

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

I [REDACTED]
(Insert name of applicant)

**apply for the review of a premises licence under section 51 of the Licensing
Act 2003 for the premises described in Part 1 below (delete as applicable)**

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Southway Express 113 Southway Guildford Surrey	
Post town Guildford	Post code (if known) GU2 8DQ

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

Number of premises licence or club premises certificate (if known) GUPLA0716
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Part 2 - Applicant details

I am

Please tick yes

1) an interested party (please complete (A) or (B) below)

- | | |
|---|--------------------------|
| a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |

- d) a body representing persons involved in business in the vicinity of the premises ☐
- 2) a responsible authority (please complete (C) below) ☐
- 3) a member of the club to which this application relates (please complete (A) below) ☐

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

Please tick

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

☐

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address <div style="background-color: black; width: 260px; height: 70px; margin-top: 5px;"></div>
Telephone number (if any) <div style="background-color: black; width: 115px; height: 15px; margin-top: 5px;"></div>
E-mail address (optional) <div style="background-color: black; width: 330px; height: 15px; margin-top: 5px;"></div>

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

Please tick one or more boxes

- | | |
|---|--|
| 1) the prevention of crime and disorder | <input checked="checked" type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

Surrey Police, as a Responsible Authority under section 13 (4) (b) of the Licensing Act 2003, request a Review of Southway Express, 113 Southway, Guildford on the grounds of Prevention of Crime and Disorder.

Southway Express is situated in a residential area of Park Barn Guildford and operates as an off licence and small grocery shop (Premises licence GUPLA0716). Mr Jeet Patel has been the Designated Premises Supervisor (DPS) since 2018. He currently lives and works in Nottingham and the day-to-day control of the premises has been passed to his parents () who are both in their late 60s.

On the 8th of January 2025 Trading Standards (TS) attended the premises in response to having received intelligence of underage sales of nicotine containing devices, alcohol and tobacco to children, (see Annex A Senior Trading Standards Officer statement). The TS officer noticed on sale R & M Tornado vapes which exceeded the maximum single tank size and therefore illicit. The R & M Tornado had a stated puff count of 9000 with a tank size of 18ml which is 9 times above the maximum 2ml single tank size permitted under the regulations. The TS officer found further R&M Tornado illicit vapes behind the counter and he discovered packs of cigarettes with indicators of them being counterfeit in a bag underneath the chair also behind the sales counter. explanation was that these were her husband's and for his personal use having purchased them on his recent return from America. The TSO also discovered hidden behind the sales counter two boxes containing silver cannisters of Nitrous Oxide, which is a Class C drug under the Misuse of Drugs Act. In total 30 illicit R & M Tornado vapes; 340 cigarettes (17 packs) and 31 Nitrous Oxide cannisters were seized and ownership signed over by . The Nitrous Oxide were conveyed to Guildford Police station. Samples of

the cigarettes seized were submitted to the brand holder who have provided a statement confirming that the cigarettes are counterfeit.

Because of the TS seizure on the 8th of January, a joint visit involving Surrey Police (PALO [REDACTED], GBC [REDACTED] Licensing lead) and TSO ([REDACTED]) attended the premises on the 14th of March 25 for a planned meeting with the DPS Mr Jeet Patel. The meeting took place in a downstairs private hallway of the property. The hallway was being used to store stock including alcohol and cigarettes. During the meeting TSO [REDACTED] informed the DPS that cigarettes seized on the 8th of January had been confirmed by the brand holder to be counterfeit. She asked the DPS about the illicit vapes also seized by TS on the 8th of January. The DPS explained that his parents had informed him that they had been provided by the trader who normally supplied their business with tobacco and vapes. However, when asked to produce an invoice evidencing this the DPS was unable to. The DPS then informed TSO [REDACTED] that they had been supplied without an invoice. TSO [REDACTED] added that this should have raised concerns that the goods were not legal.

As regards the Nitrous Oxide cannisters which had been found behind the sales counter the initial explanation provided by the DPS parents that the previous owners had left them was dismissed. TSO [REDACTED] located a number of small sealable bags close to the shop counter. TSO [REDACTED] explained her concerns to the DPS stating that in her experience these types of bags were used to supply the illegal drugs. TSO [REDACTED] conducted a food inspection of the stock and found 5 items of food on sale past their sell by date which she described as unsafe food; food on sale without mandatory food information including allergen information in English and food without full mandatory food information due to the food not being intended for single item sale (food intended to be sold as part of a multipack only) this is despite the premises having been advised previously about these matters in 2022.

In the past 4 years Police have recorded 15 low level incidents mainly walk in thefts. During this time Police have conducted 25 licensing visits to the premises with the aim of reminding Mr and Mrs [REDACTED] of the principles of Challenge 25 and encouraging them to promote the Licensing Objectives. Of the first 24 visits conducted by Police the DPS has never been present. Mr and Mrs [REDACTED] have always insisted that their son returns approximately two weekends in every four from Nottingham and is in day-to-day control of the licensed premises.

At the conclusion of the meeting TSO [REDACTED] seized some packaged Marlboro Red cigarettes from the hallway. These have since been subject to the brand holder for examination who have confirmed that they are genuine however they were produced and intended for sale in various duty-free markets.

In summary it is the view of Surrey Police that the premises has breached the licensing objective of crime and disorder. Police believe that the current DPS by living and working in Nottingham and holding down a demanding career of schoolteacher means that he is not in day-to-day control of the premises. The day-to-day operations are being conducted by the DPS parents who have no formal knowledge of licensing, and his absence from the premises for extended periods has allowed the current situation to take place. Police view the findings by TS on the 8th of January as to be so serious that they seek the removal of the DPS from the premises and a revocation of the premise licence.

Annex A [REDACTED] statement (covering TS attendance to Southway Express on the 8th of January 2025 and exhibits seized)

Annex B TS Notification later (covering TS visit 10/10/22)

Annex C Photographs CMB03-05 & 06-11 (Photographs depicting exhibits sized from the premises by TS)

Please provide as much information as possible to support the application
(please read guidance note 2)

Please tick yes

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

If yes please state the date of that application

Day Month Year

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

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Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

[Redacted Signature]

Date April 2025

28/4/25

Capacity Guildford Borough Commander

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

[Redacted Contact Name]

Post town

[Redacted Post Town]

Post Code

[Redacted Post Code]

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
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. This is the address which we shall use to correspond with you about this application.