removal of Asif Ali's name from condition 843 would not undermine the licensing objectives.

The applicant's legal representative also referred to paragraph 2.5 which provides:

"Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the

licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety”.

The legal representative for the applicant stated that Paragraph 2.5 was equally applicable to the appointment of managers and that it was the Applicant as the employer and licensee to ensure that the manager appointed was competent and appropriately trained. The exclusion condition was only justified in rare circumstances, which this was not.

The sub-committee also had regard to the Ministry of Justice Guidance on the Rehabilitation of Offenders Act 1974 and The Exceptions Order 1975 (31 October 2023) that provides the rehabilitation period for a caution starts from the date the caution penalty was imposed. Regardless, it is deemed spent immediately.

Overall, the licensing sub-committee took the view that this was a case where it could make an exception not to apply the CIA policy. The caution that Mr Ali accepted was historic and in any event, it had long since been spent. The sub-committee makes no finding on the interpretation of “previous management” and condition 843 and agrees that it is unreasonable to hold Asif Ali to this condition any further.

There has been a questionable history of regulatory compliance at the premises, albeit when it was under a different licensee. This is mentioned due to the non-compliance with conditions 340, 241, 343, 841, 842 and 845 (detailed above). The premises being in a CIA means it deal with the most challenging of customers in terms of crime and disorder. This sub-committee therefore expects complete compliance with the premises licence forthwith.

Appeal rights

The applicant may appeal against any decision to modify the conditions of the licence; and:

Any person who made relevant representations in relation to the application who desire to contend that:

- a) The variation ought not to be been granted; or
- b) That, when varying the licence, the licensing authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way

may appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

Issued by the Constitutional Team on behalf of the Assistant Chief Executive – Governance and Assurance

Date: 7 November 2023

Licensing Act 2003

Premises Licence

ANNEX 2



Regulatory Services
 Licensing Unit
 Hub 1, 3rd Floor
 PO Box 64529
 London SE1D 5LY

Premises licence number

880978

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Peckham Food and Wine
 176 Peckham High Street
 London
 SE15 5EG

Ordnance survey map reference (if applicable),
 534464176745

Post town London	Post code SE15 5EG
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Telephone number 020 7358 1455
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Where the licence is time limited the dates

Licensable activities authorised by the licence

Sale by retail of alcohol to be consumed off premises

The opening hours of the premises

For any non standard timings see **Annex 2**

Monday	07:00 - 23:00
Tuesday	07:00 - 23:00
Wednesday	07:00 - 23:00
Thursday	07:00 - 23:00
Friday	07:00 - 23:00
Saturday	07:00 - 23:00
Sunday	07:00 - 23:00

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

Sale by retail of alcohol to be consumed off premises

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Sale by retail of alcohol to be consumed off premises

Monday 09:00 - 23:00

Tuesday 09:00 - 23:00

Wednesday 09:00 - 23:00

Thursday 09:00 - 23:00

Friday 09:00 - 23:00

Saturday 09:00 - 23:00

Sunday 09:00 - 23:00

Part 2

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

Muhammad Baloch

[REDACTED]

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 for the supply of alcohol

Naseem Baluch

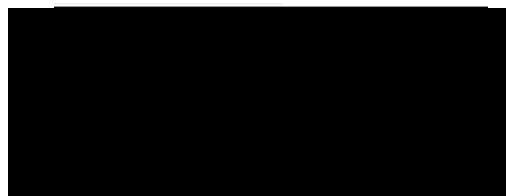
[REDACTED]

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

Licence No. [REDACTED]

Authority L.B Southwark

Licence Issue date 28/11/2023



Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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.

485 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –

- (a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

487 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

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.

489 The responsible person shall ensure that -

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) Beer or cider: 1/2 pint;
- (ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) Still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available,

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.

Annex 2 - Conditions consistent with the operating Schedule

340 A CCTV recording system shall be installed that is compliant with, and capable of, capturing an image of evidential standards. The system shall continually record whilst the venue is open for licensable activity and/or when customers are present on the premises. All CCTV recordings shall be time- & date-stamped and maintained for a minimum of thirty-one (31) days. Cameras shall be installed so as to cover both internal and external areas of the premises. At least one camera shall cover ingress/egress points.

341 Staff shall be fully trained in the operation of the CCTV system and there shall be at least one member of staff on duty during trading hours who is able to provide copies of CCTV recordings to the Police and authorised officers of the Local Authority. Such copies shall, in any event, be provided within forty-eight (48) hours.

342 The "Challenge 25"/"Think 25" proof of age scheme shall be operated at the premises. All customers who appear under the age of 25 will be challenged to prove that they are over 18 when attempting to purchase alcohol. Acceptable forms of ID include a photo driving licence, passport, or home office approved identity card bearing the holographic 'PASS' mark. If the person seeking alcohol is unable to produce an acceptable form of identification, no sale or supply of alcohol shall be made to or for that person.

343 All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

344 The premises licence holder shall ensure that notices shall be displayed in the premises, advising:

- CCTV is in operation
- a 'Challenge 25' scheme operates in the premises
- 'No proof of age – no Sale'
- Patrons should respect the needs of local residents and leave the area quietly

345 A refusals log must be kept at the premises, and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:

- a) the identity of the member of staff who refused the sale;
- b) the date and time of the refusal;
- c) the alcohol requested and reason for refusal;
- d) description of the person refused alcohol

346 Alcohol shall only be purchased for sale within the premises from reputable sources and not from door-to-door sellers. The premises licence holder shall ensure all receipts for goods brought include the following details:

- i. Seller's name and address
- ii. Seller's company details, if applicable
- iii. Seller's VAT details, if applicable

Such receipts are to be made available to officers of the local authority or police service upon reasonable request.

347 The area immediately outside the premises shall be monitored to ensure that any litter generated by the premises and/or its customers is regularly cleared.

348 Alcohol shall not be sold in an open container or consumed on the premises.

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

840 That no alcohol will be stored or displayed within 2-metres of the entrance/exit unless behind the staff counter.

841 That no beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.

842 That when the premises are open to the public and the licence is not in operation, all alcohol shall be stored in a locked cabernet/cooler, behind a lockable blind or behind the counter.

844 That alcohol is displayed as set out in the plan submitted with the application.

845 That an electronic point of sale system (EPOS or POS) is installed and operated at the premises.

846 A written dispersal policy is kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

847 That all previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: That all previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: Kiran Israr, Saeeda Yasmeen, Shazia Imran Islam and Mohammad Islam.

Annex 4 - Plans - Attached

Licence No. 880978

Plan No. N/A

Plan Date N/A

ANNEX 3**NOTICE OF DECISION****LICENSING SUB-COMMITTEE – 8 FEBRUARY 2024****SECTION 17 LICENSING ACT 2003: PECKHAM FOOD AND WINE, 176 PECKHAM HIGH STREET, LONDON SE15 5EG****1. Decision**

That the application made by Muhammad Baloch for a premises licence to be granted under Section 17 of the Licensing Act 2003 in respect of the premises known Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG is granted (in part).

2. Hours

The sale by retail of alcohol – (off the premises):	Monday to Sunday from 07:00 to 00:00 <u>01:00</u> hours
Opening hours	Monday to Sunday from 07:00 <u>00:00</u> to 00:00 hours <u>(24 hours)</u> .

3. Conditions

The operation of the premises under the licence shall be subject to mandatory conditions, conditions derived from the operation schedule highlighted in section M of the application form and the conditions agreed with the Metropolitan Police Service.

1. That premises licence number 880978 be surrendered on the operation of this licence.

4. Reasons

This was an application for a premises licence made in respect of Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG.

The licensing sub-committee heard from the representative for the premises, whose client (and licence holder) was not in attendance, but their representative was happy to proceed in his absence.

The representative informed that the sub-committee the only objection outstanding was from licensing as a responsible authority (LRA), which was policy based on cumulative impact. The premises sat on the edge of the Peckham cumulative impact area (CIA) and

in fact, the CIA did not cover the opposite side of Peckham High Street. Notwithstanding this, there was still a burden on LRA to produce evidence that a premises would add to cumulative impact. The concept of cumulative impact was primarily about dispersal in an area. A convenience store such as Peckham Food and Wine, would not have a simultaneous dispersal with other licensed premises. The purpose of CIAs was also not to impose quotas on the number of premises that were permitted to have a late licence and the immediate vicinity did not have the same cumulative impact as that of a busy town centre. The immediate vicinity was not known as a crime hot spot in the local area and a police station directly opposite the premises

Peckham Food and Wine had already opened to the public for non-licensable services 24 hours per day and the applicant now wanted to provide a full and rounded service to its customers, particularly to shift worker or is a customer who may be desperate to obtain electric top up out of hours. The service offered by the premises did however, need to be viable and permitting the sale of alcohol around the clock would do this.

The supply of alcohol 24 hours a day had been tested with temporary event notices (TENs) over the Christmas period. None of these TENs had been objected to by the police or the environmental protection team and no issues arose. The 24 hour test periods demonstrated that the premises provided a valuable service to the local community. The representative for the premises confirmed that his client was willing to surrender his current licence if the application was granted.

Although the application deviated from Southwark's Statement of Licensing Policy 2021-2016 (SoLP), the sub-committee were reminded that the SoLP was only guidance and each application should be considered on its own merits.

The licensing sub-committee then heard from the officer representing licensing as a responsible authority who advised that CIAs were tightly regulated and licensees should understand the importance of this. In the previous five compliance visits (since 2022), the premises was found to be fully compliant only once. The officer objected to the grant of a 24 hour licence and stated an additional hour until 01:00 was a reasonable compromise until the premises were solidly compliant.

This was an application for a premises licence in respect of Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG in which the applicant sought a premises licence to sell alcohol 24 hours a day, seven days a week.

Under the Southwark's SoLP 2021-2026, the premises is located in the Peckham major town centre where there recommended closing hour is 00:00 hours daily. The premises is also situated in the Peckham CIA which applies night clubs, public houses and bars, off-licences, supermarkets, grocers, convenience stores and similar premises

Paragraph 14.20 of the s.182 Guidance provides:

“Cumulative impact is the *potential impact* on the promotion of the licensing objectives of a number of licensed premises concentrated in one area” (emphasis added).

The Section 182 Guidance goes on to state at paragraph 14.21:

“In some areas where the number, type or density of licensed premises, such as those selling alcohol or providing late night refreshment, is high or exceptional, serious problems of nuisance and disorder may arise outside or some distance from those premises. Such problems generally occur as a result of large numbers of drinkers being concentrated in an area.”

The Peckham CIA was first introduced in 2009 to support SoLP with the aim of addressing serious problems of alcohol fuelled nuisance and disorder arising in the area, including street drinking. Pursuant to Section 5A of the Licensing Act 2003, Southwark carried out an assessment of its CIAs and the data specific to alcohol-related crime supported the Peckham CIA. Please see the below link for details:

<https://moderngov.southwark.gov.uk/documents/s114765/Appendix%20A%20Crime%20data%20analysis%20for%20maintenance%20of%20CIAs.pdf>).

On 20 June 2023 Southwark’s licensing committee resolved that the cumulative impact areas should remain in their current locations. Please see the below link for details: <https://moderngov.southwark.gov.uk/mgAi.aspx?ID=67749>).

The premises fall within, and are subject to, the Peckham cumulative impact area (Peckham CIA). Paragraph 131 of the SoLP 2021-2026 provides:

“Applications made within specified cumulative impact areas (CIAs) are deemed likely to add to the potential impact the policy is intended to avoid. There is therefore an automatic presumption that such applications will be refused, however each application will be judged on its own merits”.

The sub-committee were not impressed with the suggestion that the premises was “on the edge” of the CIA; the premises remained in the CIA. The sub-committee were similarly unconvinced that Peckham Police Station being located opposite the premises was relevant to cumulative impact. Members of the sub-committee also had personal knowledge of problems with Peckham Square (approximately 0.2 miles from the premises), where many with substance abuse issues congregated. A further access point for alcohol would compound the problems in the area.

In response, the premise stated that it did not sell alcohol that would attract street drinkers, as condition 841 did not allow the sale of beers, lagers and ciders above 6.5% ABV. The additional hours would be between 00:00 to 06:00 hours and the refusal to serve would be easier to implement as it would only be permitted via a hatch only.

The CIA policy places a presumption that any new licensed premises within the CIA would likely add to the existing cumulative impact and should therefore, be refused. The sub-committee did not accept the applicants had rebutted the refusal presumption given that the five previous compliance visits the premises had been in breach of the licence. Being

in a CIA means the premises would deal with the most challenging of customers in terms of crime and disorder. This sub-committee therefore expects complete compliance.

The representative for the applicant referred to paragraph 9.14 of the Section 182 Guidance intimating that LRA were acting as a responsible authorities on behalf of other parties (namely, the police). The representation submitted by LRA was based on policy grounds, both in terms of the CIA and recommended hours detailed in SoLP.

The very detailed representation covered the locale, existent premises licence, the policy, additional information about the area, the premises history and their objection, which cross-referred to the relevant paragraphs of the SoLP.

The sub-committee also noted paragraph 9.12 of the Section 182 Guidance that “any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations....”. The sub-committee is satisfied that the representation could withstand scrutiny in its own right.

The sub-committee was also mindful of Westminster City Council v Middlesex Crown Court [2002] EWHC 1104 which confirmed a premises licence could be refused on the sole ground that the area was already saturated with licensed premises.

The licensing sub-committee concluded that the applicant had not demonstrated that the application would not further contribute to the negative local cumulative impact on the licensing objectives.

The area is already saturated with premises that allow for the off-sale of alcohol and granting any extension of hours for the sale of alcohol would add to the already considerable problems caused by licensed premises in the locale. Given the current premises allows the sale of alcohol until 23:00, the sub-committee agreed that it should permit an additional hour until 00:00 01:00, being one hour beyond the in line with SoLP recommended hours, but in line with the recommendation of Licensing as a responsible authority.

In reaching this decision the sub-committee had regard to all the relevant considerations, its equality duties and the four licensing objectives and considered that this decision was appropriate and proportionate.

5. Appeal rights

The applicant may appeal against any decision:

- a. To impose conditions on the licence
- b. To exclude a licensable activity or refuse to specify a person as premises supervisor.

Any person who made relevant representations in relation to the application who desire to contend that:

- a. The licence ought not to be granted; or

b. That on granting the licence, the licensing authority ought to have imposed different or additional conditions to the licence, or ought to have modified them in a different way

may appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

Issued by the Constitutional Team on behalf of the Assistant Chief Executive - Governance and Assurance

Date: 21 February 2024

Licensing Act 2003

Premises Licence

ANNEX 4



Regulatory Services
Licensing Unit
Hub 1, 3rd Floor
PO Box 64529
London SE1D 5LY

Premises licence number

881982

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Peckham Food and Wine 176 Peckham High Street London SE15 5EG	
Ordnance survey map reference (if applicable), 534464176745	
Post town London	Post code SE15 5EG
Telephone number 020 7358 1455	

Where the licence is time limited the dates

Licensable activities authorised by the licence
Sale by retail of alcohol to be consumed off premises

The opening hours of the premises

For any non standard timings see **Annex 2**

Monday	00:00 - 00:00
Tuesday	00:00 - 00:00
Wednesday	00:00 - 00:00
Thursday	00:00 - 00:00
Friday	00:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

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

Sale by retail of alcohol to be consumed off premises

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Sale by retail of alcohol to be consumed off premises

Monday	07:00 - 01:00
Tuesday	07:00 - 01:00
Wednesday	07:00 - 01:00
Thursday	07:00 - 01:00
Friday	07:00 - 01:00
Saturday	07:00 - 01:00
Sunday	07:00 - 01:00

Part 2

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

Muhammad Baloch

[REDACTED]
[REDACTED]

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 for the supply of alcohol

Naseem Baluch

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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

Licence No. [REDACTED]

Authority L.B Southwark

Licence Issue date 08/02/2024

[REDACTED]

Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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.

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.

Annex 2 - Conditions consistent with the operating Schedule

340 Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

288 A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.

289 All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council

305 Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers advising to the effect that CCTV is in operation at the premises. The signage shall be kept free from obstructions at all times.

336 A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs

125 Any off sales of alcohol shall be provided in sealed containers and shall be taken away from the premises.

342 Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.

4AA The "Challenge 25"/"Think 25" proof of age scheme shall be operated at the premises. All customers who appear under the age of 25 will be challenged to prove that they are over 18 when attempting to purchase alcohol. Acceptable forms of ID include a photo driving licence, passport, or home office approved identity card bearing the holographic 'PASS' mark. If the person seeking alcohol is unable to produce an acceptable form of identification, no sale or supply of alcohol shall be made to or for that person.

4AB All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

311 The premises licence holder shall ensure that notices shall be displayed in the premises, advising;

- CCTV is in operation
- a 'Challenge 25' scheme operates in the premises
- 'No proof of age – no Sale'
- Patrons should respect the needs of local residents and leave the area quietly

4AI A refusals log must be kept at the premises, and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:

- a) the identity of the member of staff who refused the sale;
- b) the date and time of the refusal;
- c) the alcohol requested and reason for refusal;
- d) description of the person refused alcohol

343 Alcohol shall only be purchased for sale within the premises from reputable sources and not from door-to-door sellers. The premises licence holder shall ensure all receipts for goods brought include the following details:

- i. Seller's name and address
- ii. Seller's company details, if applicable
- iii. Seller's VAT details, if applicable

Such receipts are to be made available to officers of the local authority or police service upon reasonable request.

344 The area immediately outside the premises shall be monitored to ensure that any litter generated by the premises and/or its customers is regularly cleared.

345 No alcohol will be stored or displayed within 2-metres of the entrance/exit unless behind the staff counter.

4BA No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.

346 When the premises are open to the public and the licence is not in operation, all alcohol shall be stored in a locked cabinet/cooler, behind a lockable blind or behind the counter.

347 Alcohol shall be displayed as set out in the plan submitted with the application.

348 An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

349 A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

350 All previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: Kiran Israr, Saeeda Yasmeen, Shazia Imran Islam and Mohammad Islam.

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

840 That premises licence number 880978 be surrendered on the operation of this licence.

Annex 4 - Plans - Attached

Licence No. 881982

Plan No. N/A

Plan Date 14/12/2023

STATEMENT OF WITNESS**(Criminal Procedure Rules, r 16.2; Criminal Justice Act 1967, s. 9)****Statement of (full name): Charlie Jerrom****Age of witness (if over 18, write "over 18"):** Over 18

This statement (consisting of 4 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.

I am employed as a Trading Standards Enforcement Officer by the London Borough of Southwark.

The council is a local weights and measures authority. It is also an enforcer for the purposes of the investigative powers provided by schedule 5 of the Consumer Rights Act 2015.

I am an authorised officer for the purposes of trading standards legislation including the Tobacco and Related Products Regulations 2016. I am also authorised to enforce legislation under the Licensing Act 2003.

On Thursday 06 March 2025, I led an inspection visit at Peckham Food & Wine at 176 Peckham High Street, London, SE15 5EG. The visit was made due to receiving a complaint from a local resident alleging the premises was selling alcohol to minors.

At approximately 12:15pm I entered the premises along with three local police officers PC Maria O'Mahoney, PC Mark Lynch and PC Lorena Haughey. Upon entering the premises, I produced my warrant card to a [REDACTED] who was the only person working at the premises at the time of visit. I explained to [REDACTED] we were here to do a licensing inspection and a check of products being sold. A notice of powers and rights to occupier notice was filled in and signed by [REDACTED] [REDACTED] which I exhibit as PFW/01

During the inspection a number of licensing breaches against licence 881982 were found including: -

1. Breach of condition 289 of the premises licence which states – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Signed: [REDACTED]

(witness) Date: 29/04/2025

(To be completed if applicable: being unable to read the above statement I, of read it to him/her before he/she signed it.

Signed:

Date:) CL4

During the inspection the member of staff on duty was not able to operate the CCTV system and show us 31 days' worth of footage.

2. Breach of condition 4AB of the premises licence which states – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

No training records were provided for [REDACTED] who was working at the time of visit.

3. Breach of condition 348 of the premises licence which states – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed

4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence.

Mr Muhammad Baloch has failed to surrender licence number 880978.

I found a black carrier bag behind the counter and inside were 20 packets of cigarettes each containing 20 cigarettes (a total of 400 sticks). These were seized under the Tobacco and Related Products Regulations 2016. This was because the packets displayed foreign health warnings and the supply of these is contrary to the UK regulations. The cigarettes were Benson & Hedges Gold that appeared to be for the Nigerian market.

Whilst I was completing a notice detailing the seized goods and licensing breaches found, [REDACTED] turned up and presented himself as the manager of the business. When asked where the licence holder a Mr Muhammad Baloch was, [REDACTED] said he was away due to fasting.

At the end of the visit [REDACTED] was taken to the police station by PC Maria O'Mahoney. I was told; he had exceeded his right to remain status.

Officers Lynch and Haughey and I then left the premises after serving the both the seizure notice 0020 and an age restricted products business support notice A 120.

On the 8 March 2025 at approximately 00:14hrs I was working as part of the night time economy team. We observed customers were being allowed into the premises to purchase goods from the shop. Although we witnessed this, we did not enter the premises as police support was not available at the time.

By allowing customers into the premises, they were breaching condition 340, which states: Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

The premises was then checked again on the 15 March 2025 at approximately 00:45 where again customers were observed being allowed to enter and buy goods from inside the premises in breach of condition 340. Police support on this occasion was available and we approached and entered.

Conditions from previous breaches were checked and continual breaches were found including: -

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

No personal licence holder was present.

2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

Patrons were being allowed inside the premises to purchase goods.

3. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

No member of staff at the premises during the visit could use the CCTV system in place at the premises.



6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Staff member at premises could not show the CCTV footage

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

No such system was installed.

During this visit [REDACTED] again turned up entering through the back of the premises. When asked where the licence holder was [REDACTED] replied that he was not working today and was busy. A section 19 was issued by the police on the shop keeper who refused to sign after advice from [REDACTED]

On the 15 April 2025 I was involved in a trading standards led underage sales test purchasing operation of age restricted products using a 17-year-old male volunteer. I was working with colleagues including Ms Georgie Tear and Mr Paul Gander.

A test purchase was made at the premises and a disposable SKE Cherry Ice vape (a nicotine inhaling product) was sold the volunteer by a member of staff at the premises contrary to the Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015.

These regulations prohibit the sale of such vapes to anyone under 18. Ms Tear, the officer who witnessed the sale told me the seller did not ask for proof of age or make any checks on the purchaser's age.

Council records show that the same volunteer has attempted test purchases of age restricted products at 21 other premises in 2025 and was refused in 13 of those (a challenge rate of 62%).

Mr Paul Gander and I entered the premises after the test purchase where we spoke with the person working behind the counter who had been seen to sell the product. He identified himself as [REDACTED]

[REDACTED] was also present in the shop floor area. During the visit an age restricted products business support notice was completed which contains a checklist for age restricted sales issues. The following matters of concern were found:

- 1) There was no A3 sized tobacco warning statement notice on display contrary to Regulation 4 of the Children and Young Persons (Protection from Tobacco) Act 1991.
- 2) One of two sliding doors on the tobacco display cabinet was open so that tobacco products could be seen by members of the public contrary to section 7A (1) of the Tobacco Advertising and Promotion Act 2002.
- 3) Within a cabinet of metal draws behind the counter there was an open packet of Sovereign Blue cigarettes with around five sticks inside it. This could be indicative of the sale of single unpackaged cigarettes contrary to Regulation 3 of Children and Young Persons (Protection from Tobacco) Act 1991.
- 4) 58 vapes containing nicotine were found on display and behind the counter which were seized due to non-compliance with the Tobacco and Related Products Regulations 2016. 18 Elf Bars 600 had incorrect German language labelling and warning statement and 40 Prime Pro Max 5000+ exceeded the 2ml tank size which a single use vaping device is allowed. These are produced as exhibit PFW04.

Whilst in the premises I did speak with a male on the phone who said he was the DPS of the premises a Mr Naseem Baluch. I explained the reasons as to the visit and also asked him whether he had spoken with the licence holder for the premises held at 176 Peckham High Street, Mr Muhammad Baloch recently, as he had not contacted myself or licensing in relation to previous breaches and an invitation to a voluntary recorded interview under caution I had sent to the premises. I did not get a response to the question at that time during the phone call.

Whilst we were the premises a package was delivered by Royal Mail addressed to [REDACTED]. The return address shown was in the name of Epos Now and [REDACTED] confirmed it contained a new EPOS till for the premises.

At the end of the visit an age restricted products business support notice was left, along with a seizure notice for the vapes seized. Both documents were signed by [REDACTED]. The seized items were then transported to storage.

Copies of the notices are exhibited as PFW04 and PFW 05

STATEMENT OF WITNESS

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

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Statement of: **Richard Kalu**Age if under 18: **Over 18**Occupation: **Licensing enforcement officer**

This statement 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: ANNEX

Date: **11 April 2025**

I am a Licensing Enforcement Officer in the Licensing Service of the London Borough of Southwark's Regulatory Services Department. I hold a LLB Law Degree and have worked within an Environmental Health / Licensing setting for over 24 Years. I am authorised by the Council to enforce the provisions of the Licensing Act 2003, dealing with the licensing of premises, herein after referred to as the "Act".

On Saturday, 15 March 2025 at approximately 00:52hrs myself and Charlie Jerrom (Trading Standards Enforcement Officer) met with members of the Metropolitan Police Service Night Time Economy Team comprising of PC Lorena HAUGHEY and PC Maria O'Mahoney.

We approached and entered through an unlocked door of the premises known as Peckham Food and Wine located at 176 Peckham High Street, London, SE15 5EG.

All officers identified and introduced themselves to X1 male member of staff who was working behind the counter within the store. This male subsequently identified himself as [REDACTED]

[REDACTED] Also within the store was X1 male sitting on a chair near the store counter who did not wish to identify himself and stated he was visiting his friend who was working behind the counter.

Signature:

Signature Witnessed by:

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Continuation of Statement of: **Richard Kalu**

Whilst in the premises, patrons were entering through an unlocked entrance door and were purchasing goods at the counter with [REDACTED] serving them. [REDACTED]

[REDACTED] was advised of the intention to carry out a Licensing inspection.

During the course of the licensing inspection a number of premises licence condition breaches were identified which included: -

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.
2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.
3. Breach of condition 100 of the premises licence which states – 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.
4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.
5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV

Witness Signature:

Signature Witnessed by:

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Continuation of Statement of: **Richard Kalu**

footage at the immediate request of responsible authority officers and authorised officers of the council

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

8. Breach of condition 288 of the premises licence which states - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use.

The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times.

The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.

9. Breach of condition 289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

10. Breach of condition 341 - A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

Witness Signature:

Signature Witnessed by:

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Continuation of Statement of: **Richard Kalu**

████████ made a request if he could call ██████████. I advised ██████████ that ██████████ was not detailed on the premises licence and it would be more helpful if we could speak to the premises licence holder or the DPS of the premises. ██████████ advised us that he did not have contact details for the premises licence holder and DPS.

████████ had to be asked on numerous occasions by officers to stop patrons from entering the premises. Advice was given to ██████████ that he was breaching a specific condition on his premises licence by allowing patrons into the store to purchase goods. ██████████ did not take this advice and continued to serve and sell patrons goods within the store whole speaking to us.

Enquires were made with ██████████ if he had a personal licence and he confirmed that he did not have a personal licence. Advice was provided that he was not authorised to sell alcohol to members of the public as he neither held a personal licence and there was no evidence of designation.

There was rustling coming from the rear of the shop and at the time of the inspection we believed it was just ourselves and the two males within the store. From the rear of the store a male appeared and identified himself as a ██████████. ██████████ confirmed that he was a personal licence holder and that he was authorised to sell alcohol.

I enquired with ██████████ in what capacity he was at the premises and ██████████ replied that he was the manager. I then enquired with ██████████ if he had had recent contact with Mr Naseem Baluch and ██████████ stated that he had spoken to him on Tuesday, 11 March 2025. I took this opportunity to advise ██████████ that he was being recorded by bodycam which was being worn by officers from the Metropolitan Police Service. When I enquired with ██████████ if he had number for Mr Baluch, ██████████ provided the contact number ██████████.

Mr █████ then began making comment about the UK stopping businesses and stating he understood why people were leaving the UK. I corrected ██████████ by stating we were not

Witness Signature:

Signature Witnessed by:

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Continuation of Statement of: **Richard Kalu**

stopping business we were stopping a licensed premises from breaching conditions detailed on a premises licence and breaking the law.

Whilst this conversation was taking place [REDACTED] was becoming increasingly nervous. [REDACTED] [REDACTED] interjected at one point in the conversation and stated that he just worked in the store and he was not the manager. [REDACTED] stated that it felt like were trying to blame him for all the problems in the store.

PC Maria O'Mahoney issued [REDACTED] a Notification of Offences under the Licensing Act 2003 along with a Section 19 - Closure Notice under the Criminal Justice and Police Act 2001. [REDACTED] was asked to sign for receipt of the documents served which initially he was going to do until [REDACTED] shouted at him to not sign the document.

I stopped this conversation and invited [REDACTED] to speak to me. I explained to [REDACTED] that he was potentially complicit in breaching the premises licence condition(s) and breaking the law. I used this as an opportunity to advise [REDACTED] that if this matter was progressed there was the possibility that offences could be alleged against him and he could potentially be summoned to appear at a magistrate court.

[REDACTED] [REDACTED] interjected into this conversation and it appeared he did not want me to advise [REDACTED] [REDACTED] about the seriousness of what was happening. [REDACTED] appeared to be under the influence of Mr [REDACTED] and was not permitted to speak for himself.

The Notification of Offences under the Licensing Act 2003 along with a Section 19 Closure Notice under the Criminal Justice and Police Act 2001 was left with Mr [REDACTED] and all officers left the premises.

Witness Signature:

Signature Witnessed by:

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ANNEX 7

Payless Food and Wine
176 Peckham High Street
London
SE15 5EG

Licensing Unit
Direct Line: 020 7525 4642
Direct Fax: 020 7525 5705

20 March 2025

Dear Muhammad Baloch,

RE: THE LICENSING ACT 2003 – WARNING LETTER
(Payless Food and Wine, 176 Peckham High Street, London, SE15 5EG)

On 6 March 2025 at 12:15hrs an Enforcement Officer carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

In addition to the above, the Officer also considered 'risk assessment' criteria that would help determine the frequency of future inspections to your premises.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 289 of the premises licence which states** – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request.
2. **Breach of condition 4AB of the premises licence which states** – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for Mr Qamar Shahzad who was working at the time of visit.
3. **Breach of condition 348 of the premises licence which states** – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number 880978.

On the 08 March 2025 the premises was witnessed allowing customers into the premises beyond 00:00. This is a breach of condition 340 that reads, “Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times”.

On the 15 March 2025 enforcement officers and police visited your premises at 00:45. During the visit the officers witnessed the below premises licence condition breaches:

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

3. Breach of condition 100 of the premises licence which states – 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.

4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk

STATEMENT OF WITNESS

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

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Statement of: **Esther F. Jones**Age if under 18: **Over 18**Occupation: **Licensing Team Leader**

This statement 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: **26 March 2025**

My name is Esther Jones and I am the Licensing Team Leader in the Licensing Unit of the London borough of Southwark Council.

This statement relates to a visit undertaken by Sayed Kadir a licensing enforcement officer, employed by the London borough of Southwark and myself to hand-deliver a warning letter **EV / SK1** issued to the premises licence holder known on our records as a Mr Muhammad Baloch, at the licensed premises known as Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG (hereafter referred to as 'the premises') on Friday 21st March 2025.

At approximately 12:00 hours Sayed Kadir and I entered Peckham Food and Wine via the front entrance door on Peckham High Street. Sayed Kadir approached the front counter and identified himself using his council issued photo identity document and also introduced me. There was a single male working behind the counter at the premises and no one else was in the premises at the time of our visit. The male was on a call on his mobile phone as we could hear his conversation. The male stated that he was speaking to his solicitor, Sayed asked if we could speak to him for a few minutes as we at this point just wanted to drop the letter at the premises and secure the name and if possible, the signature of the person we left the letter with. Sayed Kadir explained to the male the purpose of our visit, and asked if he could speak to a manager or supervisor in charge, the male stated that he was the duty manager. Sayed asked the male for his name, and he refused to provide his name as he was advised by his solicitor to whom he was on the call to, not provide his name as he didn't have to. I asked the man who the solicitor was, and he replied saying [REDACTED] Solicitors.

I asked the male if I could speak to the solicitor on the phone who gave his name as Mr [REDACTED] as I am acquainted with [REDACTED] from my previous roles in licensing in other local authorities. The male then connected a video call to [REDACTED] on his mobile phone and allowed me to speak to [REDACTED] via the video call. I explained to [REDACTED] why we were

Signature: *Esther Jones*

Signature Witnessed by:

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Continuation of Statement of: **Esther F Jones**

visiting the premises, with the intention of hand delivering a warning letter in relation to the breaches that were identified during a licensing inspection undertaken by council officers on 15th March 2025. [REDACTED] did not relent and the man serving at the shop did not provide his name nor sign for the letter. During my telephone conversation with [REDACTED] he informed me that he is getting the staff trained up.

I then asked [REDACTED] for his direct email address and was provided the following email address by [REDACTED] over the phone, [REDACTED]

The warning letter **EV/ SK1** was handed to the male who was working at the premises in the capacity of duty manager by Sayed Kadir and Sayed advised him that the premises will continue to be monitored by the police and council staff and another full inspection shall take place in a few weeks' time to ensure that all the breaches that were identified on 15th March 2025 have been rectified and that there was full compliance in relation to their premises licence.

Witness Signature: *Esther Jones*

Signature Witnessed by:

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STATEMENT OF WITNESS

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

URN

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Statement of: **Sayed Kadri**Age if under 18: **Over 18**Occupation: **Licensing Enforcement Officer**

This statement 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: *Sayed Kadri*Date: **26 March 2025**

My name is Sayed KADRI. I am a Licensing Enforcement Officer in the Licensing Unit of Southwark Council.

This statement relates to a visit undertaken to hand deliver a warning letter **EV / SK1** issued to the licence holder Mr Muhammad Baloch, at the premises known as Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG (hereafter referred to as 'the premises') on Friday 21st March 2025.

On Friday 21st March 2025, I was out on inspections in Peckham within the Borough of Southwark working alongside my line manager Mrs Esther Jones (Southwark Council Licensing Team Manager).

At approximately 12:00 hours we entered Peckham Food and Wine via the front entrance door on Peckham High Street. I approached the front counter and identified myself and Mrs Jones. The man working behind the counter was on a call on his mobile phone, he stated he was speaking to his solicitor at the time of our visit. I then explained to the man what the purpose of my visit was, and I asked if I could speak to a manager or supervisor in charge, the man stated that he was the duty manager. I asked the man what his name was, and he refused to provide his name as he was advised by his solicitor that he was on the call with not provide his name as he didn't have to. I asked the man who the solicitor was, and he replied saying [REDACTED] [REDACTED] Solicitors.

Mrs Jones then intervened and asked the man if she could speak to the solicitor [REDACTED] [REDACTED] as she knows him well from her previous roles. The man then connected a video call to [REDACTED] on his mobile phone and allowed Mrs Jones to speak to [REDACTED] [REDACTED]. Mrs Jones explained to [REDACTED] [REDACTED] why we were visiting the premises to hand deliver a warning letter in

Signature: *Sayed Kadri*

Signature Witnessed by:

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Continuation of Statement of: **Sayed Kadri**

relation to the breaches that were identified on the licensing inspection undertaken by council officers on 15th March 2025.

Mrs Jones asked Mr [REDACTED] for his direct email address and was provided the following email address by Mr [REDACTED], [REDACTED]

The warning letter **EV/ SK1** was handed to the man who was working at the premises in the capacity of duty manager and I advised him that the premises will continue to be monitored by the police and council staff and another full inspection will take place in a few weeks' time to ensure that all the breaches that were identified on 15th March 2025 have been rectified and that there was full compliance in relation to their premises licence.

Witness Signature: *Sayed Kadri*

Signature Witnessed by:

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RESTRICTED (when complete)

STATEMENT OF WITNESS

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

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Statement of: **Sayed Kadri**Age if under 18: **Over 18**Occupation: **Licensing Enforcement Officer**

This statement 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: *Sayed Kadri*Date: **7 April 2025**

My name is Sayed KADRI. I am a Licensing Enforcement Officer in the Licensing Unit of Southwark Council.

This statement relates to a visit undertaken at the premises known as Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG (hereafter referred to as 'the premises') on Saturday 5th April 2025.

On Saturday 22nd March 2025, I was out on the Night Time Economy Shift within the Borough of Southwark working alongside my colleague Richard Kalu (Southwark Council Licensing Enforcement Officer).

At approximately 00:21 hours I approached the front door of the premises, which was locked. I noticed 1X Male working behind the front counter and me and Richard showed our ID badges from the glass front door and asked if he could open the door to let us inside. I recognised the male that was working behind the counter to be [REDACTED] from my previous visits to the premises.

I asked [REDACTED] if he could show me the CCTV so that I could check that it was working and to check if the footage is being kept for 31 days. I asked [REDACTED] if he could show me footage from the camera located inside the store from 04/04/2025, he said that he was unable to use the CCTV system as he had no access to the cupboard where the CCTV controls are kept. I asked [REDACTED] who had the key for the cupboard he replied with the Manager [REDACTED].

Signature: *Sayed Kadri*

Signature Witnessed by:

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RESTRICTED (when complete)

MG11

Continuation of Statement of: **Sayed Kadri**

I asked [REDACTED] to produce me a copy of the premises licence REF: 881982 which he did, I informed [REDACTED] that the premises was breaching the following condition –

Breach of condition 289 of the premises licence which states, All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

Breach of condition 341 of the premises licence which states, -A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

On Monday 7th April 2025 at 15:45 I visited the premises to hand deliver a warning letter for the breaches that were witnessed on 5th April 2025.

Exhibit **EV1 SK3** was handed to a male working behind the front counter who stated that he was working at the premises in the capacity of a staff member. I noticed the male to be [REDACTED] from previous visits to the premises, I advised him that the premises will continue to be monitored by the police and council staff to ensure that all the conditions imposed on their premises licence was being adhered to.

Witness Signature: *Sayed Kadri*

Signature Witnessed by:

Page 2 of 2

RESTRICTED (when complete)

STATEMENT OF WITNESS

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

URN

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Statement of: **Sayed Kadri**Age if under 18: **Over 18**Occupation: **Licensing Enforcement Officer**

This statement 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: *Sayed Kadri*Date: **4 April 2025**

My name is Sayed KADRI. I am a Licensing Enforcement Officer in the Licensing Unit of Southwark Council.

This statement relates to a visit undertaken at the premises known as Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG (hereafter referred to as 'the premises') on Saturday 22nd March 2025.

On Saturday 22nd March 2025, I was out on the Night Time Economy Shift within the Borough of Southwark working alongside my colleague Danny Crawford (Southwark Council Market & Street Trading Officer).

At approximately 00:05 hours I was standing on Peckham High Street across the road from the premises when I saw two female customers inside the premises. As I approached the front door of the premises, I saw 2 females holding alcohol and grocery items standing near the front counter looking like they were about to pay for them.

At 00:07 we approached the premises via Peckham High Street and the front door of the premises was locked however there was 1X male member of staff standing internally at the front door and he opened the door and let me and Danny inside.

Me and Danny both identified ourselves to 1X male member of staff who was working behind the counter within the store. This male subsequently identified himself as [REDACTED] Also, within the store was X1 male who was manning the front door who subsequently identified himself as [REDACTED] he stated he was not working but just helping his friend who was working behind the counter.

Signature: *Sayed Kadri*

Signature Witnessed by:

Page 1 of 2

RESTRICTED (when complete)

MG11

Continuation of Statement of: **Sayed Kadri**

I asked [REDACTED] why he had customers inside the premises, [REDACTED] said he believed they have a licence to serve customers inside the premises until 1am. I asked [REDACTED] to produce a copy of the premises licence REF: 881982 which he did, I informed [REDACTED] that the premises was breaching the following condition –

Breach of condition 340 of the premises licence which states, “Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times”.

Whilst I was in the middle of my conversation with [REDACTED] his colleague [REDACTED] who was manning the front door allowed another 2 female customers to enter the premises by unlocking the front door. [REDACTED] told [REDACTED] to ask the 4 female customers to leave the premises immediately.

I asked [REDACTED] what capacity he was there in, he replied that he was just a staff member. I then asked [REDACTED] if he held a valid personal licence, [REDACTED] said he was in the process of obtaining one but did not have a valid personal licence, I then asked [REDACTED] if he could produce a letter of authorization from the DPS, [REDACTED] said he doesn't have one. I informed [REDACTED] that the premises was breaching the following conditions –

Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

[REDACTED] then called his manager who he said was called [REDACTED] and put him on loudspeaker, when he notified Mr [REDACTED] of what had just happened [REDACTED] response over the phone was “Oh Shit”.

I asked [REDACTED] if he was working Friday 15th March 2025 as the Police and council staff visited the premises and noted the same breach of condition 340, he replied saying they only spoke to his Manager [REDACTED], and he didn't inform them that they must only serve from the hatch from midnight.

I informed [REDACTED] that he must not make any sales of alcohol as he does not hold a valid Personal Licence as per condition 101 of their premises licence. I also informed [REDACTED] that he shall keep the premises doors closed until 06:00 and only serve customers through the hatch as per condition 340 of their premises licence.

Witness Signature: *Sayed Kadri*

Signature Witnessed by:

Page 2 of 2

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11

Continuation of Statement of: **Sayed Kadri**

On Monday the 24th March 2025 at 14:27 I sent an email **EV/SK4** to [REDACTED] requesting CCTV footage from the premises to be made available for me to collect on Wednesday 26th March 2025.

On Wednesday 26th March 2025 at 15:30 I visited the premises to hand deliver a warning letter for the breaches that were witnessed on 22nd March 2025.

Exhibit **EV/ SK2** was handed to a male working behind the front counter who stated that he was working at the premises in the capacity of a staff member. He provided his name as [REDACTED]

I asked [REDACTED] if the CCTV footage that was requested in my email that was sent to [REDACTED] was available, he said he was not given any footage to hand over, I advised Mr [REDACTED] that the premises would continue to be monitored by the police and council staff to ensure that all the conditions imposed on their premises licence was being adhered to.

Witness Signature: *Sayed Kadri*

Signature Witnessed by:

Page 3 of 2

RESTRICTED (when complete)

STATEMENT OF WITNESS

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

URN

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Statement of: **Danny Crawford**Age if under 18: **Over 18**Occupation: **Market & Street Trading Officer**

This statement 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:

My name is Danny Crawford the London Borough of Southwark currently employs me as a Market and Street Trading Enforcement Officer. I am based at SAST House, Dawes Street, SE17 1EL.

This statement relates to a visit undertaken at the premises known as Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG (hereafter referred to as 'the premises') on Saturday 22nd March 2025.

On Saturday 22nd March 2025, I was out on patrol for the night time economy shift within the Borough of Southwark working alongside my colleague Sayed Kadri (Licensing Enforcement Officer – Southwark Council).

At around the time of 00:05 hours myself and my colleague Sayed Kadri approached the front door of the premises, when we got closer to the front door I saw two females standing by the counter holding alcohol and grocery items with intent to pay.

At Approx. 00:07 my colleague Sayed Kadri knocked the door and asked for entry into the premises as the door was locked. We were both then let inside by a male (who appeared to be a staff member) who unlocked the door.

Myself and Sayed both identified ourselves to the male working behind the counter who identified himself to us as [REDACTED] then identified the male who was manning the front door as [REDACTED] who stated he was only helping his friend and not working.

Signature:

Signature Witnessed by:

Page 1 of 2

RESTRICTED (when complete)

MG11

Continuation of Statement of: **Danny Crawford**

My colleague Sayed asked [REDACTED] why he had customers inside the premises, [REDACTED] replied he believed they had a licence to serve customers inside the premises until 1am. [REDACTED] [REDACTED] then supplied the premises licence to my colleague Sayed who notified of breach 340.

In the middle of my colleague Sayed conversing with [REDACTED] [REDACTED] who was manning the door of the premises then allowed another two female customers into the premises by unlocking the door. Following this [REDACTED] quickly told [REDACTED] to ask the four female customers inside the premises to leave immediately.

My colleague Sayed and [REDACTED] conversation continued [REDACTED] told us he was "just a staff member". He was then asked if he held a valid personal licence, [REDACTED] said he was currently in the process of obtaining one but did not have a valid personal licence at this time. Sayed then notified of two further breaches 336 & 101.

[REDACTED] then stated he would call the manager of the premises who was known to him to be called [REDACTED] [REDACTED] began to notify [REDACTED] of what was happening to which [REDACTED] responded (on loudspeaker) "Oh shit".

[REDACTED] then went on to say on the last visit the police and council staff only spoke to his manager [REDACTED] and he didn't inform them that they must only serve from the hatch from midnight.

[REDACTED] was then informed by my colleague Sayed that he must not make any sales of alcohol as he didn't hold a valid Personal Licence. Sayed also stated to [REDACTED] that he shall keep the premises doors closed until 06:00 and only serve customers through the hatch.

Witness Signature:

Signature Witnessed by:

Page 2 of 2

RESTRICTED (when complete)

ANNEX 13

From: Kadri, Sayed
Sent: Monday, March 24, 2025 2:27 PM
To: [REDACTED]
Cc: Regen, Licensing <Licensing.Regen@southwark.gov.uk>
Subject: Request for CCTV Footage - Peckham Food & Wine, 176 Peckham High Street, London, SE15 5EG. REF: 881982

Dear Naseem Baloch,

As you are the named Designated Premises Supervisor (DPS) for Peckham Food & Wine, 176 Peckham High Street, London, SE15 5EG. REF: 881982, I am writing to formally request access to the CCTV footage from your premises on the following dates and times:

- 7th March 2025 – from 23:00 to 23:59
- 8th March 2025 – from 00:00 to 01:00
- 14th March 2025 – from 23:00 to 23:59
- 15th March 2025 – from 00:00 to 02:00
- 21st March 2025 – from 11:30 to 13:00
- 22nd March 2025 – from 23:00 to 23:59
- 22nd March 2025 – from 00:00 to 02:00

The footage is being requested is in accordance with condition 289 of your premises licence which quotes "All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request." Therefore, I would appreciate your assistance in accessing this footage

I would appreciate it if you could assist in providing this footage on either a USB stick or a CD at your earliest convenience. If there are any forms or further information required to process this request, please do not hesitate to let me know.

I will aim to pass by your premises on Wednesday 26th March 2025 to collect the CCTV footage.

Thank you for your attention to this matter. I look forward to your response.

Regards

Sayed Kadri
Licensing Enforcement Officer

ANNEX 14

Peckham Food and Wine
176 Peckham High Street
London
SE15 5EG

Licensing Unit
Direct Line: 020 7525 4642
Direct Fax: 020 7525 5705

24th March 2025

Dear Muhammad Baloch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On 22nd March 2025 at 00:07 Licensing Enforcement Officers from the council visited your premises when they noticed 2 female customers inside your premises attempting to purchase alcohol at the front counter.

During the visit the officers witnessed the below premises licence condition breaches:

1. **Breach of condition 336 of the premises licence which states** – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.
2. **Breach of condition 340 of the premises licence which states** – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.
3. **Breach of condition 100 of the premises licence which states** – 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.
4. **Breach of condition 101 of the premises licence which states** - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk

ANNEX 15

Peckham Food and Wine
176 Peckham High Street
London
SE15 5EG

Licensing Unit
Direct Line: 020 7525 4642
Direct Fax: 020 7525 5705

7th April 2025

Dear Muhammad Baloch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On 5th April 2025 at 00:21 Licensing Enforcement Officers from the council visited your premises to review the CCTV footage from 04/04/2025.

During the visit the officers witnessed the below premises licence condition breaches:

- 1. Breach of condition 289 of the premises licence which states** - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.
- 2. Breach of condition 341 of the premises licence which states** – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk



The Licensing Unit
Floor 3
160 Tooley Street
London
SE1 2QH

**Metropolitan Police Service
Licensing Office
Southwark Police Station,
323 Borough High Street,
LONDON,
SE1 1JL**

Tel: 020 7232 6758
Email:

Our reference: 25/667

**Date:
16/05/2025**

Re: -Peckham Food and Wine 176 Peckham High Street SE15 5EG

Dear Sir/Madam

Police are in possession of an application for a review of the above premises licence in relation to the following licensing objectives the prevention of crime and disorder, and public safety. This review has been initiated by a member of the trading standards team from the London Borough of Southwark.

The application provides details of the concerns they have with regard to the operation of the premises, the illegal items being stored and sold by the premises to members of the public.

The police have the following comment to make in relation to this application to review the premises licence.

I have carried out searches on the police intelligence and recording systems and found the following in the last 24 months.

Crime report - 01/7207232/25

Allegation domestic assault by shop manager on wife inside store. Investigation delayed due to staff in store unable to operate cctv system condition 341.

Notification of Offences - Issued on 06/03/2025 for following breaches

- 288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all

interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined/ focused footage.

- 289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.
- 341-A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.
- 349 - A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

Custody number - 01MM/222/25

- Member of staff arrested for immigration offences

Intel report - 01/6066242/25

- Allegation of alcohol being sold to under age females.

Closure Notice - Issued on 10/03/2025

- 288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined/ focused footage.
- 289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.
- 341-A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.
- 845 - That an electronic point of sale system (EPOS or POS) is installed and operated at the premises.

Police also have concerns in regard to the licence holder being uncontactable. It would appear that no one has been able to make contact directly with the licence holder to discuss the issues with the operation of the venue. The only contact made with the Licence holder is through a legal representative which though may not breach any legislation certainly raises concern that they do not feel that the licence breaches are serious enough to warrant an in-person meeting

This is submitted for the information and consideration of the licensing subcommittee.

Yours Sincerely



Mark Lynch Pc2246AS
Southwark Licensing Team
Central South BCU
Metropolitan Police Service



Notification of alleged offences under the Licensing Act 2003

Venue Name:

PECKHAM FOOD & WINE
176 PECKHAM HIGH ST
SE5 2BA

REF: (CAD/CRIS etc.)

Address:

Date: 06/05/05 Time: 1210
25/11/88

Details of person in charge at the relevant time:

128 BRYANT ROAD SE5 2BA DPS Personal Licence Holder

Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y No
- Section 137(1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y No
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y No
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

288 STAFF UNABLE TO OPERATE CCTV. UNABLE TO
289 CHECK RECORDING TIMES OR QUALITY
341 NO DIGITAL POLICY - SEEN MR ALI
344 STAFF UNABLE TO PROGRESS BECAUSE KEEPS LOGGING
346 STAFF UNABLE TO PROGRESS BECAUSE KEEPS LOGGING
4B - NO STAFF TRAINED RECORDS - STAFF STATED NOT BEEN
4B - TRAINED - ID NOT CHECKED BY MR ALI.
4A1 - NO RECENT LOGS 342/343/344 348 - POS NOT WORKING.

Issuing officer:

Print:

I acknowledge receipt of this form: (venue)

The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001

RESTRICTED (when complete)

MG11C

WITNESS STATEMENT

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

URN

Statement of: PC Mark Lynch 2246AS

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police 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.

Witness Signature: [REDACTED] Date: 21/03/2025

I have been a Police Officer 20 years to which the last 7 years I have been attached to the Southwark Police Licensing and Night time economy team.

This statement is made in regards to a Premises inspection of the venue called Peckham Food and Wine 176 Peckham High Street SE15 5EG

On Friday 06th March 2025 I was on duty in plain clothes I was in the company of Pc O'Mahoney 2321, Pc Haughey 2737AS, Southwark council trading standards officer Charlie Jerrom. We were tasked to attend the venue to carry out a joint licensing and trading standards inspection.

At 1209hrs we entered the store and identified ourselves to a Male, f507, slim build, unshaven, black hair, black clothing who I now know to be [REDACTED] he was the only person in the store at the time of our visit, we requested to see the venues summary licence to which [REDACTED] produced the licence number 881982. Pc O'Mahoney asked [REDACTED] if he had a personal licence to which he stated he did but not with him, he was asked how long he had worked at the store to which he stated he had started the previous day. Pc O'Mahoney then made enquiries to identify [REDACTED] with Border Force. I then carried out a licensing inspection of the venue. I then asked [REDACTED] a number of questions relating to the licence conditions to which he could not produce various documents or carry out certain operations to which he was required to and in turn this led to the following licence breaches as he was the only person on the premises.

[REDACTED] was unable to operate the ctv system breaching conditions

288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.

289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 - A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

I then asked to see the dispersal policy to which [REDACTED] was not able to produce breaching condition

349 - A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

Witness Signature: [REDACTED]

Signature Witnessed by Signature:

Page 1 of 2

99/12

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11C

Continuation of Statement of:

I then asked to see the premises training records for challenge 25 to which [REDACTED] could not produce breaching condition , I further asked if when he started work the previous day was he given any training and did he sign any training records to which he said no he didn't

4AB - All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

There was no refusals register available breaching condition

4AI - A refusals log must be kept at the premises, and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following: a) the identity of the member of staff who refused the sale; b) the date and time of the refusal; c) the alcohol requested and reason for refusal; d) description of the person refused alcohol.

I then asked [REDACTED] to operate the EPOS till to which he was unable to as it did not work and he stated it had not worked for a while and he had to use a calculator and then place money straight into the till a breach of condition

348 - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

Pc O'Mahoney then left the store to make further enquiries regarding [REDACTED] identification as she could not make calls due to poor signal. At 1235hrs male entered the store from the rear entrance carrying a case of Asahi beer, the male,600ft, medium build,beige baseball cap, leather jacket and glasses who later identified himself as the store manager [REDACTED]

Pc O'Mahoney then returned to the store where she arrested [REDACTED] for overstaying under the immigration act,he was handcuffed and then later transported to Peckham Police Station . I was then present when officer Charlie Jerrom asked [REDACTED] the manger to show him the cctv records for 31 days however the system only recorded for 22 days. He then asked [REDACTED] for the dispersal policy and refusals log to which [REDACTED] produced however it remained that the staff member in charge initially could not produce the documents and clearly had not been given training in regards of licence conditions or the licensing act. I asked [REDACTED] if he wished to sign the form 694 but it was not practical and I informed [REDACTED] of the breaches to which he sign the form 694 and was issued with a copy indicating the breaches that required rectifying. I then left the store with Pc O'Mahoney.

Witness Signature: [REDACTED]

Signature Witnessed by Signature: [REDACTED]

Page 2 of 2

99/12

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11C

WITNESS STATEMENT

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

URN

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Statement of: PC Maria O'MAHONEY 2321AS

Age if under 18: Over 18 (If over 18 insert 'over 18') Occupation: Police 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.

Witness Signature:

..... Date: 9th April 2025

Before writing this statement I have viewed my BWV footage which I exhibit as MVO/1 and MVO/2 "Staff arrested for Overstaying".

I am a Police Officer attached to the Night Time Economy Team and part of my duties are checking that licensed premises adhere to their licence conditions. On Thursday the 6th March 2025 I was on duty in plain clothes in the company of PC Lorena Haughey, PC Mark Lynch and Trading Standards Officer Charlie JERROM. I had decided to conduct a licensing inspection to PECKHAM FOOD AND WINE 176 PECKHAM HIGH STREET SE15 5EG as I had concerns regarding the management of the business as the previous weekend I had been on patrol when I had witnessed them selling alcohol and allowing people into the premises after 0100 hours. This was a breach of their permitted hours of their Granted licensable activities which permits them to sell alcohol between the hours of 07:00 hours to 01:00 hours only. They were also breaching licence condition 340 - Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times. At the time of witnessing these breaches I was unable to deal as I had other commitments.

At 12:10 hours we entered the premises and working behind the counter was an Asian male who I now know to be [REDACTED]. We introduced ourselves and explained that we were there to conduct a licensing inspection. We asked [REDACTED] [REDACTED] was there anyone else working in the shop and he replied that he was there working on his own and that it was his first day. I asked [REDACTED] did he have a Personal Licence and he said that "No not yet". I asked him if he had any ID and he said that no he didn't. I then explained that I would need to confirm who he was and for that I would need some form of ID. I asked him what his legal status in the UK was and was he allowed to work. [REDACTED] said that he was married. We then asked if he had his wifes phone number and [REDACTED] replied he had lost his phone last week. I explained to [REDACTED] that I would need to phone UK Border Agency to confirm his identity and if he has permission to work in the UK.

Checks were conducted and it was found that [REDACTED] has been an Overstayer since 2019 [REDACTED] I was asked by UK Border Agency to [REDACTED] for being an overstayer. The reasons for the arrest was to prevent [REDACTED] further disappearance and so that he could be interviewed by UK Border Agency regarding his overstaying in the UK [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

Witness Signature: [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

Signature Witnessed by Signature: [REDACTED]

99/12

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11C

Continuation of Statement of:

At 12:30 hours I arrested [REDACTED] explaining he was being arrested for having overstayed in the UK since 2019 and I then fully caution him. I placed [REDACTED] in handcuffs in the front stack position checking for tightness and double locking them. The reason I placed [REDACTED] in handcuffs was to prevent him from trying to escape as when I had arrested [REDACTED] he appeared very nervous and was looking towards the exit of the shop and I believed he was looking for a means to escape.

I then searched M [REDACTED] under Sec 32 of PACE to ensure that he did not have anything on him that could harm him or anyone else.

Whilst we were waiting for transport [REDACTED] arrived at 12:45 he then started hovering next to [REDACTED] whilst I was speaking to him. I remembered [REDACTED] from a previous visit to the premises when he was working there. At the time when I conducted checks one of the licence conditions one of them were that [REDACTED] was not to be involved with the running of the shop.

[REDACTED] became very nervous and kept glancing towards [REDACTED]. I had to ask [REDACTED] several times to move away and allow [REDACTED] some privacy. [REDACTED] became very argumentative and stated shouting that I should take [REDACTED] outside and that he was going to go out for a cigarette but he wasn't going now and he has going to stay in the shop. [REDACTED] had to be asked several times to move away as he was intimidating [REDACTED]

A number of the Premises Licence conditions were found to be breached so a Notification of Offences was issued by PC Mark Lynch and given to Mr Ali.

At 13:17 hours we left the premises.

.....
Witness Signature [REDACTED]

.....
Signature Witnessed by Signature: [REDACTED]

Page 2 of 2



Notification of alleged offences under the Licensing Act 2003

Venue Name: Peckham Food & Wine REF: (CAD/CRIS etc.)
Address: 176 Peckham ~~Food & Wine~~ High Street Date: 15/3/25 Time: 00:50
SE15 5EG

Details of person in charge at the relevant time: [REDACTED]

DPS Personal Licence Holder

Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y No)
- Section 137 (1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y No)
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y No)
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make a an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

100 & 101 No personal holder or DPS
288, 289 Staff unable to operate CCTV
336 No Personal Licence holder on premises
340 Hatch not being used. customers being served
alcohol in shop.
341 Staff unable to operate CCTV. 348 EPOS/PoS not in use

Issuing [REDACTED]

Print: PC MARIA O'MAHONY 123105

Receipt of this form: (venue)

Refused

This notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an closure order under section 20 Criminal Justice and Police Act 2001

RESTRICTED

METROPOLITAN
POLICE

TOTAL POLICING

Form 695b (Off Sales)

Licensing Act 2003 - Record of Visit to Licensed Premises (Off Sales)

Details

Name of Premises:	Peckham Food & Wine		
Address of Premises:	176 Peckham High Street SE15 5EG		
Premises Type:	OFF Licence		
Contact Number:			
Date of Visit:	15/03/202	Time of Visit:	01:30

Persons in attendance:

1. PC Maria O'Mahoney 2321AS
2. PC Lorena Houghsey 2737AS
3. Charlie Jerome

CAD Reference:

CRIS Reference:

CRIMINT Reference:

Summary Licence on display ?(Part B)

Yes No

Is the current certified copy of the Premises Licence available?

Yes No

Is the premises operating under a Temporary event notice?(TEN)

Yes No

Premises Licence Number:

881982

Name of Person in Charge:

Name of DPS:

DPS Personal Licence Number:

Authorising Authority:

Is the name of the premises the same as on the Licence?

Yes No

Is there evidence of street drinkers, ASB around the immediate area?

Yes No

Does the premises have a policy in relation to super strength?

Yes No

CCTV

Is the Premises covered by CCTV?

Yes No

Is CCTV required as a condition on the Premises Licence?

Yes No

Is the CCTV available for viewing?

Yes No

Is a member of staff present trained to download and operate the CCTV?

Yes No

Is a camera installed at the entrance of the premises to enable a facial image of the person?

Yes No

RESTRICTED

Inspection

What age verification policy in place?

*Challenge 25+**Unknown*

If so, is there signage visible?

Yes No

Is the layout of the premises in accordance with the plan?

Yes No

Does the Premises sell disposable cups or evidence they open bottles?

Yes No

Does the Premises sell drug paraphernalia?

Yes No

Does the Premises sell Knives?

Yes No

If yes, are they displayed and stored appropriately?

Yes No

Does the Premises keep an incident/refusals Log?

Yes No

If yes, is it used?

Yes No

Does the Premises keep staff training records?

Yes No

General Staff

How many staff are on duty?

Yes No

Is there a trained first aider on duty?

General attitude of staff?

Helpful Unhelpful Obstructive Other

Actions

Have any breaches in the licensing conditions been identified?

Yes No

Details of breaches:

100 & 101 No Personal Licence Holder or DPS
 288 & 299 Staff unable to operate CCTV
 336 No Personal Licence holder on premises
 340 Hatch not being used. Doors open & customer entering premises
 341 staff unable to operate CCTV. 348 NO EPOS/POS in use

Has a form 694 (notification of alleged offences) been served?

Yes No

Has a section 19 Closure notice been served, including explanatory notes?

Yes No

Has this visit been entered on LIPS?

Yes No

Is a warning letter required as a result of this visit?

Yes No

Are there other offences or issues relevant to partner agencies (ie fire, Gambling Commission, Environmental Health, HM Customs and Excise, Etc)?

Appropriate Agency:

Contact Name:

RESTRICTED

Details of referral:

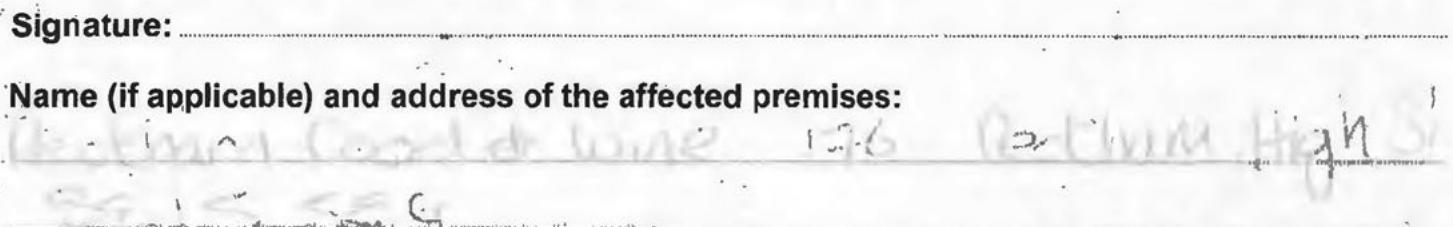
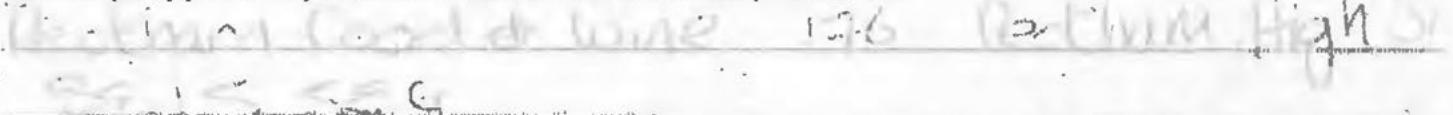
Does the premises require a further visit?

Yes No

15/01/2025

By what date should this visit be completed?

General Notes:

CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001**Date of the Closure Notice:** 15/3/25**Time Served:** 01:30**Authority issuing Notice:** Metropolitan Police Service**Name and rank of person making the notice:** PC Mario O'Malley 736**Signature:** **Name (if applicable) and address of the affected premises:** **Alleged unauthorised use of the premises (section 19 (6)(a))**

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:



Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

**Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))****Third party consideration (section 19.4)**

Are there any other persons occupying the premises who need to be informed of this notice?

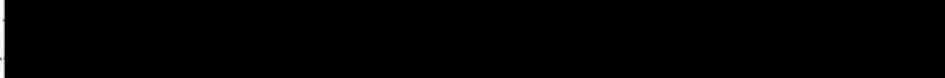
Yes/No (details)

If yes they must be issued with a copy of this form

Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:



Name

Signature

Date

RESTRICTED (when complete)

MG11C

WITNESS STATEMENT

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

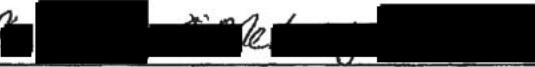
URN

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Statement of: PC Maria O'MAHONEY 2321AS

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

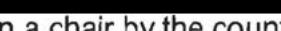
This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

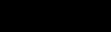
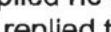
Witness Signature:  Date: 10/04/2025

Before writing this statement I have viewed my BWV footage which I exhibit as MVO/1 "Notification of Offences and Sec 19 Closure Notice 15032025".

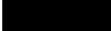
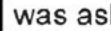
I am a Police Officer attached to the Night Time Economy Team and part of my duties are checking that licensed premises adhere to their licence conditions. On Saturday the 15th March 2025 I was on duty in plain clothes in the company of PC Lörena HAUGHEY 2737AS and Southwark Council Officers Charlie Jerrom and Richard Kalu.

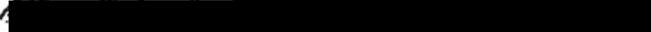
We had decided to conduct a Premises Licence inspection on PECKHAM FOOD AND WINE 176 PECKHAM HIGH STREET SE15 5EG as on each occasion we had visited there had been a number of Premise Licence breaches. Alcohol was also continuing to be sold after the permitted hours and a member of staff had been arrested for being in the UK illegally.

At 00:52 hours we entered the shop and as we did the male working behind the counter who I now know to be  was serving a customer. Also in the shop was another male sitting on a chair by the counter who refused to identify himself. When he was asked if he was working in the shop he replied he wasn't working but that his Dad was the manager of the shop. I asked him who his Dad was and his reply was his Dads name did not appear on the paperwork.

As we were speaking to  customers continued to walk into the shop and he continued to serve them.  was asked did he know the Premise Licence conditions and he replied he did. He was then asked why he was still allowing customers into the shop.  replied that he could serve people between 0700 hours and 0100 hours. When it was pointed out to him that under condition:-

340 - Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

As  was asked further question regarding allowing customers into the shop the male who had claimed he did not work in the shop then got out of his chair and answered before  could reply "No, people are allowed in to 1 after 1 the doors are locked". It was pointed out to the male that he said did not work here so he should leave. He said that he was there as Mr KHAN could not speak English.

Witness Signature: 

Signature Witnessed by Signature:

Page 1 of 3

99/12

RESTRICTED (when complete)

RESTRICTED (when complete)

MG11C

Continuation of Statement of:

[REDACTED] then put [REDACTED] on the phone when we asked to speak to the DPS or the owner. We explained that we did not want to speak to [REDACTED] as he was neither the DPS nor owner.

[REDACTED] had to be asked several times to clear the shop as the Premises Licence conditions were being breached. [REDACTED] still kept arguing he had four more minutes before he had to serve via the hatch.

[REDACTED] was asked if he had a Personal Licence which he confirmed that he didn't he was also not authorised to make alcohol sales. These were breaches of conditions:-

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.

336 - A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs

It was pointed out to [REDACTED] that he should not be selling alcohol that he was not authorised to do so as he did not have a Personal Licence and that he either removed all the alcohol or closed the shop. [REDACTED] did not appear to understand the Premise Licence conditions and continued to sell alcohol. [REDACTED] kept saying that his manager said he was allowed to sell alcohol between 0700 and 0100 hours.

I asked [REDACTED] if he could show me the CCTV so that I could check that it's working and footage is being kept for 31 days. [REDACTED] said that he was unable to use the CCTV as he was not allowed the pin. This was a breach of conditions:-

288 - A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.

289 - All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 - A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council.

Witness Signature: [REDACTED]

Signature Witnessed by Signature: [REDACTED]

Continuation of Statement of:

I then asked [REDACTED] if the Electronic Point of Sales System was working. When I tried to scan a bottle of vodka the system was not working and the till draw was propped open so that no sales were registered.

We went through further conditions of the Premise Licence with [REDACTED] as we waited for the either the DPS or the owner to arrive. At 01:16 hours [REDACTED] came into the shop via the back door. He tried to claim that he had been in the shop the whole time we had been there. When he was asked if this was the case why hadn't he come into shop earlier? [REDACTED] claimed nobody called him. It was pointed out to [REDACTED] that [REDACTED] had telephoned him as soon as we had arrived.

[REDACTED] was asked by Richard KALU where was [REDACTED] as he had not been able to get in contact with him and that on everyone one of either the police or council visits neither [REDACTED] or the [REDACTED] were available or contactable. Richard KALU asked [REDACTED] when was the last time he had been in contact with [REDACTED]. [REDACTED] stated that he had spoken to [REDACTED] on Tuesday the 11/03/2025. [REDACTED] was reminded by Richard KALU that he was being filmed. He was asked for a contact telephone number for [REDACTED] and he gave a telephone number of [REDACTED] but stated he had no address. It was pointed out to [REDACTED] that whenever we have asked to speak to the boss it's always him on the phone and who arrives in the shop and that all the staff refer to him as the boss.

We asked him if he could contact [REDACTED] whilst we were there and he said was unable to do so and he didn't know where he was.

A Notification of Offences under the Licensing Act 2003 along with a Closure Notice – Section 19 Criminal Justice and Police Act 2001 were issued to [REDACTED]. As I was explaining the forms to [REDACTED], [REDACTED] moved so that he was standing very closely beside him. When I asked [REDACTED] to sign acknowledging receipt of the forms [REDACTED] started shouting at him "do not sign". He then began to argue with me shouting I was rude my body language was rude. [REDACTED] continued to shout loudly talking over the top of me while I was trying to explain the forms to [REDACTED]. Several times [REDACTED] was told to be quite so that [REDACTED] could hear what was being explained to him.

[REDACTED] was then taken to one side by Richard KALU so that he could explain the implications of breaching the Premises Licence conditions. [REDACTED] yet again became very obstructive shouting at Richard KALU "do not talk to him I am the manager you have to talk to me". [REDACTED] was obstructive and very intimidating towards [REDACTED]. He has also behaved in this manner on my previous visit which I find concerning as the staff appear to be wary of him.

At 01:48 hours we left the shop leaving the forms with [REDACTED] to give to [REDACTED]

Witness Signature: [REDACTED]

Signature Witnessed by Signature: [REDACTED]

Page 3 of 3

Date of the Closure Notice: 17/3/25

Time Served: 01:30

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: PC MARSHAL ATTENDEY 733

Signature:

Name (if applicable) and address of the affected premises:

Rockham Cond & Wine

146 Rockham High Street

Alleged unauthorised use of the premises (section 19 (6)(a))

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of, the premises. The specific details of the alleged use are:

Shop after 20:00 and not having a personal
camera CCTV not in operation of 09:00/10:00 in
the

Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

Witnessed

continuing to
not have a personal camera

Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

Personal ticket book
permisssion after 00:00 to 06:00

Third party consideration (section 19.4)

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details)

If yes they must be issued with a copy of this form.

Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name

Signature

Date

CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001

Date of the Closure Notice: 10 April 2025 Time Served: 14:38

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: PC273745 HANANE

Signature: [REDACTED] PC273745

Name (if applicable) and address of the affected premises:

Percham Food & Wine
17b Percham High Street, SE15 3EG

Alleged unauthorised use of the premises (section 19 (6)(a))

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:

No CCTV and/or unable to work it

No EPOS/POS system working

Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

Previous checks revealed both systems unable to be operated by staff. EPOS/POS system not working, staff unable to use CCTV.

Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

Repair equipment and/or have staff who are trained in its use. Also ensure EPOS/POS is operational

Third party consideration (section 19.4)

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details) **NO**

If yes they must be issued with a copy of this form

Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name: [REDACTED]

Signature: [REDACTED]

Date: 10/04/2025

CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001

Date of the Closure Notice: 10 April 2025 Time Served: 14:38

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: PC2737AS HANAGE-1

Signature: [REDACTED] PC2737AS

Name (if applicable) and address of the affected premises:

Perisham Food & Wine
17b Perisham High Street SE15 5EG

Alleged unauthorised use of the premises (section 19 (6)(a))

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:

No CCTV and/or unable to work it.

No EPOS/POS system working

Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

Previous checks revealed both systems unable to be operated by staff. EPOS/POS system not working, staff unable to use CCTV.

Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

Repair equipment and/or have staff who are trained in its use. Also ensure EPOS/POS is operational.

Third party consideration (section 19.4)

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details) NO

If yes they must be issued with a copy of this form

Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name [REDACTED]

Signature [REDACTED]

Date 10/04/2025

WITNESS STATEMENT

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

URN

Statement of: Lorena HAUGHEY

Age if under 18: over18 (if over 18 insert 'over 18') Occupation: Police Officer

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature: [REDACTED]

Date: 28 May 2025

This is my original statement concerning a visit that I made to Peckham Food and Wine 176 Peckham High Street SE15 5EG . I was on duty in plain clothes in the company of PC PMahoney.

On 10th April 2025 at about 1430 hours I attended the above location and spoke with a male who gave his details as [REDACTED] This was a follow up visit to one that was conducted on the 15th March 2025 by two of my colleagues.

[REDACTED] was working behind the counter of the store. I asked him to show me that the EPOS/POS system was working and was informed by him that he couldn't as it didn't work.

I then asked him to show the CCTV, he advised me that he didn't know how to operate it. I advised Naheen that these were two breaches of the licensing conditions in the shop and that they should be working .

I issued a Section 19 closure order with breaches of conditions

289 which states all cctv footage should be kept for 31 days and shall be made available to responsible authority officers and authorised officers of the council on request.

341 A member of staff should be on duty who is trained in the use of the CCTV system.

348 An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

Witness Signature: [REDACTED]

Signature Witnessed by Signature: [REDACTED]

Page 1 of 1

WITNESS STATEMENT

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

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Statement of: Lorena HAUGHEY

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

This statement (consisting of one page 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.

Witness Signature:  PCR7321AS Date: 28 May 2025

This statement is made in the office of the Night-Time Economy Team at Southwark Police Station.

Throughout the course of my time working on the Night Time Economy Team which has now been about three months. I have had reason to visit an off license named Peckham Food and Wine which is at 176 Peckham High Street SE15 5EG. I have been there now on about three separate occasions.

On each of the visits I have attended, about three in total, there have been various breaches to their licensing conditions. These range from not having any APOS system working, staff serving behind the counter not being trained or authorised to sell alcohol and also CCTV not working.

On one of them my colleague PC O'Mahoney arrested one male who was serving behind the counter for immigration issues. On the occasions that I have visited the manager was not in attendance and staff behind the counter would call a male by the name of [REDACTED] or [REDACTED] who would attend the location. This man has advised myself and my colleague that he manages the premises. Several times I have asked for the Premises License Holder to contact my police colleagues and I am aware that prior to joining the Night Time Economy Team they have also made umpteen requests for the Premises License Holder [REDACTED] to contact them and this has not happened. I have then contacted Southwark Licensing and requested that they make contact with him and invited him in for a meeting. This was done via a letter that myself and a colleague PC O'MAHONEY delivered to his home address of [REDACTED]. I believe that one was also placed in the post by Southwark Trading Standards.

On a date that I cannot remember myself and my colleague attended the house and a female answered the door. She informed me that she was the mother of the DPS [REDACTED]. She stated that the personal license holder [REDACTED] was in [REDACTED] and had been there for three years when asked when he would be returning she stated that she didn't know. Whilst answering the question I got the opinion that the female, whose name is unknown to me, but stated that she lived at the address, appeared to be upset.

The second name on the license is that of the Premises License Holder [REDACTED] who she also informed me was in [REDACTED] and that he had been there on holiday for the past three weeks and would be returning to the UK soon. She couldn't give me a date. She was advised that when she speaks to [REDACTED] to advise them that they need to attend a meeting.

NOTES ENDED

Witness Signature: 

Signature Witnessed by Signature:

Page 1 of 1



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 17 MAY 2022

S.17 LICENSING ACT 2003: PECKHAM FOOD AND WINE, 176 PECKHAM HIGH STREET, PECKHAM, LONDON SE15 5EG

1. Decision

That the application made by Mr. Muhammad Baloch for a premises licence to be granted under s.17 of the Licensing Act 2003 in respect of the premises known as of Peckham Food and Wine, 176 Peckham High Street, Peckham, London SE15 5EG and subject to the appointment of a designated premises supervisor is granted.

2. Hours

The sale of alcohol to be consumed off the premises	Monday to Sunday 09:00 hours to 23:00 hours
Opening hours of the premises	Monday to Sunday: 07:00 hours to 23:00 hours.

3. Conditions

1. That no alcohol will be stored or displayed within 2-metres of the entrance/exit unless behind the staff counter.
2. That no beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.
3. That when the premises are open to the public and the licence is not in operation, all alcohol shall be stored in a locked cabernet/cooler, behind a lockable blind or behind the counter.
4. That all previous management involved in the premises are excluded from the premises and take no part in the operation of the premises



namely: Asif Ali, Kiran Israr, Saeeda Yasmeen and Shazia Imran Islam and Mohammad Islam.

5. That alcohol is displayed as set out in the plan submitted with the application.
6. That an electronic point of sale system (EPOS or POS) is installed and operated at the premises.
7. A written dispersal policy is kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

4. Reasons

This was an application made by Mr. Muhammad Baloch for a premises licence to be granted under s.17 of the Licensing Act 2003 in respect of the premises known as of Peckham Food and Wine, 176 Peckham High Street, Peckham, London SE15 5EG.

The licensing sub-committee heard from the applicant's representative who advised that the premises was a convenience store offering a range of groceries and goods in addition to the sale of alcohol. Concerning the responsible authorities referring to the premises being located in a cumulative impact area (CIA), the applicant's representative stated that they were not specifically referred to in the Licensing Act 2003. There were public houses on each side of the Peckham Food and Wine premises and any cumulative impact would be at 23:00 hours when the pubs were closing. Peckham Food and Wine would have a steady egress of customers therefore, no cumulative impact would occur. There had also been a previous premises licence, so the argument that a "new licence" was largely irrelevant. Furthermore, the CIA presumption did not relieve the responsible authorities in providing evidence as to how the cumulative impact would be affected by the operation of a new premises. None of the responsible authorities had provided direct evidence to demonstrate their cause of concern. Concerning the issues relating to the proposed DPS raised by trading standards, the applicant had withdrawn this aspect of the application and until a new DPS had been identified by him, he would act as the DPS. Obviously, until the applicant had obtained his personal licence, the premises could not sell alcohol.

The licensing sub-committee heard from the officer from trading standards whose representations were submitted with regard to all four of the licensing objectives.



The officer accepted that the applicant was not connected to the previous owners when the licence had been revoked. The concerns raised by Trading Standards were relevant because the area was particularly challenging. In addition, the proposed DPS (withdrawn by the applicant) had previously been refused an application in 2021. It was the officer' view that this questioned the applicant's abilities of due diligence.

The Metropolitan Police Service informed the sub-committee that the premises had previously been subject to a trading standards premises licence review in 2017, when the premises licence was revoked, and that an appeal against the licence revocation was rejected by the Magistrates' Court. The officer also stated that the premises were located in the Peckham CIA and that the locale has a large problem with street drinking, alcohol abuse and associated crime and disorder; the applicant had failed to address cumulative impact at all in the application.

The environmental protection team confirmed that their representation related to the prevention of public nuisance licensing objective. The premises were located in a cumulative impact area and any increase in alcohol sales in the already saturated CIA was likely to contribute to the negative cumulative impact on public nuisance caused by street drinking, drunkenness, street fouling, and rowdy conduct in the street. Further, the environmental protection team stated that the applicant had failed to address cumulative impact within the body of its application, or at all.

The licensing sub-committee heard from the officer representing licensing as a responsible authority submitted a representation with regard to all four licensing objectives. The licensing responsible authority notes that the premises are located in a cumulative impact area. Licensing as a responsible authority contends that the applicant has failed to address both cumulative impact, and the presumption to refuse applications that are subject to a cumulative impact policy. The premises were subject to a premises licence review submitted by this council's trading standards service in 2017, when the premises licence was revoked, and that an appeal against the revocation was rejected by the Magistrates' Court. An application for a premises licence submitted in 2021 was refused by the licensing sub-committee and the officer was of the view that the previous licensee or DPS may still have an interest in the business. Licensing as a responsible authority recommends that the application is refused unless the applicant can demonstrate that the proposed operation of the premises will not contribute to crime and disorder and public nuisance within the Peckham cumulative impact area.



The licensing sub-committee considered all of the representations made by the applicant and the responsible authorities carefully. The applicant's points concerning cumulative impact, that the responsible authorities had not provided any direct evidence concerning this was not accepted. Southwark's statement of licensing policy was reviewed and subsequently ratified by Council Assembly 25 November 2020. As part of the that review there was a partnership analysis of alcohol related violence as part of the consideration of cumulative impact on licensed premises within Borough & Bankside; Camberwell and Peckham (in addition to areas under monitor) CIA. A partnership analysis was currently being carried out and due to be considered by the full Licensing Committee in late 2022. The sub-committee also took into account Westminster City Council v Middlesex Crown Court [2002] EWHC 1104 which confirmed that a premises licence could be refused on the sole ground that the area was already saturated with licensed premises.

The initial concerns of previous names held by the applicant were explained and the sub-committee were satisfied with the responses they received. The sub-committee concluded that the 2017 issues with the operation of the premises could be satisfactorily resolved with the exclusion of previous management for the operation of the premises, in addition to the conditions referred in this decision.

5. Appeal Rights

The applicant may appeal against any decision:

- a. To impose conditions on the licence
- b. To exclude a licensable activity or refuse to specify a person as premises supervisor.

Any person who made relevant representations in relation to the application who desire to contend that:

- a. The licence ought not to be been granted; or
- b. That on granting the licence, the licensing authority ought to have imposed different or additional conditions to the licence, or ought to have modified them in a different way

may appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of



21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against

Issued by the Constitutional Team on behalf of the Director of Law and Governance.

Date 17 May 2022

Licensing Act 2003

Premises Licence



Regulatory Services, Licensing Unit
 Hub 1, 3rd Floor
 PO Box 64529
 London, SE1P 5LX

Premises licence number

876417

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Peckham Food and Wine 176 Peckham High Street	
Ordnance survey map reference (if applicable): 534464176745	
Post town London	Post code SE15 5EG
Telephone number 020 7358 1455	

Licensable activities authorised by the licence

Sale by retail of alcohol to be consumed off premises

The opening hours of the premises

For any non standard timings see **Annex 2**

Monday	07:00 - 23:00
Tuesday	07:00 - 23:00
Wednesday	07:00 - 23:00
Thursday	07:00 - 23:00
Friday	07:00 - 23:00
Saturday	07:00 - 23:00
Sunday	07:00 - 23:00

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

Sale by retail of alcohol to be consumed off premises

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Sale by retail of alcohol to be consumed off premises

Monday	09:00 - 23:00
Tuesday	09:00 - 23:00
Wednesday	09:00 - 23:00
Thursday	09:00 - 23:00
Friday	09:00 - 23:00
Saturday	09:00 - 23:00
Sunday	09:00 - 23:00

Part 2

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

Muhammad Baloch

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 for the supply of alcohol

Naseem Baluch

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

Licence No.:

Authority:

Licence Issue date: 17/05/2022

Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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.

485 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

487 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

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.

489 The responsible person shall ensure that -

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) Beer or cider: 1/2 pint;
- (ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) Still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available,

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.

Annex 2 - Conditions consistent with the operating Schedule

340 A CCTV recording system shall be installed that is compliant with, and capable of, capturing an image of evidential standards. The system shall continually record whilst the venue is open for licensable activity and/or when customers are present on the premises. All CCTV recordings shall be time- & date-stamped and maintained for a minimum of thirty-one (31) days. Cameras shall be installed so as to cover both internal and external areas of the premises. At least one camera shall cover ingress/egress points.

341 Staff shall be fully trained in the operation of the CCTV system and there shall be at least one member of staff on duty during trading hours who is able to provide copies of CCTV recordings to the Police and authorised officers of the Local Authority. Such copies shall, in any event, be provided within forty-eight (48) hours.

342 The "Challenge 25"/"Think 25" proof of age scheme shall be operated at the premises. All customers who appear under the age of 25 will be challenged to prove that they are over 18 when attempting to purchase alcohol. Acceptable forms of ID include a photo driving licence, passport, or home office approved identity card bearing the holographic 'PASS' mark. If the person seeking alcohol is unable to produce an acceptable form of identification, no sale or supply of alcohol shall be made to or for that person.

343 All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

344 The premises licence holder shall ensure that notices shall be displayed in the premises, advising;

- CCTV is in operation
- a 'Challenge 25' scheme operates in the premises
- 'No proof of age – no Sale'
- Patrons should respect the needs of local residents and leave the area quietly

345 A refusals log must be kept at the premises, and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:

- a) the identity of the member of staff who refused the sale;
- b) the date and time of the refusal;
- c) the alcohol requested and reason for refusal;
- d) description of the person refused alcohol

346 Alcohol shall only be purchased for sale within the premises from reputable sources and not from door-to-door sellers. The premises licence holder shall ensure all receipts for goods brought include the following details:

- i. Seller's name and address
- ii. Seller's company details, if applicable

iii. Seller's VAT details, if applicable

Such receipts are to be made available to officers of the local authority or police service upon reasonable request.

347 The area immediately outside the premises shall be monitored to ensure that any litter generated by the premises and/or its customers is regularly cleared.

348 Alcohol shall not be sold in an open container or consumed on the premises.

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

840 That no alcohol will be stored or displayed within 2-metres of the entrance/exit unless behind the staff counter.

841 That no beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.

842 That when the premises are open to the public and the licence is not in operation, all alcohol shall be stored in a locked cabernet/cooler, behind a lockable blind or behind the counter.

843 That all previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: Asif Ali, Kiran Israr, Saeeda Yasmeen and Shazia Imran Islam and Mohammad Islam

844 That alcohol is displayed as set out in the plan submitted with the application.

845 That an electronic point of sale system (EPOS or POS) is installed and operated at the premises.

846 A written dispersal policy is kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

Annex 4 - Plans - Attached

Licence No. 876417

Plan No. N/A

Plan Date N/A



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 31 OCTOBER 2023

SECTION 34 LICENSING ACT 2003: PECKHAM FOOD AND WINE, 176 PECKHAM HIGH STREET, LONDON SE15 5EG

Decision

That the application made by Muhammad Baloch for a premises licence to be varied under Section 34 of the Licensing Act 2003 in respect of the premises known as Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG be granted.

Reasons

This was an application made by Muhammad Baloch for the variation of the premises licence in respect of the premises known as Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG

The licensing sub-committee heard from the applicant's representative who advised that there had been no breach of condition 843 because Asif Ali had never been a member of management of the premises; he was a paid member of staff. His name had been included to the condition erroneously, having been involved in another premises in Southwark. It was accepted that he had received a caution for trading standards offences, but it was disproportionate and unreasonable for an individual to be banned from working at all licensed premises indefinitely within the borough for transgressions, nine years ago. Further, neither the police nor had any resident objected to the application.

The licensing sub-committee heard from the officer representing licensing as a responsible authority who objected to the application based on all four licensing objectives. The officer explained that the removal of Asif Ali's name from the condition 843 was an attempt to subvert the decision of the licensing sub-committee and employ a person who has previously been found unable to promote the licensing objectives.

Reference was made to the witness statement of Barry O'Callahan who advised that the applicant had employed Asif Ali at the premises in the full knowledge that it would be a breach of the condition when on 24 February 2023, he had been found to be working at the premises. A number of other breaches of the licence were noted including:

- i. Open beyond terminal hour.
- ii. Condition 343 (training records not available).
- iii. Condition 841 (ASPAL Premier Cru cider alcohol (with alcohol of above 6.8% volume) on display).
- iv. Condition 842 (alcohol to be in a locked cabinet/cooler when the premises are open to the public and the licence is not in operation).
- v. Condition 843 (Asif Ali had not been excluded from the premises).

The following day (25 February 2023) PC Maria O'Mahoney attended the premises and again, found Asif Ali working at the premises, in breach of condition 843. There was also non-compliance with conditions 340 and 341 (installation operation and training concerning CCTV).

The officer returned the next day (26 February 2023) and was informed by the member of staff working that the CCTV in breach of wasn't working, again in breach of conditions 340 and 341. The same member of staff also stated that the EPOS system wasn't working meaning none of the alcohol or cigarettes were being scanned (in breach of condition 845).

The licensing sub-committee heard from The trading standards officer, who advised that he had objected to the applications under all of the licensing objectives. The officer advised he had attended 176 Peckham High Street on 9 March 2023 and found that Asif Ali had been authorised to sell alcohol, he had signed the premises training records and made entries in the refusals register. It was explained that condition 843 had been imposed following the new premises licence application previously made, when Asif Ali had been named as the designated premises supervisor (DPS).

The officer confirmed that Asif Ali had not previously been associated with Peckham Food and Wine, but another premises within Southwark, which had its premises licence revoked for a number of issues including allegations of modern day slavery and other breaches of the licence. This resulted in Asif Ali accepting a caution. Concerning the Applicant's legal representative argument that condition 843 had not been breached (because Asif Ali was not a previous member of management), the officer suggested in passing that arguably, Asif Ali had been a member of management when he was the proposed DPS.

The premises is located in the Peckham cumulative impact area (CIA) which applies to off-licences and alcohol sales in grocers and supermarkets. The Peckham CIA was introduced to address serious problems of alcohol fuelled nuisance and disorder arising in the area, including street drinking.

The sub-committee also took into account Westminster City Council v Middlesex Crown Court [2002] EWHC 1104 which confirmed that a premises licence could be refused on the sole ground that the area was already saturated with licensed premises.

The licensing sub-committee had regard to the Home Office Revised Guidance issued under section 182 of the Licensing Act 2003 (July 2023). Paragraph 2.1 provides:

"Licensing authorities should look to the police as the main source of advice on crime and disorder".

The sub-committee noted that the police had not submitted an objection opposing the application, suggesting that there the removal of Asif Ali's name from condition 843 would not undermine the licensing objectives.

The applicant's legal representative also referred to paragraph 2.5 which provides:

"Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the

licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety".

The legal representative for the applicant stated that Paragraph 2.5 was equally applicable to the appointment of managers and that it was the Applicant as the employer and licensee to ensure that the manager appointed was competent and appropriately trained. The exclusion condition was only justified in rare circumstances, which this was not.

The sub-committee also had regard to the Ministry of Justice Guidance on the Rehabilitation of Offenders Act 1974 and The Exceptions Order 1975 (31 October 2023) that provides the rehabilitation period for a caution starts from the date the caution penalty was imposed. Regardless, it is deemed spent immediately.

Overall, the licensing sub-committee took the view that this was a case where it could make an exception not to apply the CIA policy. The caution that Mr Ali accepted was historic and in any event, it had long since been spent. The sub-committee makes no finding on the interpretation of "previous management" and condition 843 and agrees that it is unreasonable to hold Asif Ali to this condition any further.

There has been a questionable history of regulatory compliance at the premises, albeit when it was under a different licensee. This is mentioned due to the non-compliance with conditions 340, 241, 343, 841, 842 and 845 (detailed above). The premises being in a CIA means it deal with the most challenging of customers in terms of crime and disorder. This sub-committee therefore expects complete compliance with the premises licence forthwith.

Appeal rights

The applicant may appeal against any decision to modify the conditions of the licence; and:

Any person who made relevant representations in relation to the application who desire to contend that:

- a) The variation ought not to be been granted; or
- b) That, when varying the licence, the licensing authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way

may appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

Issued by the Constitutional Team on behalf of the Assistant Chief Executive – Governance and Assurance

Date: 7 November 2023

Licensing Act 2003

Premises Licence



Regulatory Services
Licensing Unit
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

880978

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Peckham Food and Wine 176 Peckham High Street	
Ordnance survey map reference (if applicable): 534464176745	
Post town London	Post code SE15 5EG
Telephone number 020 7358 1455	

Licensable activities authorised by the licence

Sale by retail of alcohol to be consumed off premises

The opening hours of the premises

For any non standard timings see **Annex 2**

Monday	07:00 - 23:00
Tuesday	07:00 - 23:00
Wednesday	07:00 - 23:00
Thursday	07:00 - 23:00
Friday	07:00 - 23:00
Saturday	07:00 - 23:00
Sunday	07:00 - 23:00

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

Sale by retail of alcohol to be consumed off premises

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Sale by retail of alcohol to be consumed off premises

Monday	09:00 - 23:00
Tuesday	09:00 - 23:00
Wednesday	09:00 - 23:00
Thursday	09:00 - 23:00
Friday	09:00 - 23:00
Saturday	09:00 - 23:00
Sunday	09:00 - 23:00

Part 2

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

Muhammad Baloch

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 for the supply of alcohol

Naseem Baluch

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

Licence No.:

Authority:

Licence Issue date 28/11/2023

Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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.

485 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –

(a) games or other activities which require or encourage, or are designed to require, encourage, individuals to -

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional poster or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; and

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

487 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

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.

489 The responsible person shall ensure that -

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) Beer or cider: 1/2 pint;
- (ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) Still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available,

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.

Annex 2 - Conditions consistent with the operating Schedule

340 A CCTV recording system shall be installed that is compliant with, and capable of, capturing an image of evidential standards. The system shall continually record whilst the venue is open for licensable activity and/or when customers are present on the premises. All CCTV recordings shall be time- & date-stamped and maintained for a minimum of thirty-one (31) days. Cameras shall be installed so as to cover both internal and external areas of the premises. At least one camera shall cover ingress/egress points.

341 Staff shall be fully trained in the operation of the CCTV system and there shall be at least one member of staff on duty during trading hours who is able to provide copies of CCTV recordings to the Police and authorised officers of the Local Authority. Such copies shall, in any event, be provided within forty-eight (48) hours.

342 The "Challenge 25"/"Think 25" proof of age scheme shall be operated at the premises. All customers who appear under the age of 25 will be challenged to prove that they are over 18 when attempting to purchase alcohol. Acceptable forms of ID include a photo driving licence, passport, or home office approved identity card bearing the holographic 'PASS' mark. If the person seeking alcohol is unable to produce an acceptable form of identification, no sale or supply of alcohol shall be made to or for that person.

343 All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

344 The premises licence holder shall ensure that notices shall be displayed in the premises, advising;

- CCTV is in operation
- a 'Challenge 25' scheme operates in the premises
- 'No proof of age – no Sale'
- Patrons should respect the needs of local residents and leave the area quietly

345 A refusals log must be kept at the premises, and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:

- a) the identity of the member of staff who refused the sale;
- b) the date and time of the refusal;
- c) the alcohol requested and reason for refusal;
- d) description of the person refused alcohol

346 Alcohol shall only be purchased for sale within the premises from reputable sources and not from door-to-door sellers. The premises licence holder shall ensure all receipts for goods brought include the following details:

- i. Seller's name and address
- ii. Seller's company details, if applicable

iii. Seller's VAT details, if applicable

Such receipts are to be made available to officers of the local authority or police service upon reasonable request.

347 The area immediately outside the premises shall be monitored to ensure that any litter generated by the premises and/or its customers is regularly cleared.

348 Alcohol shall not be sold in an open container or consumed on the premises.

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

840 That no alcohol will be stored or displayed within 2-metres of the entrance/exit unless behind the staff counter.

841 That no beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.

842 That when the premises are open to the public and the licence is not in operation, all alcohol shall be stored in a locked cabernet/cooler, behind a lockable blind or behind the counter.

844 That alcohol is displayed as set out in the plan submitted with the application.

845 That an electronic point of sale system (EPOS or POS) is installed and operated at the premises.

846 A written dispersal policy is kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

847 That all previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: That all previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: Kiran Israr, Saeeda Yasmeen, Shazia Imran Islam and Mohammad Islam.

Annex 4 - Plans - Attached

Licence No. 880978

Plan No. N/A

Plan Date N/A



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 8 FEBRUARY 2024

SECTION 17 LICENSING ACT 2003: PECKHAM FOOD AND WINE, 176 PECKHAM HIGH STREET, LONDON SE15 5EG

1. Decision

That the application made by Muhammad Baloch for a premises licence to be granted under Section 17 of the Licensing Act 2003 in respect of the premises known Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG is granted (in part).

2. Hours

The sale by retail of alcohol – (off the premises):	Monday to Sunday from 07:00 to 01:00 hours
Opening hours	Monday to Sunday from 07:00 to 01:00 hours.

3. Conditions

The operation of the premises under the licence shall be subject to mandatory conditions, conditions derived from the operation schedule highlighted in section M of the application form and the conditions agreed with the Metropolitan Police Service.

1. That premises licence number 880978 be surrendered on the operation of this licence.

4. Reasons

This was an application for a premises licence made in respect of Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG.

The licensing sub-committee heard from the representative for the premises, whose client (and licence holder) was not in attendance, but their representative was happy to proceed in his absence.

The representative informed that the sub-committee the only objection outstanding was from licensing as a responsible authority (LRA), which was policy based on cumulative impact. The premises sat on the edge of the Peckham cumulative impact area (CIA) and in fact, the CIA did not cover the opposite side of Peckham High Street. Notwithstanding this, there was still a burden on LRA to produce evidence that a premises would add to

cumulative impact. The concept of cumulative impact was primarily about dispersal in an area. A convenience store such as Peckham Food and Wine, would not have a simultaneous dispersal with other licensed premises. The purpose of CIAs was also not to impose quotas on the number of premises that were permitted to have a late licence and the immediate vicinity did not have the same cumulative impact as that of a busy town centre. The immediate vicinity was not known as a crime hot spot in the local area and a police station directly opposite the premises

Peckham Food and Wine had already opened to the public for non-licensable services 24 hours per day and the applicant now wanted to provide a full and rounded service to its customers, particularly to shift worker or is a customer who may be desperate to obtain electric top up out of hours. The service offered by the premises did however, need to be viable and permitting the sale of alcohol around the clock would do this.

The supply of alcohol 24 hours a day had been tested with temporary event notices (TENs) over the Christmas period. None of these TENs had been objected to by the police or the environmental protection team and no issues arose. The 24 hour test periods demonstrated that the premises provided a valuable service to the local community. The representative for the premises confirmed that his client was willing to surrender his current licence if the application was granted.

Although the application deviated from Southwark's Statement of Licensing Policy 2021-2016 (SoLP), the sub-committee were reminded that the SoLP was only guidance and each application should be considered on its own merits.

The licensing sub-committee then heard from the officer representing licensing as a responsible authority who advised that CIAs were tightly regulated and licensees should understand the importance of this. In the previous five compliance visits (since 2022), the premises was found to be fully compliant only once. The officer objected to the grant of a 24 hour licence and stated an additional hour until 01:00 was a reasonable compromise until the premises were solidly compliant.

This was an application for a premises licence in respect of Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG in which the applicant sought a premises licence to sell alcohol 24 hours a day, seven days a week.

Under the Southwark's SoLP 2021-2026, the premises is located in the Peckham major town centre where there recommended closing hour is 00:00 hours daily. The premises is also situated in the Peckham CIA which applies night clubs, public houses and bars, off-licences, supermarkets, grocers, convenience stores and similar premises

Paragraph 14.20 of the s.182 Guidance provides:

“Cumulative impact is the *potential impact* on the promotion of the licensing objectives of a number of licensed premises concentrated in one area” (emphasis added).

The Section 182 Guidance goes on to state at paragraph 14.21:

“In some areas where the number, type or density of licensed premises, such as those selling alcohol or providing late night refreshment, is high or exceptional, serious problems of nuisance and disorder may arise outside or some distance from those premises. Such problems generally occur as a result of large numbers of drinkers being concentrated in an area.”

The Peckham CIA was first introduced in 2009 to support SoLP with the aim of addressing serious problems of alcohol fuelled nuisance and disorder arising in the area, including street drinking. Pursuant to Section 5A of the Licensing Act 2003, Southwark carried out an assessment of its CIAs and the data specific to alcohol-related crime supported the Peckham CIA. Please see the below link for details:

<https://moderngov.southwark.gov.uk/documents/s114765/Appendix%20A%20Crime%20data%20analysis%20for%20maintenance%20of%20CIAs.pdf>.

On 20 June 2023 Southwark's licensing committee resolved that the cumulative impact areas should remain in their current locations. Please see the below link for details: <https://moderngov.southwark.gov.uk/mgAi.aspx?ID=67749>.

The premises fall within, and are subject to, the Peckham cumulative impact area (Peckham CIA). Paragraph 131 of the SoLP 2021-2026 provides:

“Applications made within specified cumulative impact areas (CIAs) are deemed likely to add to the potential impact the policy is intended to avoid. There is therefore an automatic presumption that such applications will be refused, however each application will be judged on its own merits”.

The sub-committee were not impressed with the suggestion that the premises was “on the edge” of the CIA; the premises remained in the CIA. The sub-committee were similarly unconvinced that Peckham Police Station being located opposite the premises was relevant to cumulative impact. Members of the sub-committee also had personal knowledge of problems with Peckham Square (approximately 0.2 miles from the premises), where many with substance abuse issues congregated. A further access point for alcohol would compound the problems in the area.

In response, the premise stated that it did not sell alcohol that would attract street drinkers, as condition 841 did not allow the sale of beers, lagers and ciders above 6.5% ABV. The additional hours would be between 00:00 to 06:00 hours and the refusal to serve would be easier to implement as it would only be permitted via a hatch only.

The CIA policy places a presumption that any new licensed premises within the CIA would likely add to the existing cumulative impact and should therefore, be refused. The sub-committee did not accept the applicants had rebutted the refusal presumption given that the five previous compliance visits the premises had been in breach of the licence. Being in a CIA means the premises would deal with the most challenging of customers in terms of crime and disorder. This sub-committee therefore expects complete compliance.

The representative for the applicant referred to paragraph 9.14 of the Section 182 Guidance intimating that LRA were acting as a responsible authorities on behalf of other parties (namely, the police). The representation submitted by LRA was based on policy grounds, both in terms of the CIA and recommended hours detailed in SoLP.

The very detailed representation covered the locale, existent premises licence, the policy, additional information about the area, the premises history and their objection, which cross-referred to the relevant paragraphs of the SoLP.

The sub-committee also noted paragraph 9.12 of the Section 182 Guidance that “any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations....”. The sub-committee is satisfied that the representation could withstand scrutiny in its own right.

The sub-committee was also mindful of Westminster City Council v Middlesex Crown Court [2002] EWHC 1104 which confirmed a premises licence could be refused on the sole ground that the area was already saturated with licensed premises.

The licensing sub-committee concluded that the applicant had not demonstrated that the application would not further contribute to the negative local cumulative impact on the licensing objectives.

The area is already saturated with premises that allow for the off-sale of alcohol and granting any extension of hours for the sale of alcohol would add to the already considerable problems caused by licensed premises in the locale. Given the current premises allows the sale of alcohol until 23:00, the sub-committee agreed that it should permit an additional hour until 01:00 being one hour beyond SoLP recommended hours, but in line with the recommendation of Licensing as a responsible authority.

In reaching this decision the sub-committee had regard to all the relevant considerations, its equality duties and the four licensing objectives and considered that this decision was appropriate and proportionate.

5. **Appeal rights**

The applicant may appeal against any decision:

- a. To impose conditions on the licence
- b. To exclude a licensable activity or refuse to specify a person as premises supervisor.

Any person who made relevant representations in relation to the application who desire to contend that:

- a. The licence ought not to be granted; or
- b. That on granting the licence, the licensing authority ought to have imposed different or additional conditions to the licence, or ought to have modified them in a different way

may appeal against the decision.

Any appeal must be made to the Magistrates' Court for the area in which the premises are situated. Any appeal must be commenced by notice of appeal given by the appellant to the justices' clerk for the Magistrates' Court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

Issued by the Constitutional Team on behalf of the Assistant Chief Executive - Governance and Assurance

Date: 21 February 2024

Licensing Act 2003

Premises Licence



Regulatory Services
Licensing Unit
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX

Premises licence number

881982

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Peckham Food and Wine 176 Peckham High Street	
Ordnance survey map reference (if applicable): 534464176745	
Post town London	Post code SE15 5EG
Telephone number	

Licensable activities authorised by the licence

Sale by retail of alcohol to be consumed off premises

The opening hours of the premises

For any non standard timings see **Annex 2**

Monday	00:00 - 00:00
Tuesday	00:00 - 00:00
Wednesday	00:00 - 00:00
Thursday	00:00 - 00:00
Friday	00:00 - 00:00
Saturday	00:00 - 00:00
Sunday	00:00 - 00:00

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

Sale by retail of alcohol to be consumed off premises

The times the licence authorises the carrying out of licensable activities

For any non standard timings see Annex 2 of the full premises licence

Sale by retail of alcohol to be consumed off premises

Monday	07:00 - 01:00
Tuesday	07:00 - 01:00
Wednesday	07:00 - 01:00
Thursday	07:00 - 01:00
Friday	07:00 - 01:00
Saturday	07:00 - 01:00
Sunday	07:00 - 01:00

Part 2

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

Muhammad Baloch

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 for the supply of alcohol

Naseem Baluch

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

Licence No.:

Authority:

Licence Issue date: 08/02/2024

Head of Regulatory Services
Hub 1, 3rd Floor
PO Box 64529
London, SE1P 5LX
020 7525 5748
licensing@southwark.gov.uk

Annex 1 - Mandatory conditions

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.

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.

Annex 2 - Conditions consistent with the operating Schedule

340 Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

288 A digital CCTV system shall be installed at the premises, shall be maintained in full working order and shall be continually recording at all times that the premises are in use. The CCTV system must be capable of capturing a clear facial image of every person who enters the premises. The CCTV system shall be correctly time and date stamped at all times. The CCTV system shall cover all interior and exterior areas of the premises, including the frontage of the premises, and shall collect clearly defined / focused footage.

289 All CCTV footage shall be kept for a period of thirty one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

341 A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council

305 Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers advising to the effect that CCTV is in operation at the premises. The signage shall be kept free from obstructions at all times.

336 A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs

125 Any off sales of alcohol shall be provided in sealed containers and shall be taken away from the premises.

342 Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.

4AA The "Challenge 25"/"Think 25" proof of age scheme shall be operated at the premises. All customers who appear under the age of 25 will be challenged to prove that they are over 18 when attempting to purchase alcohol. Acceptable forms of ID include a photo driving licence, passport, or home office approved identity card bearing the holographic 'PASS' mark. If the person seeking alcohol is unable to produce an acceptable form of identification, no sale or supply of alcohol shall be made to or for that person.

4AB All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.

311 The premises licence holder shall ensure that notices shall be displayed in the premises, advising;

- CCTV is in operation
- a 'Challenge 25' scheme operates in the premises
- 'No proof of age – no Sale'
- Patrons should respect the needs of local residents and leave the area quietly

4AI A refusals log must be kept at the premises, and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:

- a) the identity of the member of staff who refused the sale;
- b) the date and time of the refusal;
- c) the alcohol requested and reason for refusal;
- d) description of the person refused alcohol

343 Alcohol shall only be purchased for sale within the premises from reputable sources and not from door-to-door sellers. The premises licence holder shall ensure all receipts for goods brought include the following details:

- i. Seller's name and address
- ii. Seller's company details, if applicable
- iii. Seller's VAT details, if applicable

Such receipts are to be made available to officers of the local authority or police service upon reasonable request.

344 The area immediately outside the premises shall be monitored to ensure that any litter generated by the premises and/or its customers is regularly cleared.

345 No alcohol will be stored or displayed within 2-metres of the entrance/exit unless behind the staff counter.

4BA No beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.

346 When the premises are open to the public and the licence is not in operation, all alcohol shall be stored in a locked cabinet/cooler, behind a lockable blind or behind the counter.

347 Alcohol shall be displayed as set out in the plan submitted with the application.

348 An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

349 A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

350 All previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: Kiran Israr, Saeeda Yasmeen, Shazia Imran Islam and Mohammad Islam.

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

840 That premises licence number 880978 be surrendered on the operation of this licence.

Annex 4 - Plans - Attached

Licence No. 881982

Plan No. N/A

Plan Date 14/12/2023

Muhammad Baloch
 Peckham Food and Wine
 176 Peckham High Street
 London
 SE15 5EG

Licensing Unit
Direct Dial - 020 7525 5800
Facsimile - 020 7525 5705

25 September 2023

Location ID 10PB5176P/3

Dear Muhammad Baloch,

RE: THE LICENSING ACT 2003 – Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG

I write following letter of alleged offence sent to you to inform you that the Council has decided not to proceed with the prosecution on this occasion, however the Council is concerned that the alleged offences were serious and therefore issue the following warning to you.

On Friday 24 February 2023 at 23:40 officers of the Council's Licensing Unit visited your premises and noted the following matters of concern:

1. The premises was open to the public at 23:40, this is a breach of the opening times imposed by the premises licence:

Opening Hours:
 Monday 07:00 to 23:00
 Tuesday 07:00 to 23:00
 Wednesday 07:00 to 23:00
 Thursday 07:00 to 23:00
Friday 07:00 to 23:00
 Saturday 07:00 to 23:00
 Sunday 07:00 to 23:00

2. There was one member of staff at the premises serving, this was Asif Ali, this is a breach of condition **843** of the premises licence:

843 *That all previous management involved in the premises are excluded from the premises and take no part in the operation of the premises namely: [REDACTED], [REDACTED], [REDACTED] and [REDACTED] and [REDACTED].*

3. Alcohol was on display in an open cabinet, which included a number of single bottles of Aspal Premier Cru cider ABV 6.8% and Henry Waterman's cloudy vintage cider ABV 7.3%. This breached two conditions on the premises licence, **842** and **841**.

842 *That when the premises are open to the public and the licence is not in operation, all alcohol shall be stored in a locked cabernet/cooler, behind a lockable blind or behind the counter.*

841 *That no beers / ciders in single cans, bottles or multi-packs with an ABV of above 6.5% will be displayed / sold or offered for sale from the premises.*

4. No training records were available for staff working at the premises, this is a breach of condition **343**:

343 *All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing.*

On the following evening, Saturday 25 February at 23:45 hours Police Officers visit the premises and observed that the premises open and operating via a hatch. They witnessed the breach of the following licence conditions:

5. The premises was open to the public at 23:40, this is a breach of the opening times imposed by the premises licence.
6. There was one member of staff at the premises serving, this was [REDACTED], this is a breach of condition **843** of the premises licence.
7. The CCTV was not available for the Police officers to view, the Police Officers advised Mr Alito inform Mr Baluch that they would return tomorrow evening to view the CCTV footage.

Police Officers returned to visit the premises on the next evening on Sunday 26 February at 22:15. There was one member of staff at the premises Ms Da Costa. The Officers witnessed the following:

8. The staff member was unable to operate the CCTV and stated that there was a problem with the hard drive. This is a breach of conditions 340 and 341:

340 - *A CCTV recording system shall be installed that is compliant with, and capable of, capturing an image of evidential standards. The system shall continually record whilst the venue is open for licensable activity and/or when customers are present on the premises. All CCTV recordings shall be time- & date-stamped and maintained for a minimum of thirty-one (31) days. Cameras shall be installed so as to cover both internal and external areas of the premises. At least one camera shall cover ingress/egress points.*

341 - *Staff shall be fully trained in the operation of the CCTV system and there shall be at least one member of staff on duty during trading hours who is able to provide copies of CCTV recordings to the Police and authorised officers of the Local Authority. Such copies shall, in any event, be provided within forty-eight (48) hours.*

9. The shop worker was observed to sell products without using the till to ring up the sale, using a calculator to work out the price instead. The Police officer asked her to show them how the EPOS / POS system on the till works, she was unable to do so saying that EPOS system did not work and sales of alcohol and cigarettes were not being scanned. This is a breach of licence condition **845**:

845 - *That an electronic point of sale system (EPOS or POS) is installed and operated at the premises.*

On Thursday 9 March 2023 at 14:30 officers from the Police, the Council Licensing team and Trading Standards visited the premises. The observed the following:

10. The staff training records and the alcohol sales refusal book had both been signed by Asif Ali, showing non-compliance with condition **843**.

Each of the matters listed potentially constitutes a contravention of either the licences issued under the Licensing Act 2003 by this Council in respect of the premises operation; or of other related legislation.

In particular, I would advise you that Section 136 (1)(a) of the Licensing Act 2003 states that:

A person commits an offence if -

- (a) He carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or

(b) Knowingly allows a licensable activity to be so carried on.

Also section 137 Exposing alcohol for unauthorised sale:

- (1) A person commits an offence if, on any premises, he exposes for sale by retail any alcohol in circumstances where the sale by retail of that alcohol on those premises would be an unauthorised licensable activity.
- (2) For that purpose a licensable activity is unauthorised unless it is under and in accordance with an authorisation.
- (3) A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to a fine, or to both.
- (4) The court by which a person is convicted of an offence under this section may order the alcohol in question, and any container for it, to be forfeited and either destroyed or dealt with in such other manner as the court may order.

In this instance this service does not intend to take any further formal action. However, we would advise to take such reasonable steps as may be necessary to prevent any further repetition of the matters raised. We would also warn you that should any further breach be reported to us we will give consideration to the appropriate legal action to be taken. You should understand that this could lead to legal proceedings being taken and / or the suspension or loss of your licences.

I would make clear that it is the practice of the Council's Licensing Unit to send officers to visit premises to check to see if unauthorised activities are being provided. Licensing officers will gain admission to the premises in the same way as ordinary members of the public, and will not necessarily make themselves known to the staff or publican at the time of the visit.

You should also understand that where other Services have interest in the matters noted we will be notifying them of this recent visit. You may receive follow-up visits from them.

Please ensure you act promptly on this letter. If you require advice or assistance on how to comply with the matters raised please contact us on the telephone number given above.

Yours sincerely,

David Franklin
Principal Licensing Officer
licensing@southwark.co.uk

STATEMENT OF WITNESS

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

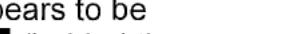
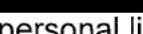
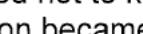
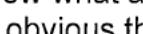
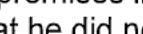
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Statement of: **Mrs Esther F. Jones**Age if under 18: **Over 18**Occupation: **Licensing Team Leader**

This statement is true to the best of my knowledge and belief, I am 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: 5th September 2025

My name is Esther Jones, I am employed by the London borough of Southwark as the licensing team leader for Southwark licensing service and have been in this role since 17th March 2025. On Saturday 30th August 2025, I was working with PCs Mark Lynch and Lorena Haughey both police officers working mainly with the night-time economy police unit that carries out enforcement and monitoring visits throughout the whole borough. At approximately 22:45 we were parked on a side street, that enabled us to observe the outside of the premises known as Peckham Food and Wine. The premises is licensed with the London borough of Southwark for the sale and supply of alcohol under the Licensing Act 2003. The premises is currently the subject of a review submitted by a responsible authority i.e. Southwark Council Trading Standards Service. We noticed that the name on the facade of the premises had changed to **Yours Peckham Food and Wine** but certain that we were looking at the same premises. The lights were on in the premises and from where we were it appears as if the premises was open and trading. We crossed the road and approached the premises. We gained access into the premises and introduced ourselves using our official identification cards. In the premises were  (bespectacled) who appears to be known to the two police officers and in the shop area and  (behind the counter and attending to customers). We asked to see  personal licence, he stated that he hasn't got his personal licence yet as he only just completed his training on Friday (previous day 29th August) but has applied for it. I then requested for a copy of the full premises licence from , he appeared not to know what a premises licence is and was confusing it with a personal licence. It soon became obvious that he did not know the difference between both licences. The second male who introduced himself as  was advised to educate him  on the difference between a personal and a premises licence.  provided us with a copy of the current premises licence. We proceeded to check for compliance with a particular condition that the premises had in the past been found wanting, which was to do with CCTV footage and provision of recorded footage. I requested to see the footage of the CCTV from 22:30 of the 30th of August together with date and time stamp, which would capture our arrival unto the premises, as that would make it 15 minutes preceding our arrival in the premises.  spent some time trying to get the CCTV monitor in the shop to show us the footage unsuccessfully, and he eventually showed us the footage on his personal mobile phone as he was unable to show

Signature: Signature Witnessed by: 

RESTRICTED (when complete)

MG11

Continuation of Statement of: **Esther F. Jones**

us on the CCTV terminal in the shop. Although it was possible to see the footage on the phone but was asked what would happen if the phone were to be unavailable, stolen, or lost when officers visit and request to view the CCTV in line with the condition on the premises licence. He then asked us to wait for Mr Kakahel to be free of customers when he can then assist him [REDACTED] with making the footage available to us on the terminal in the shop. Eventually, [REDACTED] was, after a while, able to get the terminal to show us the footage of us arriving in the shop with the correct date and time stamp. We had to wait for a considerable period of time, but he was eventually able to show us the footage on the terminal in the shop. I asked for [REDACTED] to send us the footage with date and time stamp to our offices via email and provided him with the email address to send it to. We then proceeded to check the other conditions on the premises licence, namely conditions **342**. We observed that the premises was not complying with this condition after we went out to check the external façade to the premises and the inside of the premises to ensure that we had not missed the notice, after we have ascertain that there was no notice outside on the façade or inside the premises stating that no consumption of alcohol should take place inside the premises. Whilst we were in the premises, a male customer, known to [REDACTED] and one of the PCs with me, accessed the premises with an opened drink which I believed to be alcoholic (green in colour with a straw) but [REDACTED] asked him not to consume the drink in the shop and the male went back outside with his drink. We then checked condition **4A1** and asked to see the refusal log. [REDACTED] had previously brought out a folder that contained training information and authorisation, as well as other records and entries, in this folder was also the refusal log. Although there were several individuals who had made entries in the log over a period of time, most of the entries were in the same handwriting and so could not all have been completed by the individuals whose names appear alongside the entries. When this fact was put to [REDACTED], he explained the reason for this, that the person on duty would inform him or [REDACTED] of the sale refusal and then either he or [REDACTED] would help the person at a later time to complete the refusal log. He was advised by PC Mark Lynch that, that is not what should occur, that the entry should be made by the person who refused the sales and must be done as soon as is practicably possible by that same person. [REDACTED] said that he was not aware of this before but as he has now being informed of the correct way to make the refusal entry, he would do this going forward. PC Lynch took a photo of the Refusal Log as evidence of the entries being entered in the same handwriting. To check compliance with condition **349** I requested to see the dispersal policy for the premises. The dispersal policy was available in the same folder that [REDACTED] had brought out, but [REDACTED] could not provide any evidence of training on the dispersal policy for any of his staff. We drew this to [REDACTED] attention and asked him to rectify this as soon as possible. I then requested to see [REDACTED] personal licence and he provided this for us. This was issued by the [REDACTED]. PC Mark Lynch completed the Notification of alleged offences under the Licensing Act 2003 form to notify the premises licence holder of breaches witnessed in front of [REDACTED] and offered advice to [REDACTED] on how to comply with what was witnessed whilst we were still in the shop, gave a copy of this to [REDACTED] and the pink copy to me. We left the premises at approximately 23:50. I have attached to this witness statement, the original pink carbon copy of the Notification of alleged offences under the Licensing Act 2003 form as completed by PC Lynch during the visit, which he gave to me at the premises.

Witness Signature: [REDACTED]

Signature Witnessed by [REDACTED]

Page 2 of 2

RESTRICTED (when complete)



Notification of alleged offences under the Licensing Act 2003

Venue Name: Pecham Food + Wine REF: (CAD/CRIS etc.)

Address: 176 Pecham LANE STREET SE15 5EG

Date: 30/08/25 Time: 2300

Details of person in charge at the relevant time: 22782 Barnet DABERMAN [REDACTED] [REDACTED] A [REDACTED]

DPS Personal Licence Holder

Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y No)
- Section 137 (1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y No)
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y No)
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make a an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

342 - NO SIGNAGE DISPLAYED.
341 - CCTV UNABLE TO BE DOWNLOADED TO REMOTE DEVICE
441 - REASALE LOG IN PLACE BUT RECORDINGS ARE INPUTTED BY DIFFERENT PERSON TO THAT WHO RECEIVES SALE.
349 - NO TRAINING RECORDS REASALE DISPATCHED : 30 mins.

Issuing officer: PC LYNCH Print: LYNCH

I acknowledge receipt of this form: (venue) [REDACTED]

The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001

Peckham Food and Wine
176 Peckham High Street
London
SE15 5EG

Licensing Unit
Direct Line: 020 7525 4642
Direct Fax: 020 7525 5705

5 September 2025

Dear Muhammad Baloch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On Saturday 30th August 2025 at 22:45hrs the Licensing Team Leader and police officers visited your premises and carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 342 of the premises licence which states** – Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.
2. **Breach of condition 4A1 of the premises licence which states** – A refusals log must be kept at the premises and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:
 - a) the identity of the member of staff who refused the sale;
 - b) the date and time of the refusal;
 - c) the alcohol requested and reason for refusal;
 - d) description of the person refused alcohol
3. **Breach of condition 349 of the premises licence which states** – A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk

Muhammad Baloch
X XXXXXXXX XXXXX
XXXXXX
XXX XXX

Licensing Unit
Direct Line: 020 7525 4642
Direct Fax: 020 7525 5705

20 March 2025

Dear Muhammad Baloch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On 6 March 2025 at 12:15hrs an Enforcement Officer carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

In addition to the above, the Officer also considered 'risk assessment' criteria that would help determine the frequency of future inspections to your premises.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 289 of the premises licence which states** – All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers of the council on request.
2. **Breach of condition 4AB of the premises licence which states** – All relevant staff shall be trained in the law about the sale of alcohol. Such training will include challenging every individual who appears to be under 25 years of age and refusing service where individuals cannot produce acceptable means of identification, acceptable forms of ID, and using the refusal register. Such training (including any refresher training) will be logged and ongoing. – No training records were provided for Mr Qamar Shahzad who was working at the time of visit.
3. **Breach of condition 348 of the premises licence which states** – An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

4. Breach of condition 840 of the premises licence which states - That premises licence number 880978 be surrendered on the operation of this licence. – Mr Muhammad Baloch has failed to surrender licence number 880978.

On the 08 March 2025 the premises was witnessed allowing customers into the premises beyond 00:00. This is a breach of condition 340 that reads, “Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times”.

On the 15 March 2025 enforcement officers and police visited your premises at 00:45. During the visit the officers witnessed the below premises licence condition breaches:

1. Breach of condition 336 of the premises licence which states – A minimum of one (1) personal licence holder shall be employed and on duty at the premises between the hours of 00:00hrs-06:00hrs.

2. Breach of condition 340 of the premises licence which states – Between the hours of 00:00hrs-06:00hrs all alcohol and convenience sales shall be made via a window hatch and there shall be no admittance to the premises by members of the public during these times.

3. Breach of condition 100 of the premises licence which states – 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.

4. Breach of condition 101 of the premises licence which states - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

5. Breach of condition 341 of the premises licence which states – A member of staff shall be on duty at all times that the premises are in use, who is trained in the use of the CCTV system and who is able to view, and download to a removable storage device, CCTV footage at the immediate request of responsible authority officers and authorised officers of the council

6. Breach of condition 289 of the premises licence which states - All CCTV footage shall be kept for a period of thirty-one (31) days and shall be made immediately available to responsible authority officers and authorised officers of the council on request.

7. Breach of condition 289 of the premises licence which states - An electronic point of sale system (EPOS or POS) shall be installed and operated at the premises.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk

Naseem Baluch
X XXXXXXXX XXXXX
XXXXXX
XXX XXX

Licensing Unit
Direct Line: 020 7525 4642
Direct Fax: 020 7525 5705

5 September 2025

Dear Naseem Baluch,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On Saturday 30th August 2025 at 22:45hrs the Licensing Team Leader and police officers visited your premises and carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 342 of the premises licence which states** – Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.
2. **Breach of condition 4A1 of the premises licence which states** – A refusals log must be kept at the premises and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:
 - a) the identity of the member of staff who refused the sale;
 - b) the date and time of the refusal;
 - c) the alcohol requested and reason for refusal;
 - d) description of the person refused alcohol
3. **Breach of condition 349 of the premises licence which states** – A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk

Asif Ali
 Peckham Food and Wine
 176 Peckham High Street
 London
 SE15 5EG

Licensing Unit
 Direct Line: 020 7525 4642
 Direct Fax: 020 7525 5705

5 September 2025

Dear Asif Ali,

**RE: THE LICENSING ACT 2003 – WARNING LETTER
 (Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG)**

On Saturday 30th August 2025 at 22:45hrs the Licensing Team Leader and police officers visited your premises and carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

During the inspection an officer witnessed the below premises licence condition breaches:

1. **Breach of condition 342 of the premises licence which states** – Clearly legible signage shall be prominently displayed where it can easily be seen and read by customers at all exits requesting to the effect that customers do not consume alcoholic drinks bought at the premises in the vicinity of the premises. Such signage shall be kept free from obstructions at all times.
2. **Breach of condition 4AI of the premises licence which states** – A refusals log must be kept at the premises and made immediately available on request to the police or an authorised person. The refusals log is to be inspected on a monthly basis by the DPS and noted in the log and a record made in the log of any actions that appear to be needed to protect young people from harm. The log must record all refused sales of alcohol and include the following:
 - a) the identity of the member of staff who refused the sale;
 - b) the date and time of the refusal;
 - c) the alcohol requested and reason for refusal;
 - d) description of the person refused alcohol
3. **Breach of condition 349 of the premises licence which states** – A written dispersal policy shall be kept at the premises with the licence and made available for inspection by authorised council officers or the police. All relevant staff shall be trained in the implementation of the dispersal policy.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

If compliance is not achieved the Council may take formal action that may affect your license or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved, and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk between the hours of 9.00 and 17.00, Monday to Friday. Alternatively, you can write or visit us at the above address.

Yours sincerely,

Sayed Kadri

Sayed Kadri
Licensing Enforcement Officer
sayed.kadri@southwark.gov.uk

STATEMENT OF WITNESS

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

Statement of (full name): Charlie Jerrom

Age of witness (if over 18, write "over 18"): Over 18

This statement (consisting of 1 page) 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.

I am employed as a Trading Standards as an enforcement officer by the London Borough of Southwark. I am also an authorised officer for the purposes of Licensing legislation including The Licensing Act 2003.

On the evening of Friday 05 September 2025, I visited the premises known as Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG.

I entered the premises along with my colleague Farhad Chowdhury. I then approached the till area and provided my identification, along with introducing my colleague and explained I was there to hand deliver 4 warning letters. I explained the warning letters related to previous breaches of the premises licence conditions, that occurred a week earlier. The man behind the till informed me his name was [REDACTED] and he was aware of the visit from the previous week. I asked [REDACTED] to provide the copies of the warning letters to the persons addressed on the letter.

Farhad and I then left the premises.

Signed: (witness) Date: 09/09/2025

(To be completed if applicable: being unable to read the above statement I, of read it to him/her before he/she signed it.

Signed:

Date:) CL4

APPENDIX D

Ref'	Start date	End date	Timings	Max' attendees	Alcohol?	Entertainment?	LNR?	Police objection?	EPT objection?
879110	20/12/2022	26/12/2022	23:00 - 09:00	5	Yes	No	No	No	No
879120	23/12/2022	25/12/2022	23:00 - 09:00	5	Yes	No	No	No	No
879107	27/12/2022	02/01/2023	23:00 - 09:00	5	Yes	No	No	No	No
879106	04/01/2023	11/01/2023	23:00 - 09:00	5	Yes	No	No	No	No
881785	09/12/2023	13/12/2023	12:01 - 23:59	5	Yes	No	No	No	No
881784	15/12/2023	20/12/2023	12:01 - 23:59	5	Yes	No	No	No	No
881783	22/12/2023	27/12/2023	12:01 - 23:59	5	Yes	No	No	No	No
881782	29/12/2023	03/01/2024	12:01 - 23:59	5	Yes	No	No	No	No
882058	20/01/2024	25/01/2024	12:01 - 23:59	5	Yes	No	No	No	No
882057	27/01/2024	01/02/2024	12:01 - 23:59	5	Yes	No	No	No	No
882260	03/02/2024	08/02/2024	12:01 - 23:59	5	Yes	No	No	No	No

PREPARED STATEMENT ON BEHALF OF MR MUHAMMAD BALOCH

I UNDERSTAND THAT I DO NOT HAVE TO MAKE ANY WRITTEN COMMENTS, BUT IT MAY HARM MY DEFENCE, IF I DO NOT MENTION WHEN QUESTIONED, SOMETHING WHICH I MAY LATER RELY ON IN COURT, ANYTHING WHICH I DO WRITE MAY BE GIVEN IN EVIDENCE.

I, Muhammad Baloch, of Peckham Food and Wine, 176 Peckham High Street, London, SE15 5EG would say as follows:

1. I am over the age of 18.
2. I am the premises licence holder of premises licence holder of premises licence 881982 relating to Peckham Food and Wine, 176 Peckham High Street, London SE15 5EG.
3. I have been invited to attend a voluntary interview in respect of breaches of premises licence conditions at the premises following visits to the premises on the 6th, 8th and 15th March 2025. I have requested that this interview be carried out by way of written questions and answers but this request has been refused and so I am submitting a prepared statement.
4. Unfortunately following the passing of my father in Pakistan I have had to reside in Pakistan to deal with my father's affairs and as the eldest sibling to take on responsibility for the family.
5. I originally believed that I could continue to look after Peckham Food and Wine remotely whilst in Pakistan, but these visits and breach of the premises licence conditions allegations have now made me realise that I cannot continue to run the premises in London whilst I am in Pakistan.
6. As such I have decided to sell the business and as such transfer the premises licence. I have already signed the consent to transfer the premises licence a copy of which I enclose and am in the process of undertaking the steps required to sell the business.
7. I realise that I should have sold the business earlier with the passing of my father and all of the affairs and family responsibilities in Pakistan, however the sale of

the business was not something that was in the forefront of my mind and I believed that the premises could continue to run without issue whilst I was away which I now realise was a mistake.

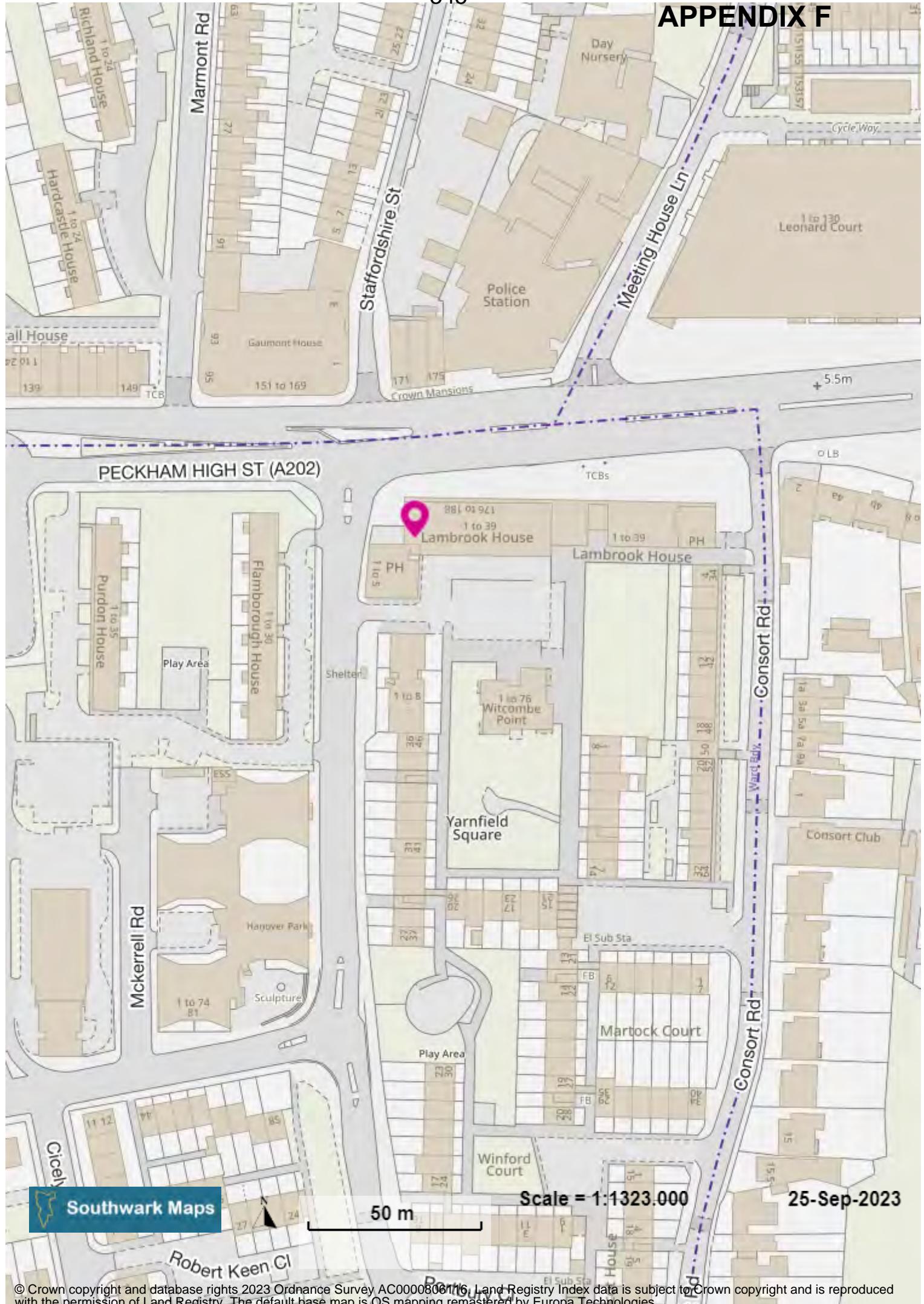
Signed

..... 

Muhammad Baloch

Dated

..... 28-05-2025



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