

## POLICE ANNEX A

### ANNEX A – POLICE EVIDENCE – DANNY MART REVIEW

Dear Nanda

I have been contacted by colleagues of mine regarding a crime they are investigating in which the offender has stolen a card from a vehicle and then used the card stolen to purchase goods in your store in Ludlow Road on the 21/07/2016.

I am advised by colleagues that they have:

Attended the Ludlow Road store and requested CCTV. They were advised that only you can operate the CCTV and they do not have access to this.

Contacted you numerous times on your phone to which there has been no reply.

Left you voicemails on your phone to which you do not reply.

Asked staff at your stores to contact you by phone to which again you have not picked up.

As such this is severely hampering an investigation into a criminal matter. It is also very dissappointing that you have not returned the calls as you appear to have contacted us since our contact regarding other matters.

You have a duty and **MUST** uphold the licensing objectives when you are operating your business and **MUST** uphold the Prevention of Crime and Disorder Licensing Objective. By not contacting us with regards to this matter and failing to provide the evidence you have in your possession you are undermining the licensing objectives.

I also draw your attention to your own Premises Licence Conditions which with regards to CCTV state:

**It is important that the Police are able to access data from the systems quickly and easily and therefore provision will be made for someone to have access to the secure area and also be able to operate the equipment.**

At present this is clearly not the case as your staff are unable to access data from the systems quickly or easily. As such you are breaching your licence conditions which you must do so by law. It is an offence under S136 of the Licensing Act 2003 to fail to adhere to these licence conditions. As you well know, failing to adhere to these conditions can leave you open to prosecution, review of your licence or both.

My advice to you is very simple:

Contact PC Christina Lamb via 101 or

[REDACTED]

Ask what CCTV she needs

Burn that CCTV off and make it available to us

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This will enable us to continue our investigation into the Theft/Fraud and hopefully achieve justice for the victim, it will also enable you to be satisfied that I will not be considering a review of your premises licence for failing to support the crime prevention licensing objective.

Any issues then please do not hesitate to contact me via the below means.

Kind Regards

Pete

*PC 21945 Pete Rackham  
Licensing and Alcohol Harm Reduction Team  
Portsmouth Civic Offices*

[REDACTED]

[Licensing Home Page](#)

[REDACTED]

Email from colleagues

Hi Pete,

I hope you can help, or pass to who can deal?

We have been trying to contact the licensee / owner of the Danny Mart on the junction of Ludlow Road / Blakemere Crescent, in order to obtain CCTV of a stolen credit card being used in the store on 21/07/16. Records show the Licensee is a Mr Nanda VAYANAPERUMAL, mobile: [REDACTED]. I have made several calls and left messages on Voicemail requesting a call back from the owner to see if CCTV is present / viable. I know he is in the country (not on holiday) as he has reported a theft from another store only today.... Using the same mobile number!

There has been no response to the calls and messages, and attendance in person at the store today resulted in staff confirming the only access to CCTV is through the owner. They attempted numerous calls to him from the store, while we were present, and were also unable to get any response.

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The job was theft from MV, in Leith Avenue, Portchester, and the stolen cards were used in several local stores – 44160272410 refers.

I was thinking the normal Off Licensing conditions require the CCTV to be produced on request, however this Licensee seems to be unwilling to communicate never mind cooperate. The messages left made it clear we needed to make CCTV enquiries and he has simply ignored me.

Any assistance would be appreciated.

Kind regards,

Jo

PCSO 12209 Jo DONEY

Cosham & Paulsgrove Neighbourhood Policing Team  
Cosham Police Station | Wayte Street | Cosham | Hants | PO6 3BS

Hi Nanda

Many thanks for the prompt reply to my email.

To give you a little more information. Between 20th and 21st July 2016 an unknown person has broken into a vehicle and stolen a wallet belonging to the victim from within the vehicle. The bank card in the wallet has then been used at your store in Ludlow Road to make two payments. I am assuming (I could be wrong) that contactless payment has been used for these payments.

With regards to the information for timings I have the following information:

Occurred on the 21/07/2016

Two payments made totalling £8.35 and £11.74 at the Ludlow Road store

At present I have no timings as such as the bank have not provided us with a full statement yet, we are going from the victims banking phone app which does not show what times the

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items have been made. From the payments it appears that these are payments made inside the store rather than a cash point facility.

As the payments are so particular, are you able to marry the till payments with timings and then burn the CCTV 5 minutes either side of this time?

This should hopefully identify the offender.

Any issues then please let me know.

Once again thank you for your time and effort with this enquiry.

Kind Regards

Pete

*PC 21945 Pete Rackham  
Licensing and Alcohol Harm Reduction Team  
Portsmouth Civic Offices*

[REDACTED]

[REDACTED]

[REDACTED]

## **POLICE ANNEX B**

### **ANNEX B – Police Evidence – Danny Mart Review**

**16/07/2022 15:07**

I did attend the DANNY MART yesterday evening but the only person working was a female who fit the description of the suspect and ideally I would like to speak with the manager first/with her and view the CCTV

**22/07/2022 16:08**

I visited the DANNY MART this afternoon but the manager wasn't there to assist with CCTV. She said that he should be there around 5:30 so I try to visit again around that time.

**25/07/2022 08:42**

I did re-visit the DANNY MART at 17:30 on 22/07/22, but the same member of staff who I spoke with earlier in the day told me that the manager had been and gone. I asked if she told him that I was coming and she said no.

I am going to attempt to re-attend today and ask that the manager attends while I am there and be a bit more firm as I feel as though the female member of staff (who I'm almost certain is the suspect) seems to be being a bit obstructive.

**28/07/2022 13:17**

I visited the DANNY MART again today with PC DAVIES.

I spoke with the member of staff who was working there today and asked her to call the manager as he wasn't present at that time. I spoke with him on the phone and he said that he does not think the footage will go back as far as 12/07/22 but he will check. I said I would call him back today/tomorrow.

I have just tried to call him back but there was no answer.

**29/07/2022 10:53**

Further call made to the manager - no answer.

**01/08/2022 21:09**

I have tried calling the manager again today - no answer.

**08/08/2022 16:00**

I attended DANNY MART again today as the manager is still not returning my calls.

I spoke with the same female that I spoke with before that I feel may be deliberately being awkward, and who I also believe may be the suspect but I cannot confirm this. She told us that the manager was due to get to DANNY MART for 14:00, we decided to wait as it was 13:50 and she kept trying to tell me to call him instead. He did not arrive so called him and he became quite angry and said that the Police never help him they only ever come to him when they need help. I tried to explain to him that I am simply trying to investigate what happened and it could also help potentially disprove what has been reported if that is the case, but he was becoming quite agitated. I said I need to find out who the member of staff was and he told me she has now left the job. I asked him what her name is and he said he couldn't remember so he'd find out and call me back, but he hasn't called back.

I feel as though they are deliberately trying to be obstructive so I will speak to my sergeant to see what the next step should be.



## POLICE ANNEX C

### ANNEX C – POLICE EVIDENCE – DANNY MART REVIEW

Hi Pete,

I've been advised to email you about a job I've got (**44220279311**) in which the suspect works at the DANNY MART, PAULSGROVE, and I feel both the suspect and manager is being deliberately obstructive which has meant I am unable to deal with the job.

To summarise, an 8yr old girl has attended the shop and said that a female member of staff (suspect) has asked if she can take a picture of her, to which the girl said no, but the suspect supposedly took pictures anyway. The 8yr old has re-attended the shop the next day with a 12yr old friend of hers. The same member of staff was there and asked the girl if she can take a video of her, after the aggd refused this, the suspect has then reportedly grabbed the girls arm and pushed her up against the chocolate stand and then proceeded to take videos of her.

I attended the shop to look at the CCTV, and I spoke with a female member of staff who I believe is potentially the suspect (vague desc given so would be unable to assume) although she matches the desc and is quite happy and giddy which is how she was described by the aggd. I asked her if the manager was in as he is the only one that can view the CCTV, and she advised that he wasn't so I would need to come back another day. She told me that he is only normally at the shop after 21:30 every day. However upon looking online it states that the shop closes at 21:30.

I visited the shop on another day at about 15:00 and spoke with the same female. She told me to come back at 17:30 as the manager should be there around then. I re-attended at 17:30 but the female said the manager had just left, and she said she didn't tell him I was meant to be coming.

I re-attended a few days later and spoke with the manager using a member of staff's phone (he doesn't ever answer the phone to me) and he told me he didn't think the CCTV footage would go back that far but said he would check and let me know.

The last time I attended was 08/08/22 and I spoke with the female who I believe to be the suspect again. She told me that the manager was due to get to the shop about 14:00, so I waited as it was not long till this time. He didn't turn up so I called him using my colleague's phone. He became angry on the phone saying Police never help them and we are only ever there to be against them. I did explain that I am there to just find out what happened and this could potentially help them disprove what has been reported. I asked him to tell me who was working on the day of the incident, and he said that 'she' has now left the shop, so I asked him to provide me with her details so I can at least speak with her and he said he would call me back then hung up. He hasn't called me back.

My concern is that the CCTV has now definitely gone from their system due to the constant delays and also the manager is being obstructive to the point I am unable to progress the job.

Is this something you could look into? Sorry for the lengthy email but I wanted to explain how they were being so obstructive!

Kind Regards,  
**PCSO 15651 Rebecca Hambrook**  
Cosham & Paulsgrove Neighbourhood Policing Team  
Medina House  
Medina Road  
PO6 3EX





## ANNEX D - POLICE EVIDENCE - DANNY MART REVIEW

**Official-Sensitive (when complete)**

Official-Sensitive general handling guidance	
Additional handling instructions (if any):	

### MG11 WITNESS STATEMENT

Occurrence Number:	44090522217	URN:	
Statement of:	RACKHAM, PETER		
Age:		Occupation:	Police service
<p>This statement 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.</p> <p>To find out more about how Hampshire Constabulary uses your personal data and how to exercise your data rights, see our privacy notice at <a href="https://www.hampshire.police.uk/hyg/fpnhc/privacy-notice/">https://www.hampshire.police.uk/hyg/fpnhc/privacy-notice/</a> or request a copy by calling 101.</p>			

I am PC 21945 Rackham and I am employed by Hampshire Constabulary as a Police Constable, currently based on the Force Licensing and Alcohol Harm Reduction Team in Portsmouth.

This is my statement relating to a breach of the premises licence conditions at a licensed premises in Portsmouth, The Danny Mart, Ludlow Road, Portsmouth.

In this statement, I shall refer to PCSO Rebecca Hambrook as PCSO HAMBROOK. I shall also refer to the Designated Premises Supervisor and Premises Licence Holder of the Danny Mart, Nandakumar VAYANAPERUMAL 04/04/1977 as NANDA. When I have previously spoken with NANDA this is the name he has stated to call him by.

The Danny Mart, Ludlow Road, Portsmouth is a small convenience store, which has a premises licence issued under the Licensing Act 2003. On the licence are conditions relating to the operation of the CCTV, inclusive of a person being at the premises to operate it and the Police having access to the CCTV.

On Thursday 11th August 2022, I received an email from PCSO HAMBROOK stating that she had been investigating an incident at the Danny Mart, Ludlow Road, Portsmouth where a staff member had reportedly grabbed hold of a 12-year-old female and taken photos of her. During the course of the investigation PCSO HAMBROOK advised me that she had made numerous attempts to contact the management at the premises over the course of the last month and that they had failed to provide the details of the staff member working and could not provide the CCTV. As such, PCSO HAMBROOK had been unable to obtain the CCTV in the case. PCSO HAMBROOK advised me that the incident was logged on the Police Record Management System as incident number 44220279311. Looking at the incident, I could see that the incident had been reported to have occurred on 12th July 2022.

I produce the email as PR/RH/01 – Email from PCSO HAMBROOK to PC RACKHAM regarding CCTV at Danny Mart.

On Thursday 11th August 2022 at around 17:15 hours I contacted NANDA by telephone and introduced myself and stated that the purpose of my call was to discuss a request made for CCTV at the premises following a report that a staff member had assaulted a 12 year old female.

NANDA immediately stated that when he had issues previously the Police had never helped him so why should he help the Police.

## ANNEX D - POLICE EVIDENCE - DANNY MART REVIEW

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I again reiterated to NANDA that Police were attempting to investigate a reported assault on a 12-year-old female at the premises where the suspect was potentially a member of his staff. NANDA again stated that the Police never help him and asked why he should help the Police.

I stated to NANDA that he was legally responsible as both Designated Premises Supervisor and Premises Licence Holder for two things: The promotion of all four of the licensing objectives at the premises, specifically the prevention of crime and disorder and the protection of children from harm licensing objective as well as compliance with the conditions of his premises licence. I stated that in relation to the CCTV condition, he was required to keep footage for 31 days, provide access to the Police and ensure that there was a person on site at all times who could operate it.

NANDA confirmed to me through the conversation that the footage of the incident on the 12th July 2022 had been over written and did not now exist and that CCTV could not be provided.

Signature of Witness		Signature Witnessed By	
Name:	#21945 RACKHAM, P.	Name:	
Signed	11/08/2022 18:10	Signed	
Time:		Time:	

Official-Sensitive (when complete)

MG11

[Official-Sensitive general handling guidance](#)

Additional handling instructions (if any):

**WITNESS STATEMENT**

URN

Statement of: PCSO Rebecca Hambrook

Age if under 18: Over 18 (if over 18 insert 'over 18')

Occupation: PCSO

This statement (consisting of \_\_\_\_\_ 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 in it anything which I know to be false, or do not believe to be true.

Signature: \_\_\_\_\_ (witness)

Date: 11/08/2022

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**VICTIM PERSONAL STATEMENT**

I have been given the victim personal statement (VPS) leaflet and the VPS scheme has been explained to me. What follows is what I wish to say in connection with this matter. I understand that what I say may be used in various ways and that it may be disclosed to the defence.

I am PCSO 15651 Rebecca HAMBROOK and am employed by HAMPSHIRE CONSTABULARY as a Police Community Support Officer, currently based at MEDINA HOUSE, COSHAM.

In this statement I will be mentioning 7 people. The first person is the victim, [REDACTED] who I will be calling [REDACTED], her friend, [REDACTED] who I will be referring to as [REDACTED], her dad, [REDACTED] who I will refer to as [REDACTED], the member of staff who I will refer to as LONG HAIR, the manager, Nandakumar VAYANAPERUMAL who I will name NANDA, my colleague who I will refer to as PC 28644 Rory DAVIES and my other colleague who I will refer to as PC 28716 Ryan SNELL.

This statement is to evidence the difficulties I have been facing whilst trying to conduct enquiries for an assault on an 8 year old girl. The incident occurred at DANNY MART, LUDLOW ROAD, PORTSMOUTH, and I have needed to liaise with staff and the manager in order to investigate this incident, however I feel they have been deliberately obstructive.

[REDACTED] called Police to report that his 8yr old daughter, [REDACTED], had been to DANNY MART on 11/07/22 to buy some sweets. [REDACTED] stated that there was an IC4 female in her 20s who asked to take her picture, to which [REDACTED] replied with "NO." The suspect continued to ask but [REDACTED] kept saying "NO." [REDACTED] bought her sweets and then left. The following day (12/07/22) [REDACTED] re-attended DANNY MART with her friend and neighbour, [REDACTED], to buy more sweets. [REDACTED] said as they were leaving, the suspect

Signed :

Signature witnessed by :

2013/09

Official-Sensitive (when complete)

came out from behind the counter, grabbed her arm and pushed her against the chocolate counter. The suspect then asked if she could video her to which [REDACTED] replied with "NO GET OFF ME" and then the suspect asked if she could come back tomorrow then. [REDACTED] said neither her nor [REDACTED] had done anything wrong and she was very shaken up by the incident.

My intention was to speak with the manager about the incident and obtain CCTV before speaking with the suspect once I'd found out who she was.

I first attended DANNY MART on 16/07/22, and I met with LONG HAIR who is a member of staff at the shop. She fit the description of the suspect given by the agg'd, as she was IC4, was in her 20s and appeared very happy and 'giddy' (which is how the agg'd described her) however I cannot confirm that LONG HAIR is definitely the suspect. I knew from previous incidents that the only person who could work the CCTV was the manager so I asked to speak with him regarding CCTV, to which LONG HAIR said he was not available. She did advise me that NANDA was only normally at the shop after 21:30. Later I looked online and it stated that the shop closes at 21:30.

The next time I visited DANNY MART was on 22/07/22 at about 15:00, and again LONG HAIR told me that NANDA wasn't there but that he would be back around 17:30. I returned at 17:30, however LONG HAIR told me that NANDA had been and gone. I asked if she told him I was meant to be coming back and she said she didn't tell him.

In between visits to DANNY MART I had been trying to call NANDA's mobile phone but he would never answer.

I re-visited on 28/07/22 with my colleague, PC 28644 Rory DAVIES. I spoke with a member of staff who I had not met before who advised me that the manager was not in. I asked if she could call him from her phone as I can't ever get through to him, so she called him and he answered and passed the phone to me. I spoke with NANDA and told him about the incident that had been reported to us, and explained that I need to view his CCTV in regards to his. He advised me that he thinks the footage would have been wiped from the system as it only stays on the system for a certain time, but he said he would check and let me know. I also asked if he could find out who was working on the day of the incident, but he seemed to indicate he wouldn't be able to do this. It was agreed I would call him later that day for an update, but when I tried to call him there was never an answer.

I had not heard anything from DANNY and I was still unable to get through to him via his mobile, so I re-attended DANNY MART on 08/08/22 with PC 28716 Ryan SNELL. I spoke with LONG HAIR who told me that NANDA should be attending the shop at 14:00, so as it was approximately 13:45 we decided to wait for NANDA to arrive. Whilst waiting, LONG HAIR advised that I should call NANDA to see if he would actually arrive as I do not believe she thought I was going to wait. We waited till past 14:00 but NANDA did not arrive, so I called him using PC SNELL's work phone and he answered. He became immediately irritated and began saying that the Police only contact him when they've done something wrong and never to help them. I did explain that I am here to find out the facts, and that this is an opportunity for them to potentially disprove what has been reported should this be the case. NANDA didn't listen and continued to shout at me down the phone about how we never help him. I asked him for the details of who was working on the day of the incident and he told me that "she" was no longer working at the shop. I asked him for her details and he said he would find out and call me back. He never called me back and did not return my calls.

I feel as though both LONG HAIR and NANDA have been deliberately obstructive which has caused me to be unable to complete my enquiries. This has resulted in what will more than likely be a no further action outcome as there will be no evidence, as viewing the CCTV

Signed :

Signature witnessed by :

would have either proven or disproven the report, as every part of the shop is covered by cameras.

Signed :  
.....

Signature witnessed by :  
.....

