

WEST DUNBARTONSHIRE COUNCIL

Licensing Standards Officers Report

Licensing Board Review Hearing: 16 August 2011

Premises: Dillichip Stores

Premises Licence Number: WDLBPREM/0252

Address: 1 Dillichip Terrace, G83 9HZ

Premises Licence Holder: Wiktor Karasinski

Designated Premises Manager (DPM): Wiktor Karasinski

Licensed Hours: Monday to Saturday – 10 am to 8 pm, Sunday – 12 noon to 8 pm

Introduction/Background

This report is provided under section 38 (4) (a) of the Licensing (Scotland) Act 2005 following a request for a review of the premises licence by Strathclyde Police.

The application for a review of the Premises Licence of the above premises cites the prevention of crime and disorder objective, therefore information relating to the operation of this premises since the transition period of the Licensing (Scotland) Act 2005 is included, focussing on the area of age related sales and the procedures relating to the sale of age restricted products.

Premises History

The Premises has received three compliance visits under the Licensing (Scotland) Act 2005. The first inspection, carried out on 11 January 2010, reports that the premises were not fully compliant on the following issues:

1. The Designated Premises Managers Personal Licence was not available for inspection.
2. The Premises Licence was not on display.
3. The signage required under section 110 of the Act was not on display.

It should be noted that full compliance was achieved with these matters in a reasonable timescale.

The second compliance visit on 02 June 2011 arranged in relation to the current review application, showed that the premises were not fully compliant on the following grounds:

1. The staff training record for one of the two persons employed on the premises was not available at the time of inspection.
2. The Premises Licence was not on display.

The Premises Licence Holder explained that the training records for the staff member were being stored at his home address. It was requested that the premises licence holder bring this record along to the board hearing.

As regards the failure to display the premises licence, it was reported that this was also held at the Licence holder's home address and assurances were given that this would be on display in the future.

The third compliance visit on 21 July 2011 arranged after the first Board hearing was adjourned, showed that there was continuing issues of non compliance;

1. The Premises Licence was not on display.

The Licence holder reported that he was unsure of its current location and would endeavour to find it or have it replaced. On 28 July 2011 Mr Karasinski reported that he had located the Summary of Premises Licence and had displayed it forthwith.

The Premises has been issued with one Section 14 notice on the 15 February 2010 after all attempts to gain payment of the annual licensing fee were exhausted. This matter was resolved shortly thereafter.

These premises have been visited on four other occasions by Licensing Standards Officers. The nature of these visits were merely to give advice and guidance.

Matters Relevant to Age Restricted Sales

This premises manager reports that the premises only accepts identification in the form of Passports or Driving Licences and also states that a challenge 25 policy is in place. Signage relating to the Challenge 25 policy is on display on the premises.

The premises also displays signage relating to agent purchasing, warning persons that should the staff suspect that a person is buying on behalf of a child or young person that the sale will be refused and the Police will be informed. The premises also operate a CCTV system.

Further to this, Mr Karasinski also reported that all members of staff have been informed that in the event of them making an error relating to the Licensing Act, their employment would be terminated.

Peter Clyde

Licensing Standards Officer

Date : 1 Aug 2011

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