



## **Agenda for a meeting of the Bradford District Licensing Panel to be held remotely on Wednesday, 10 March 2021 at 10.00 am**

### **Members of the Committee – Councillors**

<b>LABOUR</b>	<b>THE INDEPENDENTS</b>
<b>M Slater Godwin</b>	<b>Hawkesworth</b>

### **Notes:**

- Please note that, under the current circumstances, we are able to produce only limited paper copies. The agenda and reports can be viewed on the Councils agenda and minutes website five clear working days in advance of the meeting. A webcast of the meeting will be available to view live on the Council's website at <https://bradford.public-i.tv/core/portal/home> and later as a recording.
- The applicant, representatives of responsible authorities and interested parties will be asked to confirm to the Governance Officer, [jane.lythgow@bradford.gov.uk](mailto:jane.lythgow@bradford.gov.uk), by midday on Friday 5 March 2021 that they will be participating in the remote meeting and will be advised how they can access the meeting remotely. If contact details are not provided, and advice to the contrary is not received, the hearing will be held in their absence.
- Approximately 15 minutes before the start time of the hearing the Governance Officer will set up the electronic conference arrangements initially in private and bring into the conference facility the Panel, the Council's legal advisor and Licensing Officer so that any issues can be raised before the start of the meeting. The applicant; representatives of responsible authorities and interested parties will be brought into the electronic meeting at the start of the hearing. They will be requested to make their representations or answer any questions at the appropriate time during the hearing.
- Members should be on their own when attending remotely and ensure that any confidential papers are not visible via the technology used.

### **From:**

Parveen Akhtar  
City Solicitor  
Agenda Contact: Jill Bell/Jane Lythgow/Tracey Sugden  
Phone: 01274 434580/432270/434287  
E-Mail: [jane.lythgow@bradford.gov.uk](mailto:jane.lythgow@bradford.gov.uk)

### **To:**

## **A. PROCEDURAL ITEMS**

### **1. DISCLOSURES OF INTEREST**

(Members Code of Conduct - Part 4A of the Constitution)

To receive disclosures of interests from members and co-opted members on matters to be considered at the meeting. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

*Notes:*

- (1) Members may remain in the meeting and take part fully in discussion and voting unless the interest is a disclosable pecuniary interest or an interest which the Member feels would call into question their compliance with the wider principles set out in the Code of Conduct. Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.*
- (2) Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations, and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.*
- (3) Members are also welcome to disclose interests which are not disclosable pecuniary interests but which they consider should be made in the interest of clarity.*
- (4) Officers must disclose interests in accordance with Council Standing Order 44.*

### **2. INSPECTION OF REPORTS AND BACKGROUND PAPERS**

(Access to Information Procedure Rules – Part 3B of the Constitution)

Reports and background papers for agenda items may be inspected by contacting the person shown after each agenda item. Certain reports and background papers may be restricted.

Any request to remove the restriction on a report or background paper should be made to the relevant Strategic Director or Assistant Director whose name is shown on the front page of the report.

If that request is refused, there is a right of appeal to this meeting.

Please contact the officer shown below in advance of the meeting if you wish to appeal.

(Jane Lythgow - 01274 432270)

## **B. BUSINESS ITEMS**

**3. TRANSFER OF PREMISES LICENCE AND APPLICATION TO VARY A PREMISES LICENCE TO SPECIFY AN INDIVIDUAL AS DESIGNATED PREMISES SUPERVISOR FOR ROZ'S DELI, 97 GREAT HORTON ROAD, BRADFORD BD7 1PS 1 - 32**

The Interim Assistant Director Waste, Fleet & Transport Services will present a report (**Document “L”**) which outlines an application to Transfer a Premises Licence and an application to Vary a Premises Licence to specify an individual as designated premises supervisor for Roz's Deli, 97 Great Horton Road, Bradford, BD7 1PS.

**Members are invited to consider the information and documents referred to in this report and, after hearing individuals, bodies or businesses, determine the related application.**

(Melanie McGurk – 01274 431873)

THIS AGENDA AND ACCOMPANYING DOCUMENTS HAVE BEEN PRODUCED, WHEREVER POSSIBLE, ON RECYCLED PAPER

This page is intentionally left blank

## **Report of the Interim Assistant Director Waste, Fleet & Transport Services to the meeting of the Bradford District Licensing Panel to be held on 10 March 2021.**

**L**

---

### **Subject:**

**An application to Transfer a Premises Licence and an application to Vary a Premises Licence to specify an individual as designated premises supervisor for Roz's Deli, 97 Great Horton Road, Bradford, BD7 1PS.**

### **Summary statement:**

**Police objection to two applications:**

**Application to transfer a premises licence**

**Application to vary a premises licence to specify an individual as designated premises supervisor.**

### **EQUALITY & DIVERSITY**

The Council has to comply with the public sector equality duty in S.149 Equality Act 2010.

---

Susan Spink  
Interim Assistant Director  
Waste, Fleet & Transport Services

Report Contact: Melanie McGurk  
Senior Licensing Officer  
Phone: (01274) 431873  
E-mail: [melanie.mcgurk@bradford.gov.uk](mailto:melanie.mcgurk@bradford.gov.uk)

### **Portfolio:**

**Neighbourhoods & Community Safety**

### **Overview & Scrutiny Area:**

**Corporate**

## **1. SUMMARY**

West Yorkshire Police have submitted an objection to two licensing applications. One application is for the transfer of a premises licence and the other application is to vary a premises licence to specify an individual as designated premises supervisor.

## **2. BACKGROUND**

### **2.1 The applicant**

Mr Morad Omer. The applications are included at Appendix 1.

### **2.2 The Premises**

Roz's Deli, 97 Great Horton Road, Bradford, BD7 1PS.

A copy of the premises licence is included at Appendix 2.

### **2.3 Proposed Designated Premises Supervisor**

Mr Morad Omer.

### **2.4 Application**

The applications are for the transfer and variation of a premises licence to specify an individual as designated premises supervisor.

## **25. Relevant Representation Received**

### **West Yorkshire Police**

On 12 February 2021, the Licensing Authority received a notice under Section 42 (6) and Section 37 (5) of the Licensing Act 2003 from West Yorkshire Police in objection to these applications, including a detailed account of their reasons. These reasons are considered by the Licensing Authority to constitute a valid objection under the Act.

The notice is attached at Appendix 3.

## **3. OTHER CONSIDERATIONS**

### **Legal Appraisal**

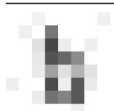
- 3.1** The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives:



- a) the prevention of crime and disorder
  - b) public safety
  - c) the prevention of public nuisance
  - d) the protection of children from harm
- 3.2** The Council must also have regard to the guidance issued by the Home Office under Section 182 of the Licensing Act 2003. Regard must also be taken of the Council's statement of Licensing Policy for the District.
- 3.3** Where it is decided it is necessary to depart from the statutory guidance or the Licensing Policy on the merits of a particular case; then special reasons justifying this must be given that can be sustained.
- 3.4** An application for the transfer of an existing premises licence under Section 42 of the Act and an application to vary a premises licence to specify an individual as designated premises supervisor under Section 37 of the Act, is normally a straightforward licensing procedure and is dealt with as an administrative matter. As part of the application process, the applicant is required to give notice of the application to the police.
- 3.5** Where a chief officer of police is satisfied that the exceptional circumstances of the case are such that granting the application would undermine the crime prevention objective, he must serve notice to the Licensing Authority within fourteen days of receiving the application.
- 3.6** When a valid objection is received from the police and the objection has not been withdrawn, the matter must be referred to the Licensing Panel for a hearing to determine the application.
- 3.7** Where an application includes a request that the application shall have immediate effect, the premises licence has effect during the application period as if the licence has been transferred or varied in the manner as set out in the application. The application period begins when the application is received by the Licensing Authority and ends when the application is granted or rejected.
- 3.8** The applicant or the police have a right to appeal to the Magistrates Court if they are aggrieved with the decision of the Licensing Authority. Any such appeal must be lodged within 21 days of the date when the Licensing Authority first made notification of the decision and the application period will continue until determination by that Court.

### **Statement of Policy Issues**

- 3.6** The following parts of the Licensing Policy are of particular importance; Part 4 (prevention of crime and disorder).



#### **4. FINANCIAL & RESOURCE APPRAISAL**

A decision made by the Licensing Panel is subject to appeal at the Magistrates Court and/or by way of judicial review. Should the applicant or the police wish to appeal against the decision of the council, the council would incur costs although the court may decide to award costs if the council's decision is upheld.

#### **5. RISK MANAGEMENT AND GOVERNANCE ISSUES**

There are no apparent risk management and governance implications.

#### **6. LEGAL APPRAISAL**

Referred to in part 3 of this report.

#### **7. OTHER IMPLICATIONS**

##### **7.1 SUSTAINABILITY IMPLICATIONS**

There are no apparent sustainability implications.

##### **7.2 GREENHOUSE GAS EMISSIONS IMPACTS**

There are no apparent implications.

##### **7.3 COMMUNITY SAFETY IMPLICATIONS**

When determining the application, the Licensing Authority is required to pay due regard to the licensing objectives referred to in 3.1 of this report.

##### **7.4 HUMAN RIGHTS ACT**

The following rights are applicable:

Article 1 First Protocol to the Convention – Right to peaceful enjoyment of possessions subject to the state's right to control the use of property in accordance with the general interest. The Council's powers set out in the recommendations fall within the states right. A fair balance must be struck between public safety and the applicant's rights.

Article 6 – A procedural right to a fair hearing. As refusal of the application is an option, adherence to the Panels' usual procedure of affording a hearing to the applicant is very important. The applicant should also be able to examine the requirements of the fire authority. If the decision is to refuse, then reasons should be given.





**7.5 TRADE UNION -** Not applicable.

**7.6 WARD IMPLICATIONS**

Ward Councillors have been notified of the meeting.

**7.7 IMPLICATIONS FOR CORPORATE PARENTING**

There are no apparent implications.

**7.8 ISSUES ARISING FROM PRIVACY IMPACT ASSESMENT**

There are no apparent data protection or information security implications.

**8. NOT FOR PUBLICATION DOCUMENTS**

None.

**9. OPTIONS**

**9.1** Members may:

- (a) Grant the applications for transfer and variation of a premises licence to specify an individual as designated premises supervisor; or
- (b) Reject the applications for the transfer and variation of a premises licence to specify an individual as designated premises supervisor if Members consider it appropriate to do so for the promotion of the prevention of crime and disorder objective.

**9.2** Should the applicant or any other party to the hearing feel aggrieved at any decision with regard to the licence they may appeal to the Magistrates Court.

**10. RECOMMENDATIONS**

Members are invited to consider the information and documents referred to in this report and, after hearing the parties, determine the related application(s):

**11. APPENDICES**

- 1. Application forms received 5 February 2021.
- 2. Premises Licence.
- 3. Notice from West Yorkshire Police.

**12. BACKGROUND DOCUMENTS**

Application forms, plan etc.



This page is intentionally left blank



City of  
**BRADFORD**  
METROPOLITAN DISTRICT COUNCIL

Licensing Team, Argus Chambers, Hall Ings, Bradford, BD1 1HX

**Application to transfer premises licence  
to be granted 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 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/We MARAD OMER  
(insert name(s) of applicant) **apply to transfer the premises licence under section 42 of the Licensing Act 2003 for the premises described in Part 1 below**

**Premises licence number**

LIC072660

**Part 1 – Premises Details**

**Postal address of premises or, if none, ordnance survey map reference or description**  
97 Great Horton Road

**Post town**  
Bradford

**Post code**  
BD7 1PS

**Telephone number at premises (if any)**

**Please give a brief description of the premises**  
Convenience store

**Name of current premises licence holder**

Mohammed Hatam

## Part 2 – Applicant Details

In what capacity are you applying for the premises licence to be transferred to you?

	<b>Please tick ✓ Yes</b>	
a) an individual or individuals*	<input checked="" type="checkbox"/>	please complete section (A)
b) a person other than an individual*		
i. as a limited company	<input type="checkbox"/>	please complete section (B)
ii. as a partnership	<input type="checkbox"/>	please complete section (B)
iii. as an unincorporated association or	<input type="checkbox"/>	please complete section (B)
iv. other	<input type="checkbox"/>	please complete section (B)
c) a recognised club	<input type="checkbox"/>	please complete section (B)
d) a charity	<input type="checkbox"/>	please complete section (B)
e) the proprietor of an educational establishment	<input type="checkbox"/>	please complete section (B)
f) a health service body	<input type="checkbox"/>	please complete section (B)
g) a person who is registered under Part 2 of the Care	<input type="checkbox"/>	please complete section (B)
a. Standards Act 2000 (c14) in respect of an independent		
hospital in Wales		
g) a person who is registered under Chapter 2 of part 1 of the	<input type="checkbox"/>	please complete section (B)
b. Health and Social Care Act 2008 in respect of the carrying		
on of a regulated activity (within the meaning of that Part)		
in an independent hospital in England		
h) the chief officer of police of a police force in England and	<input type="checkbox"/>	please complete section (B)
Wales		

\*If you are applying as a person described in (a) or (b) please confirm:

**Please tick ✓ Yes**

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

☒

I am making the application pursuant to a

- Statutory function; or
- A function discharged by virtue of Her Majesty's prerogative

☐

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other title (for example, Rev) \_\_\_\_\_

Surname

First names

Omer

Morad

Please tick yes

Date of Birth

I am 18 years old or over ☐

Nationality

Current postal address if different from premises address

97 Great Horton Road

Post Town

Bradford

Postcode

BD7 1PS

Daytime contact telephone number

Email address (optional)

**SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)**

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title (for example, Rev) \_\_\_\_\_

Surname

First names

Please tick yes

Date of Birth

I am 18 years old or over ☐

Nationality

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

Email address (optional)

## (B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

### Part 3

Please tick ✓ Yes

Are you the holder of the premises licence under an interim authority notice?

✓

Do you wish the transfer to have immediate effect?

If not when would you like the transfer to take effect?

Day	Month	Year

Please tick ✓ Yes

I have enclosed the consent form signed by the existing premises licence holder

--

If you have not enclosed the consent for referred to above, please give the reasons why not. What steps have you taken to try and obtain consent?

It is not in our possession

Please tick ✓ Yes

If this application is granted I would be in a position to use the premises during the application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)

☒

I have enclosed the premises licence

☒

If you have not enclosed the premises licence referred to above please give the reasons why not

Please tick ✓ Yes

- payment of the fee to be made by bank card please call me
- I have enclosed the consent form signed by the existing premises licence holder or my statement as to why it is not enclosed
- I have enclosed the premises licence or relevant part of it or explanation
- I have sent a copy of this form to the chief officer of police today (see guidance note 8)
- I have sent a copy of this form to Home Office Immigration Enforcement today (see guidance note 8).
- I understand that if I do not comply with the above requirements my application will be rejected

☒  
☒  
☒  
☒  
☒  
☒

Applicable to all individual applicants, including those in partnership which is not a limited liability partnership, but not companies or limited liability partnerships:

- I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read guidance note 2)

☒

**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.**

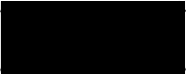
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION ASYLUM AND NATIONALITY ACT 2006 AND PURUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 2).

#### Part 4 – Signatures (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	04.02.2021
Capacity	Applicant

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent**  
(please read guidance note 5).

**If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

**Contact Name (where not previously given) and 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 e-mail, your e-mail address (optional)	





Licensing Team, Argus Chambers, Hall Ings, Bradford, BD1 1HX

**Application for transfer of premises licence**

**Consent of premises licence holder to transfer**

I/we

MOHAMMED HATAM

(full name of premises licence holder(s))

the premises licence holder of premises licence number LIC 072660  
(insert premises licence number)

relating to 97 GREAT HORTON ROAD, Bradford, BD7 1PS

ROZIS SHOP

(name and address of premises to which the application relates)

hereby give my consent for the transfer of premises licence number LIC 072660  
(insert premises licence number)

to MORAD OMER  
(full name of transferee)

Signed

[Redacted signature]

Name (please print) MOHAMMED HATAM

Date 04.02.2021



Licensing Team, Argus Chambers, Hall Ings, Bradford, BD1 1HX

**Application to vary a premises licence to specify an individual as designated premises supervisor 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 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/We MORAO OMER (insert name(s) of applicant)  
being the premises licence holder, apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003

**Part 1 – Premises Details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> 97 Great Horton Road	
<b>Post town</b> Bradford	<b>Post code</b> BD7 1PS
<b>Telephone number of the premises (if any)</b>	

<b>Description of premises (please read guidance note 1)</b> Convenience Store
---

## Part 2 – Proposed Premises Supervisor

<b>Full name of proposed designated premises supervisor</b> Morad Omer
<b>Nationality</b> [REDACTED]
<b>Place of birth</b> [REDACTED]
<b>Date of birth</b> [REDACTED]

**Personal licence number of proposed designated premises supervisor and issuing authority of that licence (if any)**  
LEEDS/PERL/10507/20  
Leeds City Council  
Civil Hall  
Leeds  
LS1 1HU

**Full name of existing designated premises supervisor (if any)**

Please tick ✓

I would like this application to have immediate effect under section 38 of the Licensing Act 2003.

I have enclosed the premises licence or relevant part of it.

<input checked="" type="checkbox"/>
<input type="checkbox"/>

If you have not enclosed the premises licence, or relevant part of it, please give reasons why not

**Reasons why I have failed to enclose the premises licence or relevant part of it**

It is not in my possession.

Please tick ✓

- payment of the fee to be made by bank card please call me
- I will give a copy of this application to the chief officer of police
- I have enclosed the consent form completed by the proposed premises supervisor
- I have enclosed the premises licence or relevant part of it or explanation
- I will notify the existing premises supervisor of this application (see guidance Note 8)
- I understand that if I do not comply with the above requirements my application will be rejected

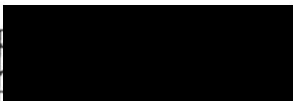
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

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.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

### Part 3 – Signatures (please read guidance note 2)

**Signature of applicant or applicant's solicitor or other duly authorised agent.**  
(See guidance note 3). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	04/02/2021
Capacity	Applicant.

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 4).  
**If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

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

MORAD OMER  
97 GREAT HORTON ROAD.

Post town BRADFORD	Post code BD7 1HR
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	



Licensing Team, Argus Chambers, Hall Ings, Bradford, BD1 1HX

**Consent of individual to being specified as premises supervisor**

I MORAD OMER  
(full name of prospective premises supervisor)

of 97 GREAT HURTON ROAD, BRADFORD, BD7 1HR  
(home address of prospective premises supervisor)

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application to vary a premises licence to specify an individual as designated premises supervisor

by: MORAD OMER  
(full name of applicant)

relating to premises licence LIC 072660  
(number of existing licence, if any)

for 97 GREAT HURTON ROAD, BRADFORD, BD7 1HR

(name and address of premises to which the application relates)

and any Premises Licence to be granted or varied in respect of this application made by

MORAD OMER  
(full name of applicant)

concerning the supply of alcohol at

ROZIS SHOP, 97 GREAT HURTON ROAD  
(name and address of premises to which application relates).

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal Licence number LEEDS / PER / 105 07 / 20

Personal licence issuing authority Leeds City Council, Civic Hall, LS1 2UR  
(insert name and address of personal licence issuing authority, if any)

Signed [REDACTED]

Name (please print) OMER MORAD

Dated 04.02.2021

This page is intentionally left blank

**Licensing Act 2003 - Premises Licence**  
**Licence No: 072660**

**Date Issued: 30 November 2020**

**Part 1 - Premises Details**

**POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION**

**Rozi's Deli**  
97 Great Horton Road, Bradford, BD7 1PS

**WHERE THE LICENCE IS TIME LIMITED THE DATES**

Not applicable

**DATE FIRST GRANTED - ANNUAL FEE DATE**

Licensing Act 2003 Fees Regulations 2005

29 September 2005

**LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE**

The Supply of Alcohol

**THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES**

The Supply of Alcohol	Mon 08:00-23:00 Tue 08:00-23:00 Wed 08:00-23:00 Thu 08:00-23:00 Fri 08:00-23:00 Sat 08:00-23:00 Sun 10:00-22:30  Good Friday 08.00-22.30 Christmas Day 12.00-15.00 Christmas Day 19.00-22.30
-----------------------	--

**THE OPENING HOURS OF THE PREMISES**

No restrictions

**WHERE THE LICENCE AUTHORISES SUPPLY OF ALCOHOL WHETHER THIS IS ON AND/OR OFF SUPPLIES**

The Supply of Alcohol Off Premises

**Part 2**

**NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE**

97a Great Horton Road, Bradford, BD7 1PS

**REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**

**NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

97a Great Horton Road, Bradford, BD7 1PS

**PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL**

Licence Number: Issued By: Bradford

**ANNEXES**

**Annex 1 – Mandatory Conditions**

**REQUIREMENT FOR A DESIGNATED PREMISES SUPERVISOR**

No supply of alcohol may be made under the premises licence:

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

**AUTHORISATION OF PERSONAL LICENCE HOLDER**

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

**AGE VERIFICATION**

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –

- a) a holographic mark, or
- b) an ultraviolet feature.

**DUTY & TAX**



A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1:

(a) 'duty' is to be construed in accordance with the Alcoholic Liquor Duties Act 1979,

(b) 'permitted price' is the price found by applying the formula 'P' equals 'D' plus ('D' times 'V'), where-

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol,

(c) 'relevant person' means, in relation to premises in respect of which there is in force a premises licence-

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence,

(d) 'relevant person' means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question, and

(e) 'value added tax' means value added tax charged in accordance with the Value Added Tax Act 1994.

Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ('the first day') would be different from the permitted price on the next day ('the second day') as a result of a change to the rate of duty or value added tax.

The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

#### Embedded Conditions

The restrictions on permitted hours do not prohibit:

(a) During the first twenty minutes after permitted hours, the taking of alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;

(b) The ordering of alcohol to be consumed off the premises or the despatch by the vendor of the alcohol so ordered;

(c) The sale of alcohol to a trader or club for the purposes of the trade or club;

(d) The sale or supply of alcohol to any canteen or mess, being a canteen in which the supply or sale of alcohol is carried out under

the authority of the Secretary of State or an authorised mess of members of Her Majesty's Naval, Military or Air Forces

Alcohol shall not be sold in an open container or be consumed in the licensed premises.

**Annex 2 – Conditions Consistent with Operating Schedule**

**All Four Licensing Objectives**

None.

**The Prevention Of Crime And Disorder**

None.

**Public Safety**

None.

**The Prevention Of Public Nuisance**

None.

**The Protection Of Children From Harm**

None.

**Annex 3 – Conditions attached after a hearing by the Licensing Authority**

Not applicable

## Licensing Act 2003 - Premises Licence Summary

### Licence No: 072660

**Date Issued: 30 November 2020**

#### Premises Details

##### POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

**Rozi's Deli**  
97 Great Horton Road, Bradford, BD7 1PS

##### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

##### DATE FIRST GRANTED - ANNUAL FEE DATE

Licensing Act 2003 Fees Regulations 2005

29 September 2005

##### LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

The Supply of Alcohol

##### THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

The Supply of Alcohol	Mon 08:00-23:00
	Tue 08:00-23:00
	Wed 08:00-23:00
	Thu 08:00-23:00
	Fri 08:00-23:00
	Sat 08:00-23:00
	Sun 10:00-22:30
	Good Friday 08.00-22.30
	Christmas Day 12.00-15.00
	Christmas Day 19.00-22.30

##### THE OPENING HOURS OF THE PREMISES

No restrictions

##### WHERE THE LICENCE AUTHORISES SUPPLY OF ALCOHOL WHETHER THIS IS ON AND/OR OFF SUPPLIES

The Supply of Alcohol Off Premises

##### NAME AND (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

97a Great Horton Road, Bradford, BD7 1PS

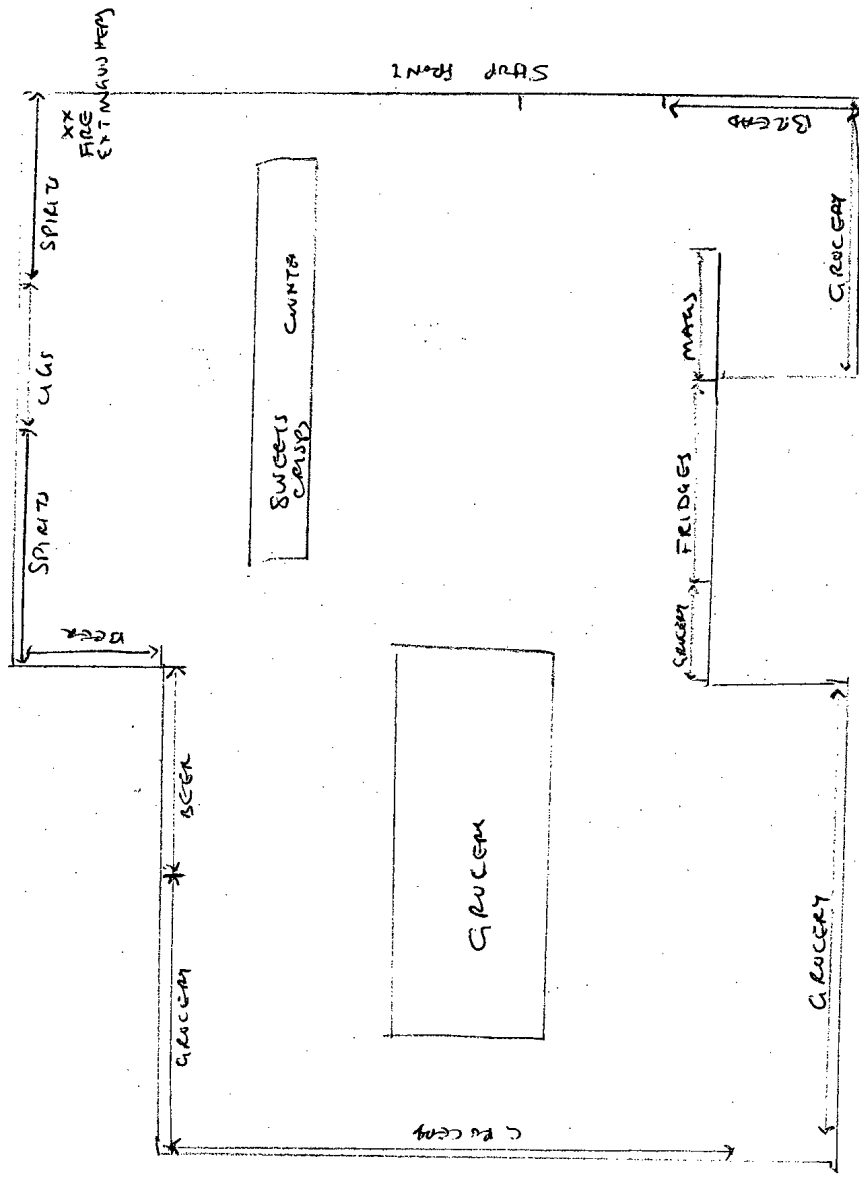
REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

No restrictions.

ROZI'S DELI  
 97 GREAT HORTON ROAD  
 BRADFORD  
 BD7 1PS



This page is intentionally left blank



**Licensing**  
Licensing Department  
Trafagar House  
Nelson Street  
Bradford  
BD5 0DX

Mobile:- 07525917858  
Email:  
kevin.lord@westyorkshire.police.uk

Your ref. Premises licence number LIC072660  
Our ref. 97 Great Horton Road

16<sup>th</sup> February 2021

Licensing Team  
City of Bradford Metropolitan District Council  
Britannia House  
Bradford

**Application to transfer of Premises Licence. Application to vary a premises licence to specify an individual as designated premises supervisor. Application to vary a premises licence (hours) under the Licensing Act 2003**

**97 Great Horton Road, Bradford**

I refer to the above applications made by Mr Morad OMER aka Mr Kirmanj SALEH, in respect of the above premises, dated 4<sup>TH</sup> February 2021 and received by the police on the following date.

**Notice is hereby given on behalf of the Chief Officer of Police for Bradford District that the exceptional circumstances of this case are such that they consider that the granting of these applications would undermine the Crime Prevention Licensing Objective.**

The basis of this objection is:

On 2<sup>nd</sup> February 2021, Mr OMER aka SALEH, appeared at Bradford Magistrates Court after 13 summonses were laid against him following a Trading Standards and Police investigation. Seven offences were for trademark offences, four relating to non-compliant packaging of tobacco, one for missing shop signage and lastly one offence for fraudulent trading. The approximate value of the fraud in terms of non-payment of duty was £30,000.

Mr OMER aka SALEH pleaded guilty to all offences and will appear back at Court on 1<sup>st</sup> April 2021 for sentencing.

The offences laid were as follows:

Arrested on 18/11/19 for the following offences committed on bail:

*1. Offer or expose for sale goods bearing false trademarks on 16/10/19 contrary to the Trademarks Act 1994 S.92 (1) (b) + s.92(6)*

2. Possess goods with false trademark for sale or hire on 17/10/19, contrary to Trademarks Act 1994 s.92(1) © +s.92 (6)
3. Produce/supply a tobacco product with unit pack/container not carrying Reg 7 health warnings on 17/10/19 contrary to tobacco and related products regulations 2016 reg.7(1) +reg.48(a) (i) +reg.51
4. Possess or supply tobacco product in breach of packaging regulations on 17/10/19 contrary to standardised packaging of tobacco regulations 2015 reg. 15
5. Possess goods with false trademark for sale or hire on 18/11/19, contrary to Trademarks Act 1994 s.92(1)(c) +s.92 (6)
6. Possess goods with false trademark for sale or hire on 18/11/19, contrary to Trademarks Act 1994 s.92(1) (c) +s.92 (6)
7. Possess goods with false trademark for sale or hire on 18/11/19, contrary to Trademarks Act 1994 s.92(1) (c) +s.92 (6)
8. Possess goods with false trademark for sale or hire on 18/11/19, contrary to Trademarks Act 1994 s.92(1) (c) +s.92 (6)
9. Possess goods with false trademark for sale or hire on 18/11/19, contrary to Trademarks Act 1994 s.92(1) (c) +s.92 (6)
10. Produce/supply a tobacco product with unit pack/container not carrying Reg 7 health warnings on 18/11/19 contrary to tobacco and related products regulations 2016 reg.7(1) +reg.48(a) (i) +reg.51
11. Possess or supply tobacco product in breach of packaging regulations on 16/10/19 contrary to standardised packaging of tobacco regulations 2015 reg. 15.
12. Fail to display warning statement on 18/11/19 contrary to children and young persons (protection from tobacco) act 1991 s.4
13. Participate in fraudulent business carried on by sole trader on 20/08/19 contrary to the Fraud Act 2006 s.9.

Further seizures of illicit tobacco have taken place at the end of January 2021 when Mr OMER aka SALEH has been present, and these have been passed to Trading Standards for further investigation. **One of these seizures took place at 97 Great Horton Road on 27<sup>th</sup> January 2021.**

Section 11.27 of the S182 Guidance for the Licensing Act clearly states that *“There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:*

**For the sale or storage of smuggled tobacco and alcohol**



The sale of illicit tobacco may seem a victimless crime, but the impact of tobacco smuggling costs the country over £2 billion in lost revenue each year. It undermines legitimate business and is dominated by internationally organised criminal groups often involved in other crimes such as drug smuggling and people trafficking. The Government continues to take action to reduce smoking and the harm it causes, but illicit tobacco is sold at 'pocket money prices', which encourages children to start smoking and does nothing to dissuade current smokers to quit.

Therefore, Bradford District Police feel that due to the circumstances of the investigation by Trading Standards and the subsequent guilty pleas by Mr OMER aka SALEH, it would be suffice to request that the Licensing Committee refuse all three of these applications under the prevention of crime and disorder licensing objective.

PC2730 Lord  
Bradford District Licensing Officer  
West Yorkshire Police

This page is intentionally left blank



This page is intentionally left blank