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Rossendale Borough Council  
The Town Hall  
Rawtenstall  
BB4 7LZ

Thursday, 11 February 2010

**RE: Premises Licence & DPS transfer, 49 Newchurch Road, Rawtenstall – Sadiq Patel**

Dear Susan,

On Wednesday 3<sup>rd</sup> February 2010 the Police received an application from Sadiq Patel to transfer a premises licence under section of the 42 Licensing Act 2003 and to specify himself as designated premises supervisor under section 37 of the Licensing Act 2003 in respect of the above premises.

In relation to the transfer of a DPS and premises licence the Licensing Act 2003 states: "Where the Chief Officer of Police is satisfied that the exceptional circumstances of the case are such that granting the application would undermine the crime prevention objective, he must give the relevant licensing authority a notice stating the reasons why he is so satisfied".

On behalf of the Chief Officer of Police for Lancashire Constabulary I hereby serve such notice.

Mr. Patel is responsible for 3 sales of alcohol to children from these premises during Police test purchase operations. The first was 15<sup>th</sup> December 2008 when Mr Patel was given an £80 fixed penalty notice, he subsequently applied for and obtained a personal licence on 23<sup>rd</sup> April 2009. He failed a second time on 18<sup>th</sup> November 2009 for which he received a caution and on the 3<sup>rd</sup> occasion, 29<sup>th</sup> January 2010 for which he has been reported and will appear before Burnley Magistrates Court in due course.

The sale of alcohol to children is a criminal offence under section 146 of the Licensing act 2003 and carries the penalty on conviction of a fine not exceeding £5000. It is also widely reported and accepted that the sale of alcohol to children has an additional knock on effect on crime and disorder in so far as there are additional complaints of criminal damage and graffiti, assaults, anti-social behaviour, nuisance and disorder.

The Police firmly believe that the above are exceptional circumstances such that granting the application would totally undermine the prevention of crime and disorder licensing objective.

Yours sincerely,

*Mark Driver*

Mark Driver PC 1140  
Divisional Licensing Officer on behalf of the Chief Officer of Police