

Notice of Meeting



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Licensing Sub-Committee

Tuesday, 25 April, 2023 at 10.00 am

In Council Chamber, Council Offices,
Market Street, Newbury

Members Interests

Note: If you consider you may have an interest in any Application included on this agenda then please seek early advice from the appropriate officers.

Date of despatch of Agenda: Friday, 14 April 2023

FURTHER INFORMATION FOR MEMBERS OF THE PUBLIC

If you require further information about this Agenda, or to inspect any background documents mentioned in the reports, please contact Ben Ryan (Democratic Services Officer).

Further information and Minutes are also available on the Council's website at www.westberks.gov.uk



WestBerkshire
C O U N C I L

To: Councillors Phil Barnett, Clive Hooker and Tony Linden

Substitute: Councillor Graham Pask

Agenda

Part I	Page No.
1 Declarations of Interest To receive any declarations of interest from Members.	
2 Licensing Sub-Committee Procedures To set out the procedures that will be followed at the meeting.	5 - 8
3 Schedule of Licensing Applications	
(1) Application No. 22/00785/LQN - Amore, 16 Carnham Street, Hungerford, RG17 0ES. Proposal: To set out the background information pertaining to this application for the review of a premises licence under the Licensing Act 2003. Location: Amore Restaurant, 16 Carnham Street, Hungerford, RG17 0ES. Applicant: Caroline Laird on behalf of Immigration Enforcement	9 - 56

Sarah Clarke
Service Director: Strategy and Governance

If you require this information in a different format or translation, please contact Ben Ryan on telephone (01635) 503973.

Part []

Council Bodies

Appendix: Licensing Sub-Committee

1 Preamble

- 1.1 Part [] (Meeting Procedure Rules) sets out the rules and procedures that apply to all of the Council's Bodies and Sub-Bodies.
- 1.2 If there is any conflict between the wording of Part [] and this Appendix, this Appendix will prevail.
- 1.3 Any reference to a 'hearing' in this Appendix shall also be taken to mean Meeting.

2 Establishment

- 2.1 Licensing Sub-Committees consist of three Members of the Licensing Committee. They need not be politically balanced and Members of the Sub-Committee are chosen on the basis of availability.
- 2.2 Sub-Committees may have one Substitute Member, but a Substitute Member must be drawn from the Licensing Committee and is chosen on the basis of availability.
- 2.3 Before serving on any Sub-Committee, each Licensing Committee Member must receive such formal training and subsequently refresher training in the licensing system as determined by the Council.
- 2.4 Members of the Licensing Committee may not sit on a Sub-Committee in relation to a matter concerning a premises, activity or event which is within their Ward.
- 2.5 If the Chairman or Vice-Chairman of the Licensing Committee is sitting on the Sub-Committee they will be Meeting Chairman unless they decline. If neither are present or they decline, the first item of business of the Sub-Committee will be to elect a Chairman.

3 Scope of Role

- 3.1 Generally Sub-Committees will be established where a duty arises for a hearing to be held to make determinations pursuant to Licensing Committee functions. This Appendix sets out the procedure to be followed for Licensing Sub-Committee hearings. If a Sub-Committee or other Sub-Body is established to exercise another function, the Licensing Committee may specify the procedure or terms of reference of that Sub-Committee or Sub-Body is to follow upon delegating that function to it.
- 3.2 The procedure in this Appendix is subject to legislative requirements. The hearing procedures that may be prescribed by legislation will depend on the matter to be determined. For example, certain procedures are set out in:
 - 3.2.1 the Licensing Act 2003 (Hearings) Regulations 2005; and,
 - 3.2.2 the Gambling Act 2005 (Proceedings of Licensing Committees and Sub-committees) (Premises Licences and Provisional Statements) (England and Wales) Regulations 2007.
- 3.3 The relevant procedural information will be provided to those entitled to speak at a hearing when notice of the hearing is given. The Sub-Committee will be assisted by a Legal Advisor.

4 Hearing Procedure – Speakers

- 4.1 The parties entitled to speak at a hearing will generally include:

- 4.1.1 the Applicant;
- 4.1.2 persons who have made relevant representations, as defined by the relevant legislation;
- 4.1.3 Responsible Authorities, as defined by the relevant legislation, who have made relevant representations;
- 4.1.4 the Chief of Police, where a statutory notice has been given under the relevant legislation; and
- 4.1.5 the (proposed or actual) holder of the licence, certificate or permit affected, where they are not the Applicant.
- 4.2 The Sub-Committee shall also ask and permit to speak, where appropriate and where they attend:
 - 4.2.1 Responsible Authorities who have not made relevant representations; and
 - 4.2.2 the relevant Ward Councillor(s).
- 4.3 Any reference to a party/parties in this Appendix shall also include that party's/parties' representative or agent.
- 4.4 Parties, excluding Responsible Authorities and Ward Councillors, who have made relevant representations will be grouped together as 'Supporters' or 'Objectors' as appropriate.
- 4.5 Prior to a hearing, the parties will be notified of the hearing and will be asked to confirm whether they intend to attend and to register to speak. Any failure to confirm attendance or register to speak may affect speaking rights at the hearing.
- 4.6 Any person or body not referred to above, who attends the hearing, shall only be permitted to speak with the agreement of the Sub-Committee, or as otherwise permitted in legislation.

5 Meeting Procedure – Order of Representations etc

- 5.1 The Meeting Chairman, on behalf of the Sub-Committee, shall explain the procedure being followed at the beginning of a hearing.
- 5.2 The following procedure shall apply in respect of each item as relevant in the circumstances (but the Meeting Chairman may change the order at their discretion, or invite any speaker or other person appearing at the hearing to clarify a factual issue at any time):
 - 5.2.1 introduction of item by Officer(s);
 - 5.2.2 questions to Officer(s);
 - 5.2.3 representations by Applicant;
 - 5.2.4 questions to Applicant;
 - 5.2.5 representations by party responding to the application, where applicable (ie (proposed or actual) holder of the licence, certificate or permit affected);
 - 5.2.6 questions to Respondent, where applicable;
 - 5.2.7 representations by Objector(s);
 - 5.2.8 questions to Objector(s);
 - 5.2.9 representations by Supporter(s);
 - 5.2.10 questions to Supporter(s);
 - 5.2.11 representations by Responsible Authorities;
 - 5.2.12 questions to Responsible Authorities;
 - 5.2.13 representations by Ward Councillor(s);

- 5.2.14 questions to Ward Councillor(s);
- 5.2.15 summing up by the Applicant;
- 5.2.16 summing up by the party responding to the application, where applicable;
- 5.2.17 closing of the hearing by the Chairman.
- 5.3 The total time allowed for representations in respect of each of the groups of speakers shall not exceed ten minutes or such longer period as the Chairman may allow with the consent of the Sub-Committee.
- 5.4 Each individual Responsible Authority shall be treated as an individual group for the purposes of speaking rights.
- 5.5 Where more than one person is entitled or has registered to speak in any of the groups of speakers, the ten minute period shall be shared between them. In such circumstances, speakers are encouraged to appoint a spokesperson, but if no spokesperson is nominated, the speaker will be heard in the order in which they have registered until the ten minute period has elapsed.
- 5.6 Where there is more than one Ward Councillor speaking, but requiring a fundamentally different outcome, the speakers will be allowed ten minutes each; where the outcome required is fundamentally the same, the ten minutes will be shared by the speakers.
- 5.7 Any questions to each group shall be from the Sub-Committee first, followed in turn by each group listed in the order of speakers above unless otherwise directed by the Chairman and shall be through the Chairman.
- 5.8 Questions raised as part of the above process may only seek to clarify a statement made and not to introduce new business.
- 5.9 The total time allowed for summing up (to respond to any of the representations made), in respect of each of the groups of speakers identified above shall not exceed ten minutes, and shall only take place after all representations and questions are dealt with.

6 Determination following hearing

- 6.1 Once the hearing is closed the Members of the Sub-Committee will retire to deliberate in private.
- 6.2 Determinations will be made within the timescales set out in legislation, which depends on the type of hearing. For most hearings the Sub-Committee must make its determination within the period of five working days beginning with the day or the last day on which the hearing was held.

7 Signing Minutes

- 7.1 Due to the nature of Meetings, the Sub-Committee Minutes (Record of Proceedings) will be circulated after the meeting to the three Members of the Sub-Committee for them to approve as a true and correct record. Once approved, the Chairman's signature will be applied to the minutes.

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Licensing Sub-Committee Report

Review: Amore, 16 Charnham Street, Hungerford, Berkshire, RG17 0ES (014058- 22/00785/LQN - REVIEW)

Type of Application:	Application for the review of a premises licence under the Licensing Act 2003
Parish:	Hungerford
Ward:	Hungerford and Kintbury
Ward Members:	Dennis Benneyworth, James Cole, Claire Rowles
Case Officer:	Vikki Rigden (Licensing Officer)
Portfolio Holder:	Councillor Thomas Marino
Service Director:	Eric Owens

1. Purpose of the Report

- 1.1 To set out the background information pertaining to this application for the review of a premises licence under the Licensing Act 2003.

2. Recommendation

- 2.1 Members are asked to decide, on consideration of the application and any relevant representations, whether further steps are required and appropriate in relation to premises licence 014058, to promote the licensing objectives. If not, the existing licence and conditions would remain in place as granted.
- 2.2 If Members consider that action is appropriate, Members are asked to decide whether or not to:-
 - (a) Issue an informal written warning to the licence holder and/or to recommend improvement specific to the licensing objectives within a particular period of time (this is an informal step outside of specific statutory powers, but can be considered in accordance with Statutory Guidance);
 - (b) Modify the conditions of the licence;
 - (c) Exclude a licensable activity from the scope of the licence;
 - (d) Remove the "Designated Premises Supervisor" (DPS) from the licence where one exists;
 - (e) Suspend the licence for a period of up to three months;
 - (f) Revoke the licence

For this purpose the conditions of the licence are modified if any of them are altered or omitted or any new condition is added. Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak and the hearing has been brought to a close. Members must give full reasons for their decision.

3. Background

3.1 Every premises that provides one or more of the licensable activities has to firstly obtain either a premises licence or a club premises certificate from the local licensing authority. That licence or certificate sets out the extent of the premises operation including the permitted times for the licensable activities and the established licence conditions.

3.2 Amore has a premises licence, see Appendix 1, for the following licensable activities:

1. Late Night Refreshment
2. Supply of Alcohol

Late Night Refreshment	Monday to Saturday from 23:00 to 24:00 Sunday from 23:00 to 23:30 Activity will take place: Indoors
Supply of Alcohol	Monday to Saturday from 11:00 to 24:00 Sunday from 12:00 to 23:30 Activity will take place Indoors/Outdoors Alcohol On/Off Premises: Both

3.3 Once granted the licence exists for the life of the business or operation concerned. There is no regular review or renewal of these licences. However, should any particular premises operation give rise to cause for concern then a review of the premises licence or club premises certificate can be sought.

3.4 Members of the Licensing Sub-Committee are asked to determine this application as the Licensing Authority has received a valid application for the review of a premises licence under section 51 of the Licensing Act 2003 for this premises.

3.5 The applicant (Caroline Laird on behalf of Immigration Enforcement (South Central)) states that the review relates to the licensing objective: the prevention of crime and disorder on the basis that they have alleged that the licence holder (Mr Ekrem Uka) is using the premise (Amore, Hungerford) to employ illegal workers which is a contravention of the [Licensing Act 2003](#) and [Immigration Act 1971\(aa\)](#).

3.6 The licensing authority has also received two representations supporting the review one from Home Office Immigration Enforcement's Alcohol and LNR Licensing Team and the other from Thames Valley Police.

- 3.7 The Home Office Immigration Enforcement's Alcohol and LNR Licensing Team's representation states that that the Home Office Immigration Officers that visited the premise on the 14 December 2022 found evidence of illegal workers and the employment of a minor. This objection could therefore also relate to the licensing objective of protection of children from harm.
- 3.8 Thames Valley Police's representation states that a 'visit to another restaurant in the same chain resulted with 4 people being arrested and a Civil Penalty Notice being issued.' Gary Clarke (on behalf of TVP) also notes that 'both visits are on the back of intelligence received, which implies that this was common knowledge to someone, who intern reported these facts to the authorities.'
- 3.9 The Licensing Authority may only consider aspects relevant to the application that have been raised in these representations.
- 3.10 Where an application for a review has been received and accepted by the Licensing Authority, and the concerns have not been resolved through mediation between all parties, leading to the withdrawal of the application, the Licensing Act 2003 requires that these applications should be determined by the Licensing Authority's Licensing Committee. The Licensing Act 2003 allows for applications such as this one to be delegated to a Sub-Committee.

4. Application

- 4.1 The Licensing Authority has received an application to review the premise licence for Amore, Hungerford from Caroline Laird on behalf of Immigration Enforcement (South Central).
- 4.2 A copy of the application is attached as Appendix 2 which sets out the grounds for the review.
- 4.3 The licence (ref No 014058) was granted to the licensee Mr Ekrem Uka on 18 August 2022. As above, the original licence is attached at Appendix 1 and includes a plan of the premise.
- 4.4 Representations supporting the review are attached at Appendix 3 (Home Office Immigration Enforcement's Alcohol and LNR Licensing Team) and Appendix 4 (Thames Valley Police).
- 4.5 The Royal Berkshire Fire and Rescue Service responded to say that they do not propose to make a representation (see Appendix 5).

5. Notification to Premises Licence Holder

- 5.1 The applicant gave notice and a copy of the application was sent to the licensee and the licensee has seen the information submitted in relation to the application.
- 5.2 The licensee has made representations in response. The licensee's responses are set out in full in Appendix 6. The licence holder has provided information relating to two individuals. He states that Individual 1 is a Greek National and EU Citizen and Individual 2 is an Italian National and EU Citizen. He states that at the time of the visit (14 December 2022) both individuals were awaiting decisions under the EU Settlement Scheme. The Certificate of Application provided states that the applicant can work while the CoA is valid once your employer has verified your CoA with the

Home Office. He has also provided documentation which he says shows that the right to work details of both individuals had been checked with the Home Office and that a share code has been provided. A redacted copy of the material has been included as part of the documentation.

6. Consultation

- 6.1 The 28 day consultation period inviting representations about the application ran from 28 February 2023 to the 27 March.2023. Responsible Authorities, Ward Members and the Parish Council were advised by email on the 28 February 2023. The application has been advertised in accordance with the regulations, with the required notices displayed by the Licensing Authority at the premises subject to review, and at the Council Offices in Market Street, Newbury and on the Public Protection Partnership website on the 28 February 2023.

7. Responses Received from Responsible Authorities:

Royal Berkshire Fire and Rescue Service – See Appendix 5

The Chief Officer of Police Thames Valley – See Appendix 4

Environmental Health – None received to date

The Local Enforcement Agency for the Health and Safety at work etc. Act 1974 – None received to date

The Weights and Measures Authority/Trading Standards – None received to date

Children’s Safeguarding Board - None received to date

Public Health - None received to date

Planning –. None received to date

The Licensing Authority – None received to date

8. Options

- 8.1 The Home Office’s Revised Guidance issued under section 182 of the Licensing Act 2003 (December 2022) and the Council’s Statement of Licensing Policy Licensing Act 2003 must be taken into account when determining this Application.

- 8.2 Members are asked to consider, after taking all the relevant representations both oral and written into account, and having due regard to the licensing objectives, whether or not it is appropriate to take any action in relation to the premises licence (and conditions attached thereto), and, if so, whether or not to revoke or amend the existing licence in accordance with the options available to them as set out at paragraph 2.2 above.

- 8.3 Members will need to provide the reasons for their decision(s) in the decision notice.

Background Papers:

- (1) The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued in December 2022 under section 182 of the Licensing Act 2003
 - (2) The Council's Statement of Licensing Policy Licensing Act 2003
 - (3) The Council's Constitution
-

9. Appendices

Appendix 1 – The current premise licence

Appendix 2 – Application to Review the Premise Licence

Appendix 3 – Representation in Support of the Review - Home Office Immigration Enforcement's Alcohol and LNR Licensing Team's

Appendix 4 – Representation in Support of the Review – Thames Valley Police.

Appendix 5 – Response from the Royal Berkshire Fire and Rescue Service

Appendix 6 – Comments from the Licence Holder and associated documentation.

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18 August 2022

Mr Ekrem Uka

Public Protection Partnership
Environmental Health and Licensing
West Berkshire District Council
Council Offices
Market Street Newbury
Berkshire RG14 5LD

Our Ref: 22/00785/LQN
Please ask for: Sharon Gavin
Direct Line:
Fax:
e-mail:

Dear Sir/Madam

Licensing Act 2003 – Premises Licence
Amore Italian Restaurant, 16 Charnham Street, Hungerford, Berkshire, RG17 0ES

Please find enclosed your Premises Licence. The licence must be retained by you whilst you are responsible for the premises and must be available on request, by any authorised officer.

The licence is accompanied by a Premises Licence Summary. This document must be displayed in a prominent position within the premises at all times.

It is the responsibility of the licence holder to check that the licence details are correct. If incorrect, you must contact the Licensing Team, in writing and state clearly why you believe the licence details are wrong. Where errors have been made and are the responsibility of the Council, they will be rectified as soon as possible. If errors have been made by the applicant in filling out the application, these will need to be addressed by making a variation to the licence issued.

The annual fee will be due on the date of issue of the licence each year. You will be sent an invoice prior to the anniversary of the issue date and failure to pay may result in suspension of the Premises Licence. Invoices are sent to the Premises Licence Holder at their registered address as quoted on the Licence.

You are reminded that the Designated Premises Supervisor's details must be correctly stated on the licence at all times and that all sales of alcohol must be authorised by a Personal Licence Holder. (Clubs and non alcohol licensed premises are exempted from this requirement).

Yours faithfully

Authorised Officer
Licensing Team

PUBLIC PROTECTION PARTNERSHIP
A SHARED SERVICE PROVIDED BY BRACKNELL FOREST COUNCIL AND WEST BERKSHIRE DISTRICT COUNCIL

West Berkshire District Council

Public Protection Partnership, Environmental Health & Licensing, Council Offices, Market Street,
Newbury, Berkshire RG14 5LD
Tel: (01635) 519184 Fax (01635) 519172

Licensing Act 2003 Premises Licence

Uniform Ref: 22/00785/LQN

Premises licence number 014058

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Amore Italian Restaurant
16 Charnham Street, Hungerford, Berkshire, RG17 0ES

Licensable activities authorised by the licence

Late Night Refreshment
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

Late Night Refreshment

Monday to Saturday From 23:00 to 24:00
Sunday From 23:00 to 23:30

Activity will take place Indoors/Outdoors : **Indoors**

Supply of Alcohol

Monday to Saturday From 11:00 to 24:00
Sunday From 12:00 to 23:30

Activity will take place Indoors/Outdoors :
Alcohol On/Off Premises: **Both**

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

On /Off Sales : **BOTH**

Part 2

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

Mr Ekrem Uka

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

Lentia Veliai

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

21/00625/PERS_N Basingstoke & Deane Borough Council

Date: 18th August 2022

Signed:

Authorised Officer

Licence granted 16/01/2006
Transfer of licence 14/02/2011
Transfer of licence & DPS Variation 25/11/2011
Copy of licence 08/07/2013
Transfer of licence 17/07/2013
DPS Variation 15/08/2013
Transfer 13/12/2013
Transfer 21/05/2014
Transfer 09/11/2015
DPS Variation 16/11/2015
DPS Variation & Change of Premises Name 25/07/2022

Annex 1 - Mandatory conditions

Premises - Supply of Alcohol

1. No supply of alcohol may be made under the premises licence-
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014 (in force 1 October 2014)

3.
 - 1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - 2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5.

(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- a) a holographic mark, or
- b) an ultraviolet feature.

6. The responsible person must ensure that -

a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- i. beer or cider: ½ pint;
- ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
- iii. still wine in a glass: 125 ml;

b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

7.

(1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(2)

(3) For the purposes of the condition set out in paragraph 1 –

a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

b) “permitted price” is the price found by applying the formula -

$$P = D + (D \times V)$$

Where—

- (i) **P** is the permitted price,
 - (ii) **D** is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) **V** is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994
- (4) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (5)
- 1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
 - 2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating Schedule - None

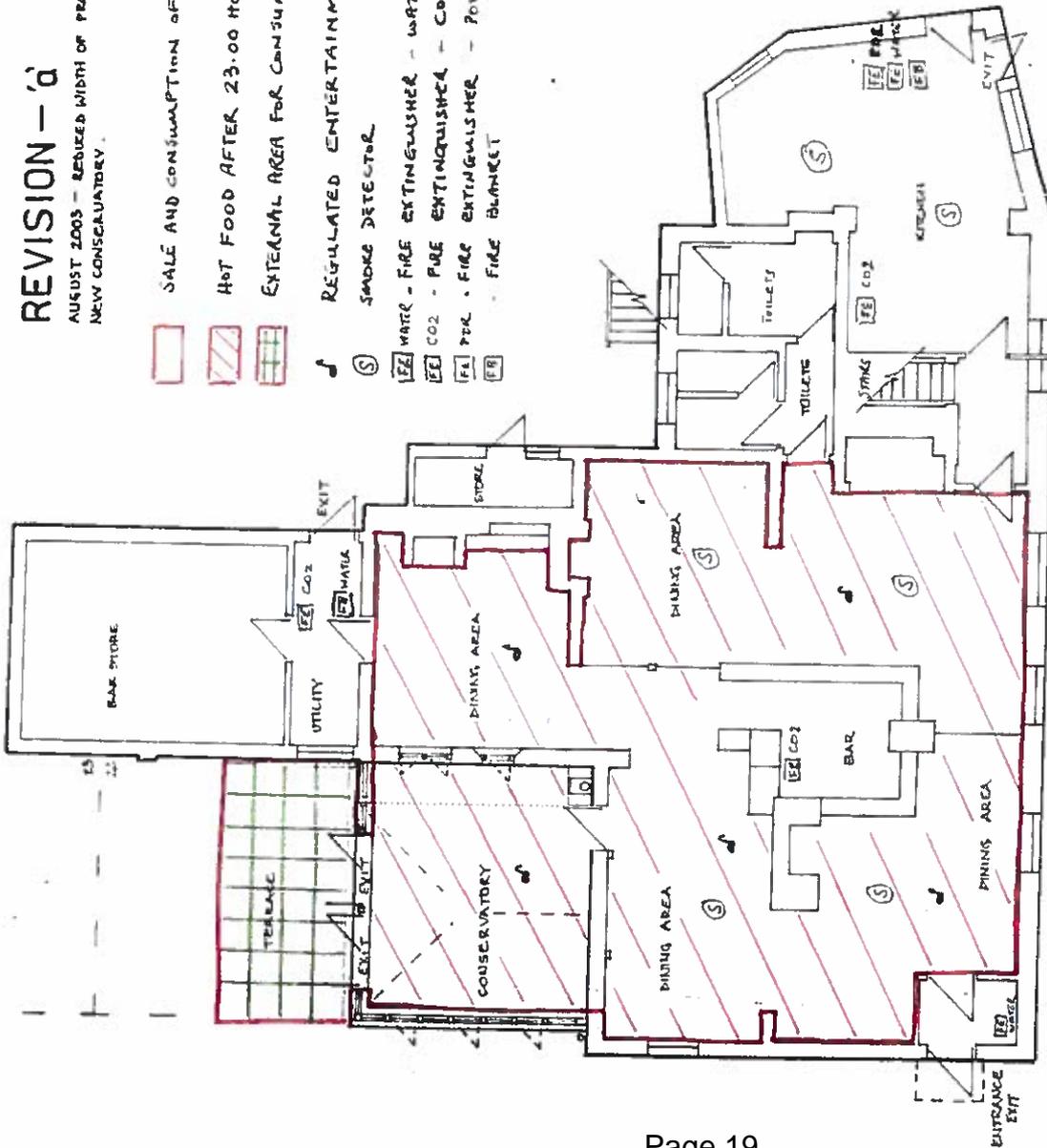
Annex 3 - Conditions attached after a hearing by the licensing authority – None

Annex 4 - Plans as submitted 01/08/2005

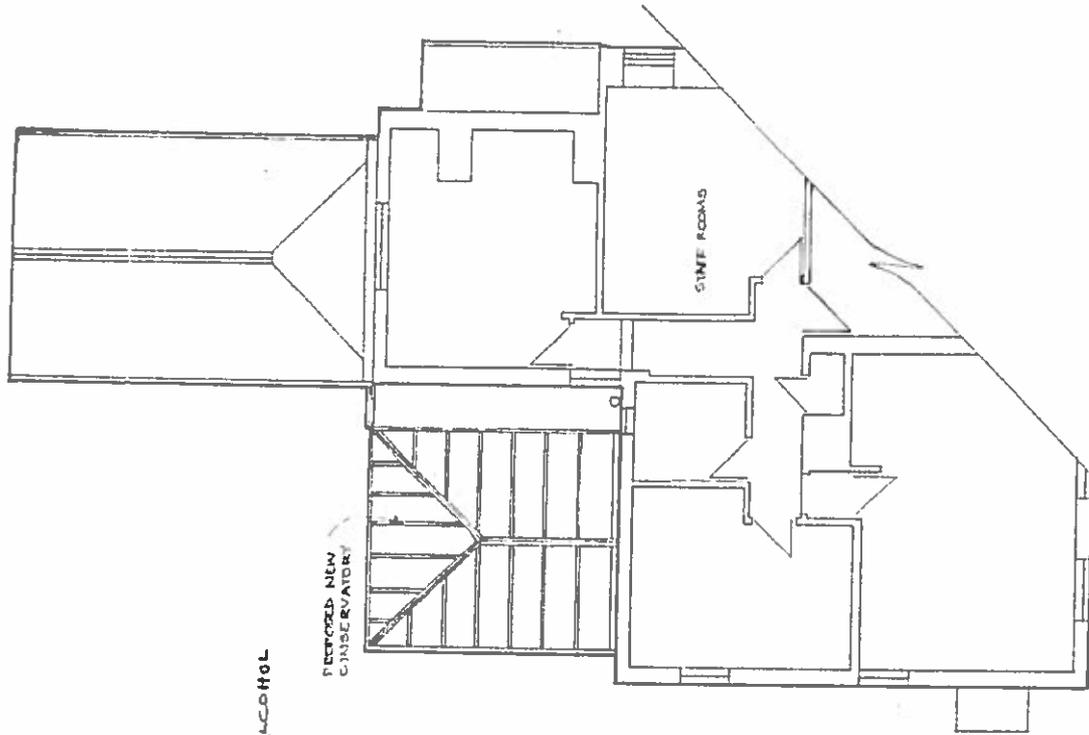
REVISION - 'a'

AUGUST 2005 - REDUCED WIDTH OF PROPOSED NEW CONSERVATORY.

-  SALE AND CONSUMPTION OF ALCOHOL
-  HOT FOOD AFTER 23.00 HOURS
-  EXTERNAL AREA FOR CONSUMPTION OF ALCOHOL
-  REGULATED ENTERTAINMENT
-  SMOKE DETECTOR
-  WATER - FIRE EXTINGUISHER - WATER
-  CO2 - FIRE EXTINGUISHER - CO2
-  FL - FIRE EXTINGUISHER - POWDER
-  FB - FIRE BLANKET



GROUND FLOOR PLAN



FIRST FLOOR PLAN

~~PROPOSED NEW CONSERVATORY~~ AT CASANOVA'S RESTAURANT HUNGERFORD, BERKS.

SCALE : 1/100

DWG No 2a

West Berkshire District Council

Public Protection Partnership, Environmental Health & Licensing, Council Offices, Market Street,
Newbury, Berkshire RG14 5LD
Tel: (01635) 519184 Fax (01635) 519172

Licensing Act 2003 Premises Licence Summary

Uniform Ref: 22/00785/LQN

Premises licence number	014058
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Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Amore Italian Restaurant, 16 Charnham Street, Hungerford, Berkshire, RG17 0ES

Licensable activities authorised by the licence

Late Night Refreshment
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

Late Night Refreshment

Monday to Saturday From 23:00 to 24:00
Sunday From 23:00 to 23:30

Activity will take place Indoors/Outdoors : **Indoors**

Supply of Alcohol

Monday to Saturday From 11:00 to 24:00
Sunday From 12:00 to 23:30

Alcohol On/Off Premises: **Both**

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

On/Off Sales : **BOTH**

Name, (registered) address of holder of premises licence

Mr Ekrem Uka

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Lentia Veliai

Date: 18th August 2022

Signed:

Authorised Officer

**Licence granted 16/01/2006
Transfer of licence 14/02/2011
Transfer of licence & DPS Variation 25/11/2011
Copy of licence 08/07/2013
Transfer of licence 17/07/2013
DPS Variation 15/08/2013
Transfer 13/12/2013
Transfer 21/05/2014
Transfer 09/11/2015
DPS Variation 16/11/2015
DPS Variation & Change of Premises Name 25/07/2022**

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[Insert name and address of relevant licensing authority and its reference number (optional)]

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 Caroline LAIRD.....

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below.

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description

AMORE
16 Chamham Street,
Hungerford,
RG17 0ES

Post town Hungerford

Post code (if known) RG17 0ES

Name of premises licence holder or club holding club premises certificate (if known)

Mr Ekrem UKA

Number of premises licence or club premises certificate (if known)

f: 22/00785/LQN

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

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 ✓ yes

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 Immigration Officer Caroline Laird 18876 Immigration Enforcement (South Central) provided
Telephone number (if any) provided
E-mail address (optional) provided

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 2)

One of the licensing objectives which underpins the Licensing Act 2003 is the prevention of crime and disorder and all operators are expected to take steps to promote the licensing objectives.

Home Office (Immigration Enforcement) believe Mr Ekrem Uka is not preventing crime and disorder and therefore should no longer be allowed to hold a premises licence. Mr Ekrem Uka is using his restaurant businesses to employ illegal workers which is strictly prohibited under the Licensing Act 2003 and Immigration Act 1971(aa).

Employing illegal workers in the UK has the following impact on the community and society as a whole:-

1. It deprives HMRC and the Government of revenue by non-payment of tax and national insurance.
2. It exploits the undocumented by paying them less than the minimum wage and provides no employment or income protection.
3. It encourages other overstayers / illegals to seek similar work.
4. It allows a business to unfairly undercut other businesses by employing cheap labour.
5. Illegal workers are often housed in cramped and unsatisfactory conditions by the employer as part of their working arrangement.

Please provide as much information as possible to support the application (please read guidance note 3)

AMORE, is a restaurant located in the town of Hungerford, Berkshire. The premises has a licence to sell Alcohol for consumption both on and off the premises between the hours of 1200-2330 on Sundays and 1100-0000 Monday to Saturday,

A Late-Night Refreshment allowance is also on the Licence this is in force between the hours of 23:00-00:00 Monday to Saturday, and on a Sunday 23:00-23:30.

As well as the Premises Licence Holder there is also a Designated Premises Supervisor Lentia Veliai, she was present at the time of Immigration Enforcements visit.

On 14/12/22 Immigration Officers from South central ICE conducted two visits with 5 police officers simultaneously due to the intel that the Home Office had received regarding Illegal Working and Safeguarding Concerns.

Entry was gained by Immigration Officers from South Central ICE under Section 179 of the Licensing Act 2003.

Whilst at the address 2 of the people encountered working had no right to be doing so, the Designated Premises Supervisor was at the address and was not forthcoming with information and evasive when asked questions regarding these employees and who was responsible for hiring them.

The Business has employed people who have no right to work in the UK, this means no checks have been carried out on the employees therefore there is no knowledge of the persons history, this could put any member of the public at unnecessary risk.

The premises is part of a chain of restaurants, 1 of which was previously visited by Immigration Enforcement in October 2022 where 4 people encountered were arrested for working with no right to do so.

The business was served with a Civil Penalty Referral notice, and this is currently under consideration.

The other was visited on the 14.12.2022, at the same time as AMORE, 16 Charnham Street, Hungerford, RG17 0ES, Immigration Officers encountered further employees at this premises who had no right to be working in the UK.

It is apparent that both the Premises Licence Holder and the Designated Premises Supervisor are not abiding by the Licencing Objective of the Prevention of Crime and Disorder, and are showing disregard to their responsibilities as both Personal and Premises Licence Holders.

Please tick ✓ yes

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

If yes please state the date of that application

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

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

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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....C LAIRD.....

Date 27.01.2023

.....

Capacity IMMIGRATION OFFICER

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we se to correspond with you about this application.



Immigration Enforcement

Immigration representation in support of an application for the review of a premises Licence

On behalf of the Secretary of State, Home Office (Immigration Enforcement) makes representations in support of the following application for the review of a premises licence, relating to the prevention of crime and disorder objective, including the prevention of illegal working and immigration crime in licensed premises.

IE wishes to make representations on an application for a review of a premises licence.

Details of Premises:			
Premises Licence Holder:			
Mr Ekrem UKA			
Name and Address of Premises:			
AMORE, 16 Charnham Street,			
Post Town:	Hungerford	Post Code:	RG17 OES

Representations are being made for the following reasons:

On 14/12/22 Immigration Officers from South central ICE conducted a visit at AMORE, 16 Charnham Street, Hungerford, RG17 0ES, due to intel the Home Office had received regarding Illegal workers at the premises with no right to be working in the United Kingdom.

Entry was gained by Immigration Officers from South Central ICE under Section 179 of the Licensing Act 2003.

The premises is part of a chain of restaurants, Fratelli, being one of them which was previously visited by Immigration Enforcement in October 2022 where four people encountered were arrested for working with no right to do so.

During the visit by Immigration officers to Amore restaurant 14/12/2022, there were further evidence of illegal workers and the employment of a minor. There was clear evidence of exploitation which caused concerns for safeguarding.

Signatures**Signature of Responsible Authority****Home Office Immigration Enforcement****Date:****06/03/2023****Capacity:****Responsible
Authority****Details of Responsible Authority****Name and Address:**Home Office Immigration Enforcement
The Alcohol and LNR Licensing Team**Email address
(optional):**

.

THAMES VALLEY POLICE

Division/Station : Bracknell

From : Gary Clarke

To : West Berkshire Licensing Authority

Ref :

Date : 17th March 2023

Tel.No. supplied

Subject :

Representation in support of Home Office Immigration & Compliance Enforcement Review

This representation is in relation to : Amore Italian Restaurant
16 Carnham Street
Hungerford
RG17 0ES.

I Gary Clarke on behalf of Thames Valley Police wish to make representation in support of the Review application made by the Immigration and Compliance Enforcement Agency.

This representation identifies that the Licensing Objective regarding the Prevention of Crime and Disorder has been undermined by the actions of both the DPS and the Licensee.

Thames Valley Police fully supports the 5 findings outlined in the Review documentation. We would also highlight the fact that in October 2022 a visit to another restaurant in the same chain resulted with 4 people being arrested and a Civil Penalty Notice being issued.

Despite this the chain continues to employ people who do not have the right to work, as confirmed by the visits conducted on the 14th December 2022, at the 2 restaurants. Please also take into account that both visits are on the back of intelligence received, which implies that this was common knowledge to someone, who in turn reported these facts to the authorities.

For these reasons Thames Valley Police respectfully recommend that the Licensing Panel revoke the Licence as the only possible means to promote the Licensing Objectives and further support the prevention of Crime and Disorder.

Gary Clarke
Licencing Officer
Thames Valley Police.

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Headquarters, Newsham Court, Pincents Kiln, Calcot, Reading, RG31 7SD

Direct Line 0118 938 4481 | Switchboard 0118 945 2888 | Fax 0118 959 0510
Email westhubfiresafety@rbfrs.co.uk | www.rbfrs.co.uk

Follow us on Twitter @rbfrsofficial



Amore Italian Restaurant
Emailed to – Licensing@westberks.gov.uk

Your Ref:
Our Ref: NW/149813
Ask for: Nicola Waddington
Date: 24th March 2023

Dear Sirs

**LICENSING ACT 2003
REGULATORY REFORM (FIRE SAFETY) ORDER 2005
Premises: Amore Italian Restaurant, 16 Charnham Street, Hungerford, RG17 0ES**

The Fire Authority has considered your licence application review request dated **28 February 2023** and does not propose to make a representation. This letter should not be interpreted as meaning that the fire precautions in the premises are satisfactory. The primary piece of legislation for achieving satisfactory standards of fire safety in licensed premises is the Regulatory Reform (Fire Safety) Order 2005. This legislation requires the Responsible Person to undertake a suitable and sufficient fire risk assessment to identify the general fire precautions which need to be taken to protect relevant persons.

The Department for Communities and Local Government (CLG) has developed a set of guides which explain what you must do in order to comply with fire safety law, help you carry out a fire risk assessment and identify the general fire precautions which you should have in place. The guides are available via the following link:-
<http://www.communities.gov.uk/fire/firesafety/firesafetylaw>

Failure to comply with the Order, irrespective of any requirements which may be imposed by the Licensing Authority in connection with your application, may result in enforcement action being taken by this Authority under the Regulatory Reform (Fire Safety) Order 2005. Your premises will be included in our risk based inspection programme and audited for compliance in due course.

This letter is without prejudice to the powers of the Licensing Authority and to any requirements or recommendations which may be made by enforcing Authorities under other legislation.

Chief Fire Officer – Wayne Bowcock

**ROYAL BERKSHIRE
FIRE AND RESCUE SERVICE**



Any queries regarding this letter should be addressed to the person named above. If you are dissatisfied in any way with the response given, please ask to speak to the Office Manager quoting our reference.

Yours sincerely

Nicola Waddington
Authorised Fire Safety Inspecting Officer
And on behalf of the Royal Berkshire Fire Authority

Chief Fire Officer – Wayne Bowcock

ROYAL BERKSHIRE
FIRE AND RESCUE SERVICE



Ekrem Uka
16 Charnham St
Hungerford
RG17 0ES

To: **The Home Office & West Berkshire Council**

EXPLANATION/CONFIRMATION LETTER

Dear Sirs,

I am writing to explain the position of the two staff members encountered in the business on 14/12/2022. First of all, I would like to make clear the position of the staff members interviewed by the Home Office on 14/12/2022/. I have highlighted each one separately below:

- 1- **Greek National/EU Citizen** Management has enclosed with this letter the Right to Work checks. Management has made the right to work checks. When Management has checked with the Home Office, Management could see that is waiting for a decision under EUSS. The Certificate of application states that has the right to work while waiting for a decision. Rule 3C of Immigration Rules states that while a case is pending the individual has the right to work. Under EU law when someone is waiting for a decision that individual has all the rights. EUSS scheme is a process leading EU citizen from EEA regulations to UK Immigration rules. Under both EU rules and UK Rules, they both enjoy the right to work. Above all, Management has done their part and have checked share code which states the Right to Work. If anything, I blame the Home Office for lack of clarity. If Home Office provides an individual with a document that clearly and openly states that the individual has the right to work this means Management is not at fault at all. In my clear conscience Management has done everything to ensure they are legally working. This person no longer works in the business.

- 2- **Italian National/EU Citizen** Management has enclosed with this letter the Right to Work checks. Management has made the right to work checks. When it was checked with the Home Office, Management could see that is waiting for a decision under EUSS. The Certificate of application states that has the right to work while waiting for a decision. The Right to Work Check can clearly show in Green that had the right to work. Rule 3C of Immigration Rules states that while a case is pending the individual has the right to work. Under EU law when someone is waiting for a decision that individual has all the rights. EUSS scheme is a process leading EU citizen from EEA regulations to UK Immigration rules. Under both EU rules and UK Rules, they both enjoy the right to work. Above all, Management has done their part and have checked his share code which states the Right to Work. If anything, I blame the Home Office for lack of clarity. If Home Office provides an individual with a document that clearly and openly states that the individual has the right to work this means Management is not at fault at all. In my clear conscience Management has done everything to ensure they are legally working. This person no longer works in the business. Strange enough,

Department for Work and Pensions has issued with National Insurance number relying on his EUSS application because even Department for Work and Pensions accepts that when someone's EUSS application is pending then the applicant has the right to work. Two Government Departments have contradictory positions.

- 3- **In my view there is strong contradictory information.** When someone applies under EUSS then Department issues applicants with temporary right to work, right to NHS, right to public funds and right to study. However, the Immigration Officers had a different view. Brexit has created chaos and has created challenges for Immigration Officers who need to adapt change but also for businesses as they need to be on top of all constant and ongoing changes. However, Common Law prevails in the UK. The law should be applied the same for all. In this instance it has not. I say this because that night there were four EU citizens working in the business. All four of them had a pending EUSS application. Two of them were advised that they are working illegally and two of them were advised that their status is fine, and they can continue working. Isn't this contradictory? Hence why I raise the case for some sort of clarity.

With this email I have also attached evidence of all I mentioned above for your attention.

I hope you will be able to review the hard copy evidence provided. I hope this will be adequate for the Home Office and West Berkshire Council to close this matter.

I look forward to hearing from you with a decision.

Kind Regards,

Ekrem Uka

Premise Licence Holder – Amore Restaurant”



INDIVIDUAL 1

Dear ██████████

Ref: ██████████

CERTIFICATE OF APPLICATION UNDER THE EU SETTLEMENT SCHEME

This certificate of application issued to you confirms that we received your valid application under the EU Settlement Scheme on 04 November 2022 under the EU Settlement Scheme. You will receive notification of the decision on your application in due course.

This certificate of application is valid until you receive a decision on your application and during any appeal against a decision to refuse your application. This includes where you have chosen to make your appeal after an administrative review.

If you have sent us your passport or identity document in support of your application, and it is not enclosed with this certificate of application, we will return it as soon as we can. You should not make any travel plans until it is returned to you. If you need your passport or identity document because you have to travel urgently and unexpectedly, please use the return of documents request form at: www.gov.uk/visa-documents-returned.

We will contact you if we need any further information in order to decide your application.

We will use the postal address, email address or mobile phone number you gave us in your application if we need to contact you and to tell you our decision on your application. If these details have changed, you need to tell us by going to 'Update your EU Settlement Scheme details' which can be found at: update-your-details.homeoffice.gov.uk/.

Further information about your status and how to prove it can be found in the next section.

Yours sincerely,

UKVI European Casework

On Behalf of the Secretary of State

Data Protection

1 of 7

The Data Protection Act 2018 governs how we use personal data. For details of how we will use your personal information and who we may share it with please see our Privacy Notice for the Border, Immigration and Citizenship system at: www.gov.uk/government/publications/personal-information-use-in-borders-immigration-and-citizenship

This also explains your key rights under the Act, how you can access your personal information and how to complain if you have concerns.

FURTHER INFORMATION**What you can do in the UK**

While your certificate of application is valid, you can:

- live in the UK
- work – once your employer has verified your certificate of application with the Home Office
- study
- rent a place to live in England – once your landlord has verified your certificate of application with the Home Office
- use the National Health Service (NHS) in a similar way to permanent UK residents
- access public funds such as benefits and pensions, if you are eligible for them
- access a current account with a bank or building society in the UK

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Right to work service
To You

8 Dec



GOV.UK

You can now view [REDACTED] [REDACTED]s right to work details

They have used the 'Prove your right to work' service on GOV.UK to email you a share code.

To view their right to work details, go to the 'View a job applicant's right to work details' service on GOV.UK and enter their:

- date of birth
- share code [REDACTED]

This share code will expire on Wednesday, 8 March 2023.

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Dear [REDACTED] INDIVIDUAL 2

Ref: [REDACTED]

CERTIFICATE OF APPLICATION UNDER THE EU SETTLEMENT SCHEME

This certificate of application issued to you confirms that we received your valid application under the EU Settlement Scheme on 24 October 2022 under the EU Settlement Scheme. You will receive notification of the decision on your application in due course.

This certificate of application is valid until you receive a decision on your application and during any appeal against a decision to refuse your application. This includes where you have chosen to make your appeal after an administrative review.

If you have sent us your passport or identity document in support of your application, and it is not enclosed with this certificate of application, we will return it as soon as we can. You should not make any travel plans until it is returned to you. If you need your passport or identity document because you have to travel urgently and unexpectedly, please use the return of documents request form at: www.gov.uk/visa-documents-returned.

We will contact you if we need any further information in order to decide your application.

We will use the postal address, email address or mobile phone number you gave us in your application if we need to contact you and to tell you our decision on your application. If these details have changed, you need to tell us by going to 'Update your EU Settlement Scheme details' which can be found at: update-your-details.homeoffice.gov.uk/.

Further information about your status and how to prove it can be found in the next section.

Yours sincerely,

UKVI European Casework

On Behalf of the Secretary of State

Data Protection

1 of 7

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FURTHER INFORMATION

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- study
- rent a place to live in England – once your landlord has verified your certificate of application with the Home Office
- use the National Health Service (NHS) in a similar way to permanent UK residents
- access public funds such as benefits and pensions, if you are eligible for them
- access a current account with a bank or building society in the UK

Travelling in and out of the UK

Subject to the usual immigration, customs and health checks at the border, your

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GOV.UK

You can now view [REDACTED] [REDACTED]'s right to work details

They have used the 'Prove your right to work' service on GOV.UK to email you a share code.

To view their right to work details, go to the 'View a job applicant's right to work details' service on GOV.UK and enter their:

- date of birth
- share code [REDACTED]

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INDIVIDUAL 2



RESIDENZA / RESIDENCE / DOMICILE (11)

SCANDICCI (FI)

RESIDENZA / RESIDENCE / DOMICILE (11)

RESIDENZA / RESIDENCE / DOMICILE (11)

STATURA / HEIGHT / TAILLE (12)

[REDACTED]

COLORE DEGLI OCCHI / COLOUR OF EYES / COULEUR DES YEUX (13)

[REDACTED]

REPUBBLICA ITALIANA

Tipo. Type. Type. Codice Passa. Code of issuing State. Code du Pays émetteur. Passaporto N. Passport No. Passeport N°

PASSAPORTO
PASSPORT
PASSEPORT

P ITA

Cognome. Surname. Nom. (1)

Nome. Given Names. Prénoms. (2)

Cittadinanza. Nationality. Nationalité. (3)

ITALIANA

Data di nascita. Date of birth. Date de naissance. (4)

Sesso. Sex. Sexe. (5)

Data di rilascio. Date of issue. Date de délivrance. (7)

21 SET/SEP 2022

Data di scadenza. Date of expiry. Date d'expiration. (8)

20 SET/SEP 2032

Autorità. Authority. Autorité. (9)
MINISTRO AFFARI ESTERI
E COOPERAZIONE INTERNAZIONALE
Firma del titolare. (10)
Holder's signature / Signature du titulaire

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Your application reference: [REDACTED]

INDIVIDUAL 2

We have many different ways we can communicate with you. If you would like braille, British Sign Language, a hearing loop, large print, audio or something else, please contact us using the phone number at the top of this letter.

Dear [REDACTED]

We have approved your application for a National Insurance number.

Your National Insurance number is:

[REDACTED]

Please keep your National Insurance number and this letter safe.

Your National Insurance number:

- is yours – no-one else can use it
- will not change
- is not proof of your identity

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Dear Sir/Madam

Thank you for using the Employer Checking Service.

Please find your Employer Checking Service response attached to this email.

The information provided in this email is for your records only. If you believe this response is incorrect, please reply to this email and we will review our response.

Please inform the customer of this response. If the customer has any questions about their application they should contact the Home Office using the following link: <https://www.gov.uk/contact-ukvi-inside-outside-uk>

If the customer believes they are settled in the United Kingdom but does not have a document to prove it, they may be eligible to apply to the 'Windrush Scheme.' Details of how the customer may contact the Windrush helpline are below:



You have requested an ECS check

This means that you contacted the Employer Checking Service to verify the right to work in the UK of the named person below.

Our response:

1	Who we have checked and for what type of work	Name: [REDACTED] Date of Birth: [REDACTED] Nationality: Italy
2	Outcome of our check	This person is permitted to work subject to the restrictions in section 4
3	Expiry date of our check	The result of this check is valid for 6 months. It expires on Sunday, April 30, 2023 . You should carry out a follow-up right to work check on this person on or before this date.
4	Work restrictions	None
5	What this means	<p>This Positive Verification Notice will provide you with a time-limited statutory excuse, for 6 months, against liability for a civil penalty in respect of this person. You must retain this Notice.</p> <p>If this person has provided you with an Application Registration Card (ARC) or a Certificate of Application, you should retain a copy of this document.</p> <p>Information on taking on additional employment when sponsored under skilled worker route can be found on www.gov.uk</p>

UK Visas and Immigration is an operational command of the Home Office



		You should see our Shortage Occupation List for a list of the restricted roles for people with an Application Registration Card (ARC) with SOL restriction.
6	Ensure your compliance	You should note that your time-limited statutory excuse will not apply if at any time you become aware that this person no longer has the right to do the work in question and you may also be prosecuted for knowingly employing an illegal worker which means you may face an unlimited fine and/or imprisonment.
7	If you need further information	You should visit www.gov.uk to view our range of guidance, Codes of practice and helpful tools to assist you to comply with your duty as an employer to conduct right to work checks.

