



Working together for a safer London

TERRITORIAL POLICING

LX - Lambeth Licensing & Night
Time Economy Team
Civic Centre,
6 Brixton Hill,
SW2 1EG
27th December 2018
Contact: PC Mike Constable

Miss Bina Patel
Licensing Manager
Lambeth Borough Council

RE: REVIEW OF RETAIL 24, 41 STREATHAM HILL SW2 4TP

Dear Miss Bina Patel,

I write on behalf of the Commissioner of police for the Metropolis to support Lambeth Council Licensing Authority's review of Retail 24, on the grounds of the following Licensing Objectives;

- The prevention of public nuisance.
- The prevention of crime and disorder.

This review is with regards to two males who were identified by UK Border Agency that they did not have the authority to work.

Details of these are attached in supporting statements.

The visit was conducted as part of a joint operation with Lambeth Council, Metropolitan Police Service and UKBA to look at licensed premises this was Operation Autumn Nights. This was an intelligence led operation conducted by a data analyst from Lambeth Council with a fully briefing supplied to those involved.

The Metropolitan Police Service would like to remind the committee of three points:

1. S182 Guidance states:

11.27 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 knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter;

2. In the case of East Lindsey District Council v Hanif (2016)

Mr Justice Jay said the restaurateur had "exploited a vulnerable person from his own community by acting in breach of the criminal law".

"Criminal convictions are not required," he told the court.

3. S182 Guidance states:

11.28 Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

Further to this, the area suffers with regards to street drinking. The area causes the Safer Neighbourhoods Team to concentrate a lot of time dealing with this problem.

It is of the Metropolitan Police Service's opinion that this sort of activity (with regards to the Immigration offences) leads to fraud on the Revenue, unfair competitive advantage to the employer and *most importantly* exploitation of a vulnerable person.

These points should be considered in the decision process for the review of the license of this premises, and it is recommended that revocation of their premises license is taken.

Yours sincerely,

Mike Constable | PC 596LX - Licensing & Night Time Economy Team | Lambeth Borough

Address Civic Centre, 6 Brixton Hill, SW2 1EG