

From: Hall Donna

Sent: 20 May 2015 17:45

To: Martin Terri

Subject: FW: Licensing Act 2003 - Police review - Madina Kebab House at 65 Gladstone Street

FAO Licensing Department

Representation: Madina Kebab House, 65 Gladstone Street

As licensing authority it is our duty to carry out our functions under the Licensing Act 2003 with a view to promoting the licensing objectives. I am acting in the capacity of responsible authority by making a representation in support of the review application served by Cambridgeshire Constabulary on 23/4/15. Removal of the late night refreshment licence would restrict the opening hours of the business until 11pm, enabling the business to continue trading until this time.

A number of issues have been raised and recorded on the Regulatory Services database which call into question the management of Madina Kebab House and their ability to promote the licensing objective of the prevention of crime and disorder:

On the 31st March 2013 a complaint was received that the premises was selling hot food past 11pm without a licence. It was established that the premise was operating without a licence. The premise was contacted and an application was received on 2nd May 2013. However the application was rejected as it was not advertised in time. A further application was received on 20th May 2015 however this was rejected again as the business failed to advertise.

On 16th July 2013 a complaint was received that the business was trading until 3am without a licence. An enforcement letter was sent on the 18th July and subsequently an application was received on 25th July.

The licence was granted subject to some requested amendments to the operating schedule in respect of noise pollution.

On 7th July 2014 a complaint was received alleging that the premises was trading until 4am causing noise disturbance, alleging that people were living above the shop and it was not safe.

On 15th July a complaint was received alleging that there was a fight at the premise which the police could not control. The information was sent to the police who had also received anonymous complaints about people congregating outside the premise in the early hours.

On the 19th November 2014 a complaint was received alleging that the premises was open until 3am most days causing disturbance. This is 2 hours beyond the opening hours that the licence permits. There were also allegations of drug dealing and that residents were too scared to complain. This was put through to the police to look into.

On the 13th March 2015 a joint operation with Cambridgeshire police and Immigration Enforcement was executed leading to the arrest of 4 persons who were identified as illegal immigrants/over stayers.

On the 19th March 2015 the food safety team visited the premise following concerns raised by the police. Some structural and management issues were found during the inspection, leading to the premise receiving a rating of 1 under the Food Hygiene Rating Scheme. The business did not have a documented food hygiene safety system. The food business operator Amjid Hussain provided with a detailed letter outlining the actions they must take to meet food hygiene legislation. A revisit has been scheduled for June 2015 to check compliance.

The information outlined above, and which I have been made aware of as licensing authority, demonstrates a pattern of non-compliance with legal requirements and poor management practices. This representation supports the view that the business is not promoting the licensing objective of the

prevention of crime and disorder. I support the application from Cambridgeshire Constabulary to revoke the licence. It would not be appropriate to add conditions in respect of the activity of employing illegal workers as this activity is already prohibited under existing legislation.

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