

2009/01484/LACEV

SUSSEX POLICE

WITNESS STATEMENT

MG 11(T)

(CJ Act 1967, s.9; MC Act 1980, ss.5A (3) (a) and 5B; MC Rules 1981, r.70)

Statement of: Mark Richard BAKER
Age if under 18: 0 / 18 (if over 18 insert 'over 18')

BRIGHTON & HOVE CITY COUNCIL
ENVIRONMENTAL HEALTH & LICENSING
DATE RECEIVED
27 AUG 2009

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 anything which I know to be false or do not believe to be true.

Signature: *[Handwritten Signature]* Date: 12/01/09

On Monday 12 January 2009 at 1800 hours, I was on duty in plain clothes. At this time I was engaged on a test purchase operation for the sale of alcohol to minors under the age of 18 years, which is an offence under The Licensing Act 2003.

About 1920 hours, I entered Stop to Shop in London Road, Brighton and within a few seconds a male who I know to be [redacted] who is 16 years of age entered. I watched [redacted] select 3 cans of Fosters, which an alcoholic beverage and take it to the counter. At this time I moved in behind him in the queue to listen to any conversation and to gather any evidence as well as maintaining the safety of the minor.

Whilst in the queue I could see the store had one or two customers. There was two member of staff on separate tills."

The sales assistant, who I would describe as being a Indian female, aged about 30 with dark hair.

The alcoholic containers were rang up on till, the price being 3 cans for £3. I then saw money leave the hand of [redacted] who is under the age of 18 who then received change and instantly turned around and left the shop leaving the drinks on the counter. I then identified myself as a police officer who was on duty and that they have just failed a test purchase operation by selling to a minor under the age of 18 years. I then cautioned the sales assistant who I now know to be [redacted] and explained that they were not under arrest at this time though anything said could be used in evidence.

I then explained that uniformed police officer will be here in a few minutes to deal with her. I then took her details. I now know the seller to be [redacted]

PC's SHAR CS577 and PC ELLIS CE223 entered the store and in the presence and hearing of [redacted], I explained the circumstances and reiterated that they had already cautioned them. PC ELLIS then re-
[redacted] the premises and started the fixed penalty notice procedure.

I left the premises, leaving the alcohol with PC ELLIS to complete the ticket procedure.

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[Handwritten Signature]

