

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 David SHAW - Chief Constable West Mercia Police

(Insert name of applicant)

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

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Champagne Signature 14-15 Union Street	
Post town Hereford	Post code (if known) HR1 2BT

Name of premises licence holder or club holding club premises certificate (if known) Mikayeel DEEN
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Number of premises licence or club premises certificate (if known) PR01444
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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)

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 Inspector 0795 SEMPER Policing Unit - Herefordshire 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)

The premises is a well established restaurant. The premises is licensed for the sale of alcohol and the provision of late night refreshment

As a result of intelligence a joint enforcement visit was made to the premises by the UK Border Agency and West Mercia Police on the 17 September 2015.

At this time the premises were open to the public and staff were working

Two members of staff were detained. One had no entitlement to be in the country and the other was classed as an individual who had over stayed their entitlement period to remain in the United Kingdom.

It is the view of West Mercia Police that the employment of these men is a financial gain for the premises licence holder as no UK tax and insurance are paid legally. It shows a lack of control and management of the premises by the premises licence holder. In addition the activity involves criminal conduct by the premises licence holder and a disregard to legal requirements concerning the employment of non UK or EU nationals.

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

The premises were visited at 1720hrs (5.20pm) on Thursday 17 September 2015 as a result of a joint operation between West Mercia Police and the UK Border and Immigration Agency.

The premises were open to the public and a number of members of staff working. On checking national immigration data bases, two members of staff were found to be working illegally. One had no entitlement to be in the UK and the other had over stayed their entitlement to be in the UK.

The premises licence holder who is also the designated premises supervisor was not present.

West Mercia Police are of the view that employment of individuals in these circumstances is a serious matter that has a direct impact on the licensing objectives - in particular the prevention of crime and disorder. Additionally it impacts of the financial status of the UK government

The guidance issued under Section 182 of the Licensing Act 2003 states that the employment of persons in these circumstances should be treated as particularly serious.

In order to progress this matter, West Mercia Police request that you granted this review application and you apply the following condition to the premises licence in order to promote the licensing objectives

A log book must be kept at the premises and made immediately available on request to an authorised person (as defined by Section 13 of the Licensing Act 2003), the Police or an officer of the UK Border Agency. The log book must record the following:

- a) Details of all persons employed at the premises in any capacity.
- b) Date of birth of the person.
- c) The full name of the person.
- d) Their current address.
- e) Their national insurance number.
- f) Their passport details.
- g) In respect of EU citizens, proof of a current EU passport, national insurance card, P45 or P60 shall be provided.
- h) In respect of non EU citizens, a passport or other travel document endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the United Kingdom, has the right of abode in the United Kingdom, or has no time limit on their stay in the United Kingdom must be provided.

All such information shall be recorded prior to them working at the premises. All information detailed above to be supported by a copy of the relevant document.

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

If you have made representations before relating to this premises please state what they were and when you made them

N/A

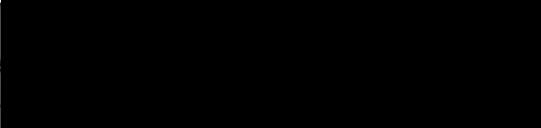
Please tick yes

- 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 21 September 2015

Capacity Police Inspector 0795

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town	Post Code
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Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

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.