

Appendix 1



Lic No:
159542

Personal Licence Part Two
Issued by the London Borough of Tower Hamlets

Licence No. **159542**

The licence holders name: **Mr Bre Dube**

The licence holders address:
**49 Trinity Road
Retford
DN22 7QF**

Date of expiry: **N/A**

A record of each relevant offence and each foreign offence, with date of conviction and sentence:

None as of date of issue

Date:

Signed by **David Tolley**
Head of Trading Standards & Environmental Health

OFFICE USE	Receipt No: 218945	Paid: 37.00
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The best of London in one borough

Tower Hamlets Council
Tower Hamlets Town Hall
160 Whitechapel Road
London E1 1BJ



Mr Bre Dube
51 Michaelson Avenue
Morecambe
LA4 6SD

Place Directorate

Public Realm
Environmental Health and Trading Standards
Head of Service: David Tolley

Licensing Section
Tower Hamlets Town Hall
4th floor
160 Whitechapel Road
London E1 1BJ

28.07.2023

Your reference
My reference: TSS/LIC/159542

Tel **020 7364 5008 option 3**
Enquiries to **Licensing**
Email licensing@towerhamlets.gov.uk
www.towerhamlets.gov.uk

Dear Sir/Madam,

Licensing Act 2003
Personal Licence Application

Further to your application of the 11.05.2023 please find enclosed part 2 of your personal licence.

You may find the following information of use:

A police officer or an authorised officer of the local authority can require you to produce your personal licence whenever you are responsible for the supply of alcohol.

- A personal licence does not authorise you to supply alcohol anywhere, but only from establishments with a premises licence authorising the supply of alcohol in accordance with the premises licence.
- All premises licences authorising the supply of alcohol must have an identified personal licence holder known as the designated premises supervisor. This ensures there is always one specified individual who can be readily identified at a premises where a premises licence is in force. This person will usually be responsible for the day-to-day running of the premises. More than one individual at the licensed premises may hold a personal licence, although it is not necessary for all staff to be licensed. But, all supplies of alcohol under a premises licence must be made by or under the authority of a personal licence holder.
- You may hold only one personal licence at any one time.
- If you lose your licence you should apply to us for a copy.
- If you are convicted of a “relevant offence” you must do the following:-

- ✓ Produce your licence to the court or, if that is not practical, notify the court of the existence of the personal licence.
- ✓ If you are convicted of a relevant or foreign offence while holding a personal licence, you must as soon as reasonably practicable inform the licensing authority which granted the licence of the conviction. We must then notify the chief officer of police for our area who may, within 14 days, notify us that he considers that the continuation of the licence would undermine the crime prevention objective. If so, we must hold a hearing to consider the objection notice unless it is agreed that a hearing is unnecessary and this could lead to the revocation of the personal licence.
- If you are convicted of a relevant or foreign offence during the application process, you must also notify us of the conviction. Failure to do so is an offence.
Relevant offences mean those offences listed in Schedule 4 to the 2003 Act, that could, on conviction, rule out the grant or renewal of a personal licence to the applicant concerned.
The offences include:
 - ◆ those involving serious crime;
 - ◆ those involving serious dishonesty;
 - ◆ those involving controlled drugs;
 - ◆ certain sexual offences; and
 - ◆ offences created by the Act.

We will then recall your licence for an “endorsement.”

- Convictions for offences (other than relevant offences) under the law of any place outside England and Wales, including other parts of the United Kingdom such as Scotland and Northern Ireland, are counted as foreign offences. Details of these will also need to be given. The reason for the separate terms is that offences under the law of places outside England and Wales, which are equivalent to relevant offences, will not necessarily exist in exactly the same form as relevant offences.

Finally, please do not hesitate to contact me if I can be of any further help.

Yours faithfully,



Kathy Driver
Principal Licensing Officer

Appendix 2

Convictions and liaison with the courts

- 4.72 Where a personal licence holder is convicted by a court for a relevant offence, the court is under a duty to notify the relevant licensing authority of the conviction and of any decision to order that the personal licence is suspended or declared forfeit. The sentence of the court has immediate effect despite the fact that an appeal may be lodged against conviction or sentence (although the court may suspend the forfeiture or suspension of the licence pending the outcome of any appeal).
- 4.73 When the licensing authority receives such a notification, it should contact the holder and request the licence so that the necessary action can be taken. The holder must then produce the relevant licence to the authority within 14 days. It is expected that the chief officer of police for the area in which the holder resides would be advised if they do not respond promptly. The licensing authority should record the details of the conviction, endorse them on the licence, together with any period of suspension and then return the licence to the holder. If the licence is declared forfeit, it should be retained by the licensing authority.

Licensing authority powers to revoke or suspend personal licences

- 4.74 The Policing and Crime Act 2017 gives licensing authorities the power to revoke or suspend personal licences, with effect from 6 April 2017. This is a discretionary power; licensing authorities are not obliged to give consideration to all personal licence holders subject to convictions for relevant offences, foreign offences or civil penalties for immigration matters. When a licensing authority has granted a personal licence and becomes aware that the licence holder has been convicted of a relevant offence or foreign offence or been required to pay an immigration penalty, a licensing authority may revoke the licence or suspend it for a period of up to six months. This applies to convictions received and civil immigration penalties which a person has been required to pay at any time before or after the licence was granted, as long as the conviction was received after 6 April 2017, or the requirement to pay the civil penalty arose after 6 April 2017. Only magistrates' courts can order the forfeiture or suspension of a personal licence for convictions received prior to 6 April 2017. The process which must be undertaken by the licensing authority to suspend or revoke a personal licence is set out at section 132A of the 2003 Act. The decision to revoke or suspend a personal licence must be made by the licensing committee or sub-committee, but the actions required before making a final decision may be made by a licensing officer.
- 4.75 The licensing authority may not take action if the licence holder has appealed against the conviction or the sentence imposed in relation to the offence, until the appeal is disposed of. Where an appeal is not lodged, the licensing authority may not take action until the time limit for making an appeal has expired.
- 4.76 If a licensing authority is considering revoking or suspending a personal licence, the authority must give notice to the licence holder. This notice must invite the holder to make representations about the conviction, any decision of a court in relation to the licence, or any decision by an appellate court if the licence holder has appealed such a

decision. The licence holder may also decide to include any other information, for example, about their personal circumstances. The licence holder must be given 28 days to make their representation, beginning on the day the notice was issued. The licensing authority does not need to hold a hearing to consider the representations. Before deciding whether to revoke or suspend the licence the licensing authority must consider any representations made by the licence holder, any decisions made by the court or appellate court in respect of the personal licence of which the licensing authority is aware, and any other information which the licensing authority considers relevant. The licensing authority may not be aware of whether the court considered whether to revoke or suspend the licence, and there is no obligation on the licensing authority to find this out before making a decision themselves. Where the court has considered the personal licence and decided not to take action, this does not prevent the licensing authority from deciding to take action itself. Licensing authorities have different aims to courts in that they must fulfil their statutory duty to promote the licensing objectives, and therefore it is appropriate for the licensing authority to come to its own decision about the licence.

- 4.77 If the licensing authority, having considered a suspension and revocation and subsequently considered all the information made available to it, proposes not to revoke the licence it must give notice to the chief officer of police in the licensing authority's area, and invite the chief officer to make representations about whether the licence should be suspended or revoked, having regard to the prevention of crime. The chief officer may make representations within the period of 14 days from the day they receive the notice from the licensing authority. Any representations made by the chief officer of police must be taken into account by the licensing authority in deciding whether to suspend or revoke the licence. Convictions may come to light via police in another area, for example if the personal licence holder no longer lives in the area of the licensing authority which issued the licence, or if the offence took place in another police force area. In this instance it would be good practice for the police providing the information to notify the police force in the licensing authority area, because it is the local chief officer who must provide representations if the licensing authority proposes not to revoke the licence. Where the licence holder is convicted of immigration offences or has been required to pay a civil penalty for immigration matters, the licensing authority may consider notifying Home Office Immigration Enforcement to enable them to liaise with the Police.
- 4.78 The licensing authority must notify the licence holder and the chief officer of police of the decision made (even if the police did not make representations). The licence holder may appeal the licensing authority's decision to revoke or suspend their personal licence. A decision to revoke or suspend the licence does not take effect until the end of the period allowed for appealing the decision (21 days); or if the decision is appealed against, until the appeal is disposed of.
- 4.79 If the personal licence holder is a DPS, the licensing authority may notify the premises licence holder once the decision to revoke or suspend the licence has been made if it becomes necessary to do so in order for the licensing authority to be able to carry out their functions. The licensing authority may also notify any person who has declared an interest in the premises under section 178 of the 2003 Act if it becomes necessary to do

so in order for the licensing authority to be able to carry out their functions. The licensing authority may invite the premises licence holder to make representations about the personal licence holder before deciding whether to revoke or suspend the licence; this is not a legal requirement and may not be appropriate in all circumstances.

Relevant offences

- 4.80 Relevant offences are set out in Schedule 4 to the 2003 Act. If a person has been required to pay a civil penalty for immigration matters on or after 6 April 2017, this may be taken into consideration in the same way as a relevant offence. Offences added to the list of relevant offences with effect from 6 April 2017 may only be taken into consideration if the conviction was received on or after 6 April 2017.

Appendix 3

Corinne Holland

From: Kate Ansty <Kate.Ansty@Notts.Police.uk>
Sent: 14 September 2023 08:47
To: Licensing
Cc: Stephen Carr
Subject: Personal Licence Holder - Relevant convictions

Importance: High

Good Morning,

In relation to a conversation I had yesterday with Marie Harding, I am informing you of a Personal Licence holder who has received a relevant conviction.

Bre DUBE DOB 11/10/1989 personal licence number 159542

DUBE is a PLH/DPS within our area, with the offence occurring outside the premises on 6/8/23. DUBE was convicted of the following on 29/8/23 at Nottingham Magistrates

Driving a motor vehicle with excess Alcohol contrary to road traffic act 1988 S5 (1) (a)

There were a further 2 offences but as they are not relevant under schedule 4 I wont disclose them. DUBE was ordered to pay a fine of £120, Costs £85, Disqualified from driving – obligatory 40 months, pay victim surcharge £48, and pay compensation £150.

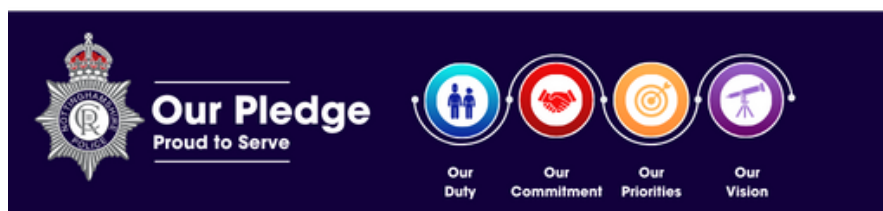
I have called Mark Perry on details provided by Marie and left a voicemail. If you require anything further please do not hesitate to contact me on the details provided below,

Kind regards,

Kate Ansty
Senior Licensing Officer
County Licensing
Nottinghamshire Police
Mansfield Police Station, Great Central Road, Mansfield NG18 2HQ
Tel: 0115 8445073 or ext. 3104862

My normal working hours are Monday-Thursday 9am-3pm

www.nottinghamshire.police.uk





Mansfield Magistrates' Court

Rosemary Street
Mansfield
Notts.
NG19 6EE

Court Extract

BRE DUBE

11 Oct 1989 (33 years old)
49 Trinity Road , Retford

DN22 7QF

Case details

Case reference	31CF1253523
ASN	23000000000000909781R

Hearing details

First hearing	29 Aug 2023	Mansfield Magistrates' Court
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Result details

Results	FVS - Surcharge To pay a surcharge of £48.00	29 Aug 2023
	COLLO - Collection order Collection order made. Make payments as ordered.	29 Aug 2023
	PDATE - Pay by date Pay by date. Date to pay in full by: 26/08/2023.	29 Aug 2023
	FCPC - Costs to Crown Prosecution Service To pay costs of £85.00 to the Crown Prosecution Service	29 Aug 2023

Offence : Drive motor vehicle when alcohol level above limit

Offence Date: 06 Aug 2023



Mansfield Magistrates' Court

Rosemary Street
Mansfield
Notts.
NG19 6EE

On 06/08/2023 at BRIDGEGATE, RETFORD, in the county of NOTTINGHAMSHIRE drove a motor vehicle, namely NU10BVY on a road, namely Bridgegate, Retford, after consuming so much alcohol that the proportion of it in your breath, namely 58 microgrammes of alcohol in 100 millilitres of breath, exceeded the prescribed limit.

'Contrary to section 5(1)(a) of the Road Traffic Act 1988 and Schedule 2 to the Road Traffic Offenders Act 1988.'

-- CCCJS CODE: 'RT88007'

Allocation decision	Summary-only offence	29 Aug 2023
Plea	Guilty	29 Aug 2023
	Conviction Date	29 Aug 2023
Results	DDO - Obligatory disqualification Disqualified for holding or obtaining a driving licence for 40 Months. Disqualification obligatory for the offence. Driving record endorsed. Section 34(1) Road Traffic Offenders Act 1988.	29 Aug 2023
	FO - Fine Fined £120.00	29 Aug 2023

Offence : Criminal damage to property valued under £5000

Offence Date: 06 Aug 2023

On 6th August 2023 at 0320hours without lawful excuse, urinated in a police vehicle causing damage to property belonging to Nottinghamshire Police intending to destroy or damage such property or being reckless as to whether such property would be destroyed or damaged

'Contrary to sections 1(1) and 4 of the Criminal Damage Act 1971.'

-- CCCJS CODE: 'CD71039'

Plea	Guilty	29 Aug 2023
	Conviction Date	29 Aug 2023
Results	FCOMP - Compensation To pay compensation of £150.00.	29 Aug 2023

Offence : Use a motor vehicle on a road / public place without third party insurance

Offence Date: 06 Aug 2023

**Mansfield Magistrates' Court**

Rosemary Street
Mansfield
Notts.
NG19 6EE

On 6th August 2023 at 0320hiurs used a motor vehicle, namely Renault Twingo NU10 BVY, on a road, or other public place, namely Bridgegate Retford, when there was not in force in relation to that use such a policy of insurance
'Contrary to section 143 of, the Road Traffic Act 1988 and Schedule 2 to, the Road Traffic Offenders Act 1988.'

-- CCCJS CODE: 'RA88001'

Allocation decision	Summary-only offence	29 Aug 2023
Plea	Guilty	29 Aug 2023
	Conviction Date	29 Aug 2023
Results	LEN - Driving record endorsed (no points)	29 Aug 2023
	NSP - No separate penalty	29 Aug 2023

Representation Details

Prosecution representation	Daniel Pietryka	(Prosecution)	29 Aug 2023
Defendant attendance	BRE DUBE	29 Aug 2023	Present - in person

Decision / Order made by

Judiciary	Chair: Mr Kyte J P Winger1: Mrs Bowler Winger2: Mr Ward	(Magistrate)	29 Aug 2023
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I certify the above extract to be a true copy.



Mansfield Magistrates' Court

Rosemary Street
Mansfield
Notts.
NG19 6EE

Date certified: _____

Court officer: _____

Appendix 4

Mr Bre Dube
49 Trinity Road
Retford
DN22 7QF

**Communities Directorate
Public Realm**



Environmental Health & Trading Standards

Head Of Service **David Tolley**

Licensing Officer - Licensing and Safety
Environmental Health and Trading Standards
Place Directorate
Tower Hamlets Town Hall
160 Whitechapel Road
London
E1 1BJ

13th October 2023

Our reference P/EHTS/LIC/M159542

Tel **020 7364 3986**
Enquiries to Corinne Holland
Email corinne.holland@towerhamlets.gov.uk

www.towerhamlets.gov.uk

Dear Mr Dube

**Notice under Section 132A (4) of the Licensing Act 2003 – Suspension or
Revocation of Personal Licence Number 159542**

I write to advise you that the Licensing Authority is considering suspending (for a period not exceeding six months) or revoking your Personal Licence following receipt of information that on 29th August 2023, you were convicted of a relevant offence under Schedule 4 of the Licensing Act 2003. We are aware the conviction relates to an offence committed under the Road Traffic Act 1988 Section 5 (1)(a) driving a vehicle with excess alcohol.

You are entitled to make representations to the Licensing Authority about this Notice regarding the following:

- (a) the relevant offence that has caused the licensing authority to issue the notice,
- (b) any decision of a court under section 129 or 130 in relation to the licence, and
- (c) any other relevant information (including information regarding your personal circumstances).

Representations must be made within the period of 28 days beginning with the date the Notice was issued (13th October 2023).

Please be advised, we have sent this notice to the registered address we have for you and the address shown on your Personal Licence.

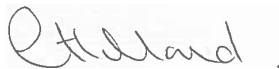
If you are no longer resident at the address, please can you confirm this in writing to the Licensing Authority as a matter of priority. As a personal licence holder, you have a duty under section 127 of the Licensing Act 2003 to inform the Licensing Authority of any change of address and a person commits an offence if s/he fails without reasonable excuse to comply with this requirement. A person found guilty of an offence under this section is liable on summary conviction to a fine not exceeding Level 2 on the standard scale.

You are also subject to a duty under section 132 of the same Act to notify the Licensing Authority as soon as reasonably practicable after receiving a conviction for a relevant offence, giving us a notice containing details of the nature and date of the conviction and any sentence imposed in respect of it. A person commits an offence if s/he fails without reasonable excuse to comply with this requirement. A person found guilty of an offence under this section is liable on summary conviction to a fine not exceeding Level 2 on the standard scale.

We will write to you again following the end of the 28-day representation period to confirm the Licensing Authority's decision.

If you would like to discuss this letter or if you wish to surrender your personal licence, please contact me by email or telephone.

Yours sincerely



Corinne Holland
Licensing Officer

C.c Tower hamlets Police Licensing Unit - cemailbox-.towerhamletslicensing@met.police.uk
Bassetlaw District Council Licensing Authority - licensing@bassetlaw.gov.uk
Nottingham Licensing Police - Liquor.licensing@nottinghamshire.pnn.police.uk

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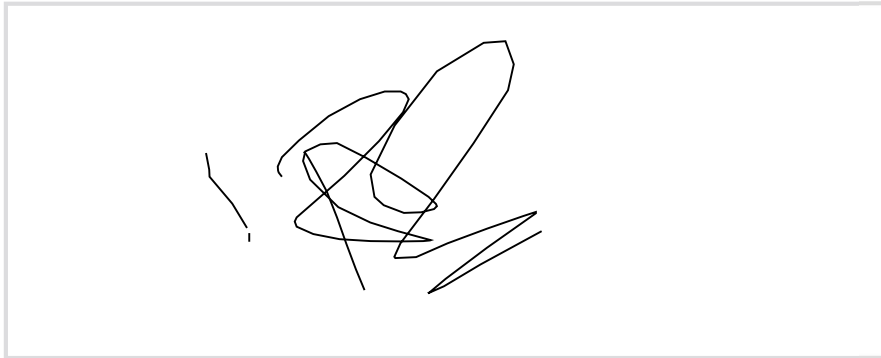
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Delivered at: 08:40, Saturday 14 October 2023

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Saturday 14 October 2023

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