

**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 Chief Superintendent S.Jones South Wales Police

(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 (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Eden 33 Market Street	
Post town Bridgend	Post code (if known) CF31 1LJ

Name of premises licence holder or club holding club premises certificate (if known) Zahid Rasul and Saima Rasul
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Number of premises licence or club premises certificate (if known) BCBCLP740
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Part 2 - Applicant details

I am

Please tick yes

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

3) a member of the club to which this application relates (please complete (A) below)

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

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Chief Superintendent Stephen Jones South Wales Police BCU Commander for Mid Glamorgan Queens Road Police Station Bridgend CF31 3UT pp Fiona Colwill Licensing Officer 57463 South Wales Police
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

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

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

On Friday 17th February 2023 a warning letter was hand delivered to Zahid and Saima Rasul at Eden, 33 Market Street, Bridgend. The letter was compiled on 16th February 2023 after a number of failers by the Premises Licence Holders in producing CCTV to authorised officers, as per a requirement of their premises licence. The licence states:

1) CCTV will be provided in the form of a recordable system capable of provding pictures of evidential quality in particular facial recognition. Cameras will encompass all access to and exits from the premises including fire exits and all areas, with the exception of toilets, to which the public have access. The equipment will be maintained in good working order. The system will continuously record whilst the premises is open for licensable activities and during all times when customers remain at the premises. Recordings will be timed and kept in date for a period of 28 days and will be handed to a police officer or local authority officer upon lawful demand. The designated premises supervisor will ensure at all times a member of staff is on duty and capable to download CCTV recordings in a recordable format either to USB or to disc, upon lawful demand by a police officer or local authority officer. The recording equipment will be kept in a secure environment under the control of the DPS or another responsible named individual. An operational daily log will be maintained indicating that the system has been checked and is compliant. In the event of any failings of the system actions taken to rectify such failings will be recorded. If there is any technical failure of the CCTV equipment the DPS will report such a failure to the police.

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

Since the 8th May 2023 there have been three separate incidents where Zahid and Saima Rasul have failed to provide CCTV to authorised officers. Persons involved in these incidents have been bailed pending further investigation, failure to provide CCTV has a huge detrimental effect on the investigation of such crimes and the persons involved, along with a huge amount of officer time wasted by continually trying to obtain CCTV footage.

Details of the incidents and the log updates on Niche are as follows:

2300218011 - 01/07/2023 04:19 - Concern for Safety - Case on going and male currently on Bail

DISTRESSED FEMALE

I HAVE FOUND A DISTRESSED FEMALE SHE IS SCREAMING I HAVE HER BY A BENCH NEAR GRAHEM AVENUE

Call received as a Concern for a lone female, female alledged she had been kidnapped and raped by a male she had met at Eden, 33 Market Street, Bridgend. CCTV was requested by officers on numerous occasions:

01/07/2023 07:38 PC 8016 O'Connor

Officers have made enquiries with Bridgend CCTV and a male can be seen leaving EDEN with ***** . Both the victim and male can then be seen entering into a vehicle - Index ***** . The vehicle seems to remain in and around the Bridgend Town Centre area for some time

04/07/2023 19:24 – DC 5735 Perkins

I have contacted the manager of Eden night club.

They are not open during the week however he has stated he will copy the footage onto a memory stick and bring it to Bridgend Police Station in the week.

I have emailed the manager the details and crime number along with my contact details.

12/07/2023 11:27 – DC 5735 Perkins

I have not received the CCTV from Eden and I have sent a second email requesting this. The manager stated he would bring it to Bridgend Police Station but there has been no USB drive brought to the station.

I have tried contacting the mobile number however there is no answer.

Eden are not open until the weekend. I am not covering the weekend on this working set however I shall make arrangements to collect this footage on my next set.

15/07/2023 16:44 PCSO 58851 Western

CCTV footage has been requested via nice investigate

20/07/2023 16:32 – DC 5735 Perkins

I have tried several time contacting EDEN manager on mobile number [REDACTED] however there is no answer and no answer machine facility.

I have also emailed the manager again however no response.

I can see NPT are also assisting with trying to obtain the CCTV footage.
I will liaise with licensing tomorrow when I back on duty to discuss.

24/07/2023 21:32 – DC 5735 Perkins

I have received an email from the manager of Eden regarding the CCTV.
He has stated he has been away on holiday and will provide the CCTV requested however I have not had any response since.

The email address and name is -

[REDACTED]

25/07/2023 10:04 PS 5344 Beaumont

I have spoken to Mr Rasul on [REDACTED] and asked why the CCTV has not yet been furnished - he informed me that he was expecting an officer to be at the club premises on Saturday 22nd July. I have stipulated that the wait is unacceptable and he is once again frustrating South Wales police investigation's which in turn is having a detrimental impact on those people involved in the investigation.

He has advised he will send the CCTV via NICE today - I have emailed DS Amy Baker and advised her of this. I have requested an officer make contact with him and arrange for the link to be sent as a matter of priority as the CCTV will be lost after 28 days which is 3 days away.

25/07/2023 13:04 DS 5209 Baker

From DS 5209 Baker -

I have sent a NICE link to Mr Rasul requesting the CCTV footage.
I also contacted Mr Rasul on his mobile - [REDACTED] and explained that I had sent the request and that he can upload the CCTV footage straight to us by clicking the link on the text message. Mr Rasul claimed that he did not know what footage he was required to send.

I have clarified with the OIC who is on rest days and sent Mr Rasul an email advising that we require CCTV footage from inside Eden's on 1st July between 0030 and 0330 I have tried to contact him back on his mobile also to confirm however he is not answering now

26/07/2023 09:59 PS 5344 Beaumont

From PS 5344 Beaumont - CSP supervisor

Regarding the below I have telephoned Mr Rasul on [REDACTED] which is the number I spoke to him on yesterday. He is not answering his phone and there is no voice message facility.

I will now send him an email (see attached) which I will keep for my records reinforcing his obligations under the Licensing Act as well as his Licencing conditions which state he must provide CCTV to an officer upon request. He is in my opinion in breach of his condition, this CCTV is required as a matter of urgency as the CCTV will be overwritten on Friday therefore any evidence that may be captured will be lost. CSP will take this matter forward with the Local Authority this week - LO Colwill is fully aware.

28/07/2023 (12:38 and 12:446) - Emails received from Saima Rasul (attached)

28/07/2023 (09:50) Confirmation received from DS 5693 Woolley confirming he has received a USB stick containing footage. Contents of the footage is not known due to DS Woolley currently being on rest days until Monday 7th August 2023

2300148324 – Sexual Offences 08/05/2023 13:31 Finalised 12/07/2023 - HARASSMENT AND INAPPROPRIATE TOUCHING
RP AND HER FRIENDS WERE OUT IN EDEN BRIDGEND LAST NIGHT AND TWO INDIAN MALES WERE HARASSING THE GROUP. IT WAS BETWEEN 2AM AND 4AM IN EDEN. THEY WERE 30/40'S, ONE MALE WAS TALL, HAD A BEARD AND LONG HAIR. 2ND INDIAN MALE WAS SHORTER AND IN A YELLOW TOP. THE MALES WERE FILMING THE GROUP MULTIPLE TIMES, THEY WERE TOUCHING AND GRABBING ARMS AND SHOULDERS. THE GROUP CONFRONTED THEM AND TOLD THEM TO DELETE THE VIDEOS. BOUNCERS DID NOT TAKE ANY ACTION WHEN TOLD AND OWNER OF EDEN TOLD RP AND HER FRIENDS TO LEAVE. THE PAIR OF MALES HAVE BEEN SEEN DOING THIS TYPE OF THING IN BRIDGEND ON PREVIOUS NIGHTS OUT

10/05/2023 – Raised at Bridgend Pubwatch, Mr Rasul advised LO Colwill CCTV available

17/05/2023 13:39 - LO 57463 Colwill - CCTV not received
Mr Rasul has footage of the male, he can be contacted on [REDACTED]

27/05/2023 21:55 - PCSO 58298 Tomlinson

I have spoken with Mrs Rasul regarding the incident, she claims that herself and Mr Rasul have no prior knowledge of these men and have never seen them in their establishment before. They also claimed they might be hospital staff or people on placement there due to not being regular customer. Also, when she viewed the CCTV she didn't recognise them and claimed there wasn't much of the incident caught on camera.

I have requested the CCTV footage from saimarasul [REDACTED] awaiting a response

28/05/2023 13:40 - PCSO 58298 Tomlinson

I again Spoken with Mrs Rasul who stated that she would sort the footage for Tuesday and send it via NICE Investigates link.

01/06/2023 09:11 - Insp 3418 Rudall

CSP Insp Review - CSP licensing will escalate and engage directly with the proprietor today. If the CCTV is not forthcoming escalation under the Licensing Act can be considered.

01/06/2023 09:40 - PCSO 58298 Tomlinson

No update on link sent via NICE investigates. Will attempt to contact Mr Rasul on mobile today

01/06/2023 11:26 - PS 5344 Beaumont

Email sent at 09:57 on 01/06/2023 to saimarasul [REDACTED] and saima.rasul [REDACTED] (Email bounced back from [REDACTED] email address due to mailbox being full) requesting the CCTV footage is furnished as a matter of urgency.

At approximately 11:20 hours I spoke with Mr Rasul on mobile number [REDACTED]

He requested the NICE link be resent to saimarasul [REDACTED] and he has advised he will send the footage across today.

I have spoken to PCSO Tomlinson who will send the NICE link again to the aforementioned address as requested by Mr Rasul.

I stressed over the phone the importance of this footage being provided and requested if he has any issues to make us aware as soon as possible owing to the time that has already elapsed.

Mr Rasul stated that the NICE links usually expire after 24 hours so I assured him that this link had been extended for him to enable the footage to be uploaded. I also requested all the footage from the premises to maximise the evidential opportunities to identify the individuals involved in this matter.

01/06/2023 11:54 - PCSO 58298 Tomlinson

At 11:55 I have resent the link to the [REDACTED] email address as requested by Mr Rasul. The link expires on the 7th June.

01/06/2023 17:09 - PCSO 58298 Tomlinson

As of 17:10 The NICE link has not been accessed or read by Mr Rasul, and I have set it to expire on the 7th June.

02/06/2023 08:37 - PCSO 58298 Tomlinson

At 08:38 there has been no update on the NICE investigates link that was sent yesterday.

03/06/2023 12:09 - PCSO 58298 Tomlinson

CCTV has been sent and added to the case on NICE Investigates, however there is only one camera angle and the video is 2 minutes long so not much seen. – All cameras were requested and footage longer. Requested footage 02:00 to 04:00 hours as per attached Nice request

23/06/2023 16:45 - PS 5395 Lougher

The footage is not of a quality to identify persons. The relevant information has been passed to licencing officers and is being monitored. All relevant officers who police the NTE have been made aware

Identity of males remains unknown

2300147984 – Criminal Damage 08/05/2023 02:40 – Subject on Bail

Criminal damage

I am the owner of the bar male has smashed a front window - we have him detained and now he is getting really aggressive towards security - we need assistance - not known if he has any weapons

08/05/2023 05:24 – Insp 8029 Davies

NICE request sent to RASUL, ZAHID in order to provide CCTV footage. Attending officers cannot confirm whether or not the CCTV covers the offence location or an up to date mobile number for RASUL, I have therefore send the NICE link to the number provided on the CAD log.

At this time there is no evidence linking the subject to the offence, the CCTV footage and witness statements are required, the victim statement has also not been signed

The witness details are below, however there is unfortunately no record of his availability, whether or not he is a member of staff of MOP, or a record of what he has / has not seen, or how the subject has been identified by staff, I would suggest that as he was at the location at the time of arrest at 0300hrs he now may not be available until later in the day, this will need establishing as his evidence is vital

08/05/2023 08:08 - PC 8099 Thomas

I have tried to phone RASUL, ZAHID to obtain any CCTV and to get the witness statement signed and the phone just rings out.

08/05/2023 14:06 - PC 6103 Hanson

I have contacted the victim via their preferred means and within agreed timescales, however they were not available. I HAVE TRIED CONTACTING THE IP SEVERAL TIMES TODAY IN RELATION TO CCTV AND HAVE LEFT MESSAGES WITH MY CONTACT DETAILS, BUT HAVE RECEIVED NO RESPONSE.

09/05/2023 10:37 – PC 6108 Hoffman

Contact attempts with Zahid have been made - no reply
Contact attempts with ***** have been made - no reply
Attended Eden Bar - closed

further attempts will be made

09/05/2023 13:05 – LO 57463 Colwill

CCTV covers the front smoking area of the premises

Contact details:

Saima Rasul (DPS) - [REDACTED]

Zahid (Bobby) Rasul [REDACTED]

14/05/2023 02:40 – PC 6108 Hoffman

Zahid has signed his statement

Zahid will be provided a NICE link to upload the CCTV

15/05/2023 01:30 - PC 6108 Hoffman

NICE link sent to Zahid for footage to be uploaded

19/05/2023 09:39 - PC 6108 Hoffman
Zahid has not responded to the NICE link he requested last week
I have tried to contact Zahid today but this rings out

29/05/2023 07:39 - PC 6108 Hoffman
Zahid has not responded to the NICE link for CCTV, I have sent a text message as he does not respond to my phonecalls

30/05/2023 14:04 - PC 6108 Hoffman
Zahid has responded to my text message, confirming he make the CCTV enquiries. I have explained the importance of this

08/06/2023 11:52 - PC 6108 Hoffman
I have still received no response from Bobby around CCTV, i have sent him a text reminding him for the CCTV

20/06/2023 11:52 - PC6108 Hoffman
After numerous times asking Bobby for CCTV he has still not provided any, Bobby is fully aware of the importance of the CCTV.

Without CCTV or a supporting witness there is no evidence to this case

29/06/2023 14:53 - PC 6108 Hoffman
I am still chasing Bobby for CCTV, he has still not provided any. text sent

01/07/2023 16:09 - PC 6108 Hoffman
I attended Eden yesterday (30/06/23) and spoke to Bobby son. They may now not be looking to pursue a complaint and wished for a day or two to discuss this.
The witness ***** is now door staff at Eden, he was also spoken to and stated he did not wish to provide a statement and would not attend court.

09/07/2023 10:23 - PC 6108 Hoffman
I have attempted to contact Saima in relation to this offence however there was no answer, further attempts to be made

18/07/2023 10:54 - PC 6108 Hoffman
I have text Saima Rasul (DPS) - [REDACTED] requesting an update on CCTV.

19/07/2023 10:26 - PC 6108 Hoffman
I have not received a response from Saima.

Currently:

There is no CCTV of the suspect committing the offence
The witness will not provide a statement, even though he is now employed at Edens.
There is a statement of complaint, however can only say the window was not damaged when the club open on the day in question.

There is no other person who can identify the subject committing an offence of criminal damage

I have made a number of attempts to contact Bobby by phone/ text and have also attended Edens to explain the evidential difficulties, however when Bobby tells me he will get back to me he never does

28/07/2023 00:18 - PS 4923 Aitken

Having reviewed the evidence available, we currently have a complaint, however there is no witness to actually identify the suspect. There is also an issue with identification as the IP describes the male detained by doorstaff as wearing jeans and the DP states he was wearing shorts, potentially meaning that the wrong person has been identified.

some CCTV for the incident has been provided. this shows a male in a light blue top and jeans having an altercation with door staff. There is no one in a white top and beige trousers as described by attending officers. no one is seen to cause damage.

The DP themselves does not recall causing any damage.

There is no BWV from attending officers.

Although the IP makes a complaint, he does not witness the incident directly. the other witness has declined to get involved.

There is no realistic prospect of conviction and the DP should be released without charge.

Please tick yes

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

If yes please state the date of that application

Day Month Year

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

3rd December 2021 - Refusal of Temporary Event Notice for the extension of hours for 18th and 19th December 2021 from 04.00am until 04.03am, 20th December 2021 02:00 to 04:30 hours, 24th December 02:00 to 04:30 hours..

For the sale by retail of alcohol, on and off the premises and the provision of regulated entertainment for 200 persons.

28th March 2023 - Refusal of Temporary Event Notice for the extension of hours for 8th to 10th April 2023 from 03:00 to 04:30 hours, for the sale by retail of alcohol, on and off the premises, and the provision of regulated entertainment for 200 persons

Please tick yes

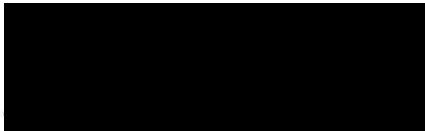
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature



(MYFANWY BEAUMONT)

Date 03 August 2023

Capacity PS 5344 Beaumont

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5) As Above	
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. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.