

**05 NOV 2019**

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

**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 Constable 113 D.Bryan**

*(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**

**Bryant Road Stores  
2 Bryant Road**

**Post town Kettering**

**Post code (if known) NN15 6JF**

**Name of premises licence holder or club holding club premises certificate (if known)**

**Mr Hajinder SINGH**

**Number of premises licence or club premises certificate (if known)**

**15/00290/LAPNEW**

**Part 2 - Applicant details**

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

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 ✓ yes

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 <b>PC 113 D.Bryan</b> <b>Northamptonshire Police</b> <b>Wellingborough Police Station</b> <b>Midland Road</b> <b>Wellingborough</b> <b>Northamptonshire</b> <b>NN8 1HF</b>
Telephone number (if any) <b>101 EXT 343409</b>
E-mail address (optional) <b>david.bryan@northants.pnn.police.uk</b>

**This application to review relates to the following licensing objective(s)**

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓  
**X**

**Please state the ground(s) for review (please read guidance note 2)**

**I act on behalf of the Chief Officer of Police for Northampton shire, Mr Adderley. He has delegated responsibility and authorised me to act on his behalf with regard to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire.**

**Northamptonshire Police call for the Review of the Premises Licence for Bryant Road Stores under the Licensing Objective of the Prevention of Crime and Disorder.**

**This Review relates to illegal workers at the premises.**

**Please provide as much information as possible to support the application (please read guidance note 3)**

**On the 3<sup>rd</sup> of October 2019 Enforcement Officers from the Immigration Service visited Bryant Road Stores. The Officers encounter a male serving behind the counter, he was identified as an Indian National and an immigration offender as he entered the UK illegally.**

**A second male who attempted to exit the premises when Immigration Officers entered was stopped, this male had been witnessed putting stock on shelves. This male stated that he was just helping out and not working at the premises. This male was also identified as an Indian National who is an over stayer in the UK.**

**Both males were arrested and as no other person was present the premises was secured, one of the males was bailed by the Immigration Service once processed in custody and as of the 3<sup>rd</sup> of October 2019 the other currently remains in Immigration detention.**

**A Notice of Potential Liability to a Civil Penalty Notice was served by post to the Premises Licence Holder after the visit was conducted.**

**Northamptonshire Police would ask the Licensing Sub-Committee of Kettering Borough Council to give consideration to a suspension of the Premises Licence and the removal of the Designated Premises Supervisor.**

**This would be as a punitive measure to deter the premises being used as a vehicle for this criminal activity and prevent the exploitation of vulnerable individuals which also involves defrauding the revenue.**

**Conditions to consider once the suspension has ceased:**

**The Premises Licence Holder will operate a full HR management system where all relevant documents are stored for each individual member of staff.**

**No member of staff will be able to work at the premises unless they have provided proof of identification to right to work.**

**A fully working and maintained CCTV system capable of recording and storing images must be installed on the premises. The system must record at all times when the premises is open to the public and images must be stored for a minimum of 31 days. All recordings must be made available to a Police Officer or an Officer from a Responsible Authority upon reasonable request and in accordance with current Data Protection legislation. The CCTV system must cover as a minimum, all public entry and exit points, a person conversant with the retrieval and downloading of CCTV footage must be present on the premises at all times when it is open to the public.**

**Northamptonshire Police would point the Licensing Sub-Committee to consider paragraphs 11 :27 and 11 :28 of the statutory section 182 guidance that accompanies the Licensing Act 2003.**

**11 :27 details what criminality should be treated particularly seriously, it details the employment of people who are disqualified from work by reason of their immigration status in the UK.**

**11 :28 details that revocation of the Premises Licence even in the first instance should be seriously considered.**

**Northamptonshire Police would also refer the Licensing Sub-Committee to the case of R (Bassetlaw D.C.) v Worksop Magistrates, considering the points of the interests of the wider**

**community and punitive measures to send a deterrent message to other 5 establishments in line with this case. Further statement(s) will be submitted in line with the Licensing Act 2003 Hearing Regulations.**

**Statements and updates have been requested from the Immigration Service and will follow and be submitted in accordance with the Licensing Act 2003 Hearing Regulations.**

Have you made an application for review relating to the premises before

Please tick ✓ yes

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to the 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature

.....

Date

.....

Capacity **Northamptonshire Police Licensing Constable**

.....

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

**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. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.