

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 Duncan 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

Postal address of premises or, if none, ordnance survey map reference or description Sweet Chilli 16/17 Bridge Street,	
Post town Hereford	Post code (if known) HR4 9DT
Name of premises licence holder or club holding club premises certificate (if known) Abtal HUSSAIN	
Number of premises licence or club premises certificate (if known) PR01360	

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 | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |

- 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 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
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

x

Please state the ground(s) for review (please read guidance note 1)

Sweet Chilli restaurant was subject to a joint enforcement agency operation on Friday 14 July 2017.

During this operation one male found working in the premises was detained as he had no legal entitlement to remain in the UK.

As a consequence the view is that the premises licence holder has undermined 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)

Sweet Chilli is an Indian restaurant licensed to supply/sell alcohol and to provide late night refreshment.

As part of a joint enforcement agency operation, officers from the UK Immigration Agency and the police attended the premises at about 20:00hrs on Friday 14 July 2017.

This visit was intelligence lead based on information that there were individuals working at the premises that were illegal immigrants with either no right to remain in the country or had entered the country illegally.

On attendance, the premises were open. One male from Bangladesh was found working in the premises. This male was found to have over-stayed his permission to remain in the country and therefore was arrested as an illegal immigrant.

The employment of illegal immigrants is defined as serious in the guidance issued under Section 182 of the Licensing Act 2003. The guidance indicates that serious consideration should be taken to revoke a premises licence even if it was the first occasion.

In addition all employers are required to undertake checks on individuals employment and status entitlement prior to employment as defined under the Immigration Act 2010 and additionally similar checks have to be made as per the Licensing Act 2003, since May 2017.

The view of West Mercia Police is that the premises licence holder has failed to promote the licensing objectives by undertaking due diligence checks to prevent this matter happening. Therefore the licensing objective of the prevention of crime and disorder has been undermined.

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 x
- I understand that if I do not comply with the above requirements my application will be rejected x

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 July 2017

Capacity Police Sergeant 3456 – Hereford Police.

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

Post town

Post Code

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.