

Elizabeth Gregg

From: ISD Alcohol Licensing <Alcohol@homeoffice.gov.uk>
Sent: 19 April 2022 15:04
To: Licensing; [REDACTED]
Subject: RE: Review - Pendulum, Blaydon Road, Pendeford, Wolverhampton, WV9 5NP - PRE427
Attachments: Pendulum - Representation in Support of RA Review_1.0.docx

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Dear All,

See attached representation from Immigration Enforcement in relation to the above premises.

Regards

Phil Thomas

The Alcohol and LNR Licensing Team
Interventions and Sanctions Directorate
Immigration Enforcement
Home Office

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]





Immigration Enforcement

Immigration Enforcement Representation in respect of a Premise Licence

On behalf of the Secretary of State, Home Office (Immigration Enforcement) makes representations for the following premises licence application, relating to the crime prevention objective, including the prevention of illegal working and immigration crime in licensed premises.

Home Office (Immigration Enforcement) wishes to make representations on the following:

(Select as appropriate)

| | | Please select |
|--------------------------|--|-------------------------------------|
| <input type="checkbox"/> | Application for a premises licence review | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> | Application for the transfer of an existing premises licence | <input type="checkbox"/> |
| <input type="checkbox"/> | Application for a premise licence | <input type="checkbox"/> |

Premises Licence Details

Licensing Authority Application Reference Number:

Immigration Enforcement Reference Number:

Premises Licence Holder:

Mr Mohammed Khalil Ali

Premises Address:

Pendulum
Blaydon Road, Pendeford

Post Town: Wolverhampton Post Code: WV9 5NP

Details of Responsible Authority

Name and Address:

Home Office Immigration Enforcement,
Alcohol Licensing and Late-Night Refreshments Team,

40 Wellesley Road
Croydon
CR9 2BY

**Daytime
Telephone
Number:**

**Email address
(optional):**

Home Office Representations are being made to:

| | | Please select |
|-------------------------------------|---|-------------------------------------|
| <input checked="" type="checkbox"/> | In support of an application for the review of a premises license | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> | Request that conditions be attached to the premises Licence | <input type="checkbox"/> |
| <input type="checkbox"/> | Objection to the grant of a premises license to the applicant | <input type="checkbox"/> |

Representations are being made for the following reasons

On Friday 25th February 2022 a multi-agency visit took place at Pendulum, Blaydon Road, Pendeford, Wolverhampton, WV9 5NP involving West Midlands Police, Local Authority Licensing and Gangmaster Labour Abuse Authority.

Three persons were encountered and found to be present in the UK illegally with no right to work and were arrested.

HO checks confirmed all 3 subjects entered the UK illegally in 2021 by small boat and had claimed asylum on their arrival. All 3 subjects confirmed they were still living in the accommodation in which they had been allocated to. All 3 subjects were de-arrested and set up on reporting authorised by CIO Atkar.

A Civil Penalty Referral notice was served on site to the employer.

Reasons for which there is a risk to the licensing objectives, and why the objection or conditions proposed are appropriate to prevent crime including illegal working in licensed premises

Home Office (Immigration Enforcement) as a responsible authority-

Section 36 and Schedule 4 of the Immigration Act 2016 (the 2016 Act) amended the Licensing Act 2003 (the 2003 Act) to introduce immigration safeguards in respect of licensing applications made in England and Wales on or after 6 April 2017. The intention is to prevent illegal working in premises licensed for the sale of alcohol or late-night refreshment.

The Home Secretary (in practice Home Office (Immigration Enforcement)) was added to the list of Responsible Authorities (RA) in the licensing regime, which requires Home Office (Immigration Enforcement) to receive premises licence applications (except regulated entertainment only licences and applications to vary a Designated Premises Supervisor (DPS)), and in some limited circumstances personal licence applications.

In carrying out the role of responsible authority, Home Office (Immigration Enforcement) is permitted to make relevant representations and objections to the grant of a licence or request a review of an existing licence as a responsible authority where there is concern that a licence and related licensable activity is prejudicial to the prevention of immigration crime including illegal working

We feel that this individual breaches the licensing objective - Prevention of crime and disorder.

The above findings constitute a risk of non-compliance.

Signatures

Signature of Responsible Authority

Home Office Immigration Enforcement

Date:

19/04/22

Capacity:

**Responsible
Authority**