

Supplement to the agenda

Licensing Sub-Committee

Thursday 19 September 2024, 10.00 am

Conference Room 1 - Herefordshire Council, Plough Lane Offices, Hereford, HR4 0LE

Contents

Item	Title and purpose	Page(s)
5.	Application for a grant of a premises licence in respect of Flames, 59a Commercial Road, Hereford, HR1 2BP - Licensing Act 2003 To consider an application for a grant of a premises licence in respect of Flames, 59a Commercial Road, Hereford. HR1 2BP under the Licensing Act 2003.	3 - 6

MUNCHIES (New Premises Application For Flames)

Printed: 17/09/2024

Premises Details:

Premises Type: TAKEAWAY	Licence Type: Provision of late night refreshment
Registering Authority: Herefordshire Council	Premises Status: REVOKED
Owner:	Sales URN: N/A
PremLH: MUNCHIES HFD LTD	Main Phone:
Address: MUNCHIES	Alt Phone:
59 COMMERCIAL ROAD	Email:
HEREFORD	Fax:
HEREFORDSHIRE	
HR1 2BP	

Person Links:

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Regulated Entertainments:

Late Night Refreshment

Operating Hours: BEFORE REVIEW

		Alcohol		Non-Alcohol		
Monday	10:00	-	03:30	23:00	-	03:30
Tuesday	10:00	-	03:30	23:00	-	03:30
Wednesday	10:00	-	03:30	23:00	-	03:30
Thursday	10:00	-	03:30	23:00	-	03:30
Friday	10:00	-	03:30	23:00	-	03:30
Saturday	10:00	-	03:30	23:00	-	03:30
Sunday	10:00	-	03:30	23:00	-	03:30

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Incidents:

Date: 15/12/2023 00:43
ID: 84944
Incident No: 00007_I_15122023 – FORMED PART OF REVIEW FOR REVOKED
Incident Types: CRIME AND DISORDER
Description: ASSAULT/BREACH OF LICENCE - 22/115911/23- CALL LOG STATES: "FIGHT BY THE GOLDEN GALLION - ABOUT 10 LADS KICKING A MALE"

ATTENDED THE INCIDENT LOCATION AND IT TRANSPIRES THAT THE INCIDENT HAS STARTED IN MUNCHIES, BEFORE SPILLING IN TO THE STREET.

THE VICTIM RECEIVED A NUMBER OF KICKS TO THE HEAD FROM PERSONS ASSOCIATED TO MUNCHIES AND SOHO (SHOP NEXT DOOR). THE MANAGER WAS QUICK TO TRY AND DEFEND THE INVOLVED PARTIES AND WAS SEEN ON FOOTAGE ASSISTING IN DRAGGING THE MALE OUT OF THE SHOP, AND LETTING HIM BE ASSAULTED BY HIS ASSOCIATES OUTSIDE.

THE SECURITY GUARD, WHO ALSO ASSISTED IN THE MALES REMOVAL, HAS STOOD BACK AND WATCHED THE VICTIM RECEIVE MULTIPLE KICKS TO THE HEAD, WHICH I WOULD ARGUE, IS A NEGLECT OF THEIR DUTY.

CCTV COVERS THE ABOVE. THERE WERE A NUMBER OF OTHER INVOLVED PARTIES, BUT THE ONE MALE IDENTIFIED BY HIS DISTINCTIVE SHOES, WAS ARRESTED BY POLICE .

'I DID CHECK THEIR INCIDENT BOOK' WHICH SIMPLY RECORDS WHICH GUARD IS ON DUTY ON THAT DAY, BUT HAS NO CAPACITY TO RECORD INCIDENTS SUCH AS THIS OR OTHERS. THE MANAGER WAS QUICK TO BLAME THE GUARD AND SAID THAT WAS THEIR RESPONSIBILITY TO SORT.

KEY POINTS TO NOTE IN THIS:

SECURITY GUARD WAS WEARING HIS SIA BADGE BUT HAD IT BACK TO FRONT (HE CLAIMED ON THE ADVICE FROM HIS SECURITY TRAINING

BUT A QUICK CHECK OF GOOGLE STATES THAT "ONE OF THE REQUIREMENTS STATES THAT YOUR LICENCE SHOULD BE WORN IN SUCH A WAY THAT THE FRONT CAN BE SEEN AT ALL TIMES." HE WAS CHALLENGED ON THIS. GUARDS DETAILS (CLEANSED BUT SENT TO LICENSING OFFICER PC WALL. THE VICTIM SAID THIS WAS THE START OF THE INCIDENT, WHEN HE CHALLENGED THE GUARD ON HOW THEY WERE WEARING THEIR BADGE. THE VICTIM SAID THE GUARD ALSO SQUEEZED THE CAN THAT THE VICTIM WAS DRIVING FROM, CAUSING IT TO POUR ALL OVER THEIR FACE.

MUNCHIES HAVE DELETED THEIR FOOTAGE - OFFICERS HAVE ATTEMPTED TO RETURN BACK TO THE INCIDENT LOCATION AROUND AN HOUR LATER, AND DISCOVERED THAT THE FOOTAGE HAD BEEN DELETED. THERE WAS NO FOOTAGE AVAILABLE PRIOR TO 0113 HOURS ON 15/12/2023, WHICH IS 30 MINUTES AFTER THE INCIDENT (CONVENIENTLY). THE MANAGER STATES HE HADN'T TOUCHED THE SYSTEM AND COULDN'T GIVE A REASON WHY THE FOOTAGE WASN'T THERE. (TO CONFIRM, THE SYSTEM WAS OPERATIONAL AND I COULD PLAYBACK THE FOOTAGE, ONLY THE 30 MINUTES THAT WAS ON THE HARDDRIVE).

THE MANAGER ATTEMPTED TO LIE AND SAY THERE WAS NO DISORDER INSIDE AND THAT IT WAS NOTHING TO DO WITH THEIR PREMISE, HOWEVER I'M INFORMED ON CCTV THAT IT CAN BE SEEN SPILLING OUT FROM THE PREMISE ON TO THE STREET.

Date: 29/12/2023 00:53 - **FORMED PART OF REVIEW FOR REVOKED**

ID: 85254

Incident No: 00019_I_29122023

Incident Types: CRIME AND DISORDER, Positive Crime and Disorder

Description: ASSAULT (WITHOUT INJURY) - 22/119888/23 - DELIVERY DRIVER AT MUNCHIES WAS PUSHED BY UNKNOWN MALE AFTER BUYING FOOD. DELIVERY DRIVER STATES HE IS UNSURE WHY THIS OCCURRED AS HE HAD JUST PARKED UP.

Date: 29/12/2023 01:44 - **FORMED PART OF REVIEW FOR REVOKED**

ID: 85255

Incident No: 00027_I_29122023

Incident Types: CRIME AND DISORDER, Positive Crime and Disorder

Description: ASSAULT (WITHOUT INJURY) - 22/119894/23 -UNCLEAR IF RELATED TO PREMISES OR OUTSIDE - CCTV HAVE REPORTED THERE IS A FIGHT INVOLVING 4 MALES. OFFICERS HAVE ARRIVED AND SEEN 2 MALES VERBALLY ARGUING WITH THE VICTIM VERBALLY ENCOURAGING THEM TO FIGHT HIM. OFFICERS HAVE SEPARATED THE PARTIES WHO WERE BOTH HEAVILY INTOXICATED AND HAVE SENT THEM ON THEIR WAYS AFTER TAKING DETAILS. VICTIM HAS ALSO HAD HIS GREY GILET RIPPED AND DAMAGED.

Date: 02/03/2024 21:05 - **AFTER LICENCE REVOKED - DISCLOSED**

ID: 85759

Incident No: 00424_I_02032024

Incident Types: CRIME AND DISORDER, Positive Crime and Disorder

Description: DISORDER - REPORT FROM STAFF OF AN AGGRESSIVE MALE BEING VERBALLY ABUSIVE TO STAFF. MALE HAS THEN LEFT BEFORE OFFICERS HAVE ATTENDED.

Date: 10/07/2024 19:42 - **AFTER LICENCE REVOKED - DISCLOSED**

ID: 87971

Incident No: 00424_I_10072024

Incident Types: CRIME AND DISORDER, Positive Crime and Disorder

Description: DISORDER - Police have driven past Munchies and seen the Suspect with his top off having a large argument with the staff of Munchies. The Suspect appeared drunk to arresting officers, and the staff have confirmed that the Suspect has kicked the window of Munchies causing damage to it. The male was arrested for being drunk and disorderly and also for criminal damage.

Vists:

Date: 15/12/2023 21:15

ID: 67235

Visit Reference: OP RUDOLPH

Description: OP RUDOLPH - THIS PREMISES WAS VISITED BY PLO THIS EVENING. I SPOKE DIRECTLY WITH THE PREMISES OWNER/MANAGER, AKO RASOUL. I SHARED MY CONCERNS SURROUNDING THE LACK OF CCTV AVAILABLE WHEN REQUESTED BY OFFICERS. DURING MY VISIT THE CCTV WAS WORKING AND RECORDING. AKO EXPLAINED THAT LAST NIGHT HE HAD INSTALLED A NEW HARD DRIVE AND WAS VERY APOLOGETIC THAT IT WAS NOT WORKING/RECORDING CORRECTLY. THIS OBVIOUSLY DIFFERS FROM THE ACCOUNT HE GAVE OFFICERS LAST NIGHT. I AM ASSURED THAT ALTHOUGH HIS ON SITE EQUIPMENT WAS NOT IN WORKING ORDER, HE HAS A BACK UP ACCOUNT WITH A COMPANY CALLED #####. THE ACCOUNT NUMBER IS ##### AND THE TELEPHONE NUMBER TO REQUEST THE FOOTAGE IS #####. THE PREMISE HAS ONE MEMBER OF DOOR STAFF DURING WEEK DAYS AND TWO DOOR STAFF ON THE WEEKENDS. I WILL BE CHECKING HIS LICENSE CONDITIONS AND FOLLOWING UP WITH THE LA.

Date: 05/01/2024 14:40 - **REVIEW NOTICE SERVED**

ID: 67536

Visit Reference:

Description: LICENSING OFFICER HAS VISITED THE PREMISES THIS AFTERNOON IN COMPANY WITH EMMA BOWELL (LA). THE PLH WAS SPOKEN TO FACE TO FACE AND A REVIEW NOTICE WAS SERVED TO HIM ON BY LA. THE NEXT STEPS WILL BE A DATE/TIME ARRANGED BY LA TO ARRANGE A COMMITTEE TO ALLOW REVIEW OF LICENSE.

Date: 12/01/2024 23:00 - **ISSUES WITH SIA**

ID: 67578

Visit Reference:

Description: I ATTENDED MUNCHIES FRIDAY 12TH JANUARY (EVENING), THEY HAD TWO MEMBERS OF DOOR STAFF ON; ONE HAD HIS BADGE ON HIS ARM, THE OTHER ATTACHED TO A BELT LOOP ON HIS TROUSERS - WORDS OF ADVICE WAS GIVEN IN RELATION TO THAT, DUE TO THEM BEING DRESSED ALL IN BLACK AND NOT CLEARLY BEING IDENTIFIED AS SECURITY STAFF.

Date: 14/01/2024 04:10 - **LICENCE BREACH**

ID: 67579

Visit Reference: LICENCE BREACH

Description: SATURDAY 13TH, I DIDN'T ATTEND BUT OBSERVED THEM ON CCTV; AT THE TIME OF WRITING THIS (0410), MUNCHIES ARE STILL LETTING PEOPLE IN/OUT TO GET FOOD. THERE ARE STILL TWO DOOR STAFF ON (THE SAME AS FRIDAY EVENING), BUT THEY'RE MAKING NO

ATTEMPTS TO REFUSE PEOPLE ACCESS. CHECKING INNKEEPER – THEY SHOULD HAVE CLOSED AT 0330.

Date: 23/03/2024 23:15 -PREMISES CLOSED

ID: 68095

Visit Reference: OP LESTER

Description: PALO HAS VISITED AS PART OF OP LESTER. PREMISE LICENSE WAS RECENTLY REVOKED FOLLOWING A POLICE INITIATED REVIEW. AT 23:15HRS THE PREMISE WAS ALL CLOSED, LIGHTS OFF AND NOT SERVING AT ALL.

