



**NOTICE OF REPRESENTATION AND  
EVIDENCE BUNDLE  
BY NOTTINGHAMSHIRE POLICE  
REGARDING  
APPLICATION FOR A PREMISE LICENCE  
QUEENS HEAD  
34 MAIN STREET KIMBERLEY  
NOTTINGHAMSHIRE NG16 2LL  
HEARING DATE: 07 JUNE 2022**

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## Notification to Licensing Authority of Representation under Licensing Act 2003

1. Name of Responsible Authority making representation:
  - a. Your name: **M Turner**  
[Deputy Head of Legal Service, East Midlands Legal Services Unit, for and on behalf of the Chief Constable]
  - b. Your address: **Nottinghamshire Police Headquarters**  
**HQ (CJ) Liquor Licensing**  
**Mansfield Police Station**  
**Great Central Road**  
**Mansfield**  
**Nottinghamshire**  
**NG18 2HQ**
  - c. Your phone number: **101 ext. 3101987**
  - d. Your e-mail address: **Adrian.paling@notts.police.uk**  
[Contact at County licensing]

2. Please identify the application you wish to make a representation about.

- a. Name and address of application premises:

**Queens Head**  
**34 Main Street**  
**Kimberley**  
**Nottinghamshire**  
**NG16 2LL**

- b. Nature of application: **Application of a new Premises Licence**

3. Which of the licensing objectives does your representation relate to? Please delete as appropriate <sup>2</sup>.

- a. **The Prevention of Crime and Disorder.**
- b. **The Prevention of Public Safety**
- c. **The Prevention of Public Nuisance**
- d. **The Protection of Children from harm**

### **Details of the representation(s)**

4. Please give details of your representation(s) including details as to why you feel the application would be unlikely to promote the objective(s) you have ticked above and including as much evidence as possible in support of your representation. Please continue on a separate sheet if necessary.

The application is for a new premise licence at the Queens Head, 34 Main Street, Kimberley, Nottinghamshire. NG16 2LL.

The Queens Head is located within Kimberley Town Centre, which accommodates a number of other licensed premises in a small, concentrated area within the town. These premises cater for the consumption of alcohol, dancing, late night refreshment and hours open to the public.

The Queens Head is situated directly next to a public highway on Main Street with the junction of James Street, Kimberley, and directly opposite to other licensed premise, retail and residential properties.

Prior to revocation of the original premises licence at hearing dated 10 November 2020, The Queens Head became a known premise of late-night violence, disorder and anti-social behaviour resulting in police attendance and concerns from the community between June 2019 and September 2020. This included several reported breaches relating to COVID 19 regulations.

At this time the premise licence holder and designated premise supervisor was Juan Hua Chen, the only other member of staff supporting Mr Chen was his partner Mei Mei Huang. This new application is submitted by Mei Mei Huang as the applicant and proposed Premise Licence Holder.

Various meetings have been held prior to original revocation of the original premises licence between Mr Juan Hua Chen, Mei Mei Huang and Police Licensing, the Neighbourhood Policing Team, Broxtowe Borough Council Licensing and Environmental Health Departments. The purpose was to highlight areas of concern, discuss incidents that had occurred and offer solutions and support as a partnership approach.

Mr Juan Hua Chen and Ms Mei Mei Huang clearly took no notice of advice given, or of COVID 19 guidance, and did not exercise or enforce any social distancing within the establishment. This was very concerning to Nottinghamshire Police and Broxtowe Borough Council, and as a result this was addressed numerous times by Environmental Health and the Police. Non-compliance was witnessed during visits and seen on CCTV footage.

There have been complaints by local residents who have called the Police due to being disturbed by various issues, including disorderly behaviour, anti-social behaviour noise and underage drinking.

The majority of these incidents occurred during the early hours of the morning on either a Friday or Saturday between midnight and 02:30hrs.

Despite numerous attempts to work with Mr Juan Hua Chen and encouraged him to uphold the licensing objectives, attempts failed due to him not willing to work in partnership with the Police and Broxtowe Borough Council Licensing and Environmental Health.

As a result of this Nottinghamshire Police applied to review the premises licence under Section 51 of the Licensing Act 2003 and an on-line licensing hearing took place on 10<sup>th</sup> November 2020. A unanimous decision was made by the Hearing Panel to revoke the premise licence in its entirety.

The Queens Head then submitted a new premise licence application on 01 September 2021, with Ms Mei Mei Huang as the Premise Licence Holder. Following a hearing on 02 November 2021, the application was rejected in its entirety. The Hearing Panel were not satisfied that Ms Mei Mei Huang (and the proposed DPS at that time, Mr Juan Hua Chen) were competent to control the Premises and manage it in a safe way in pursuance of the licensing objectives.

This new application submitted 07 April 2022 is worded in exactly the same way regarding the Licensing Objectives, with a slight reduction in opening hours on a Friday and Saturday night from the previous application (02:30 instead of 04:00) which we consider is still not acceptable. It is noted that it is still Ms Mei Mei Huang as the applicant and Premise Licence Holder, with a different proposed DPS (Sean Anthony Duggan)

This new application is for licensable activities to allow for the sale of alcohol, provision of indoor sporting events, live music and recorded music, performances of dance and late-night refreshment as detailed below:

**Indoor Sporting Events**

Sunday – Wednesday 10:00 – 23:30

Thursday – 10:00 – 00:30

Friday – Saturday – 10:00 – 02:30

**Live Music**

Sunday – Wednesday 10:00 – 23:30

Thursday – 10:00 – 00:30

Friday – Saturday – 10:00 – 02:30

**Recorded Music**

Sunday – Wednesday 10:00 – 23:30

Thursday – 10:00 – 00:30

Friday – Saturday – 10:00 – 02:30

**Performance of Dance**

Sunday – Wednesday 10:00 – 23:30

Thursday – 10:00 – 00:30

Friday – Saturday – 10:00 – 02:30

**Late Night Refreshment**

Sunday – Wednesday 23:00 - midnight

Thursday – 23:00 – 01:00

Friday – Saturday – 23:00 – 02:30

**Supply of Alcohol**

Sunday – Wednesday 10:00 – Midnight

Thursday – 10:00 – 01:00

Friday – Saturday – 10:00 – 02:30

**Hours premise open to the public**

Sunday – Wednesday 10:00 – 00:30

Thursday – 10:00 – 01:00

Friday – Saturday – 10:00 – 02:30

Having had regard to the nature, style and location of the premises, the Police have concerns over the increase in alcohol related anti-social behaviour, crime, disorder and nuisance that the extension of hours and management of the premises upon grant of this new application will cause.

The very style and nature of late-night pubs and bars creates problems of crime and disorder. These types of venues attract patrons later in the evening, many of whom have been drinking alcohol in the pubs and bars within the town centre. People have a tendency to become more disorderly and anti-social as the night progresses, they become increasingly intoxicated and therefore prone to engage in disruptive behaviour.

Broxtowe Borough Council's statement of licensing policy states at 2.1 in exercising their functions under the licensing act 2003, licensing authorities must have regard to the licensing objectives as set out in section 4 of the act.

Broxtowe Borough Council's policy also states at 2.6 the promotion of the licensing objectives is paramount consideration for the authority.

Nottinghamshire Police are of the opinion that this application in its entirety does not promote the licensing objectives, in particular the prevention of public nuisance and the prevention of crime and disorder.

The Police support licensed premises and encourage well managed, safe venues to thrive. On considering all the above, Nottinghamshire Police believe the proposed premise licence holder Mei Mei Huang is not fit and proper to hold a premise licence and would lack the ability to control the premises and fully uphold all four licensing objectives.

Following a joint meeting with Adrian Paling (Police Licensing), Sarah Steventon, (Broxtowe Borough Council Licensing Officer), Mei Mei Huang and Juan Hua Chen on Monday 25<sup>th</sup> April 2022, where we discussed the application and could see that there were still concerns over the proposed management and control measures which had not been addressed since the last hearing date, Nottinghamshire Police would like to object in full to the application as we have no confidence in the proposed premise licence holder Mei Mei Huang.

The Police reserve the right to:

- bring further evidence of the Licensing Objectives being undermined to any subsequent panel hearing and to provide live oral evidence to this effect.

5. If you are suggesting that conditions should be attached to any licence granted please give the wording of the proposed condition(s) and state why you feel they are necessary and proportionate. Please continue on a separate sheet if necessary.

#### **Not Applicable**

6. Please indicate any parts of the Licensing Authority's Statement of Policy that you feel may be relevant to your representation <sup>3</sup>.

**Indication of those relevant parts will be given in addition to those above, in a Panel Hearing.**



7. Please indicate any parts of the Guidance issued under S 182 of the licensing Act 2003, which you feel may be relevant to your representation <sup>4</sup>.

**Indication of those relevant parts will be given within a Panel Hearing.**

8. As you have made a representation the Application may need to be determined at a hearing of the Licensing Committee or one of its Panels. At this stage would you intend to attend such a hearing<sup>5</sup>? Please circle as appropriate.

Yes

No

9. If you intend to attend any hearing that may be held it would be helpful at this stage if you could give an indication as to how long you think you would need to make your representation(s).

**Not Known**

Signed: M Turner [Deputy Head of Legal Service, East Midlands Legal Services Unit, for and on behalf of the Chief Constable]

Date: 28 April 2022

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### Application for a premises licence to be granted 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/We MEL MBI HOWES  
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

#### Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description <u>34 MAIN ST.</u>	
Post town	<u>Kimberley</u>
Postcode	<u>NG16 2LL</u>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£

#### Part 2 - Applicant details

Please state whether you are applying for a premises licence as appropriate **Please tick as**

a)	an individual or individuals *	<input checked="" type="checkbox"/>	please complete section (A)
b)	a person other than an individual *	<input type="checkbox"/>	
	i as a limited company/limited liability partnership	<input type="checkbox"/>	please complete section (B)
	ii as a partnership (other than limited liability)	<input type="checkbox"/>	please complete section (B)
	iii as an unincorporated association or	<input type="checkbox"/>	please complete section (B)
	iv other (for example a statutory corporation)	<input type="checkbox"/>	please complete section (B)

c)	a recognised club		please complete section (B)
d)	a charity		please complete section (B)
e)	the proprietor of an educational establishment		please complete section (B)
f)	a health service body		please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section (B)
h)	the chief officer of police of a police force in England and Wales		please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
- statutory function or
- a function discharged by virtue of Her Majesty's prerogative

**(A) individual applicants** (fill in as applicable)

Mr	Mrs ✓	Miss	Ms	Other Title (for example, Rev)	
Surname		HWANG		First names	
		MEI MEI			
Date of birth			n 18 years old or over	Please tick yes	
				✓	
Nationality					
BRITISH					
Current residential address if different from premises address		211 ... ST			
Post town		LONDON		Postcode	
		E1 1AA		E1 1AA	
Daytime contact telephone number		020 7123 4567			
E-mail address (optional)		meimei.hwang@gmail.com			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input checked="" type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname <b>HUANG</b>			First names <b>MEI MEI</b>		
Date of birth		I am 18 years old or over		<input checked="" type="checkbox"/> Please tick yes	
Nationality <b>BRITISH</b>					
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

sale and consumption of alcohol at ground floor and first floor  
 sporting, music, recorded music, dance. at  
 ground floor and 1st floor.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I) **Supply of alcohol** (if ticking yes, fill in box J) 

In all cases complete boxes K, L and M

## A

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				<b>State any seasonal variations for performing plays</b> (please read guidance note 5)	
Thur					
Fri					
Sat				<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sun					

## B

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)	
Thur					
Fri					
Sat				<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)	
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon	10:00	23:30	
Tue	10:00	23:30	
Wed	10:00	23:30	State any seasonal variations for indoor sporting events (please read guidance note 5)
Thur	10:00	00:30	
Fri	10:00	02:30	Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Sat	10:00	02:30	
Sun	10:00	23:30	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Both	<input type="checkbox"/>	
Tue					
Wed			Please give further details here (please read guidance note 4)		
Thur					
Fri			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Sat					
Sun					
			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		



## E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	23:30	Please give further details here (please read guidance note 4) <i>music will be amplified</i>	Both	<input type="checkbox"/>
Tue	10:00	23:30			
Wed	10:00	23:30	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	10:00	00:30			
Fri	10:00	02:30	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	10:00	02:30			
Sun	10:00	23:30			

## F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	23:30	Please give further details here (please read guidance note 4) <i>music will be amplified.</i>	Both	<input type="checkbox"/>
Tue	10:00	23:30			
Wed	10:00	23:30	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	10:00	00:30			
Fri	10:00	02:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	10:00	02:30			
Sun	10:00	23:30			

## G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	23:30	Please give further details here (please read guidance note 4) <i>music will be amplified.</i>	Both	<input type="checkbox"/>
Tue	10:00	23:30			
Wed	10:00	23:30	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	10:00	00:30			
Fri	10:00	02:30	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	10:00	02:30			
Sun	10:00	23:30			

## H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	23:00	00:00		Please give further details here (please read guidance note 4) <i>N/A</i>	Outdoors
Tue	23:00	00:00	Both		<input type="checkbox"/>
Wed	23:00	00:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Thur	23:00	01:00			
Fri	23:00	02:30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	23:00	02:30			
Sun	23:00	00:00			

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon	23:00	00:00			
Tue	23:00	00:00			
Wed	23:00	00:00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Thur	23:00	01:00			
Fri	23:00	02:30	<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat	23:00	02:30			
Sun	23:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	01:00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri	10:00	02:30			
Sat	10:00	02:30			
Sun	10:00	00:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name <b>SEON ANTHONY DOGGAN</b>	
Date of birth <b>6</b>	
Address <b>5 ... ..</b>	
Postcode	
Personal licence number (if known) <b>047174</b>	
Issuing licensing authority (if known) <b>NOTTINGHAM CITY</b>	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	10:00	00:30	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Tue	10:00	00:30	
Wed	10:00	00:30	
Thur	10:00	00:30 01:00	
Fri	10:00	02:30	
Sat	10:00	02:30	
Sun	10:00	00:30	

**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General - all four licensing objectives (b, c, d and e) (please read guidance note 10)**

three are sufficient competent staff on duty at the premises  
all staff will undertake training in their responsibilities  
in relation to the sale of alcohol

**b) The prevention of crime and disorder**

door supervisor will be hired if local authority requires  
Plastic glasses to be used in 20:00 to close of the premise on Friday and Saturday  
A CCTV system has been installed and is working, recording.  
A CCTV camera will be in operation at the front.  
Secur door men if needed.

**c) Public safety**

all Exit doors are easily operable without the use of a key, card  
Exit doors are regularly checked to ensure they function satisfactorily  
Fire resistant doors to service shafts ducts and cupboards are kept locked shut  
adequate and appropriate First Aid equipment and materials are  
available on the premises.

**d) The prevention of public nuisance**

doors and windows will be kept closed when regulated entertainment  
is taking place.  
the playing of live music in garden or outside seating areas of the premises  
is not permitted  
all ventilation and extract systems are designed and maintained  
so as to prevent noxious smells causing a nuisance to

**e) The protection of children from harm**

Alcohol is not available on the premises when only  
under 18's are permitted

**Checklist:**

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

**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.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
Signature	
Date	
Capacity	

For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	MEI MEI HUANG		
Date	7.4.22		
Capacity			

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
MEI MEI HUANG			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

### PRIVACY NOTICE

This Authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also, and on occasions will be required to, share this information with other bodies responsible for auditing or administering public funds for these purposes.

Broxtowe Borough Council collects personal information when you contact us for any services we provide. We will use this information to provide these services. We may need to share your information with service providers and other departments within Broxtowe Borough Council to ensure that you receive the best possible service. If so, this will be made clear in our privacy notice. We will not share your information with third parties for marketing purposes or any other reason unless required to do so by law.

For more information explaining how we protect and use your information please see our privacy policy at <https://www.broxtowe.gov.uk/about-the-council/communications-web-social-media/legal-privacy/>

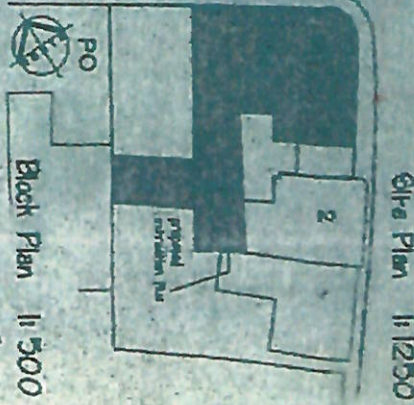
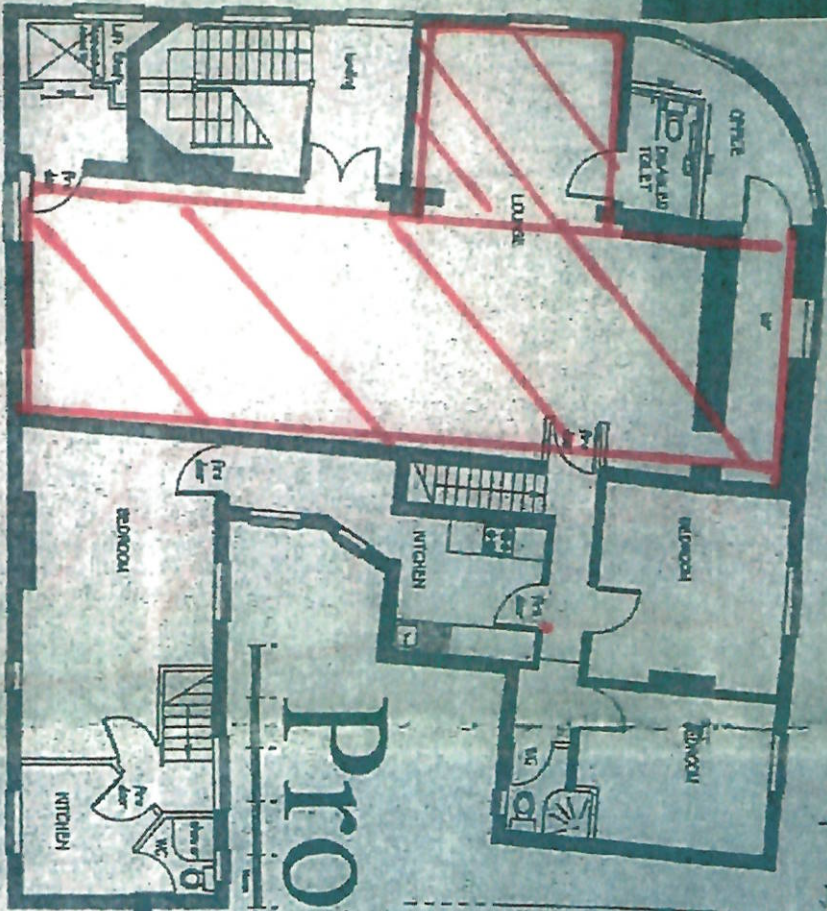
### Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial





Proposed First Floor Plan 1:100



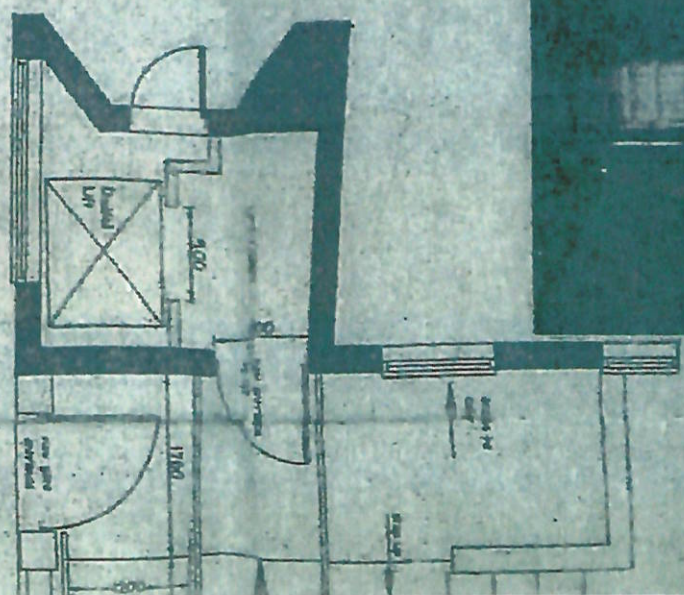
# Proposed

connect entrance door to external  
vertical shaft to out of canopy  
interlocking fan, shutter and  
action floor to be constructed  
with requirements and drawings  
with fan and shutter at high level

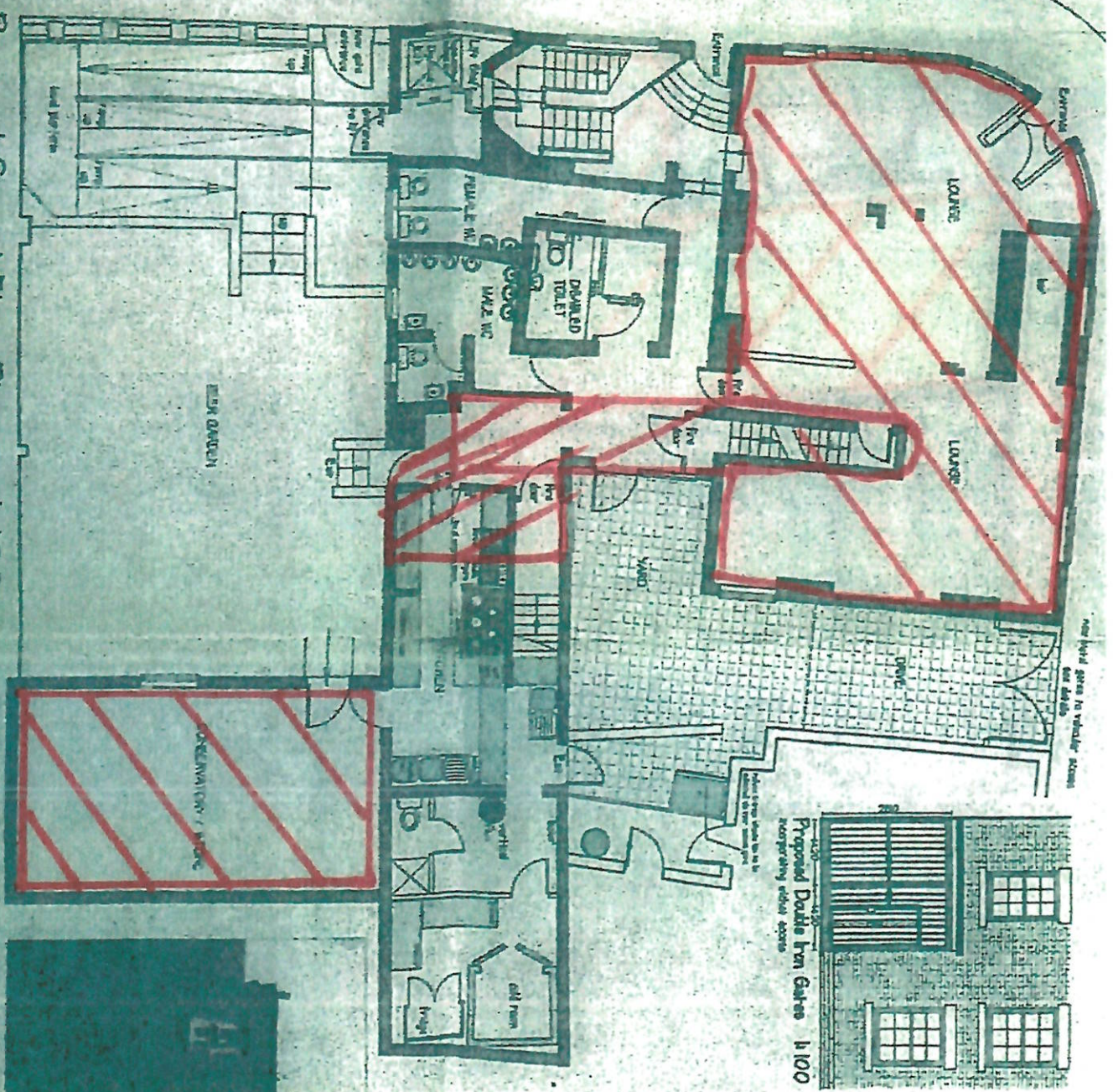
Proposed External Ramp Access to



Proposed External Ramp Access to

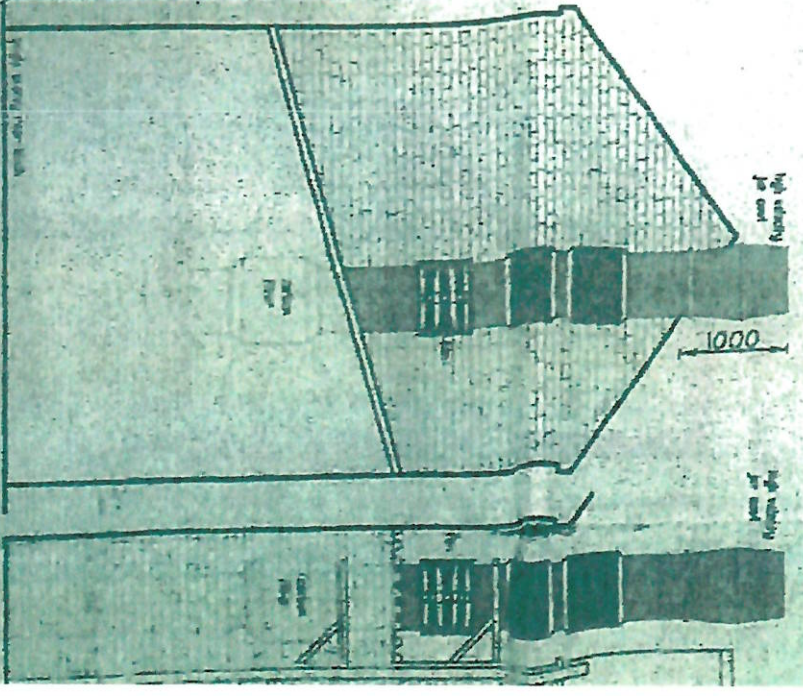


Proposed Ground Floor Plan 1:100



Existing Boundary Wall to Lower Ya

All external elements of the extraction fan to be in galvanneal steel half finish. Ceiling mounted flag welded stainless steel canopy above exhaust shaft. Fan casing equipment to 2300mm at end and front. Fitted with stainless steel fire resistant 1/2" fire grade fire coating of coating of a refractory below canopy plan. Safety steel door. Also centrifugal turbo fan 3000mm diameter (high energy efficiency) fan mounting on rear external wall to give 60 m/s air discharge per hour. (Kiloban with 11 L flow rate, incorporating carbon filtration system 620x620x2000mm, deep coalescing pre-filters, two stainless 5000mm diameter ID both fitted up stream of fan, using 6000mm dia. ductwork and discharging vertically through high velocity jet coat in above profile. Includes 1/2" minute fresh air intake system with filter, also gas inlet—look above jet coat with a To eliminate any noise nuisance emitted from the extraction system, rigid lead of the fan from termination will be reduced from 70. 2A5A to 50. 2A5A via two 3000mm ID stainless steel fans.



Proposed Rear Elevation

external wall section system & vertical fix

Complete if Required	<b>GSC Class:</b>	<b>Reason:</b>
	<b>Handling Conditions:</b>	

## WITNESS STATEMENT

( Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9 )

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Statement of: Adrian Charles Edward Paling  
Age if under 18: Over 18 (if over 18 insert 'over 18')  
Occupation: Police Licensing Enforcement Officer

This statement (consisting of four (4) pages 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 which I know to be false or do not believe to be true.

Signature: Adrian Paling Date: 24 May 2022

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

- 1: I am the Police Licensing Enforcement Officer for Mansfield, Ashfield and Broxtowe areas and I am based at Mansfield Police Station. My role is to monitor incidents and liaise with designated premises supervisors, premises licence holders, door supervisors and partner agencies to try to reduce alcohol related violence and disorder incidents within licensed premises. I have been employed in this role since June 2021.
- 2: I make this statement in respect of an application by Mei Mei HUANG for a new Premise Licence at the Queens Head, Main Street, Kimberley, Nottingham NG16 2LL.
- 3: Mei Mei HUANG's live-in partner Juan Hua CHEN was previously the Premise Licence Holder and Designated Premise Supervisor for the premise, which had been revoked on 10<sup>th</sup> November 2020 after incidents of serious crime and disorder, reports of poor management of the premise and several breaches of their Licensing conditions placed within the premises licence.
- 4: On 20<sup>th</sup> April 2022 at 13:48 I made a phone call to Mei Mei HUANG to request a meeting to discuss this application. There was no answer and no option to leave a voice message. On 20<sup>th</sup> April 2022 at 13:56 I sent an email to Mei Mei HUANG to request a meeting to discuss this application. I acknowledged that English may not be a first language so asked if anyone could attend that may translate if needed.
- 5: On 22nd April 2022 at 10:55 I made a phone call to Mei Mei HUANG to request a meeting to discuss this application. The phone was answered by Juan Hua CHEN who said they would like a meeting and to arrange for an appointment with them. I explained that I had emailed Mei Mei HUANG on 20 April 2022, and could this email be read and replied to, as I had offered my availability on that email. I again acknowledged that English may not be a first language so asked if anyone could attend that may translate if needed.

Signature: A C E Paling Signature witnessed by: Error! Reference source not found.

6: On 22nd April 2022 at 11:09 Juan Hua CHEN replied to my email to say that a meeting time of Monday 25<sup>th</sup> April at 11:00 was agreeable.

On 22nd April 2022 at 11:11 I replied by email to Juan Hua CHEN, again asking if there would be someone in attendance that may be able to translate.

On 22nd April 2022 at 11:41 Juan Hua CHEN replied by email to say that an 'English Man will attend'

7: On 25<sup>th</sup> April 2022 at 11:00 Sarah STEVENTON (Broxtowe Borough Council Licensing Officer) and myself attended the Queens Head and met with Mei Mei HUANG and her partner Juan Hua CHEN to discuss the application and to address any concerns to allow the premises to be operated safely. This specifically related to the necessity for door staff to be employed, CCTV installation and retention periods, and access to the property via the back gate which had all been raised previously by colleagues with Mr Chen as known issues at the premise whilst it was trading, all having the potential to facilitate incidents of Crime and Disorder taking place. Other historical incidents that have taken place were reported by local residents suffering from noise emanating from the premise as a result of disorderly behaviour. It is a concern of Nottinghamshire Police that should this application be granted in its entirety these issues will arise without the sufficient safeguards to prevent them.

Upon arrival they explained that the 'English Man' that was due to attend was not there due to having COVID 19. I asked who the person was, but they did not know this person's name. Mei Mei HUANG wrote on a sheet of paper a mobile phone number and a name as 'Mr J M'. I again asked them what the name of this person was, and they did not know, saying 'I think they called Karl?'. From this it was not clear who this person was, nor what their role was to be at the premise.

8: It is noted that Mei Mei HUANG is not fluent in English, and we did have a language barrier in understanding each other. Juan Hua CHEN had a better understanding of English, but it is also noted there is still a language barrier in understanding each other. Mr Juan Hua CHEN was the person we conversed with the most throughout the meeting.

9: Nottinghamshire Police and Broxtowe District Council colleagues have previously met with Juan Hua CHEN and Mei Mei HUANG with regards to incidents at the premise prior to the revocation of their previous premise licence. I asked Juan Hua CHEN what measures he had put in place to support his new application. I explained further, due to the language barrier to Juan Hua CHEN and Mei Mei HUANG so they fully understood my question. I asked if he had upgraded his CCTV system in any way or was it still three different systems. Mr Juan Hua CHEN replied that it is still on three systems. Mr Juan Hua CHEN then showed me one of the systems that is in the downstairs area. There were eight cameras covering some areas of the downstairs. The cameras were poor quality with blind spots in the venue and the system only showed recording footage for the last nine days (17 April 2022 – 25 April 2022 inclusive). This is not in

Signature: A C E Paling

Signature witnessed by: Error! Reference source not found.

line with current CCTV best practice, nor would not meet the condition for CCTV if premises were granted a licence, stating that the system must record for 31 days as a minimum. Mr Juan Hua CHEN then showed me two CCTV boxes which he stated were the other systems and they recorded for 31 days. I asked if they could be accessed, and we did view one of the boxes. It is noted that they have not been plugged in for over two years, so cannot confirm the availability of footage for retention periods. I told Mr Juan Hua CHEN that the CCTV was of poor quality and would not be acceptable in its current format.

10: I am aware from reading the Decision of Hearing delivered on 02 November 2021 that in making the decision, the Hearing Panel stated, they were not satisfied that Ms Huang and Mr Chen were competent to control the premises, and manage it in a safe way, in pursuance of the Licensing Objectives. It is of my opinion that unfortunately there has been no progress from Ms Huang and Mr Chen to be able to safely run a premise and uphold the Licensing Objectives. A copy of the Decision Hearing can be found at AP4

11: I asked Juan Hua CHEN why they wanted later opening on Friday and Saturday nights (until 02:30). Mr Juan Hua CHEN says it is quiet in the pub so wants the late licence to get some customers in. Mr Juan Hua CHEN sates 'only time gets busy is late at night'. Asked if they would agree to closing earlier, ie midnight which would potentially reduce issues. Mr Juan Hua CHEN said 'no, it is not worth it and would not make any money and would not be survivable'. Mr Juan Hua CHEN says most of the customers come in after midnight. It is of the opinion of Nottinghamshire Police that at this time of the night the venue may be susceptible to incidents of crime and disorder in relation to excessive alcohol consumption.

12: I asked Juan Hua CHEN who had completed the hand-written Premise Licence application form, bearing in mind that Mei Mei HUANG has signed the application. Mr Juan Hua CHEN stated that he had completed the form.

13: I asked Juan Hua CHEN if there are any plans to change the beer garden and stated he has no plans to alter anything despite accepting customers previously jumping over the gate and accessing pub via rear door to the beer garden.

14: I asked Juan Hua CHEN if he was offering to have SIA registered door supervisors at the premise, to reassure customers, residents, and the Police. Juan Hua CHEN replied that he would agree to a maximum of two SIA door supervisors to support the later closing times. I explained that we would like more, ideally three as a minimum, as the premises are on two levels plus a beer garden and a small restaurant area to the rear, meaning it would be difficult to control the premises in entirety. I explained a minimum of three x SIA would be required, two to cover the entrance and one to walk the floor and monitor the rear gated area. Potential capacity would be circa 250, plus staff. Mr Juan Hua Chen reiterated he will agree to no more than two door staff on the premises.

Signature: A C E Paling

Signature witnessed by: Error! Reference source not found.

15: I asked Juan Hua CHEN and Mei Mei HUANG who will operate the premises on day-to-day basis. Mei Mei HUANG stated if they get a Premise Licence intention is to lease/contract out the Ground Floor to one individual and lease the First Floor separately to another person to operate that. They also propose to lease the kitchen/restaurant to another operator. This then makes it three potential businesses/uses on the same premises so this may impact on the Premise Licence. I asked how this would be achieved. Mr Juan Hua CHEN states that people using the upstairs will use a side entrance, but the whole premise has shared toilets on the ground floor. Access to the restaurant area would be through the pub. This would again make it difficult to control with just two door staff.

16: Sarah STEVENTON again asked if Mr Juan Hua CHEN and Mei Mei HUANG will be involved in the business whilst it is open, even if contracted/leased out. Mr Juan Hua CHEN states they will both be there. Upon further questioning from Sarah STEVENTON, the same question was repeated, and Mr Juan Hua CHEN said will not be working behind the bar but will be checking CCTV, so would be involved. Mei Mei HUANG then stated she would not be working. From this conversation it was not clear exactly what entity they will be working in but stated they will have a 'manager' in the bar. This 'manager' is the person known as 'Mr J M' as referenced above. There is also a proposed DPS, namely Sean Anthony DUGGAN.

17: Mei Mei HUANG produced some paperwork to say they owe outstanding business rates of £4491 for period 01/04/22 to 31/03/2023. Ms Mei Mei HUANG says do not have the money to pay this as no money coming in. Has sold properties in London to get capital. Both are not working currently so relying on savings, but Mr Juan Hua CHEN says majority has gone, with circa £10,000 left.

18: I asked Mr Juan Hua CHEN if they have £10,000 in bank now, how much will it cost to replace alcohol, food and redecorate. Mr Juan Hua CHEN states will not redecorate (NB pub is in need of cosmetic decoration inside and some repairs) Mr Juan Hua CHEN believes he has enough money and can borrow money from family if premise licence granted.

19: I asked Mei Mei HUANG and Juan Hua CHEN if they had any further questions and they replied 'No'. I explained they would hear from the Council regarding the next steps. The meeting was concluded at 12:15 and Sarah STEVENTON and I left the premises.

20: I would like to add that during the meeting there were times the language barrier was quite difficult, and we had to repeat questions/expand further. I do believe that Juan Hua CHEN and Mei Mei HUANG understood the points we were explaining, and we were also able to answer their questions. If I were to have further conversations with Juan Hua CHEN and Mei Mei HUANG I would recommend use of an interpreter to ensure they fully understand what is asked of them.

21: I am aware of several meetings and phone calls by colleague's and Broxtowe Borough Council previously, to offer support to Mei Mei Huang and Juan Hua Cheng and their

Signature: A C E Paling Signature witnessed by: Error! Reference source not found.

business. Mei Mei Huang and Juan Hua Cheng do not seem to have taken any of the advice given from these meetings resulting in a lack in confidence in Mei Mei Huang and Mr Juan Hua Chen being able to promote all four Licensing Objectives and safely operate this venue.

22: I refer to exhibit AP1 (written account of Sarah Steventon, Licensing Officer for Broxtowe Borough Council) who attended the meeting on 25<sup>th</sup> April at Queens Head, Kimberley.

23: I refer to Insp Mike Ebbins (District Policing Commander for Broxtowe Borough) statement as AP2

24: The intention of the meeting on 25 April 2022 with Mei Mei HUANG and Juan Hua CHEN was to discuss the application and raise my concerns with an offer of an amendment to the application. This amendment was felt appropriate as Nottinghamshire Police were of the opinion that potentially the premise could be managed with an experienced Designated Premise Supervisor with safeguards in place to prevent historical issues reoccurring. This would have included conditions, an example of this would have been a request for door supervisors to be employed at the premises, a reduction in hours licensable activities can take place and a reduction in opening hours. These requests were with a view to minimise potential for incidents in relation to all four Licensing Objectives. However, during the meeting it became clear that Mei Mei HUANG and Juan Hua CHEN would not agree to, nor offer these as precautionary measures to support the granting of a Premise Licence. As such, it is with regret that I respectfully ask for the application to be refused in its entirety.

Signature: A C E Paling Signature witnessed by: Error! Reference source not found.

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# EXHIBIT

## AP01

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## Adrian Paling

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**From:** Steventon, Sarah <Sarah.Steventon@broxtowe.gov.uk>  
**Sent:** 23 May 2022 09:38  
**To:** Adrian Paling  
**Subject:** Statement  
**Attachments:** Queens head statment.docx

Hi Adrian

Sent you wrong statement earlier this is the right one

Regards

Sarah

Sarah Steventon  
Anti-Social behaviour and Licencing Enforcement Officer  
Broxtowe Borough Council  
Foster Avenue  
Beeston  
NG9 1AB

Email: [sarah.steventon@broxtowe.gov.uk](mailto:sarah.steventon@broxtowe.gov.uk)

Office: 0115 917 3281

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I Sarah Steventon Licensing ASB Enforcement officer for Broxtowe Borough Council was asked to attend a meeting.

On Monday 25<sup>th</sup> April 2022 at 10:00am I attended a meeting at the Queens Head with Adrian Palling Police Licensing officer and Ms. Mei Mei Huang (proposed Premise Licence Holder) and Mr Juan Chen (Partner of Ms Huang)

The purpose of the meeting was to discuss proposed New Premise Licence application.

We were told that a person known as JM was to attend the meeting to help with translation as Mr. Chen and Ms. Huang find English difficult. But he has unable to do to Covid.

They showed us their new business plan which was to have a DPS run the bar on the ground floor. And also have a different person run the bar and the first floor as a dancing type venue and also they wanted to have a restaurant type area in the back of the building run by someone else.

Mr. Chen and Ms. Huang would still live on the premises with their children.

I asked the question if they would still play a role in the business which at first they both answered yes to. Stating that Ms. Huang would work behind the bar. Later in the conversation Mr. Chen said he would be involved by watching the CCTV.

At this point Adrian Palling and I checked the CCTV system CCTV – CCTV system is accessed by a large TV on wall in main bar area, whereby the mouse is used by standing on a chair next to the ornate gold mirror and using the wall as a mat. On this system only one camera covers the public bar and only partially shows the bar. There are blind spots in the ground floor bar area that are not covered. There are 3 systems. Mr. Chen explained that these had been added separately over time

No 1 system has 8 cameras and is only recording 9 days. (17/04/22 to 25/04/22 inclusive)

No 2 system and number 3 system have extra cameras covering various parts in the pub, still with blind spots. These have not been plugged in so unable to verify how many days' storage. Advised that as of today onus is on them to prove the cameras are working and recording correctly.

We then asked if they would consider reducing their opening hours which they refused as they stated that opening late was the only time they would get customers and during earlier times the venue is empty.

Mr. Chen was asked about door staff and agreed to no more than two as he felt any more would have a cost impact and also was not needed.

No plans are in place to alter the side entrance gate to the garden area where we had issues before of people climbing over the gate to gain entrance to the venue.

There will be three different business running from the same venue with the potential of approx. 250 people in the premises using the front and side entrance and all sharing the toilets down stairs on the first floor and the garden area.

Due to the language barrier both myself and Adrian spent time explaining why they would need to have door staff due to previous issues at the venue and why they would need the CCTV system to be

operational stating the correct time and date and all camera's working. We went over this several times to make sure that they understood. THE END.

# EXHIBIT

## AP02

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**RESTRICTED (when complete)**

MG11 2015

**WITNESS STATEMENT***CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1*

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Statement of: Mike EBBINS

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

This statement (consisting of three (3) pages 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 which I know to be false or do not believe to be true.

Signature: M. EBBINS 2706

Date: 28/04/2022

Tick if witness evidence is visually recorded

(supply witness details on rear)

1. I am a Police Inspector with Nottinghamshire Police currently based at Beeston Police Station, Broxtowe Civic Centre, Foster Avenue, Beeston, NG9 1AB. I am the District Policing Commander for Broxtowe Borough which includes the town of Kimberley.  
  
I have been a police officer in Nottinghamshire for 20 years and I am fully conversant with the issues of crime and anti-social behaviour that have been, and continue to be, addressed by partners, stakeholders, the community and those within the policing family.
2. As District Commander for Broxtowe, I am responsible for managing the policing response to crime and disorder within the borough. As a result I have an interest in the operation of all the licensed premises within the borough, particularly those where the sale of alcohol contributes to high levels of crime, disorder, anti-social behaviour and public nuisance.
3. In making this statement I have referred to the statement by my predecessor, Insp Simon RILEY, dated 14/10/2020, for guidance on previous issues at the Queens Head.

Signature: M.EBBINS

Signature witnessed by: \_\_\_\_\_

4. The Queen's Head, 34 Main Street, Kimberley, Nottingham, NG16 2LL, is a licenced premises that has historically caused concern for the Police. Prior to its closure in November 2020 it was considered a 'risky venue' due to high levels of crime, disorder and anti-social behaviour in and in the immediate vicinity of the premises. There were concerns that the Designated Premises Supervisor (DPS) and staff were unable to safely and appropriately manage their venue, within its existing licence conditions.
5. In November 2020 the venue was closed after a series of incidents of disorder linked to the venue. These incidents were recorded on both the Police Command and Control database and also on the 'Innkeeper' database used by the Nottinghamshire Police County Licensing Team. These incidents included offences of violence where glass bottles were used to assault and injure a member of the public and assaults of two police officers called to reports of disorder at the Queen's Head. A number of complaints were also received from members of the public and local councillors regarding crime & disorder and anti-social behaviour that have occurred as a result of the poor management of The Queen's Head. None of the calls to police and emergency services were made by either the Designated Premises Supervisor / Licensee or his staff.
6. As a result of the incidents at the Queens Head PH in August 2020, Nottinghamshire Police deployed additional force resources to the venue in the form of Operation BION officers (Sergeant and three constables) tasked with periodic patrols of the Queens Head.
7. The Operation BION officers in attendance took video footage of the Queen's Head and it's vicinity on body-worn video cameras which would be used as evidence for anti-social behaviour, crime and disorder. They showed under-aged drinkers, people clearly drunk, being served with alcohol inside the premises. It showed a disregard for any of the 'COVID-Security' measures that were law at the time with breaches in capacity, distancing, hand sanitisation and track and trace provision.

**Error! Reference source  
not found.**

Signature:

Signature witnessed by:

8. My predecessor Inspector RILEY had to authorise the use of dispersal powers under Section 34 of the Anti-Social Behaviour, Crime and Policing Act 2014 on four occasions to combat the issues at the venue. This power being reserved for serious nuisance only.
9. Because of the levels of ASB and disorder during the month of August 2020, Inspector RILEY provided a dedicated police response to Kimberley Town Centre for the month of August which concluded the day the Queens Head was closed under Coronavirus legislation by the County Council. The staff intensive operation had a detrimental effect on policing in the rest of Broxtowe for this period.
10. Having reviewed the previous issues at the venue and the huge impact this had on policing resources in Broxtowe I can conclude that I have serious concerns around the proposed new Licensee Mei Mei HUNAG (partner of previous license holder and DPS Mr CHEN) being allowed to reopen the public house. The evidence indicates Mr CHEN would still be in control of the premises and they would not be able to maintain a safe and effective operation at The Queens Head under the terms and conditions of his current licence and that this would lead to an increase in ASB, crime & disorder and nuisance in the area.

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Signature witnessed by: \_\_\_\_\_

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**EXHIBIT**

**AP03**

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**Licensed Premises within Kimberley Town Centre and Terminal Time of Sale of Alcohol**

<u>Name and Address</u>	<u>Premises Type</u>	<u>Terminal Time of Licensable Activity</u>
<b>Queens Head (PROPOSED) 34 Main Street Kimberley</b>	Public House	<b>Sunday – Wednesday 10:00 – 00:00 Thursday – 10:00 – 01:00 Friday – Saturday – 10:00 – 02:30</b>
Gate Inn Main Street Kimberley	Public House	Monday – Thursday & Sunday 10:00 – Midnight Friday – Saturday 10:00 – 01:00
Zeon Bar 23 – 27 Main Street Kimberley	Café Bar	Monday – Sunday 11:00 – Midnight
Dandelion Deli and Coffee Shop 33 Main Street Kimberley	Café Bar	Monday – Saturday 09:00 – 22:30 Sunday - 09:00 – 19:30
Farm Fresh Market 45 – 47 Main Street Kimberley	Café Bar	Monday – Sunday 08:00 – 22:00
Doghhouse 55 Main Street Kimberley	Public House	Sunday – Wednesday 10:00 – 00:00 Thursday 10:00 – 01:00 Friday – Saturday 10:00 – 02:00
Roots 17 Nottingham Road Kimberley	Public House	Monday – Saturday 12:00 – 23:00 Sunday 12:00 – 22:00
Stag Inn 67 Nottingham Road Kimberley	Public House	Monday – Thursday 10:00 – Midnight Friday – Saturday 10:00 – 01:00 Sunday - 11:00 – Midnight
Cricketers Rest 4 Chapel Street Kimberley	Public House	Monday – Thursday & Sunday 10:00 – Midnight Friday – Saturday 10:00 – 01:30
Nelson and Railway 12 Station Road Kimberley	Public House	Monday – Thursday & Sunday 10:00 – 00:00 Friday – Saturday 10:00 – 01:00

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# EXHIBIT

## AP04

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## **ALCOHOL AND ENTERTAINMENTS HEARING PANEL**

### **DECISION OF HEARING**

#### **The Licensing Act 2003 (Hearings) Regulations 2005**

<b>Applicant:</b>	Ms Mei Mei Huang (Assisted by Juan Hau Chen, proposed DPS) (Assisted by Po Lam Wong, Interpreter)
<b>Premises:</b>	Queens Head, 34 Main Street, Kimberley, Nottingham, NG16 2LL
<b>Hearing date and time:</b>	2 November 2021 at 1.30pm
<b>Hearing place:</b>	The Council Chamber Broxtowe Borough Council Foster Avenue, Beeston, Nottingham, NG9 1AB
<b>Constitution of the Panel:</b>	Cllr P Lally (Chairman) Cllr J Patrick Cllr B Carr
<b>Officers present:</b>	Angela Edwards (Senior Solicitor) John Miley (Licensing Manager) Arron Beckworth (Democratic Services Officer)
<b>Responsible Authorities Present:</b>	Environmental Health, Broxtowe Borough Council (Represented by Suzanne Hickey)  Chief Constable, Nottinghamshire Police (Represented by David Ring, Legal Representative)
<b>Objectors Present:</b>	Trevor Rood (Chairman, Kimberley Town Council) Anthony Mason Samuel Boneham
<b>Application:</b>	S17 Licensing Act 2003 – Application for a new Premises Licence
<b>Decision:</b>	<b>The application for a new Premises Licence is REJECTED in its entirety</b>

## **PROCEDURAL NOTE**

Introductions were made and it was explained to everyone present that an independent interpreter had been provided to assist the Applicant as English was not her first language. The Interpreter provided a declaration to the Hearing Panel that she would interpret truthfully to the best of her skill and understanding. All parties spoke clearly and slowly when making their presentations to the Hearing Panel to allow effective interpretation to the Applicant.

The procedure for the hearing was outlined to those present and all parties agreed that they understood the purpose of the hearing and the procedure that would be adopted.

The Applicant specifically confirmed that she understood what the hearing was for; that she had been advised to seek independent legal advice; and that she wished to proceed with the hearing to determine her application without legal representation.

It was confirmed that, in the interests of fairness, the Chairman did not intend to impose a speaking time limit, but speakers were advised that the Hearing Panel had read the evidence provided and were asked to focus on the main points, avoiding repetition.

It was explained that when all parties had made their representations, the Hearing Panel would retire to make their decision and then return to announce it publicly. Thereafter, the written decision would be sent out to all parties within 5 working days of the hearing.

Once the Hearing Panel were satisfied that a fair hearing had been held, they immediately retired to make their decision and sought advice from the Legal Advisor as required.

## **THE DECISION OF THE HEARING PANEL**

The Hearing Panel **RESOLVED** that the application for a new Premises Licence be **REJECTED** in its entirety.

## **REASONS FOR THE DECISION**

In reaching its decision, the Hearing Panel had due regard to the Council's Statement of Licensing Policy, the s182 Government Guidance, the four licensing objectives, the Licensing Act 2003 and the Crime and Disorder Act 1998.

The Hearing Panel listened carefully to the oral representations made during the hearing and considered them in detail, together with all of the written representations received.

During the hearing, and upon consideration of the evidence, the Hearing Panel were mindful of the fact that English was not Ms Huang's or Mr Chen's first language, but were satisfied that the interpreter provided had enabled a fair hearing to take place. The

Hearing Panel were satisfied that Ms Huang and Mr Chen properly understood the proceedings and had been given every opportunity to be involved.

The Hearing Panel noted the representations made regarding crime and disorder which had led to the revocation of the previous Premises Licence on the 10<sup>th</sup> November 2020. The Hearing Panel acknowledged that there was considerable evidence justifying that action and were unconvinced by Mr Chen's assertions that the allegations were false.

The Hearing Panel were satisfied that the Responsible Authorities had acted appropriately and offered support to Ms Huang and Mr Chen following the submission of this application, but found that Ms Huang and Mr Chen had failed to put measures in place to make their application acceptable.

The Hearing Panel gave ample opportunity to Ms Huang and Mr Chen to demonstrate what action they would take in order to prevent the previous disorder from recurring. The Hearing Panel found that they had failed to put in any satisfactory measures at all. The Hearing Panel considered the unsupported assurance given by Mr Chen that he would control the Premises to be unconvincing.

The Hearing Panel were not satisfied that Ms Huang and Mr Chen were competent to control the Premises and manage it in a safe way in pursuance of the licensing objectives.

The Hearing Panel noted that Ms Huang and Mr Chen showed no remorse or acceptance of responsibility for the previous disorder and considered that they were motivated only by personal gain.

The Hearing Panel were of the view that the grant of the application would have a negative impact on the community and would undermine all of the licensing objectives.

The Hearing Panel consequently rejected the application in its entirety.

### **RIGHT OF APPEAL**

There is a right of appeal to the Magistrates' Court within 21 days from the date on which the parties are notified of the determination of the decision of the Hearing Panel.

**Signed:**



**Dated:**

**2<sup>ND</sup> NOVEMBER 2020**

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