### **New Premises Licence Application Hearing**

### Beilul Lounge

1<sup>st</sup> & 2<sup>nd</sup> Floor, 100 Wilmslow Road, Rusholme M14 5AJ

**Licensing & Out of Hours Supporting Evidence** 

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**Companies House Check** 

**Business Rates Check** 

Website (offering alcohol for sale)

Statement of Luke Solczak – LOOH officer for Rusholme Ward

Photo Evidence from Visit 6/1/23 (whilst app in consultation)

Seizure Notice

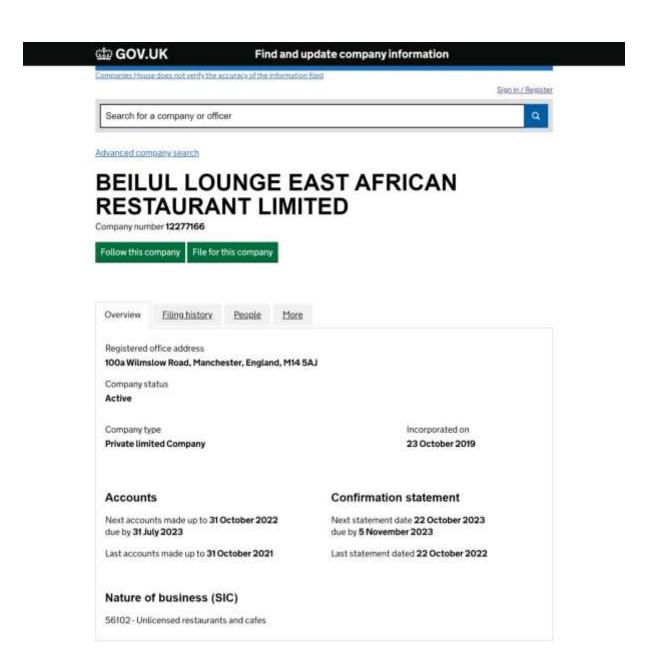
Food Hygiene Rating

Premises Licence (Lapsed April 2022)

Review Application (submitted February 2022)

**Review Supporting Evidence Bundle** 

### **Companies House Check**



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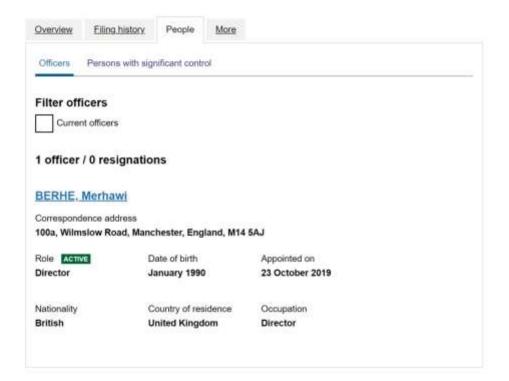


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# BEILUL LOUNGE EAST AFRICAN RESTAURANT LIMITED

Company number 12277166

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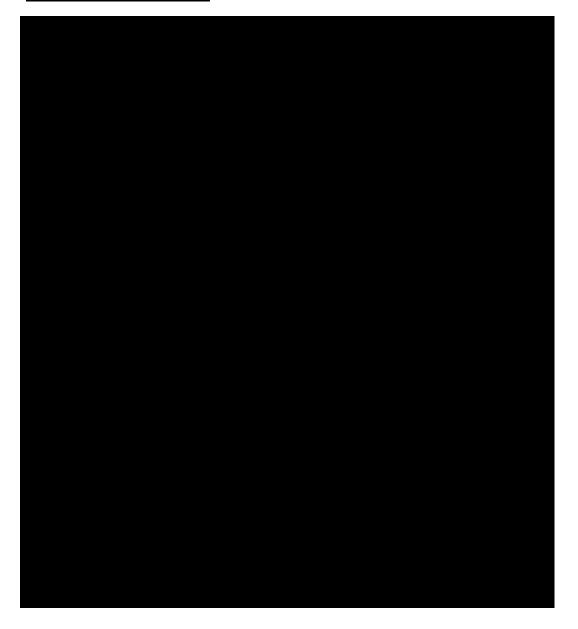
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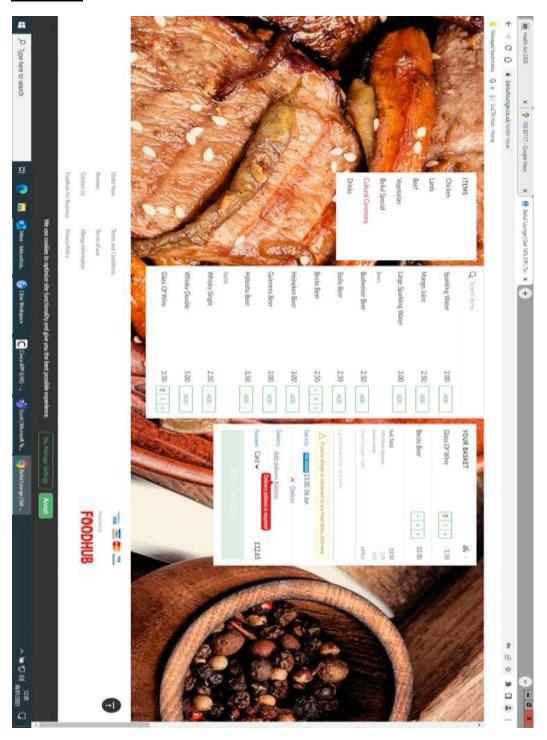
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# **Business Rates Check**



## Website



#### **Witness Statements**

(Criminal Procedure Rules, Part 27)

#### Statement of witness

(Criminal Procedure Rules, r27.1 (1); Criminal Justice Act 1967, s.9, Magistrates' Courts Act 1980, s.5B)

#### STATEMENT OF Luke Solczak

Age of witness: Over 18

Occupation of witness: Licensing and Out of Hours officer

This statement consisting of 2 pages, each signed by me and is true to the best of my knowledge and belief and I make it knowing that, if tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything, which I know to be false or do not believe to be true.

I am employed by Manchester City Council as a Licensing and out of Hours officer. Parts of my duties include the enforcement of Section 8 of the Health Act 2006 in relation to the offence of failing to prevent smoking in a smoke free place.

On Friday 6<sup>th</sup> January 2023 I was asked by my colleague GEMMA HUNT, Licensing and Out of Hours Officer if I could accompany her to BEILUL LOUNGE, 100 Wilmslow Road, Manchester, M14 5AJ.

At approximately 1320hrs HUNT and I arrived at BEILUL LOUNGE.

At the top of the entrance stairs was a pot with 2 lit coals. They were hot to the touch. HUNT and I then approached the counter/ bar. Hunt approached a female who was situated next to the bar and asked if she worked there, the female stated she didn't and was picking up an order. Another female then came out from the back area/ kitchen and handed over what I believe to be a food order.

Hunt then spoke to the female who stated MERHAWI BERHE had not arrived yet as they are not open. HUNT advised that the front door was open. HUNT then stated that the upstairs area of the building is on the plan as part of their licence application as such we will be looking around all areas of the premise. The female then advised HUNT and I that this was ok.

HUNT and I then attended the 2<sup>nd</sup> floor room. There was a small kitchen/ bar which had shisha equipment including clay pots, pipes, hoses, wet shisha tobacco and a metal stove with flue to burn/ light charcoal. There were also clay puts in the sink which had recently been washed and were drying. Looking around the room I noticed that the fire detectors had been covered with tinfoil which I believe was an attempt to bypass the alarm when smoking shisha.

Signed

Dated: 18/01/2023

HUNT and I then returned to the first floor. HUNT completed her notes and spoke to the female. I then noticed 1 can of San Miguel on display in the fridge which had glass doors. I then asked if I could look behind the counter and proceeded to look. I noticed several empty bottles of Zibi and part used bottles of 1 X Gordons Gin, 1 X bottle of tequila, 1 X bottle of Zibi. As I approached the counter exit, I also noticed a 50L keg of Heinken linked to a beer tap. There was also a full 50L keg of Heinken and a 50L empty keg. The beer tap was covered with a black bin bag. I easily lifted the bag and asked if I could try the beer tap. The female staff member stated I could. I then poured a small amount of draft Heinken. The larger poured instantly and looked and smelt fresh. The keg had a label that stated expiry date May 23.

HUNT then seized 1 box of coals and 1 X shisha pipe as evidence under the Health Act 2006. The female staff member then contacted BERHE and advised HUNT and I that he would arrive at the premise around 1530hrs.

HUNT and I then left the premise and returned at 1535hrs. BERHE then arrived a couple of minutes later with his two children. HUNT then spoke to BERHE and advised him that he would be invited to attend a formal interview and would not discuss the matter now. HUNT then filled out a seizure notice and gave it to BERHE. He then advised that the pipes had now been removed. HUNT inspected the 2<sup>nd</sup> floor and advised him to remove the tin foil from the smoke detectors.

HUNT then advised BERHE that both shisha and the alcohol will be discussed in the formal interview. BERHE stated what alcohol? HUNT stated the alcohol behind the bar. BERHE stated this was for personal use. HUNT then asked if he could drink 200 Pints? BERHE said no. HUNT then disclosed what had been discovered by officers including the two kegs behind the bar. BERHE then changed his answer and stated they were there from last time.

HUNT then informed BERHE that she will invite him to attend a formal interview and asked if there were any times that were not convenient. BERHE stated any time is fine.

HUNT and I then left the premise.

Dated: 19/01/2023

Signed:

Formerly form 13, Magistrates' Courts' (Forms) Rules 1981 (SI 1981/553), relating to rule 70 of the Magistrates' Courts Rules 1981, section 9 of the Criminal Justice Act 1967 and section 5B of the Magistrates' Courts Act 1980

# Photo Evidence – Visit 6/1/23

Hot Coals, top of stairs 1st floor



Menu offering alcohol



Beer pump





Attached keg of Heinekin

Part used spirits found under the counter/bar



Kegs & gas cylinders under the counter/ bar







Empty Zibib bottles under counter



Can in fridge





Refuge Bag on the stairs containing Bud bottles

 $2^{\text{nd}}$  Floor – both smoke detectors covered with foil





2<sup>nd</sup> Floor – behind counter/bar

 $2^{\text{nd}}$  Floor, behind counter/ bar evidence of coals being heated and recently used





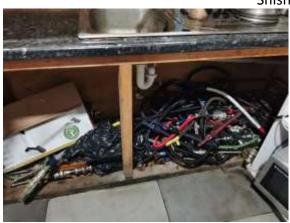
Clay Pots recently washed



Empty Pots of fruit mixed shisha & 2 x bags of shisha



Shisha pipes





Charcoal boxes



Items Seized for evidence in prosecution



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#### Food Hygiene Rating

