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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 or typed in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I Home Office Immigration Enforcement

.....
 (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

Noble House Restaurant
 43 Osbourne Road

Post town

Portsmouth

Post code

PO5 3LS

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

Mr Albert Ion-Chun Choi

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

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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)	X
3) a member of the club to which this application relates (please complete (A) below)	

(A) INDIVIDUAL APPLICANTS (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											
Email address (optional)											
Post Town						Post Code					

(B) DETAILS OF OTHER APPLICANT
Name and address
Telephone number (if any)
Email address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT
Name and address: Home Office Immigration Enforcement, Alcohol Licensing and Late-Night Refreshments Team, 40 Wellesley Road Croydon CR9 2BY
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)	
	Please tick one or more boxes <input checked="" type="checkbox"/>
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 2)
This restaurant was recently visited by immigration enforcement officers in October 2021 where 3 illegal workers were encountered. There was also a visited back in 2012 where two illegal workers were also encountered.

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

On Saturday 23/10/2021 officers visited Noble House Restaurant, 43 Osborne Road, Portsmouth PO5 3LS as part of an Immigration Enforcement visit.

An officer entered through the front door holding his Warrant card in his hands. At the briefing, he directed three other officers to make their way directly into the kitchen on entry. A male who I identified to be Mr Albert CHOI immediately started shouting at us as we entered that we could not come in. I tried to explain that we were immigration Officers, the purpose of our visit and our power of entry but Mr CHOI was beside himself with rage and could not hear me such was his aggression and hostility towards us. He attempted to block one of the officers as he made his way to the kitchen and he followed me and my colleagues through the busy restaurant, shouting and haranguing us as we moved to the kitchen which was accessed via a doorway in the far right hand corner of a dining area. CHOI then started shouting at his kitchen staff in a foreign language and shortly after I learned that the staff were not engaging with our telephone interpreters. I continued to identify myself to CHOI as the Officer in Charge and serve the Notice to Occupier to him. CHOI made various threats about how much trouble I was going to be in, stating that he had powerful friends at Portsmouth City Council and also making comment regarding his lawyer who was going to take me to court. I also observed him mocking my colleague. At one-point CHOI got out his mobile phone and started videoing our Collar numbers. I invited CHOI to call the Police if he felt that we were illegally present on his premises. There were three kitchen workers present and waiting staff who were coming in and out of the kitchen. Eventually Home Office checks revealed that all three of the kitchen staff were illegally present in the United Kingdom and had no permission to work in the UK. At this point I asked Mr CHOI to consider telling his customers that there would be no food that evening as his chefs were all under arrest. Only at this time did Mr CHOI begin to calm himself and I instructed one of my officers to conduct an illegal working interview with CHOI. It was by now around forty minutes after our arrival and the customers had all begun to leave. Officers began conducting Interviews with my team but still refused to give a place of abode. Over an hour went by before CHOI admitted that they all lived in a flat above the restaurant. At around 22.55, all Officers departed the restaurant and as I left, I provided Mr Choi with a leaflet explaining the Home Office complaints procedure. I have had no further dealings with Mr CHOI.

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Please tick <input checked="" type="checkbox"/> yes	
<ul style="list-style-type: none"> 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
<ul style="list-style-type: none"> 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 4)

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

Signature	Home Office Immigration Enforcement
Date	08/02/2022
Capacity	Responsible Authority

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 by email, your email 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.

