

# Appendix 28



**METROPOLITAN  
POLICE**

**TOTAL POLICING**

**Tower Hamlets Borough  
Licensing Office**

Ms Kathy Driver,  
Principal Licensing Officer,  
London Borough of Tower Hamlets,  
Licensing Section,  
Mulberry Place,  
5 Clove Crescent,  
London,  
E14 2BG

Limehouse Police Station,  
West India Dock Road,  
London,  
E14 8EZ

[REDACTED]  
[REDACTED]

Your ref:  
Our ref: LIC/011113/13

18th January 2014

Dear Ms Driver,

**Re: Additional evidence - In the matter of: Request under Sec 51 Licensing Act for a Review of Premises Licence Low Cost Food and Wine, 34, White Church Lane, LONDON E1 7QR.**

Further to my letter dated 11th December 2013, submitting the supporting evidence in this matter. There has been one more significant incident which occurred on 13/12/13 at the premises, which I would wish to bring to the Committee's attention.

On 13/12/13 police conducted 'Operation Condor' - a London-wide licensing enforcement operation with external partners. During the operation a police sergeant visited Low Cost Food & Wine with officers from the United Kingdom Border Agency (UKBA). In short a person working on the premises was arrested for being an illegal immigrant (overstaying his visa) and was conveyed to a UKBA Detention Centre, pending deportation.

Supporting statements (attached from PS Reed and Ms Khay from UKBA [AWAITS]) fully outline the circumstances.

But in short, due to Mr Latib having had his personal licence suspended for one month by Magistrates sitting at Thames Magistrates Court on 05/12/13 and Mr Roshid being 'acting DPS' (from 10/12/13 with a pending application to vary DPS). Whilst Mr

Roshid was not actually on the premises when police and the UKBA arrived at 20:15 hours, he *was* in charge of the premises at the time.

This shows a serious error of judgement on his behalf and quite frankly the explanation given to the police sergeant is not plausible, one quote from PS Reed's statement is:

*"Mr. ROSHID was asked why he had not conducted proper checks of Mr. MAHMUD [male arrested] before employing him, he explained that MAHMUD had come in to the shop about 1700 hours, and was on a trial. I pointed out that he was extremely trusting to leave his shop with a man he met two hours previously".*

In regards to this, I would invite the Committee to additionally consider the following from the **Amended Guidance issued under section 182 of the Licensing Act 2003** - issued by The Home Office June 2013

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:

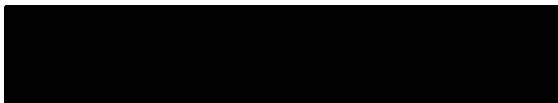
- for knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter;

Enclosures:

- MG11 from PS REED (dated 18/12/13)
- Email from Mr John McManus, UKBA (dated 09/01/14 re: 06/04/13)

If you have any further questions about the above, please don't hesitate to contact me.

Yours sincerely,



Brendan O'Rourke

PC 291 HT

# Appendix 29

O'Rourke Brendan P - HT

From: McManus John [REDACTED]  
Sent: 09 January 2014 14:59  
To: O'Rourke Brendan P - HT  
Subject: Immigration

Brendan

Abdul LATIB 18/09/1985 was arrested on 06/04/2013 when we visited Low Cost Food and Wine, 34 White Church Lane E1 7QR. He claimed to have last entered the UK in 2006 legitimately. However, no trace of his lawful entry was found in Home Office indices. He produced his Bangladeshi passport which contained a counterfeit 'visa' and immigration stamp. LATIB was initially detained but he then submitted a new application for leave to remain so was released while his case is considered. As a condition of his release he has to report to an immigration officer fortnightly and is prohibited from taking employment. No record can be found of LATIB ever having been granted leave to enter therefore he has never had the right to take employment in the UK.

Regards

John  
John McManus  
Immigration Officer  
FIO Tower Hamlets  
Home Office  
Operational Intelligence Directorate  
[REDACTED]

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# Appendix 30

**SCHEDULE OF INCIDENTS AND SUPPORTING EVIDENCE**  
**LOW COST FOOD & WINE, 34, WHITE CHURCH LANE, LONDON E1 5NG**

Item #	Date	Time	Day	Reference	Incident / Event	Details
1	06/04/13	-	-	UKBA	Right to Work	Mr LATIB cannot work in the UK this day onwards
2	06/04/13	-	-	UKBA	UKBA	John McManus, UKBA
3	16/05/13	-	-	LBTH	Premises Licence Issued	Mr LATIB becomes premises licence holder and DPS
4	06/08/13	-	-	Companies House	Directorship	Mr LATIB ceases his directorship of NFU London Ltd (8248216)
5	31/08/13	20:17	Saturday	CAD 9418/31AUG13	Civil Dispute	Call to police regarding a customer refusing to leave claiming being overcharged (Not produced - but a redacted copy available at the Committee hearing)
6	02/10/13	15:42	Wednesday	LBTH / Police	Test Purchase & Breach of Premises Licence	LBTH official purchases single can of alcohol above 5.6% abv - Mr ROSHID makes the sale.
7	“					MG11 from Mr Ian WAREING, LBTH
8	“					MG11 from Mr Alex LISOWSKI, LBTH
9	“					MG 11 from PC 291HT O’ROURKE
10	05/10/13	00:05	Saturday	Police	Test Purchase & Breach of Premises Licence	Police purchase a single can of Guinness (4.2% abv), more than 1 hour after sales should cease. Mr ROSHID makes the sale.
11	05/10/13	00:15	Saturday	Police / LBTH	Test Purchase & Breach of Premises Licence	Police purchase a single can of K cider (8.4% abv), more than 1¼ hours after sales should cease. Mr ROSHID makes the sale. People are seen to be knocking on the door of the premises as late as 01:25 hrs
12	“	01:25	Saturday	LBTH	Further Breaches of Premises Licence	LBTH official reports Mr ROSHID for further breaches of the premises licence
13	“				“	MG 11 from PC 291HT O’ROURKE
14	“				“	MG 11 from Mr Andrew HERON, LBTH

Item #	Date	Time	Day	Reference	Incident / Event	Details
15	“				“	Copy Section 19 Closure Notice - Criminal Justice and Police Act 2001 - with corrective advice.
16	“				“	Copy Form - Book 694 - Notification of alleged offences under the Licensing Act 2003
17	26/10/13	00:20	Saturday	LBTH / Police	Test Purchase	LBTH official purchases a bottle of vodka at 00:20 hours; with an additional sale of another bottle of vodka witnessed at 00:28 hrs - some 1 hour 20 minutes to 1 ½ hour after sales should cease.
18	“				“	MG 11 from PC 291HT O’ROURKE x 3
19	“				“	MG 11 from Ms Kathy DRIVER, LBTH
20	“				“	Copy Form - Book 694 - Notification of alleged offences under the Licensing Act 2003
21	30/10/13	-	-	Police	Letter to Mr LATIB	Withdrawing the above Sec 19
22	05/12/13	-	Thursday	Thames Magistrates Court	Prosecution for offences committed on 26/10/13 only	Mr LATIB pleads guilty and is fined £165; £200 costs & £20 victim surcharge. His personal licence is suspended immediately for 1 month.
23	07/12/13	19:35	Saturday	Police	Breach of Premises Licence	Mr ROSHID was present, but was not the DPS, was unable to produce a full copy of the premises licence (the mandatory conditions had been removed), nor could he operate or playback the CCTV recording system.
24	“				“	MG 11 from PC 291HT O’ROURKE x 2
25	“				“	Copy Form - Book 694 - Notification of alleged offences under the Licensing Act 2003
26	13/12/13	20:15	Friday	Police / UKBA	UKBA arrest employee	UKBA arrest a male at the premises for being an illegal immigrant. Mr ROSHID warned he could be fined up to £10,000 by UKBA.
27					“	MG 11 from PS HT REED
28					“	MG 11 from Ms KHAY, UKBA (AWAITS)
29	Misc	-	-	Police		Exhibits BOR/1 -5 Photographs of premises