

West Mercia Police
Herefordshire
Bath Street
Hereford HR1 1TA

CERTIFICATE UNDER SECTION 53A(1)(b) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime / serious disorder / both serious crime and serious disorder¹

*Premises*²

Razbari Indian Resturant
156 Eigh Street
Hereford
Herefordshire
HR4 0AP

Premises licence number (if known)

Name of premises supervisor (if known) believed to be Masud Ruhel Mintu

I am a Superintendent³ in the West Mercia police force.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because⁴

On Friday 8th October 2021, following a joint agency operation, an inspection took place at the premises due to intelligence existing that suggested exploitation was taking place at the premises. This involved potential immigration offences.

One member of staff was detained and arrested due to his immigration status. Two other members of staff were also reported as they has overstayed their

¹ Delete as applicable

² Include business name and address and any other relevant identifying details

³ Insert rank of officer giving the certificate, which must be superintendent or above.

⁴ Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned

VISA



(Signed)

Supt Edd WILLIAMS

14/10/21

(Date)

FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

[Insert name and address of relevant licensing authority and its reference number (optional)]

Herefordshire Council

Licensing Section

8 St Owen Street

Hereford

HR1 2PJ

Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)

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 the 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.**

I PC 2368 Chris LEA - Police Licensing Officer
[on behalf of] the chief officer of police for
the West Mercia police area apply for the review
of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details:

Postal address of premises, or if none or not known, ordnance survey map reference or description:

**Razbari Indian Restaurant
156 Eign Street**

Post town: Hereford

Post code (if known): **HR4 0AP**

2. Premises licence details:

Name of premises licence holder (if known): Mrs Wahida Khatun

Number of premises licence holder (if known): PR01375

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 [Please read guidance note 1]:

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)

4. Details of association of the above premises with serious crime, serious disorder or both:

[Please read guidance note 2]

This premises is an indian restaurant based near to Hereford city centre

On Friday 8th October 2021, a joint agency operation involving West Mercia Police, Immigration, Herefordshire Council Environmental Health and Hereford & Worcester Fire and Rescue took place, where a visit was made at the premises regarding the employment of illegal immigrants.

At the time, who West Mercia believed to be the designated premises supervisor, MASUD RUHEL MINTU was not present. The premises was open and was undertaking licensable activities - including the sale of alcohol. One member of staff was detained and arrested due to his immigration status. Two other members of staff were also reported as they has overstayed their visa.

It is believed the person detained is in the UK illegally, has no residence and employment status and whilst employed has not being paying UK taxes or insurances.

It is further believed that their presence in the UK is as a result of serious criminal activity and is regarded as 'people smuggling'. Additionally it is believed that there is financial gain and benefit to the premises licence holder for the continual employment of people in these circumstances.

An inspection by Hereford and Worcester Fire & Rescue identified a number of issues which fell below the required safety standard

An inspection by Herefordshire Council Environmental Health officers identified a number of concerns with a full report to submitted in due course

Signature of applicant: 

Date: 12th October 2021

Capacity: Police Licensing Officer

Contact details for matters concerning this application:

Address: **West Mercia Police**
Territorial Policing Unit - Herefordshire
Hereford Police Station
Licensing Officer
Bath Street
Hereford. HR1 2HT

Telephone number(s): 01432 347102

Email: licensing.herefordshire@westmercia.pnn.police.uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.