

## **Representation made by a responsible Authority in support of an application for the review of an existing Premises Licence**

### **Responsible Authority making representation**

Lancashire Police

PS Jason Middleton

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### **Name of Applicant who requested a review of this licence**

Susan Chadwick on behalf of Rossendale Borough Council

### **Premises Details**

Mimi's

7 Bacup Road,

Rawtenstall,

Rossendale.

### **Details of your representation in support of the review application**

This supporting representation is brought on behalf of the Chief Constable of Lancashire Constabulary.

The main issue for the Police relates to the premises licence holder and therefore the person who is in control and management of the premises. The concern is whether he's a fit and proper person to ensure that the licensing objectives are not being undermined at the premises.

The premises licence holder of Mimi's is shown to be a Hassan Waqqar Malik (DOB 15071985) of 184 Pringle Street in Blackburn.

On the 21<sup>st</sup> March 2016 at Preston Crown Court, Hassan Waqqar Malik was found guilty of assault causing actual bodily harm and was sentenced to 13 months imprisonment. This assault occurred in a licenced takeaway in Preston.

The circumstances of this conviction being that at about 11pm on Saturday 14<sup>th</sup> November 2015 in Yum Yums Takeaway in Preston a minor altercation took place between staff members. One of those involved then made a phone call and a short time later two other males attended the takeaway and

these two males immediately assaulted a member of staff with a hammer and a doner kebab scoop being used as weapons. Hassan Waqqar Malik was one of these two males and was the male who threw the first punch and it was him he used the doner kebab scoop to repeatedly hit the victim about the head and with such force it dented the scoop.

Of police concern is that this assault took place in a licensed takeaway and involved staff members. Malik seriously undermined the prevention of crime & disorder licensing objective in exactly the same sort of premises he's responsible for promoting the very same licensing objective. Hassan Waqqar Malik should be the person leading by example and upholding the licensing objectives but this behaviour and conviction indicate that he's not a fit and proper person to do this.

Also of note is that Hassan Waqqar Malik has other violence related convictions some of which have occurred in licensed premises.

Police have been called to the premises on a number of occasions over the years to deal with crime & disorder issues and below are details of calls to the police over the past year.

05/06/2016 – LC-20160605-0274 – 0315hrs – police called to reports of a disorder at Mimi's.

16/10/2016 – LC-20161016-0241 – 0346hrs – customer calls police to say lots of lads kicking off at Mimi's and customer scared to leave.

29/03/2017 – LC-20170329-1365 - 2057hrs – abandoned call asking for police at Mimi's. Relates to the visit by the Border Agency.

07/05/2017 – LC-20170507-0256 – 0357hrs – phone call to police believed customers messing about.

The main Police concern is that the licensing objective of the prevention of crime & disorder is being undermined at the premises. The information provided by Rossendale Borough Council and the UK Border Agency coupled with the recent conviction (and imprisonment) of the licence holder and the reported incidents linked to the premises ensures the police also have concerns in relation to the running of premises and therefore this representation is relevant and should be considered at any hearing.

Submitted for your consideration.

Jason Middleton

Licensing Sergeant

East Division – Lancashire Police