

**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 Police Sergeant 3456 REYNOLDS

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Ruby Chinese Takeaway 23 Union Street	
<b>Post town</b> Hereford	<b>Post code (if known)</b> HR1 2BT

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Sinh Quang TRAN
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<b>Number of premises licence or club premises certificate (if known)</b> PRO1014
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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
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises



- d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below) X
- 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  Police Sergeant 3456 REYNOLDS Harm Reduction Dept., Hereford Police Station Bath Street Hereford HR1 2HT
Telephone number (if any) 01432 347102
E-mail address (optional) licensing.herefordshire@westmercia.pnn.police.uk

**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="" 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)**

West Mercia Police in partnership with officers from the UK Border and Immigration Agency, Hereford & Worcester Fire Service, Herefordshire Environmental Health (Food) and Herefordshire Council Houses of Multi-Occupancy attended the premises on Saturday 07 April 2018 and detained 4 persons who it was established were working at the premises and were in the UK illegally with no right to stay or work.

This is a serious criminal offence and undermines the licensing objective of the prevention of crime and disorder.

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

As part of a pre planned operation a joint Multi Agency Targeted Enforcement (MATE) took place on Saturday 07 April 2018.

At 1910hrs West Mercia Police in partnership with officers from the UK Border and Immigration Agency, Hereford & Worcester Fire Service, Herefordshire Environmental Health (Food) and Herefordshire Council Houses of Multi-Occupancy attended the Ruby Chinese Takeaway.

The premises was open to the public. Four members of staff working in the kitchens were detained as individuals who had no right to be in the UK and not right to work in the UK. All those detained are Chinese nationals (Three males and one female)

The employment of illegal immigrants is a serious criminal offence and undermines the licensing objective of the prevention of crime and disorder.

Additionally it was established that these same persons were living on the premises in rooms which were deemed unsafe and failing to meet required standards. This resulted in an enforcement notice being issued by the Fire Service and a prohibition notice issued by the council HMO to prevent individuals living in the first floor accommodation and under a staircase at the rear of the premises near to food preparation areas.

The owner of the premises a Mr TRAN who is also the premises licence holder was working at the public counter of the premises. All four detained were staff members working in the kitchen area.

This premises is a well established business and is licensed to provide late night refreshment 7 days a week – some until midnight and at weekends until 0130hrs.

The view of West Mercia Police is that the premises licence for the Ruby Chinese Takeaway should be revoked.

Further information will be provided to support this application prior to any hearing.

**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**

Please tick yes

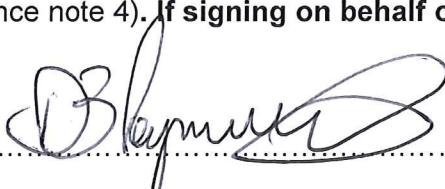
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**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



Date 11 April 2018

Capacity Herefordshire Police Harm Reduction Supervisor

<b>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)</b>	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

**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.