

**MINUTES of the meeting of Regulatory Sub Committee held at Meeting Room 22a, Brockington, 35 Hafod Road, Hereford on Wednesday 25 May 2011 at 1.00 pm**

**Present:** Councillor JW Hope MBE (Chairman)

**Councillors:** CM Bartrum and RC Hunt

**101. ELECTION OF CHAIRMAN**

Councillor JW Hope MBE was elected as Chairman for the Regulatory Sub-Committee hearing.

**102. APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**103. NAMED SUBSTITUTES (IF ANY)**

There were no substitutes present at the hearing.

**104. DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**105. APPLICATION FOR AN EXPEDITED REVIEW 'RADUNI INDIAN CUISINE, 66 THE HOMEND, LEDBURY, HR8 1BT.'** (Pages 1 - 2)

The Regulatory Sub-Committee was convened in order to determine an application for an expedited review of a premises licence for Raduni Indian Cuisine, Ledbury. The Review had been applied for by Superintendent Garry Higgins, representing West Mercia Police. The review related to the licensing objective of the prevention of crime and disorder.

The Chairman introduced the Members and Officers and asked any interested parties to introduce themselves. The following interested parties were noted:

- James Mooney (Representing the Applicant for the Review)
- Mohammed Hasnath (designated Premises Supervisor)

The Licensing Officer presented his report and advised the sub committee that copies of the application for the review had been sent to the premises licence holder.

In accordance with the Licensing Act 2003 (Hearings) Regulations 2005, James Mooney, representing West Mercia Police who had requested the review, addressed the sub-committee. He requested that the Sub-Committee suspend the premises licence in accordance with section 53A of the Licensing Act in respect of a recent Border Agency / West Mercia Police investigation regarding people trafficking.

Mr Hasnath advised the sub committee that 4 workers had been detained by the police following the incident on 19 May 2011. He added that these workers were only temporary workers who had advised him that they were permitted to work in the United Kingdom.

**RESOLVED**

**That the premise licence in respect of Raduni Indian Cuisine, 66 The Homend, Ledbury, HR8 1BT be suspended as an interim step pending a full review of the premises to take place within 28 days of the application date.**

The meeting ended at 1.30 pm

**CHAIRMAN**

**HEREFORDSHIRE COUNCIL**
**REGULATORY COMMITTEE DECISION NOTICE  
(THE LICENSING ACT 2003)**

<b>PREMISES</b>	Korai Ltd. Trading as Raduni Indian Cuisine
<b>DESIGNATED PREMISES SUPERVISOR</b>	Mohammed Hasnath
<b>APPLICANT'S NAME</b>	West Mercia Police
<b>APPLICATION TYPE</b>	Summary Review
<b>PANEL MEMBERS</b>	Councillor JW Hope MBE (Chairman) Councillor CM Bartrum Councillor RC Hunt
<b>DATE OF MEETING</b>	25 May 2011

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision the Members heard from James Mooney, representing West Mercia Police, and Mohammed Hasnath, the designated premises supervisor.

Having carefully considered those matters brought before them and in reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006) and the Council's Licensing Policy. The Members made the following decisions in order to promote the licensing objective of the prevention of crime and disorder.

**DECISION**

- 1 It is the decision of the Committee that the premises licence for Raduni Indian Cuisine be suspended forthwith subject to a further review.

**REASON**

- 1 The Committee has found that there has been serious crime at the premises and has made its decision having heard evidence from West Mercia Police and in accordance with the guidance issued under Section 53A of the Licensing Act 2003 as amended. The Committee therefore decided that to promote the licensing objective of the prevention of crime and disorder the licence should be suspended.

**ADDITIONAL INFORMATION**

- 1 The Committee is required to review the premises licence in full within 28 days of the application for a summary licence review made on 23 May 2011.
- 2 The Licensee may make representations to the licensing authority in respect of the interim steps at any stage prior to the review. These representations must be heard by Committee

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within 48 hours (When calculating the 48 hour period any non-working day will be disregarded).

- 3 There is no right of appeal to a magistrates' court against the licensing authority's decision at this stage.
- 4 Mr Hasnath was advised to take urgent legal advice.
- 5 The Police were requested to support their position with further detail as to why the licensing issues were closely linked with the serious criminal activity concerning the premises in advance of any further hearing.