

# LICENSING ACT SUB-COMMITTEE AGENDA



**Monday, 7 March 2011**

**at 9.30 am**

**in Committee Room C, Civic Centre, Hartlepool**

MEMBERS: LICENSING ACT SUB-COMMITTEE:

Councillors Morris (Chair), Aiken and Lawton

1. **APOLOGIES FOR ABSENCE**
2. **TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS**
3. **ITEMS FOR DECISION**
  - 3.1 Application For The Review Of Premises Licence – Sorrento's, 49 Church Street, Hartlepool - *Assistant Director, Community Safety & Protection*

# LICENSING ACT 2003

## Procedure for Review Hearings



Prior to the commencement of the meeting, a representative of the Democratic Services Section shall establish the identity of those present, who they represent and who intends, or wishes to speak.

1. The Chair's opening comments, including introduction of Members of sub-committee and officers present. Explanation of the decision to be considered.
2. Head of Public Protection and Housing outlines the application, any relevant representations and relevancy to Licensing Policy and statutory guidance.
3. Members ask any questions of the Head of Public Protection and Housing.
4. Applicant for Review presents their case (either personally or via legal representation) and introduces witnesses where appropriate.
5. Questions by Members to applicant and/or applicant's witnesses.
6. Representations by responsible bodies and/or interested parties and witnesses introduced where appropriate.
7. Questions by Members to responsible bodies/interested parties and/or their witnesses.
8. Licence/Club Certificate holder presents their case (either personally or via legal representation) and introduces witnesses where appropriate.
9. Parties may question and clarify issues raised with the consent of the Chair.
10. If required, applicant/responsible bodies/interested parties to be given opportunity to sum up.
11. If required, the Licence /Club Certificate holder to be given opportunity to sum up.
12. Members to have the opportunity to clarify any points raised. The Chair shall ask whether all parties are satisfied they have said all they wish to.
13. Members to go into closed session to deliberate.
14. Chair informs parties of their decision, with reasons.

**Report of:** Assistant Director, Community Safety & Protection

**Subject:** APPLICATION FOR THE REVIEW OF PREMISES LICENCE – SORRENTO'S, 49 CHURCH STREET, HARTLEPOOL

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**1. PURPOSE OF REPORT**

1.1 To consider an application for the review of a premises licence in respect of Sorrento's, 49 Church Street, Hartlepool.

**2. SUMMARY OF APPLICATION**

2.1 Party requesting review: Cleveland Police

Premises to which the review relates: Sorrento's  
49 Church Street  
Hartlepool

2.2 The current premises licence authorises 'Late Night Refreshment' between the following hours: -

Monday	23:00 – Midnight
Tuesday	23:00 – Midnight
Wednesday	23:00 – Midnight
Thursday	23:00 – 02:30 the following morning
Friday	23:00 – 02.30 the following morning
Saturday	23:00 – 02.30 the following morning
Sunday	23.00 – 01.00 the following morning

2.3 A copy of the premises licence is attached as Appendix I.

2.4 A copy of the application for review, including Police witness statement, is attached as Appendix II.

2.5 The application for review refers to the following licensing objectives:

- The Prevention of Crime and Disorder
- Public Safety

**3. BACKGROUND**

3.1 Cleveland Police have requested a review of the premises licence on the grounds that Sorrento's has persistently stayed open later than its licence

permits and that there has been a serious incident of assault involving a member of staff who has continued to work at the premises.

- 3.2 The application for review has been advertised in the prescribed manner and no additional representations have been received.
- 3.3 Mr Behroz Beni is the Premises Licence holder whose registered address is in Seaham, County Durham. Mr Beni appears to have no involvement in the day to day running of Sorrento's and attempts by the Police to contact him in relation to incidents at the premises have proved unsuccessful.
- 3.4 On 10<sup>th</sup> November 2010 Members of a Licensing Sub-Committee considered an application to vary the premises licence for Sorrento's by way of extending the provision of late night refreshment on Fridays and Saturdays until 4am but reducing the hours to midnight between Monday and Wednesday.
- 3.5 The hearing took place in the absence of Mr Beni who had requested that the hearing take place without him.
- 3.6 Members determined that the licensing objectives would not be promoted by any extension of the hours but approved the reduction in hours for Mondays to Wednesdays and imposed a condition requiring the provision of CCTV.
- 3.7 Following an alleged assault by a member of staff on a member of the public inside the premises Cleveland Police requested CCTV footage from the licence holder, Mr Beni, to assist them in their investigation.
- 3.8 To date no CCTV footage has been provided by Mr Beni thereby breaching the condition attached to the premise licence by Members at the hearing on 10<sup>th</sup> November 2010.

#### 4. ISSUES

- 4.1 An application for the review of a licence is made under Section 51 of the Licensing Act 2003. The application must be made by either a Responsible Authority or Interested Party as defined by the Act. Cleveland Police are a Responsible Authority.
- 4.2 The application must also relate to at least one of the Act's 'licensing objectives'. These are: -
  - i) The prevention of crime and disorder;
  - ii) Public safety;
  - iii) The prevention of public nuisance; and
  - iv) The protection of children from harm
- 4.3 Following consideration of the application, relevant representations and any comments of the licence holder, Members may take such steps as they consider necessary for the promotion of the licensing objectives.

4.4 The steps are: -

- To take no action;
- To modify the conditions on the licence (this may include altering or omitting an existing condition or adding a new condition);
- To exclude a licensable activity from the scope of the licence;
- To suspend the licence for a period not exceeding three months;
- To revoke the licence.

## **5. RECOMMENDATIONS**

5.1 That Members consider the representations made by the Cleveland Police and the licence holder and determine what action, if any, should be taken.

**APPENDIX I**

Hartlepool Borough Council, Civic Centre, Victoria Road, Hartlepool, TS24 8AY

**THE LICENSING ACT 2003**

**PREMISES LICENCE (PART A)**

Premises licence number

HART/PS/300
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**Part 1 - Premises details**

<b>Postal address of premises or, if none, ordnance survey map reference, or description</b>			
49 Church Street			
<b>Post Town</b>	Hartlepool	<b>Post code</b>	TS24 7EB
<b>Telephone number</b>			
01429 277977			

<b>Where the licence is time limited the dates</b>
N/A

<b>Licensable activities authorised by the licence</b>
Late Night Refreshment

<b>The time the licence authorises the carrying out of licensable activities</b>	
<u>Late Night Refreshment</u>	
Monday	23:00 – Midnight
Tuesday	23:00 – Midnight
Wednesday	23:00 – Midnight
Thursday	23:00 – 02:30 the following morning
Friday	23:00 – 02.30 the following morning
Saturday	23:00 – 02.30 the following morning
Sunday	23.00 – 01.00 the following morning

**The opening hours of the premises**

Monday	23:00 – Midnight
Tuesday	23:00 – Midnight
Wednesday	23:00 – Midnight
Thursday	23:00 – 02:30 the following morning
Friday	23:00 – 02.30 the following morning
Saturday	23:00 – 02.30 the following morning
Sunday	23.00 – 01.00 the following morning

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

N/A

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Behroz Beni  
 13 Partnership Court  
 Seaham Grange Industrial Estate  
 Seaham  
 County Durham  
 SR7 0PX

Tel: 0191 5210101

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

N/A

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

N/A

**Date licence granted:** 10<sup>th</sup> November 2010

**ANNEX 1 – Mandatory Conditions**

None



**ANNEX 2 – Conditions consistent with the Operating Schedule**

1. The exterior windows shall be fitted with safety glass.
2. The premises shall be fitted with an alarm which can be used to summon the police.

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

1. A CCTV system must be installed that complies to a minimum standard set in partnership with Cleveland Police. The system must be maintained at regular intervals and must record whenever the premises are open for business. Recordings must be kept for a minimum of 28 days and must be made immediately available to responsible authorities upon request
2. Staff must be trained and capable of downloading CCTV evidence onto DVD discs and it shall immediately be made available to Police and other Responsible Authorities upon request
3. Notices be displayed and maintained on the premises warning customers that CCTV cameras are in operation

Application for Review of Premises  
Licence



**CLEVELAND  
POLICE**  
*Putting People First*

**Sorrentos**  
**49 Church Street, Hartlepool**

APPLICATION FOR REVIEW OF PREMISES LICENCE

<u>INDEX</u>	<u>PAGE NO</u>
1. APPLICATION FOR REVIEW OF THE PREMISES LICENCE	1 – 8
2. WITNESS STATEMENT OF PC 2086 HUSSAIN	9 - 15

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

I Marie Nevison

*(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Sorrentos 49 Church Street	
<b>Post town</b> Hartlepool	<b>Post code (if known)</b>

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Mr Behroz Beni 13 Partnership Court Seaham Grange Industrial Estate County Durham SR7 0PX
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<b>Number of premises licence or club premises certificate (if known)</b>
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**Part 2 - Applicant details**

I am

**Please tick yes**

- 1) an interested party (please complete (A) or (B) below)
  - a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A))

below)

**(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)**

Please tick

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**

**E-mail address  
(optional)**

**(B) DETAILS OF OTHER APPLICANT**

**Name and address**

**Telephone number (if any)**

**E-mail address (optional)**



**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Chief Constable of Cleveland Police c/o Inspector Tony Green Licensing Unit Hartlepool Police Office Avenue Road Hartlepool TS24 8AJ
Telephone number (if any) 01642 302567
E-mail address (optional)

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 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 1)**

Cleveland Police make an application to review the premises licence for the following reasons:

In October 2010, the premises made an application to vary the premises licence to extend the licensing hours until 04.00 hours on Thursday, Friday and Saturday night. Cleveland Police made representations in relation to the variation due to the fact that the premises had previously been breaching licence conditions by remaining open beyond the licensing hours allowed and for crime and disorder at the premises.

At the hearing on 11 November 2010, additional hours were refused but the reduction in hours requested was granted along with conditions being imposed. There was no representation from the premises at the hearing.

Since the hearing, there premises has continued to open beyond the hours allowed.

On 24<sup>th</sup> December 2010 at 02.42am police received information that up to nine persons were still in the premises and that a member of staff had assaulted a customer by punching him and spitting in his face.

Upon police arrival, customers at the premises confirmed the assault had taken place and the member of staff, Jowhar Rezaei was found at the back of the premises (where food is prepared) smoking a cigarette. He refused to co-operate with police and indeed swore at officers. He was subsequently arrested on suspicion of assault and it was deemed necessary to handcuff him.

Whilst being escorted to the police station, Jowhar Rezaei threatened to shoot officers, just as "Raol Moat" had done. Threats continued at the police station.

Cleveland Police requested CCTV of the above incident and to date, this has not ben forthcoming. This is a further breach of a licensing condition placed on the licence by Hartlepool licensing committee on 11 November 2010.

Since the incident, PC Hussain has attended the premises and found that Jawhar Rezaei is still working there. Attempts to contact the premises licence holder, Behroz Beni have proved negative to date.

The above concerns have left Cleveland Police with no alternative but to review the premises licence.



**Please provide as much information as possible to support the application**  
(please read guidance note 2)

See statement of PC Hussain

**Please tick yes**

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day		Month		Year	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**If you have made representations before relating to this premises please state what they were and when you made them**

In October 2010, Cleveland Police made representations in relation to an application to vary the premises licence. The additional hours were refused, the reduction in hours was granted along with conditions being placed on the premises licence.

**Please tick yes**

- 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
- I understand that if I do not comply with the above requirements my application will be rejected

**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 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

12<sup>th</sup> January 2011

Capacity

Solicitor

<b>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)</b>	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

**Notes for Guidance**

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

**Copies of this completed application form must be sent to:-**

**The Licensing Team (HBC),  
Principal Trading Standards Officer (HBC)  
Development Control Manager (HBC)  
Principal Environmental Health Officer (Commercial Services) (HBC)  
Principal Environmental Health Officer (Environmental Protection) (HBC)  
Head of Safeguarding and Review (Licensing) (HBC)  
Cleveland Police,  
Cleveland Fire Brigade**

**Addresses for the above organisations are attached.**

**The Licensing Section  
Public Protection and Housing  
Hartlepool Borough Council  
Civic Centre  
Victoria Road  
Hartlepool  
TS24 8AY**

**Licensing Act 2003 Consultees**



The Licensing Team  
Public Protection & Housing  
Level 3, Civic Centre  
Victoria Road  
Hartlepool  
TS24 8AY

Principal Trading Standards Officer  
Hartlepool Borough Council  
Civic Centre  
Victoria Road  
Hartlepool  
TS24 8AY

Chief Fire Officer  
Community Services Group  
Fire Engineering Hartlepool  
Fire Brigade HQ  
Endeavour House  
Stockton Road  
Hartlepool  
TS25 5TB

The Licensing Officer  
Hartlepool Police Office  
Avenue Road  
Hartlepool  
TS24 8AB

Development Control Manager  
Hartlepool Borough Council  
Bryan Hanson House  
Hanson Square  
Hartlepool  
TS24 7BT

Head of Safeguarding and Review (Licensing)  
Hartlepool Borough Council  
Municipal Buildings  
Hartlepool  
TS24 7EQ

Principal Environmental Health Officer  
(Commercial Services)  
Hartlepool Borough Council  
Civic Centre  
Victoria Road  
Hartlepool  
TS24 8AY

Principal Environmental Health Officer  
(Environmental Protection)  
Hartlepool Borough Council  
Civic Centre  
Victoria Road  
Hartlepool  
TS24 8AY



**RESTRICTED (when complete)**

**CLEVELAND POLICE**

**WITNESS STATEMENT**

(CJ Act 1967, s9 MC Act 1980, ss5A(3)(a) and 5B; Criminal Procedure Rules 2005, r.27.1(1))

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Statement of Yasmeen Hussain

Age if under 18 Over 18 (If over 18 insert "Over 18") Occupation Police Constable 2086

This statement (consisting of 7 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature



Date:

5<sup>th</sup> January 2011

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a Police Constable employed by Cleveland Police, currently based in Alcohol Licensing Unit within Hartlepool Police.

Part of my role is to monitor licensed premises within Hartlepool and ensure that they are not undermining the licensing objectives and abiding by the licensing conditions which have been attached to their licence. If premises are not abiding by the conditions imposed then it my duty to collate evidence of the breaches and inform the licence holder of the relevant issues and how to address them.

A second review has been initiated by Hartlepool Police in relation to Sorrento Pizza shop, 49 Church Street, Hartlepool. Mr Behroz Beni is the premises licence holder.

The premises have a licence to serve late night refreshments until 02:30hrs Thursday, Friday and Saturday, and until midnight Monday, Tuesday and Wednesday, and 01:00 hours on Sunday.

Signature



Signature Witnessed by

9

**RESTRICTED (when complete)****CLEVELAND POLICE**Page No **2**Continuation of Statement of **Yasmeen Hussain**

Since the first variation which took place in November 2010 and conditions were imposed for the premises to be closed by 02:30 hours on Thursday, Friday and Saturday. I would now like to submit the following breaches that have occurred at Sorrento Pizza shop.

Here is an example of an offence taking place in the early hours of the morning. It also involved a male who had come to Hartlepool town to experience the local night time economy and was left with a negative impression of Hartlepool and its residents.

The suspect was later arrested and charged with assault.

At 02:42hrs on Friday 24<sup>th</sup> December 2010, beyond the licensing hours allowed police attended Sorrento Pizza Shop, Church Street, Hartlepool on the strength of information received that 9 persons were locked inside the premises and a member of staff had assaulted a customer by punching him in the face area and spitting in his face whilst the customer was waiting for food. The member of staff had to be dragged away from customers in the shop, by other staff members.

Police attended Sorrento Pizza Shop, upon entering the premises customers approached police officers and informed them that a member of staff had assaulted them, a description was passed to officers. Police locate the member of staff in question at the rear of the premises where food is being prepared, where he was smoking a cigarette.

Signature 

Signature Witnessed by \_\_\_\_\_



**RESTRICTED (when complete)****CLEVELAND POLICE**

Page No 4

Continuation of Statement of **Yasmeen Hussain**

Whilst in custody Mr Rezaei continued to make threats towards officers and remained obstructive and abusive. Throughout the booking in process in Hartlepool Custody Suite Mr Rezaei was still abusive and became violent towards officers. He refused to co-operate or furnish his personal details to police whilst in custody.

At 23:55 hours on Friday 24<sup>th</sup> December 2010 PC Thorpe from Hartlepool Alcohol Licensing Unit attended Sorrento Pizza Shop, where he requested footage of the incident which had occurred earlier that day. No staff in the premises were able to provide CCTV footage, PC Thorpe requested CCTV footage to be downloaded and to be made available to be collected on Sunday 26<sup>th</sup> December 2010.

At 23:00 hours on Friday 31<sup>st</sup> December 2010 I attended Sorrento Pizza Shop, where I spoke to a male who identified himself as Marco Khoozoni, Khoozoni informed me that he is employed as a customer services assistant. I explained to Mr Khoozoni that I had come to collect CCTV footage for Friday 24<sup>th</sup> December 2010, where an incident had occurred inside the premises. Mr Khoozoni stated that he was unable to operate the CCTV system, therefore couldn't provide CCTV footage.

At 01:00hours on Saturday 1<sup>st</sup> January 2011, whilst I was working in Hartlepool in my capacity as licensing officer, on Church Street, I was stood outside Sorrento Pizza Shop where I saw Mr Jowhar Rezaei working behind the counter in the premises.

Signature 

Signature Witnessed by \_\_\_\_\_

**RESTRICTED (when complete)****CLEVELAND POLICE**

Page No 3

Continuation of Statement of **Yasmeen Hussain**

Police asked the male his name to which he replied "I WILL WRITE IT DOWN FOR YOU"  
The male wrote his name in PC KELLY'S PNB as Jowhar Rezaei.

PC Kelly asked Mr Rezaei what had occurred, initially he denied any assault on any person, however when PC KELLY informed Mr Rezaei that 3 – 4 persons have gave an account that he had assaulted a male by spitting in his face, Mr Rezaei replied "OK I DID BUT THEY WERE SHOUTING AND SWEARING AT ME".

Due to the information, received PC KELLY cautioned and arrested MR Rezaei on suspicion of assault. PC KELLY placed his handcuffs on Mr Rezaei and escorted him out of the premises, to a marked police vehicle.

Whilst escorting Mr Rezaei he began to resist and attempted to break free from PC KELLY. Mr Rezaei was shouting and swearing at officers present and threatened them. Mr Rezaei continued to struggle with officers at the scene and remained abusive throughout. He was eventually placed into the rear of a marked police vehicle, and prior to shutting the cage door on the police vehicle Mr Rezaei threatened to kill PC KELLY when he got out.

Whilst Mr Rezaei was transported to Hartlepool Custody Office, he remained abusive and threatened to shoot officers, just as Raol Moat had done.

Signature 

Signature Witnessed by \_\_\_\_\_



**RESTRICTED (when complete)****CLEVELAND POLICE**

Page No 5

Continuation of Statement of **Yasmeen Hussain**

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I asked Mr Khoozoni if the manager of the premises was available, to which I was informed Mr Heydari was not on the premises.

I requested Mr Heydari's (manager) home address, to which Mr Khozooni stated that he did not have his address, although he provided me Mr Heydari's mobile telephone number, which I rang immediately, but received no reply. I left a message on his answer phone for him to contact me.

At 10:15 hours on Tuesday 4<sup>th</sup> January 2011 I contacted Mr Heydari via his mobile phone, however received no reply. I left a message on his answer phone for him to contact me.

At 13:20 hours on Wednesday 5<sup>th</sup> January 2011 I again tried contacted Mr Heydari via his mobile phone, however received no reply. I left a message on his answer phone for him to contact me.

At 11:35 hours on Thursday 6<sup>th</sup> January 2011 I again tried contacted Mr Heydari via his mobile phone, however received no reply. I left a message on his answer phone for him to contact me.

Signature 

Signature Witnessed by \_\_\_\_\_

**RESTRICTED (when complete)****CLEVELAND POLICE**

Page No 6

Continuation of Statement of **Yasmeen Hussain**

At 09:45 hours on Friday 7<sup>th</sup> January 2011 I again tried to contact Mr Heydari via his mobile phone, however received no reply. I left a message on his answer phone for him to contact me.

At 08:50 hours on Tuesday 11<sup>th</sup> January 2011 I again tried to contact Mr Heydari via his mobile phone, however received no reply. I left a message on his answer phone for him to contact me.

At 09:30 hours on Tuesday 11<sup>th</sup> January 2011 I tried to contact Mr Behroz Beni who is the premises licence holder for Sorrento Pizza Shop. Mr Beni was not available, I spoke with a female who identified herself as Claire Lumley. I identified myself to Claire as PC Hussain and explained my current role within Hartlepool Polcie. I informed Claire that I would like to speak with Mr Beni, to which she stated that Mr Beni was currently out of the office. I asked for Mr Beni's mobile telephone number, to which I was informed that Mr Beni would be back in the office within the next hour and to try then. I was refused a mobile telephone number for Mr Beni, I requested an e-mail address for Mr Beni, which was provided.

At 09:59 hours on Tuesday 11<sup>th</sup> January 2011 Inspector Green from Hartlepool Alcohol Licensing Unit e-mailed Mr Behroz Beni, premises licence holder for Sorrento Pizza Shop requesting CCTV footage of the incident which occurred inside the premises on 24<sup>th</sup> December 2010.

Signature



Signature Witnessed by \_\_\_\_\_

**RESTRICTED (when complete)**

**CLEVELAND POLICE**

Page No 7

Continuation of Statement of **Yasmeen Hussain**

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To date all attempts to contact the manager and premises licence holder for Sorrento Pizza Shop, have proved negative.

Cleveland Police have concerns regarding the total disregard of the premises to ignore conditions imposed on their licence by the licensing committee. Coupled with allowing an employee who has allegedly assaulted a customer, was abusive towards police and threatened to use violence against police. This has left no option but to review Sorrento Pizza Shop Licence

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Signature 

Signature Witnessed by \_\_\_\_\_

**RESTRICTED (when complete)**

**CLEVELAND POLICE**

**WITNESS STATEMENT**

(CJ Act 1967, s9 MC Act 1980, ss5A(3)(a) and 5B; Criminal Procedure Rules 2005, r.27.1(1))

**COMPLETE REAR OF FORM PRIOR TO COMMENCING STATEMENT**

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Statement of: Mark Williams Allan

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable

This statement (consisting of ..... page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature: J.A. Allan Date: 8/2/11

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am Police Constable 2153 Allan currently based at Hartlepool Police office, posted to V relief

At approximately 0240 hours on Sunday 30<sup>th</sup> January 2011 I was on duty in full police uniform. At this time I was outside Sorrentos' takeaway.

I saw that ~~st~~ there was several persons inside Sorrentos, approximately 20 in all. Some were eating food that they had bought there and others were queuing and ordering.

The members of staff were serving customers at this time. J.A. Allan

Signature: J.A. Allan Signature witnessed by: .....

