

**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,

PC 5548 Catherine Arkle

**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

**Polish Delicatessen
171, Dewsbury Road
Leeds**

**Post town
LEEDS**

**Post code (if known)
LS11 5EG**

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

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

PREM/02702

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) 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

West Yorkshire Police
Licensing Department
Millgarth Police Station
Millgarth Street
LEEDS LS2 7HX

Telephone number (if any)

0113 2413072

E-mail address (optional)

catherine.arkle@westyorkshire.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 x
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

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

These off-licence premises and the Premise Licence Holder are, and have been, the subject of an investigation by HM Revenue and Customs over a sustained period of time.

Since November 2009 the premises in question, the PLH's home address and other premises in Leeds which she controls have been visited by HMRC and substantial amounts of illegally imported cigarettes, hand rolling tobacco and alcohol have been seized along with a substantial amount of cash. The cash is now subject of a cash forfeiture order.

Despite having been arrested in December 2010 by HMRC Officers for the evasion of excise duty the PLH has continued to operate illegally. The PLH is a repeat offender operating under a Premises Licence. HMRC are not a Responsible Authority under the Licensing Act 2003 and therefore action is required from West Yorkshire Police in respect of the licence.

The illegal sale and importation of goods has taken place over at least the past 2 years. The actions of the PLH have constantly undermined the licensing objective of the prevention of crime and disorder, and West Yorkshire Police now apply for the revocation of the Premises Licence to prevent further abuse of it.

Please provide as much information as possible to support the application

(please read guidance note 2)

Documentary evidence to support the review and the grounds previously described is contained in Criminal Justice Act witness statements from the following:

PC 5548 Catherine Arkle
Jai Vantoch-Wood – Officer of HM Revenue & Customs

Please tick yes

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

If yes please state the date of that application N/A Day
Month
Year

If you have made representations before relating to these 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, 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 – Signature (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: 20th December 2011

Capacity: Divisional Licensing Officer, City & Holbeck

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

Mr. Bob Patterson	PC Cath Arkle
Licensing Dept	Licensing Dept
Millgarth Police Station	Millgarth Police Station
Millgarth Street	Millgarth Street
Leeds	Leeds
LS2 7HX	LS2 7HX

Post town LEEDS

Post Code LS2 7HX

Telephone number (if any) 0113 2414023/ 0113 2413072

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) Robert.Patterson@westyorkshire.pnn.police.uk/
Catherine.Arkle@westyorkshire.pnn.police.uk**

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.