

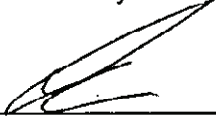
BRIGHTON AND HOVE ENVIRONMENTAL SERVICES

**STATEMENT OF WITNESS**


(C.J. Act 1967, S.9; M.C. Act 1980 SS 5A and 5B; Criminal Procedure Rules 2005, Rule 27.1)

**Name** Catriona MACBETH  
**Date of Birth (if over 18 enter "over 18")** over 18  
**Occupation** Fair Trading Officer

This statement (consisting of \_\_\_\_ pages 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.

Signature  \_\_\_\_\_

Dated This 12<sup>th</sup> Day Of May 20 09

I am a Fair Trading Officer employed by Brighton and Hove City Council Trading Standards. As part of my duties I am the Lead Officer for Underage Sales and work closely with officers from the Police Licensing Unit at Hove Police Station. As part of these duties I participate in Test Purchase Operations; receive intelligence and complaints about premises selling age restricted products; I undertake business support visits to premises selling age restricted products and also train businesses and their staff on how to prevent the sale of age restricted products to children. Mezapotamyia II, York Place, Brighton had previously come to the attention of both Trading Standards and the Police under its previous ownership as a result of a previous failed Test Purchase in December 2006, ongoing problems with alcohol related disorder in the vicinity including youth disorder and intelligence that the premises was selling alcohol to both underage children and members of the street drinking community who often appeared drunk. The premises were assessed by Trading Standards as a high risk premises as a result of the ongoing intelligence of illegal sales of alcohol and the problems associated with its location. The complaints of illegal sales continued into 2008 and as a result the premises were selected as appropriate for Test Purchase albeit the premises had changed ownership during the course of 2008 but the complaints had continued; as a result a test 

**Signed**


**Signature witnessed by**

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purchase was undertaken on 19 November 2008. My colleague Donna LYNSDALE was assisting with the Test Purchase Operation on this date. I received confirmation from Ms LYNSDALE that the premises had failed a test purchase, in particular they had sold four cans of lager and a pack of 10 cigarettes to the 15 year old male child assisting with the test purchase operation. I am aware that during the interview under caution the seller, Barry GRUGEL stated that he thought the child was 18 despite there being signage in the shop stating that the premises operated a "Think 21" policy. It should be noted that whilst the Test Purchase Operation was specifically targeting the sale of alcohol to children, Brighton & Hove Trading Standards were also taking part in a regional Test Purchase Operation targeting the sale of tobacco products to children; as a result the 15 year old child assisting with the operation was instructed to attempt to purchase alcohol and at the same time a pack of cigarettes. This would have in actual fact provided the seller additional time to consider the child than if the child had only been attempting to buy alcohol. The child selected the alcohol, approached the sales counter and placed the alcohol on the counter and asked for a pack of 10 cigarettes. This should have provided the member of staff additional time to look at the child approaching the counter and as the member of staff selected the cigarettes requested. I am also aware that the seller Barry GRUGEL was present when the premises failed a test purchase in December 2006. I can confirm that both Barry GRUGEL and Hevan AKRAM attended a Trading Standards "Preventing Underage Sales" Course on 29 May 2008 and at that time Barry GRUGEL was describing himself as the manager of the premises. During Ms LYNSDALE's time in the premises she handed a letter addressed to the DPS and Premises Licence Holder to a member of staff and asked them to sign her notebook to acknowledge receipt; this letter confirmed what had happened and offering a Business Support Visit from 

**Signed**


**Signature witnessed by**

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Trading Standards. No contact was received from either the DPS or the Premises Licence Holder as a result of this letter. I understand that David BATEUP Police Licensing Unit wrote to the DPS to invite him to attend a meeting at Hove Police Station to discuss the failed Test Purchase. I attended this meeting on 16 December 2008 together with David BATEUP and PC ELSHOF, Police Licensing Unit. In actual fact the DPS, Mr SONMEZ failed to attend, but the Premises Licence Holder, Mr Hasan SENGOZ attended with his daughter Ms Secil DEMIR who we were informed was 18 years of age. Mr SENGOZ advised us that the DPS Mr SONMEZ was unavailable and could not attend the meeting. It quickly became apparent that Mr SENGOZ understanding of and spoken English were extremely poor. Mr SENGOZ explained that his understanding of spoken English was better than his ability to speak English; however it became clear very quickly that Mr SENGOZ was struggling to understand what was being said about the failed test purchase and our concerns. Miss DEMIR spoke good English and attempted to translate for her father. Miss DEMIR confirmed to us that the member of staff who had failed the test purchase no longer worked at the premises. She also showed us a sheet of paper which purported to be the written authorisation of Niyazi SONMEZ as DPS of Mezapotamya II for Barry GRUGEL, Donna GRUGEL, Cafer KURT and Secil DEMIR to sell alcohol; this was dated 10 November 2008. I pointed out to Miss DEMIR that the authorisation was now out of date as Mr GRUGEL had left the business following the failed test purchase on 19 November 2008. We were also informed by Miss DEMIR that she and another member of staff Cafer KURT had both obtained their personal licences and she produced a certificate to confirm that she had passed; however, it was noted that both Miss DEMIR and Mr KURT had taken the examination in Turkish. Miss DEMIR then proceeded to tell us that it was the intention of the business that she would take over as DPS and appeared 

**Signed**

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to be implying that this would solve the problem of underage sales. PC ELSHOF asked Miss DEMIR some basic licensing questions which she struggled to respond to. Both myself and my colleagues Mr BATEUP and PC ELSHOF expressed our concerns about Miss DEMIR becoming DPS due to her age, lack of experience, being a full time student and also due to the extremely challenging location of the premises. I confirmed to Mr SENGOZ that Trading Standards wanted to work with the premises to help them and that they and their staff were welcome to attend a free training session. Miss DEMIR and Mr SENGOZ then stated that they had had two women from Trading Standards in the shop a few weeks prior. As I was unaware of any of my colleagues visiting the premises, I asked a number of questions to try to establish who had visited and about what, but both Miss DEMIR and Mr SENGOZ were unable to provide any information at all. I subsequently discovered that the visit had actually been conducted by two colleagues from Brighton & Hove City Council's Licensing Department who had attempted to speak to the Premises Licence Holder, Mr SENGOZ, who was present in the premises, about complaints that the Council's Licensing Department had received that the premises were selling alcohol to members of the street drinking community and also to undertake a check of the premises' compliance with the conditions on the premises licence. I understand from my colleagues in Brighton & Hove City Council's Licensing Department that an officer initially visited on 12 November 2008 and spoke to Barry GRUGEL. As a result of this visit a letter was sent to the Premises Licence Holder, Hasan SENGOZ asking for clarification, by 1 December 2008, as to the premises compliance with a number of the licence conditions; a copy of this letter was sent to the DPS at his home address and a further copy was sent to "The Manager" at the premises. As no response to this letter was received, officers from the Council's Licensing Department visited the premises again on 16 December

**Signed**

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2008. Mr SENGOZ was present in the shop but stated that he did not understand the query and as a result he telephoned the DPS, Mr SONMEZ and the officers attempted to explain their concerns to the DPS, over the telephone; however, the DPS also stated that he did not understand their query. As a result my colleagues asked if he wanted the letter translated and the DPS, Mr SONMEZ stated that he did into Turkish, as did Mr SENGOZ. I understand that a translated letter was sent to the DPS, Mr SONMEZ at his home address and to the Premises Licence Holder, Mr SENGOZ at his home address on 22 December 2008, asking for a response by 9 January 2009. No contact was received by the Council's Licensing Department from either the DPS, Mr SONMEZ or the Premises Licence Holder, Mr SENGOZ as a result of this letter. A further letter was sent to the DPS, Mr SONMEZ and the Premises Licence Holder, Mr SENGOZ on 27 January 2009, asking them to comply with the conditions on the licence and expressing concern that they did not fully understand their responsibilities under the Licensing Act 2003. I understand that the Council's Licensing Department has not had a response to this letter either. Normally during the course of meetings with Licensed Premises following on from a failed Test Purchase, both Trading Standards and the Police explain our concerns about underage sales of alcohol to children and any intelligence we have about the premises, we provide advice as to what steps a premises can take to prevent illegal sales taking place and also provide advice to the business about what can happen as a result of further failures including the Licence Review procedure; due to the language difficulties this was not really possible and a decision was made to terminate the meeting. Normally a letter is issued to the DPS or Premises Licence Holder at the end of any such meeting and they are asked to sign one copy as a formal warning letter; due to the language difficulties of the Premises Licence Holder and our concerns in view of Miss DEMIR's age and familial



**Signed**

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relationship with the Premises Licence Holder it was not considered appropriate for Miss DEMIR to translate the letter or to request Mr SENGOZ to sign the formal warning letter. Mr BATEUP instead wrote a letter to Mr SONMEZ, the DPS on 31 December 2008, explaining the problems which had occurred at the meeting due to the language barriers, the seriousness of the failed test purchase and ongoing intelligence that the premises was selling alcohol to street drinkers. Enclosed with this letter was a copy of the formal warning letter which he was asked to read and sign or in the alternative he was asked to contact Mr BATEUP if he needed any assistance or clarification. A copy of the letter to the DPS was also sent to the Premises Licence Holders at his residential address. I understand from Mr BATEUP that no response to this letter was received from either the DPS or the Premises Licence Holder and as a consequence he wrote a further letter to the DPS on 23 January 2009 asking for a response to his letter of 31 December 2008; a copy of this letter was also sent to the Premises Licence Holder at his residential address. During January to March 2009 Trading Standards participated in a Police led Test Purchase Operation in Brighton & Hove targeting premises as a result of either intelligence that children were able to buy alcohol from premises or as a result of alcohol related youth disorder in the vicinity. Mezapotamya, York Place was identified as a premises suitable for Test Purchase as a result of intelligence received that the venue regularly sells to street drinkers who are drunk; alcohol related youth disorder in the vicinity and as a consequence of the failed test purchase in November 2008. As a result a test purchase was conducted at the premises on 12 January 2009. Both myself and my colleague Bridie CREELY were assisting with the test purchase operation on this date. We received notification that the premises had sold 6 cans of lager to the 16 year old male child assisting with the operation and Miss CREELY entered the premises together with

**Signed**

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uniformed Police Officers a few minutes after the sale. I refer to her statement. I can confirm that the seller was Cafer KURT who I am aware is a personal licence holder and as such should have been fully aware of the problems and consequences of selling alcohol to children. I was extremely concerned to note that Mr KURT stated that he was often nervous to challenge people for ID due to the high number of assaults on staff; whilst any form of aggression against shop staff is unacceptable it is unfortunately a hazard of this type of business. It would also tend to indicate that Mr KURT was probably selling alcohol to both underage children and drunks on a regular basis rather than refuse to sell for fear of aggression or violence. I would normally expect a DPS who is effectively managing a premises to pick up on such issues and to deal with them so as to ensure that the relevant Licensing Objectives are being met, however, I am aware that the DPS lives in London, he does not appear to have ever been present when the premises has failed a test purchase, he was unable to attend the meeting on 16 December 2008 and has failed to respond to correspondence from the Police and the Council's Licensing Department. It should also be noted that the Premises Licence Holder lives above the premises and again whilst the Premises Licence Holder works in the shop, there is nothing to indicate that he is managing the premises so as to ensure the four Licensing Objectives are met or that his staff are not fearful to either challenge people for proof of age or to refuse to sell alcohol to customers. Prior to leaving the shop Miss CREELY handed Mr KURT a copy of a letter addressed to the DPS and Premises Licence Holder which explained what had happened at the store and offering a Business Support Visit from Trading Standards and also a booking form for Trading Standards free "Preventing Underage Sales" training. I can confirm that Trading Standards received a telephone call from Mr KURT a few days after the failed Test Purchase and he left

**Signed**

**Signature witnessed by**



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his mobile telephone number. I attempted to telephone Mr KURT on two separate occasions but he failed to answer and I was unable to leave a message as the mobile phone did not have a messaging service. I understand from David BATEUP that Miss DEMIR, the daughter of the Premises Licence Holder contacted him on 29 January 2009 and that she confirmed that she was calling in response to the letters sent to her father, Mr SENGOZ, the Premises Licence Holder and Mr SONMEZ, the DPS; Mr BATEUP advised her that he wanted to set up a further meeting with the shop management, Trading Standards and Sussex Police and that he would contact her with possible dates. Mr BATEUP was unable to get a response on the telephone number provided by Miss DEMIR and as a result he wrote to her explaining that both the Police and Trading Standards wanted to conduct a Business Support Visit at the premises with the DPS, Premises Licence Holder and Miss DEMIR present. I understand from Mr BATEUP that no response was received to this letter and no further contact was received by Trading Standards. During February 2009, Trading Standards received specific intelligence that underage children were hanging around the shop and were regularly getting sold alcohol. As a result of ongoing concerns about the premises, intelligence and the previous failed test purchases a further test purchase was conducted on 21 February 2009. On this occasion the 16 year old female child assisting with the operation was asked if she had ID and when she said no the sale was refused. However, in view of the ongoing problems with trying to engage with the premises, the previous failed test purchases, ongoing intelligence of selling to children and street drinkers the decision was made to test the premises again on 30 March 2009. On this occasion my colleague Donna LYNSDALE was assisting with the test purchase operation. I am aware that the seller, Heval AKRAM, sold four



**Signed**

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cans of lager to the 16 year old male child assisting with the operation and that whilst being interviewed under caution the Heval AKRAM stated that he did not ask the child for ID as he was tall. I would say that the staff appear to have no appreciation of the signs to look out for when considering selling alcohol to customers. Trading Standards have been unable to establish what policies the premises have with regards selling alcohol. Signage is displayed which indicates that the premises operates a "Think 21" policy and on one occasion a sale of alcohol has been refused as the female child assisting with the operation did not have ID. Trading Standards have concerns that even when staff ask for ID, they will be unable to identify genuine verses fake ID and that underage children will continue to be able to buy alcohol from the premises. It should also be noted that the premises stocks a significant quantity of high strength lager and cider, which appears to cater very much for the street drinking community. I understand from colleagues in the Council's Licensing Department that they have witnessed street drinkers, whom know the shop staff by their first names, buying single cans of high strength alcohol, which seems to indicate that they are regular customers in the shop. Intelligence received about the premises indicates that members of the street drinking community constantly enter the premises during the course of the day and leave with alcohol. I can confirm that intelligence that the premises is continuing to sell members of the street drinking community has continued since Sussex Police have issued their application to review the premises licence. I attended a premises in London Road on 29 April 2009 to present training on how to prevent underage sales to staff; during the course of the training session, members of staff stated that they had witnessed street drinkers regularly entering Mezapotamyia in York Place and either buying alcohol or picking up alcohol and walking out of the premises without paying and that the street drinkers appeared to be drunk. I am also

**Signed**

**Signature witnessed by**

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aware that two of my colleagues from the Council's Licensing Department attended Mezapotamya on 6 May 2009, following the receipt by the Council of the immediate resignation of Mr SONMEZ, the DPS. I understand that my colleagues attempted to speak to Mr SENGOZ, the premises licence holder but that he stated he did not understand and as a result he made a telephone call; however, whilst he was on the telephone, my colleagues from the Licensing Department witnessed him sell a can of lager to a young man who smelt strongly of alcohol. They have commented to me that at no time did Mr SENGOZ look at the young man or challenge him. Even if Mr SONMEZ did not understand that he could not legally sell alcohol as he no longer had a DPS, he should have been fully aware as the Premises Licence Holder and a member of the premises' sales staff that he should not be selling alcohol to an intoxicated person. My colleagues from the Licensing Department were handed the telephone by Mr SENGOZ and they spoke to a person who identified themselves as Cuneyt CIMEN of ADA Group, who stated he had trained Mr SENGOZ, his daughter and another member of staff. The Licensing Officers explained to Mr CIMEN about the DPS resigning and the sale of alcohol they had witnessed. The telephone was then handed back to Mr SENGOZ. The Licensing Officers then witnessed two men enter the shop, one of whom went behind the counter and started to serve. A third man entered the premises and my colleagues have described him to me as smelling strongly of alcohol. He selected a bottle of cider which he took to the till. The member of staff on the till refused to sell it to him and when the customer became aggressive asking why they wouldn't serve him, stated that it was because of licensing. It appears from the events described by the Licensing Officers that the staff and Premises Licence Holder give little or no consideration or thought to whom they are



**Signed**


**Signature witnessed by**

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**Continuation of statement by**

selling alcohol to and as a result are regularly selling alcohol to people who are drunk and have also sold to the underage children assisting with Test Purchase Operations. I further understand that forms have been submitted to the Licensing Department with regards a replacement DPS. I am aware that the new DPS has given his residential address as Enfield; whilst Trading Standards can not make representations about the suitability of a DPS, I am concerned that the new DPS will have no involvement in the management and running of these licensed premises and in effect will be DPS in name only. 

**Signed**

**Signature witnessed by**

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BRIGHTON AND HOVE ENVIRONMENTAL SERVICES

**STATEMENT OF WITNESS**

(C.J. Act 1967, S.9; M.C. Act 1980 SS 5A and 5B; Criminal Procedure Rules 2005, Rule 27.1)

**Name** Bridie Creely  
**Date of Birth (if over 18 enter "over 18")** over 18  
**Occupation** Fair Trading Officer

This statement (consisting of \_\_\_\_ pages 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.

Signature \_\_\_\_\_

Dated This \_\_\_\_\_ Day Of \_\_\_\_\_ 20 \_\_\_\_\_

I am a Fair Trading Officer employed by Brighton and Hove City Council. On the 12<sup>th</sup> of January 2009, Trading Standards together with Sussex Police carried out a Test Purchase Exercise on Mezopotania, 17 York Place. An 16 year old male volunteer and a plain clothes officer entered at the premises at approximately 20:00 hours. The volunteer purchased 6 cans of lager and was not challenged, nor asked for ID at any time. It was at this point the plain clothes officer made themselves known to the seller, and I was called into the premises. The seller was interviewed under caution and a PND issued by PC Rob Elshof. The sellers name was Cafer KURT. I would say he was approximately 25-30 years of age. English was not his first language. Cafer KURT stated he was often nervous to challenge people for ID, due to the high numbers of assaults on staff. While the PND was being issued, I took some notes about the premises. On the front door of the store was a sign stating they did not serve anybody under the age of 21. There were also further signs to this affect inside the store. I noticed that CCTV was in operation, and that all spirits were held behind a plastic screen behind the counter. All other alcohol was on clear display throughout the store, often stacked

**Signed**

**Signature witnessed by**

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Home Address \_\_\_\_\_

\_\_\_\_\_

Telephone \_\_\_\_\_

Occupation \_\_\_\_\_

Work Address \_\_\_\_\_

\_\_\_\_\_

Work Telephone \_\_\_\_\_

Dates to Avoid:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**STATEMENT OF WITNESS**

(C.J. Act 1967, S.9; M.C. Act 1980 SS 5A and 5B; Criminal Procedure Rules 2005, Rule 27.1)

**Continuation of statement by**

on the floor. There were offers available on some bottles of wine and certain beers. The Part B licence was displayed above the counter and the Designated Premises Supervisor was named as Niyaz SOMMEZ. I noticed that there was signage relating to the sale of cigarettes that had been covered over other notices, and I suggested that these were moved. Whilst speaking with Mr KURT, I asked him to remove some out of date food products from the fridge area, which he cooperated with. The shop was very quiet at this time in the evening.

Before leaving, I invited Mr KURT to attend some Under Age Sales Training. I gave him a letter of explanation along with a booking form which I produce as exhibits BC/1 and BC/2, for which he signed for in my notebook. I also signed the refusals register. I found Mr Kurt to be cooperative, and generally disappointed that the sale had taken place. I produce a copy of my pocket notebook as Exhibit BC/3.

**Signed**

**Signature witnessed by**

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**Brighton & Hove  
City Council**

**Trading Standards**

2<sup>nd</sup> Floor Bartholomew House  
Bartholomew Square  
Brighton BN1 1JE

TO THE PREMISES LICENCE HOLDER  
AND DESIGNATED PREMISES  
SUPERVISOR

Tel No: (01273) 292497  
Fax No: (01273) 292524  
E Mail: [Catriona.Macbeth@brighton-hove.gov.uk](mailto:Catriona.Macbeth@brighton-hove.gov.uk)  
Our Ref: UAS

12 January 2009

Dear Sir/Madam

**Licensing Act 2003**

A joint Police and Trading Standards Test Purchase operation took place in this premises today and a sale of alcohol was made to our underage volunteer.

As a result an officer from Brighton and Hove Trading Standards would like to visit either the Designated Premises Supervisor or the Premises Licence Holder to discuss why the sale took place and any steps that you can take to prevent the sale of alcohol to children.

I would ask that you contact Tim Curphey on 01273 292495 to arrange an appointment at a time when you do not have to serve in the shop. It may be possible for an officer to visit you in the evening or on a Saturday or Sunday if this is more convenient for you.

Yours faithfully

John Peerless Head of Trading Standards

BRIGHTON & HOVE COUNCIL ENVIRONMENTAL SERVICES DEPARTMENT	EXHIBIT No.  BC/1
INVESTIGATION No.	
SIGNATURE:	

DATE: \_\_\_\_\_ WM 99 D.7808

Telephone: Consumer Advice (01273) 292522 Business Advice (01273) 292523  
Internet World Wide Web <http://www.tradingstandards.gov.uk/brighton-hove/>  
Electronic Mail: [tradingstandards@brighton-hove.gov.uk](mailto:tradingstandards@brighton-hove.gov.uk)

(01273) 290000

Director of Environment: Jenny Rowlands

[www.brighton-hove.gov.uk](http://www.brighton-hove.gov.uk)

printed on recycled, chlorine-free paper



## Under Age Sales Training

### Booking Form

Please find below the times and dates for the training courses available to you at this time.

All courses are booked on a first come first served basis.

Please fill in the attached form and return in the self addressed envelope provided.

Please select one of the following:

- We would like to attend this course
- We would like to attend the training, but not at this time  
Preferred day and time: .....
- We are not interested in attending this course

Date	Start Time	Venue	Number of Attendees
Monday 26 January	2 pm	Room 1, Bartholomew House, Brighton	
Thursday 29 January	9.30 am	Room 1, Bartholomew House, Brighton	
Thursday 5 February	12 noon	Room B2, Hove Town Hall, Norton Road	
Wednesday 11 February	10.30 am	Room 1, Bartholomew House, Brighton	
Friday 13 February	4pm	Room B3, Hove Town hall, Norton Road	
Tuesday 17 February	2pm	Room B3, Hove Town hall, Norton Road	

**Session last 2-2½ hours**

Please be aware that we have a maximum of 15 places per session.

Contact Name: \_\_\_\_\_

Contact Telephone Number: \_\_\_\_\_

Store Name: \_\_\_\_\_

Store Address: \_\_\_\_\_

Email: \_\_\_\_\_

BRIGHTON & HOVE  
COUNCIL  
ENVIRONMENTAL SERVICES  
DEPARTMENT

EXHIBIT No.

BC/2

INVESTIGATION No.

SIGNATURE:

DATE:

WM 99 D.7808

BRIGHTON & HOVE  
COUNCIL  
ENVIRONMENTAL SERVICES  
DEPARTMENT

EXHIBIT No.

BC/3

Received by  
Karine [redacted] [redacted]  
[redacted]  
yes looks to [redacted]  
[redacted]  
[redacted]  
[redacted]

INVESTIGATION No.

SIGNATURE:

*[Handwritten signature]*

DATE:

26/04/2009

WM 99 D 7808

[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]  
[redacted]

Mezopotamia, London Rd  
20:00 hrs 17 York Place  
[redacted]  
[redacted]  
Alcohol in windows  
CCTV in operation  
[redacted]  
counter, found plastic  
screen - part 2 [redacted]  
[redacted] - named as [redacted]  
[redacted] [redacted]  
[redacted] glass, [redacted]  
[redacted] etc on top floor  
[redacted] [redacted] with  
[redacted] by clear [redacted]  
[redacted] [redacted] [redacted]

Turkish - English not  
first language.

Cigarettes sold in 10's,  
cheaply. 18+ sign  
displayed on cigarettes.

Five chicken burgers  
labeled 'base by 'of Javert'  
owner to sell and  
asked to be removed.  
Talked checked notices  
about some items to  
be removed from  
signs to make them  
clearer.

Burgers taken off shelf  
more rustles chicken

Sandwich. Signs  
talks about revised  
sales getting angry &  
assaulting staff.

'Under 21' sign on till.  
Shop very quiet. Offers  
on shop floor on  
alcohol.

Little given  
Name 'Carter Kurt  
Sign - Turkish.

~~at home Richmond Palace~~

~~20:15pm No sale~~

~~On 1 call - 10:15, no sale~~

~~at 10:55pm~~

BRIGHTON AND HOVE ENVIRONMENTAL SERVICES

**STATEMENT OF WITNESS**

(C.J. Act 1967, S.9; M.C. Act 1980 SS 5A and 5B; Criminal Procedure Rules 2005, Rule 27.1)

**Name** Donna Michelle Lynsdale  
**Date of Birth (if over 18 enter "over 18")** over 18  
**Occupation** Fair Trading Officer

This statement (consisting of 1 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.

Signature 

Dated This 5 Day Of May 20 09

I am a Fair Trading Officer employed by Brighton & Hove City Council Trading Standards Section. On 19 November 2008 a test purchase of alcohol and cigarettes was carried out at Mezapotamya II, 17 York Place, Brighton BN1 4GU. A sale of 4 cans of lager and 10 cigarettes was made to a 15 year old male child assisting the test purchase operation. Immediately following the sale I entered the premises with the uniformed Police Officers. No challenge was attempted by the seller Barry GRUGEL. Barry GRUGEL was issued with a penalty notice disorder. I can confirm Barry GRUGEL attended an Underage Sales Training Course on 29 May 2008. The shop was displaying Think 21 posters. I now produce a copy of the Attendance Sheet and Course Evaluation Form for Barry GRUGEL duly signed and dated by me as Exhibit DML/1 and DML/2.



**Signed**  **Signature witnessed by**

**NOTE:** This statement must be signed at the end of the written or type-written matter by the person making the statement.



**COURSE EVALUATION FORM**

Name: Lucy Grogan  
Job Title: Manager/Worker  
Shop Name: De Sappaloma  
Shop Address: 17 York Place, Brighton  
BN3 4GU

Did you find the course helpful?      Agree       Disagree

If you found the course helpful – which part(s) did you find the most helpful?  
Being able to stop fake IDs. A lot better.

Do you now feel more confident identifying if people who need to be challenged for ID?  
Yes       No       No comment

Do you now feel more confident asking for ID?      Yes       No

Do you now feel more confident about identifying approved forms of ID?  
Yes       No       No comment

Whilst doing your job have you ever been subjected to:

Verbal Abuse      Yes       No       No comment   
Physical Abuse      Yes       No       No comment   
Racial Abuse      Yes       No       No comment

Is there anything else you would like to have seen covered by the course?

Yes       No       No comment

If so what would you have like covered by the course?

.....  
.....

Did you find the style of the course helpful. Would you have preferred written training materials?

Yes       No

Is there anything further you would like to add?

.....  
.....

BRIGHTON & HOVE  
COUNCIL  
ENVIRONMENTAL SERVICES  
DEPARTMENT

EXHIBIT No.

DML/2

INVESTIGATION No.

SIGNATURE:

Mysdal

DATE: 5 May 2009







**Brighton & Hove  
City Council**

**Trading Standards**

2<sup>nd</sup> Floor Bartholomew House  
Bartholomew Square  
Brighton BN1 1JE

TO THE PREMISES LICENCE HOLDER  
AND DESIGNATED PREMISES  
SUPERVISOR

Tel No: (01273) 292497  
Fax No: (01273) 292524  
E Mail: [Catriona.Macbeth@brighton-hove.gov.uk](mailto:Catriona.Macbeth@brighton-hove.gov.uk)  
Our Ref: UAS

30 March 2009

Dear Sir/Madam

**Licensing Act 2003**

A joint Police and Trading Standards Test Purchase operation took place in this premises today and a sale of alcohol was made to our underage volunteer.

As a result an officer from Brighton and Hove Trading Standards would like to visit either the Designated Premises Supervisor or the Premises Licence Holder to discuss why the sale took place and any steps that you can take to prevent the sale of alcohol to children.

I would ask that you contact Tim Curphey on 01273 292495 to arrange an appointment at a time when you do not have to serve in the shop. It may be possible for an officer to visit you in the evening or on a Saturday or Sunday if this is more convenient for you.

Yours faithfully

John Peerless  
Head of Trading Standards

BRIGHTON & HOVE  
COUNCIL  
ENVIRONMENTAL SERVICES  
DEPARTMENT

EXHIBIT No.

DML11

INVESTIGATION No.

SIGNATURE:

DATE: 2 April 2009 WM 99 D.7808

Telephone: Consumer Advice (01273) 292522 Business Advice (01273) 292523  
Internet World Wide Web <http://www.tradingstandards.gov.uk/brighton-hove/>  
Electronic Mail: [tradingstandards@brighton-hove.gov.uk](mailto:tradingstandards@brighton-hove.gov.uk)

(01273) 290000

Director of Environment: Jenny Rowlands

[www.brighton-hove.gov.uk](http://www.brighton-hove.gov.uk)

printed on recycled, chlorine-free paper

## Under Age Sales Training

### Booking Form

Please find below the times and dates for the training courses available to you at this time.

All courses are booked on a first come first served basis.

Please fill in the attached form and return in the self addressed envelope provided.

Please select one of the following:

- We would like to attend this course
- We would like to attend the training, but not at this time  
Preferred day and time: .....
- We are not interested in attending this course

Date	Start Time	Venue	Number of Attendees
Monday 27 April	10 am	Room 1, Bartholomew House, Brighton	
Friday 01 May	3.30 pm	Room B3, Hove Town Hall, Norton Road	
Tuesday 5 May	1 pm	Room 1, Bartholomew House, Brighton	
Wednesday 13 May	9.30 am	Room B3, Hove Town Hall, Norton Road	
Monday 18 May	3.30 pm	Room B3, Hove Town Hall, Norton Road	
Friday 22 May	10 am	Room 1, Bartholomew House, Brighton	

#### Session last 2-2½ hours

Please be aware that we have a maximum of 15 places per session.

Contact Name: \_\_\_\_\_

Contact Telephone Number: \_\_\_\_\_

Store Name: \_\_\_\_\_

Store Address: \_\_\_\_\_

Email: \_\_\_\_\_

BRIGHTON & HOVE  
COUNCIL  
ENVIRONMENTAL SERVICES  
DEPARTMENT

EXHIBIT No.  
**0ML12**

INVESTIGATION No. \_\_\_\_\_

SIGNATURE: *[Handwritten Signature]*

DATE: **2 April 2009** WM 99 D.7808



2 weeks ago. No letter  
or training dates left  
as already had. Seller  
second sell being  
reported for summons.  
Plenty of Challenge 21  
posters displayed.  
Refussal book signed  
No entry since Cat  
Macbeth 2/3/09.

30/3/09 Mesopotamia, York  
19.40. Place, Brighton - Jan -  
4 cans of Kroneburg -  
Hevan Akram - SOLD -  
Thnk 21 posters  
displayed. Worked  
for 6 months, d.o.b.  
12/6/76. Had TSB  
Training. Letter left  
for DR and training  
dates signed for.

Refussal book signed

BRIGHTON & HOVE  
COUNCIL  
ENVIRONMENTAL SERVICES  
DEPARTMENT

EXHIBIT No.

DML13

INVESTIGATION No.

SIGNATURE:

*D. J. S. D.*

DATE: 2 April 2009

WM 99 D.7808





**COURSE EVALUATION FORM**

Name: HEVAL AKRAM

Job Title: .....

Shop Name: MESOPOTAMIA

Shop Address: 17 YORK PLACE  
BRIGHTON

Did you find the course helpful? Agree  Disagree

If you found the course helpful – which part(s) did you find the most helpful?

*How to differentiate between various kinds of fake IDs*

Do you now feel more confident identifying if people who need to be challenged for ID? Yes  No  No comment

Do you now feel more confident asking for ID? Yes  No

Do you now feel more confident about identifying approved forms of ID?

Yes  No  No comment

Whilst doing your job have you ever been subjected to:

Verbal Abuse Yes  No  No comment

Physical Abuse Yes  No  No comment

Racial Abuse Yes  No  No comment

Is there anything else you would like to have seen covered by the course?

Yes  No  No comment

If so what would you have like covered by the course?

Did you find the style of the course helpful. Would you have preferred written training materials?

Yes  No

Is there anything further you would like to add?

BRIGHTON & HOVE  
COUNCIL  
ENVIRONMENTAL SERVICES  
DEPARTMENT

EXHIBIT No.

DML/5

INVESTIGATION No.

SIGNATURE:

*[Handwritten Signature]*

DATE: 2 April 2009

WM 99 D.7808