

LICENSING SUB-COMMITTEE

Date: Wednesday 22 April 2026

Time: 10.00 am

Venue: Rennes Room, Civic Centre, Paris Street, Exeter

Members are invited to attend the above meeting to consider the items of business.

If you have an enquiry regarding any items on this agenda, please contact Josie McDonald, Democratic Services Officer on 01392 265354 or email democratic.services@exeter.gov.uk

Entry to the Civic Centre can be gained through the Customer Service Centre, Paris Street.

Membership -
Councillors Snow, Banyard and Holland.

Agenda

Part I: Items suggested for discussion with the press and public present

1 **Appointment of Chair**

To appoint a Chair for the meeting.

2 **Declarations of Interest**

Councillors are reminded of the need to declare any disclosable pecuniary interests that relate to business on the agenda and which have not already been included in the register of interests, before any discussion takes place on the item. Unless the interest is sensitive, you must also disclose the nature of the interest. In accordance with the Council's Code of Conduct, you must then leave the room and must not participate in any further discussion of the item. Councillors requiring clarification should seek the advice of the Monitoring Officer prior to the day of the meeting.

3 **LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 EXCLUSION OF PRESS AND PUBLIC**

It is considered unlikely that the Committee would wish to exclude the press and public during consideration of the items on this agenda. If, however, the Committee were to exclude the press and public, a resolution in the following form should be passed:

“RECOMMENDED that, under Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting for the particular item(s) on the grounds that it (they) involve the likely disclosure of exempt information as defined in paragraph(s) of Part I of Schedule 12A of the Act.”

To pass the following resolution:

RESOLVED that, under Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting for items and on the grounds that if involves the likely disclosure of exempt information as defined in paragraphs 1 and 2 of Part I of Schedule 12A of the Act.

LICENSING ACT 2003

4 To Determine a Review of a Premises Licence.

To receive the report of the Head of Service – Environment and Waste.

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Individual reports on this agenda can be produced in other formats on request to Democratic Services .

REPORT TO LICENSING SUB-COMMITTEE

Date of Hearing:	22nd April 2026
Report of:	Head of Service – Environment and Waste
Decision Required:	To Determine a Review of a Premises Licence
Legislation:	Licensing Act 2003
Licensed Premises	Curry King – 49 Fore Street, Heavitree, Exeter, EX1 2QN Reference 26/00366/LPRREV

1. What is the report about?

- 1.1 An application has been received from Home Office Immigration Enforcement ('the Applicant'), seeking a review under section 51 of the Act of the Premises Licence held by [REDACTED] and [REDACTED] at the Curry King. A copy of this application is attached as Appendix A to this report.
- 1.2 The Premises Licence is attached as Appendix B to this report.
- 1.3 The application for review has been advertised and circulated as required by the legislation. A copy of the notice of the review is attached as Appendix C to this report.

2. Are there any representations?

- 2.1 The legislation requires that any representations in relation to a review must be submitted to the Licensing Authority no later than the 28th day after receipt of the review application. The 28-day period beginning the day after receipt of the application. The last date for representation being the 6th April 2026.
- 2.2 No representations were received within the statutory representation period.

3. Report details:

- 3.1 The Applicant states that the license holders have failed to meet the licensing objective of prevention of crime and disorder, as illegal working has been identified at the Licensed Premises.
- 3.2 The Applicant provided further explanation to this ground for review, as follows:
 - a.) Section 36 and Schedule 4 of the Immigration Act 2016 (the 2016 Act) amended the Licensing Act 2003 (the 2003 Act) to introduce immigration safeguards in respect of licensing applications made in England and Wales on or after 6 April 2017. The intention is to prevent illegal working in premises licensed for the sale of alcohol or late-night refreshment.
 - b.) The Home Secretary (in practice Home Office (Immigration Enforcement)) was added to the list of Responsible Authorities (RA) in the licensing regime, which requires Home Office (Immigration Enforcement) to receive premises

licence applications (except regulated entertainment only licences and applications to vary a Designated Premises Supervisor (DPS)), and in some limited circumstances personal licence applications. In carrying out the role of responsible authority, Home Office (Immigration Enforcement) is permitted to make relevant representations and objections to the grant of a licence or request a review of an existing licence as a responsible authority where there is concern that a licence and related licensable activity is prejudicial to the prevention of immigration crime including illegal working.

- 3.3 The Applicant has produced a written submission that provides evidence for the review application. A copy of this written submission is attached as Appendix D.
- 3.4 On the 11th March 2026 the Principal Licensing Officer met with the current owner of the Licensed Premises ('the Owner'), who is also listed as the DPS for the restaurant on the last issued premises licence, and the new Food Business Operator ('FBO'). At this meeting, it was confirmed that those named as the premises licence holders, [REDACTED] and [REDACTED], had not been involved with the business for many years. The FBO explained that he would not require a licence to continue to operate the business, as he does not intend to provide any licensable activities; he does not sell alcohol, nor provide late night refreshment. The Principal Licensing Officer confirmed that the proposed operation of the business would not require a licence. The Principal Licensing Officer asked the Owner and FBO to request the premises licence holders to contact him in relation to the premises licence.
- 3.5 On the 16th March 2026 an email was received from Mr [REDACTED] advising that he had sold the business in 2010 and has not been involved in the operation of the business since then. Mr [REDACTED] confirmed that he wished for the licence to be surrendered. A copy of this correspondence is attached as Appendix E.
- 3.6 On the 17th March 2026 an email was received from Mr [REDACTED] outlining that he has not been involved in the business since 2012. Mr [REDACTED] confirmed that he wished for the licence to be surrendered also. A copy of this correspondence is attached as Appendix F.

4. Legal and Policy Considerations:

- 4.1 A premises licence can be surrendered in accordance with Section 28 of the Act which states;
- (1) Where the holder of a premises licence wishes to surrender his licence he may give the relevant licensing authority a notice to that effect.
 - (2) The notice must be accompanied by the premises licence or, if that is not practicable, by a statement of the reasons for the failure to provide the licence.
 - (3) Where a notice of surrender is given in accordance with this section, the premises licence lapses on receipt of the notice by the authority.
 - (4) This section is subject to section 50 (which makes provision for the

reinstatement in certain circumstances of a licence surrendered under this section).

4.2 Under section 52 of the Act before determining the application the Licensing Authority must hold a hearing to consider it and any relevant representations.

4.3 The Licensing Sub-Committee are required to have regard to;

4.3.1 the steps that are appropriate to promote the Licensing Objectives;

- Protection of children from harm
- Prevention of public nuisance
- Public safety
- Prevention of crime and disorder

4.3.2 the representations (including supporting information) presented by all the parties; and

4.3.3 the Official Guidance issued under section 182 of the Act which can be viewed at: [Revised guidance issued under section 182 of the Licensing Act 2003 \(February 2026\) \(accessible version\) - GOV.UK](#); and

4.3.4 the Licensing Authorities Statement of Licensing Policy which can be viewed at [Statement of Licensing Policy 2020-2025](#)

4.4 Section 52 of the Act states that the Licensing Sub-Committee must, having regard to the Application and any relevant representations, take such steps (if any) as it considers appropriate for the promotion of the licensing objective.

The steps are;

- (a) to modify the conditions of the licence;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premises supervisor;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence;

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

4.5 The hearing must be conducted in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

5. Recommendations:

5.1 The Licensing Sub-Committee are required to identify what steps, if any, need to be taken to determine the application.

5.2 The Licensing Sub-Committee may decide that there are no further steps that are appropriate to promote the licensing objectives.

Service Lead – Environment and Waste

Author: Nigel J Marston, Principal Licensing Officer

Local Government (Access to Information) Act 1972 (as amended)

Background papers used in compiling this report:-
None

Contact for enquires:
Democratic Services (Committees)
Room 4.36
01392 265275

Licensing Authority: Exeter City Council
Address: licensing.team@exeter.gov.uk

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

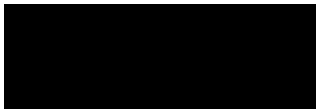
Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand, please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

I Home Office Immigration Enforcement.....

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Curry King 49 Fore Street Heavitree Devon	
Post town Exeter	Post code EX1 2QN

Name of premises licence holder or club holding club premises certificate 

Number of premises licence or club premises certificate EXE – P00236
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Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible

authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

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

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

Please tick ✓ yes

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

Surname

First names

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)



(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Home Office 
Telephone number (if any)
E-mail address (optional) 

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

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

Please state the ground(s) for review (please read guidance note 2)

Grounds for review:

We have grounds to believe the license holder has failed to meet the licensing objectives of prevention of crime and disorder, as illegal working has been identified at this premises.

Section 36 and Schedule 4 of the Immigration Act 2016 (the 2016 Act) amended the Licensing Act 2003 (the 2003 Act) to introduce immigration safeguards in respect of licensing applications made in England and Wales on or after 6 April 2017. The intention is to prevent illegal working in premises licensed for the sale of alcohol or late-night refreshment.

The Home Secretary (in practice Home Office (Immigration Enforcement)) was added to the list of Responsible Authorities (RA) in the licensing regime, which requires Home Office (Immigration Enforcement) to receive premises licence applications (except regulated entertainment only licences and applications to vary a Designated Premises Supervisor (DPS)), and in some limited circumstances personal licence applications. In carrying out the role of responsible authority, Home Office (Immigration Enforcement) is permitted to make relevant representations and objections to the grant of a licence or request a review of an existing licence as a responsible authority where there is concern that a licence and related licensable activity is prejudicial to the prevention of immigration crime including illegal working.

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

Please refer to accompanied review pack for detailed information

Please tick ✓ yes

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

If yes, please state the date of that application

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

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

Please tick ✓ yes

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

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

Part 3 – Signatures (please read guidance note 4)

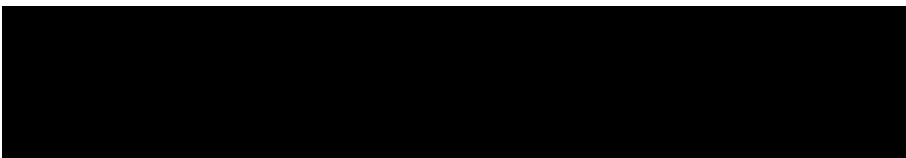
Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant, please state in what capacity.**

Signature 

Date **09 March 2026**

Capacity **Responsible Authority**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)



Post town Croydon	Post Code CR0 2WF
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) [REDACTED]	

Notes for Guidance

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

Licensing Act 2003 - Premises Licence

Curry King EXE-P00236

Part 1 – Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Curry King, 49 Fore Street, Heavitree, Exeter, Devon

WHERE THE LICENCE IS TIME LIMITED, THE DATES

Not Applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Supply of Alcohol
Late Night Refreshment

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Supply of Alcohol (Alcohol is supplied for consumption on the Premise)

Monday to Saturday	10:00 - 23:59
Christmas Day	12:00 - 23:30
Sunday and Good Friday	12:00 - 23:30

Late Night Refreshment (Indoors)

Sunday	23:00 - 23:30
Monday to Saturday	23:00 - 23:59
Christmas Day	23:00 - 23:30

THE OPENING HOURS OF THE PREMISES

Monday to Sunday	00:00 - 23:59
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WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL, WHETHER THESE ARE ON AND/OR OFF SUPPLIES

Alcohol is supplied for consumption ON the Premises

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

[REDACTED]

Email address

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licensing Authority: Exeter City

ANNEX 1 – MANDATORY CONDITIONS

ANNEXE 1 - MANDATORY CONDITIONS

There shall be no sale or supply of alcohol when there is no Designated Premises Supervisor (DPS) in respect of this premises licence or at a time when the said Premises Supervisor does not hold a personal licence or when his/her licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Any person used to carry out a security activity must be licensed by the Security Industry Authority.

The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

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

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

The responsible person must ensure that-

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - (i) beer or cider: pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;

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

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

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

2. For the purposes of the condition set out in paragraph 1-

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

(b) permitted price is the price found by applying the formula-

$P = D + (D \times V)$ /ukdsi/2014/9780111110034/images/ukdsi_9780111110034_en_001
<file:///S:014780111110034_9780111110034_en_001> where-

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) relevant person means, in relation to premises in respect of which there is in force a premises licence-

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) relevant person means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) valued added tax means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (the first day) would be different from the permitted price on the next day (the second day) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

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Alcohol shall not be sold or supplied: (i) Unless the premises have been structurally adapted and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises; (ii) On the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to their meal.

Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises.

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING

ANNEXE 3 - CONDITIONS ATTACHED AFTER A HEARING

None.

ANNEX 4 – PLANS

Please see attached

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LICENSING ACT 2003

APPLICATION TO REVIEW A PREMISES LICENCE UNDER SECTION 51 OF THE LICENSING ACT 2003

Notice is given that an application has been made to Exeter City Council, as the licensing authority, for the review of the premises licence in respect of:

Curry King
49 Fore Street
Heavitree
Exeter
Devon
EX1 2QN

The grounds for the review are:-

That the premises have undermined the licensing objectives of the prevention of crime and disorder:

- **We have grounds to believe the license holder has failed to meet the licensing objectives of prevention of crime and disorder, as illegal working has been identified at this premises.**

Applications can be viewed at **Exeter City Council, Civic Centre, Paris Street, Exeter, EX1 1RQ**. Monday to Friday 09:00 to 16:00.

Representations must be made in writing by e-mailing licensing.team@exeter.gov.uk or by posting to the above address by 06 April 2026.

IT IS AN OFFENCE knowingly or recklessly to make a false statement in connection with an application for which you may be liable to an unlimited fine on summary conviction.

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Home Office

Premises Licence Review

Curry King

49 Fore Street

Heavitree

Exeter

Devon

EX1 2QN

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Case Summary

On 10 April 2025, the South Central Immigration Compliance Enforcement (ICE) team visited Curry King located at 49 Fore Street, Heavitree, Exeter, EX1 2QN. Entry was gained to the premises using Section 179 Licensing Act 2003.

Officers encountered two workers of which, one did not hold the right to work and the other was working in breach of conditions. Both workers were arrested.

Licensed Premises History

The premises licence number is **EXE – P00236** and was issued by Exeter City Council on 20 October 2020. The premises licence lists [REDACTED] and [REDACTED] as the premises licence holders. It also lists [REDACTED] as the designated premises supervisor (DPS) who holds a personal licence (licence number is EXE – 000889) which was issued by Exeter City Council.

The company registration number for Heavitree Spice Limited is **15318542**. Currently, Companies House shows that it is currently “Active – Active proposal to strike off”. It was incorporated on 30 November 2023 and listed [REDACTED] as the company director. However, [REDACTED] had resigned as director on 04 January 2025 and there is no active company director.

Civil Penalty

A £45,000 penalty was issued to Heavitree Spice Limited on 25 September 2025 in respect of 1 individual with no right to work. No objection to the penalty was received. The penalty was referred to a third-party debt collection company. The penalty is still unpaid and outstanding.

Enforcement Visit dated: 10 April 2025

Entry was gained to the premises at 21:23hrs under Section 179 of the Licensing Act 2003. Upon entering, Immigration Officers encountered the following individuals:

██████████ – Worker

██████████ was encountered in the kitchen of the premises.

During the illegal working interview, ██████ confirmed that he had been working at Curry King for two to three weeks as the head chef. He works six days a week and for six hours each day, and receives £50 cash in hand from the owner, in exchange for such. ██████ confirmed that the owner, ██████ had given him the job and oversees allocating his schedule and tasks. With regards to right to work checks, ██████ confirmed that they were not conducted prior to commencing work at the premises as he did not show any documents.

Home Office checks showed that ██████ arrived at the country clandestinely and has lived in the United Kingdom since 2011. He made an application for leave to remain in April 2011 which was refused. He also applied for further leave to remain December 2024, which was ongoing during the enforcement visit. ██████ never held the right to work in the United Kingdom.

██████████ – Worker

Upon arriving at the premises and after officers had made their presence known, ██████ displayed an adverse reaction by running and exiting the premises.

During the illegal working interview, ██████ denied working at the premises, stating he was only there to eat food, which he pays for. He denied cooking or carrying out any duties and said he was simply getting his bag when officers saw him moving away. When asked why his phone was found in the kitchen, ██████ said he had been talking to the chef. ██████ denied ever being asked to help by the chef or manager. When informed that the chef claimed it was ██████ first day working, ██████ denied this and said he did not know why the chef would make that statement.

Home Office checks show that ██████ entered the country through a visit visa which was valid from June 2024 until December 2024. ██████ made a claim for protection September 2024, which was refused in December 2025. However, he had no outstanding applications or appeals during the enforcement visit. ██████ was working in breach of his bail conditions which did not permit him the right to work.

Reasons for Review

Section 36 and Schedule 4 of the Immigration Act 2016 amended the Licensing Act 2003 to introduce immigration safeguards in respect of licensing applications made in England and Wales on or after 06 April 2017. The intention is to prevent illegal working in premises licensed for the sale of alcohol or late-night refreshment.

During the enforcement visit on 10 April 2025, officers encountered two individuals who were found working at the premises, who either did not hold the right to work or were working in breach of conditions.

The first worker, [REDACTED], confirmed he had been employed as the head chef for two to three weeks, working six days per week for six hours each day and receiving £50 cash in hand, paid directly by the owner [REDACTED]. He also confirmed that no right to work checks were carried out, and he was not asked to show any documents before starting work. Home Office checks showed that [REDACTED] arrived clandestinely, had longstanding unresolved immigration issues, and had never held the right to work in the UK.

The second individual, [REDACTED], displayed an adverse reaction to officers' presence by running and attempting to leave the premises. Although he denied working, he was observed in the kitchen area, and his phone was left in the kitchen. Officers informed [REDACTED] that the chef had said it was his first day working, but [REDACTED] denied this. Home Office checks confirmed he had entered the UK on a visit visa valid until December 2024 and that he had no outstanding claims or applications and was working in breach of his bail conditions, which did not permit employment.

Whether by negligence or wilful blindness illegal workers were engaged in activity on the premises, yet it is a simple process for an employer to ascertain what documents they should check before a person can work. It is an offence to work when a person is disqualified to do so, and such an offence can only be committed with the co-operation of a premises licence holder or its agents. It is also an offence to employ an illegal worker where there is reason to believe this is the case. All employers are dutybound by law to conduct these checks, and guidance can be found on the GOV.UK website or by using a search engine. Additional information on how to conduct these checks is available online, this includes the Home Office's official YouTube page.

Furthermore, the fact that workers were paid—in cash and off the books—creates opportunities for income tax and National Insurance evasion, providing an unfair competitive advantage over compliant businesses. It is also consistent with labour exploitation indicators identified in other enforcement cases.

A civil penalty referral notice was served based on the findings of officers. This referral was considered by the Civil Penalty Compliance Team.

Under Section 15 of the Immigration, Asylum and Nationality (IAN) Act 2006, employers can face a civil penalty if they employ someone who does not have the legal right to work in the UK. The civil penalty process is administered by an independent separate team.

CPCT issued a £45,000 civil penalty to Heavitree Spice Limited on 25 September 2025 for employing one individual with no right to work. No objections have been received and no appeals have been lodged. The penalty remains outstanding in full. The noncompliance with the civil penalty was taken into account when considering action against the licence.

Section 182 guidance at point 11.27 states that certain activity should be treated particularly seriously, and this includes employing someone who is disqualified from that work by reason of their immigration status in the UK. 11.28 of the guidance states that it is expected that revocation of the licence even in the first instance should be seriously considered.

Immigration Enforcement submits that for commercial reasons those engaged in the management of the premises employed illegal workers and a warning or other activity falling short of a review is inappropriate; therefore, Immigration Enforcement has proceeded straight to review.

Outcome Sought

The objective of the Licensing Act 2003 (the Act) is to provide a clear, transparent framework for making decisions about applications by individuals or businesses wishing to sell or supply alcohol or provide certain types of regulated entertainment and late-night refreshment.

There are four licensing objectives which underpin the Act, and which need to be taken into account and promoted throughout the licensing process.

The licensing objectives are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance and
- the protection of children from harm.

Curry King, under the control of [REDACTED] and [REDACTED], has been found employing two illegal workers. The license holder would have been aware of his responsibilities to uphold the licensing objectives as they are clearly defined as part of the premises license application.

Immigration Enforcement asks that the premises licence is **revoked**.

Merely remedying the existing situation (for instance by the imposition of additional conditions or a suspension) is insufficient to act as a deterrent to the licence holder and other premises' licence holders from engaging in criminal activity by employing illegal workers and facilitating disqualified immigrants to work illegally.

This submission and appended documents provide the licensing subcommittee with background arguments and information pertinent to that contention. These provide the sub-committee with a sound and defensible rationale as to why it should revoke the licence.

Appendix – Supporting Evidence

[Redacted]

[Redacted]

[Redacted]

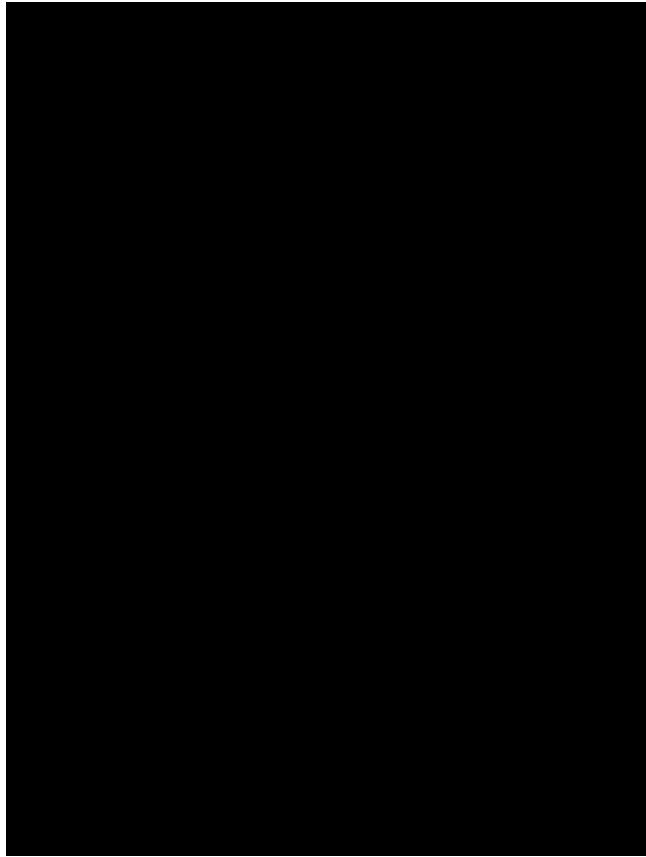
[Redacted]

[Redacted]

Encounter											
Details											
Type of work	Visit										
Visit reference	██████████										
Created by	██████████										
ProntoID	██										
Created at geolocation	<table style="width: 100%; border: none;"> <tr> <td style="width: 150px;">Easting</td> <td>293812</td> </tr> <tr> <td>Northing</td> <td>92407</td> </tr> </table>	Easting	293812	Northing	92407						
Easting	293812										
Northing	92407										
Time	21:32										
Creation date	10-04-2025 21:41:10										
Person Check Results											
Person Check Result	<table style="width: 100%; border: none;"> <tr> <td style="width: 150px;">Given names</td> <td>████████████████████</td> </tr> <tr> <td>Family name</td> <td>██████</td> </tr> <tr> <td>Date of birth</td> <td>██████████</td> </tr> <tr> <td>Gender</td> <td>Male</td> </tr> <tr> <td>Nationality</td> <td>BGD Bangladesh</td> </tr> </table>	Given names	████████████████████	Family name	██████	Date of birth	██████████	Gender	Male	Nationality	BGD Bangladesh
Given names	████████████████████										
Family name	██████										
Date of birth	██████████										
Gender	Male										
Nationality	BGD Bangladesh										
Main Identity											
Identity source/type	Biographic										
Full name	██										
Date of birth	██████████										
Gender	Male										
Nationality	Bangladesh										
Country of birth	Bangladesh										
Place of birth											
Languages											
Languages spoken	English										
Interpreter used?	No										
Encounter											
Encountering officer	██████████										
Is this encounter related to a Small Boats event?	No										
Is this person the subject of the visit?	No										
Prior to Schedule 2 examination, did you suspect an Immigration Offence?	Yes										

Why do you suspect the person of an immigration offence?	As per Intel suggested illegal workers present at the restaurant . He as seen in the kitchen
Where was the person located?	Kitchen
Declared immigration status	ASYLUM
How and when did the subject last enter the UK?	Approximately 20 years ago from France in 2004, concealed in the back of lorry.
CEPR	██████████
Are there any vulnerabilities/trafficking/safeguarding issues?	No
Are you taking enforcement action?	Yes
References (Person ID, HO Ref, Port Ref, BRP)	██
Biographic search results	Systems checked Result of checks Does the person have an open absconder status on Atlas Person Alerts? No Status returned by system checks
Photo of Subject	
Do you want to take a photograph of the subject?	Yes
Powers used	Paragraph 18(2) Schedule 2 Immigration Act 1971

Photo of subject



Photo

Identity Documentation

No documentation provided.

Notes

No notes entered.

Illegal Working - Employee					
Details					
Type of work	Visit				
Visit reference	██████████				
Created by	██████████				
ProntoID	██				
Subject CEPR	██████████				
Subject name	██				
Subject DOB	██████████				
Subject gender	Male				
Subject nationality	Bangladesh				
Subject country of birth	Bangladesh				
Created at geolocation	<table style="width: 100%; border: none;"> <tr> <td style="width: 30%;">Easting</td> <td style="text-align: right;">293807</td> </tr> <tr> <td>Northing</td> <td style="text-align: right;">92403</td> </tr> </table>	Easting	293807	Northing	92403
Easting	293807				
Northing	92403				
Time	21:54				
Creation date	10-04-2025 21:54:03				
Language of Interview					
What language is the interview carried out in?	English				
Interpreter used?	No				
Obligation					
How long have you been working at this business?	I started approximately two to three weeks.				
What is your job role/ what are your duties?	I'm the Head Chef in the kitchen cooking.				
What days/ hours do you work each week?	I work 6 hour per day, everyday except Tuesday.				
How much do you get paid per day?	£50 cash in hand				
Control					
Who gave you this job (name and role in business)?	The owner, known him as ██████████ approximately 45 years old.				
Who tells you what days/ hours to work?	The owner ██████████				
Who tells you what tasks/ duties to do each day?	The owner.				

Remuneration

Who pays you?	The owner
Do you pay income tax or have a National Insurance number?	No

Pre-employment Checks

Did the employer check your right to work or immigration status before they offered you the job?	No.
Did you show documents or share a code with the employer to prove your right to work before being offered the job? If so, what did you show and were they originals?	No
Does your employer know you're not allowed to work in the UK?	I don't know

Additional Questions

No details provided.

Photographs

No photographs.

Declaration

I confirm that I have understood all the questions and that the details are true and correct.

Interviewee signature  	
---	--

Observations

Observations	He was seen in the kitchen cooking with two more person.
Do you suspect this person of illegal working?	Yes

Freetext					
Details					
Type of work	Visit				
Visit reference	██████████				
Created by	██████████				
Is this entry related to a Critical Incident?	No				
Subject CEPR	██████████				
Subject name	██████████				
Subject DOB	██████████				
Subject gender	███				
Subject nationality	██████████				
Subject country of birth	██████████				
Address	Other				
Details, if other	Conversation				
Created at geolocation	<table style="width: 100%; border: none;"> <tr> <td style="width: 30%;">Easting</td> <td style="text-align: right;">258725</td> </tr> <tr> <td>Northing</td> <td style="text-align: right;">73865</td> </tr> </table>	Easting	258725	Northing	73865
Easting	258725				
Northing	73865				
Time					
Creation date	11-04-2025 15:19:56				
Entry					
Title	Conversation				
Text	In the takeaway part of the building, there were a couple waiting for their order. They had been there since we entered the property. I went to the kitchen where ██████████ was tidying and cleaning. I asked him if the couples' food would be much longer. He replied that he was not allowed to cook as he was not the chef. I asked him who the chef was, and he said it was gentleman sat being interviewed by my colleague. At this time, there was only the manager and one other still in the restaurant with my colleagues.				
Photographs					
No photographs.					

Encounter											
Details											
Type of work	Visit										
Visit reference	██████████										
Created by	██████████										
ProntoID	████████████████████										
Created at geolocation	<table style="width: 100%; border: none;"> <tr> <td style="width: 150px;">Easting</td> <td style="text-align: right;">293805</td> </tr> <tr> <td>Northing</td> <td style="text-align: right;">92402</td> </tr> </table>	Easting	293805	Northing	92402						
Easting	293805										
Northing	92402										
Time	21:36										
Creation date	10-04-2025 21:33:18										
Person Check Results											
Person Check Result	<table style="width: 100%; border: none;"> <tr> <td style="width: 150px;">Given names</td> <td></td> </tr> <tr> <td>Family name</td> <td></td> </tr> <tr> <td>Date of birth</td> <td style="text-align: right;">██████████</td> </tr> <tr> <td>Gender</td> <td style="text-align: right;">Male</td> </tr> <tr> <td>Nationality</td> <td style="text-align: right;">IND India</td> </tr> </table>	Given names		Family name		Date of birth	██████████	Gender	Male	Nationality	IND India
Given names											
Family name											
Date of birth	██████████										
Gender	Male										
Nationality	IND India										
Main Identity											
Identity source/type	Declared										
Full name	██████████										
Date of birth	██████████										
Gender	Male										
Nationality	India										
Country of birth	India										
Place of birth	Haryana										
Languages											
Languages spoken	English, Hindi										
Interpreter used?	No										
Encounter											
Encountering officer	████████████████████										
Is this encounter related to a Small Boats event?	No										
Is this person the subject of the visit?	No										
Prior to Schedule 2 examination, did you suspect an Immigration Offence?	Yes										

Why do you suspect the person of an immigration offence?	Suspect encountered running from the property by me, I arrested him as I suspected he may be an immigration offender. Questioned in line with Singh v Hammond.
Where was the person located?	Rear court yard
Declared immigration status	Asylum seeker
How and when did the subject last enter the UK?	
CEPR	██████████
Are there any vulnerabilities/trafficking/safeguarding issues?	No
Are you taking enforcement action?	No
References (Person ID, HO Ref, Port Ref, BRP)	
Biographic search results	Systems checked Result of checks Does the person have an open absconder status on Atlas Person Alerts? No Status returned by system checks
Photo of Subject	
Do you want to take a photograph of the subject?	No
Identity Documentation	
No documentation provided.	
Notes	
No notes entered.	

Illegal Working - Employee

Details

Type of work	Visit	
Visit reference	[REDACTED]	
Created by	[REDACTED]	
ProntolD	[REDACTED]	
Subject CEPR	[REDACTED]	
Subject name	[REDACTED]	
Subject DOB	[REDACTED]	
Subject gender	Male	
Subject nationality	India	
Subject country of birth	India	
Subject place of birth	Haryana	
Created at geolocation	Easting	293801
	Northing	92405
Time	21:48	
Creation date	10-04-2025 21:48:49	

Language of Interview

What language is the interview carried out in?	English
Interpreter used?	No

Obligation

Do you work here?	No.
Why are here today?	Here just food.
Are you cooking food here?	No.
Do you pay for the food?	They give me food after I pay.
Do you have a wallet?	Yes. In my bag.
Why does the manager say you work here?	I don't know.
Why were you running away?	I was just going for my bag.
I think you were working, why is you phone in the kitchen?	I was talking to the chef.
Does the chef or manager ever ask you to help?	No.

My colleague has just spoken to the chef who has said today is your first day working here. Why would he say that?	I don't know.
--	---------------

Control

No details provided.

Remuneration

No details provided.

Pre-employment Checks

No details provided.

Additional Questions

No details provided.

Photographs


No photographs.

Declaration

I confirm that I have understood all the questions and that the details are true and correct.

Interviewee signature 	
---	--

Observations

Observations	Subject encountered running from the rear of the premises after uniformed IO's had entered the business and clearly announced themselves. Two other members of staff, the manager and the chef both said that Mr.  worked at the business. His phone was found in the kitchen and his bag was in the rear court yard both are clearly staff only areas.
---------------------	--

Do you suspect this person of illegal working?	Yes
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From: [REDACTED]
Sent: 16 March 2026 10:56
To: Nigel Marston <Nigel.Marston@exeter.gov.uk>
Subject: Restaurant Licence (Light of India) Curry King

Good morning, for your information just to let you know that I was the licence holder of the(Light of India Restaurant) Curry King. I sold the restaurant to my business partner [REDACTED] on Jan/Feb 2010.

Kind regards
[REDACTED]

From: Nigel Marston <Nigel.Marston@exeter.gov.uk>
Sent: 16 March 2026 12:14
To: [REDACTED]
Subject: RE: Restaurant Licence (Light of India) Curry King

Dear Mr [REDACTED]

That may have been the case, however the licence is still in both yours and Mr [REDACTED] name and has never been transferred. Please can you confirm that you wish to surrender the licence.

Please can you also provide some proof of the transfer of ownership or sale of the business.

Regards Licensing

16.03.2026

Thank you very much, for your prompt reply. I confirm i wish to surrender the licence. Unfortunately I don't have any proof of sale or transfer of the business as I left the business almost 16 years ago. I spoke to Mr. [REDACTED] today he will contact you to confirm that he has taken over the business after I left and also wish to surrender his licence.

Kind regards
[REDACTED]

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-----Original Message-----

From [REDACTED]
Sent: 17 March 2026 16:54
To: Nigel Marston <Nigel.Marston@exeter.gov.uk>
Subject: Restaurant license(light of india.) curry king

Good afternoon, Nigel, I confirm I brought my business partner [REDACTED] share in 2010. I run the business until 2012 then business went to liquidation. I wish to surrender the license. I was not aware of I had to surrender the license.

Kind regards
[REDACTED]

On 18 Mar 2026, at 07:46, Nigel Marston <Nigel.Marston@exeter.gov.uk> wrote:

[REDACTED]

Can you confirm the name of the business when it went into Liquidation. If the business was liquidated, then the licence would automatically lapse.

Regards Nigel

Hello Nigel

I am sorry I give you the wrong business information. I had 2 business 1 under East Devon and 1 Exeter. East Devon One business went to liquidation. Exeter One light of india I surrender the business and my lease hold to the Landlord sometime 2012.

Kind regards
[REDACTED]

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of the Local Government Act 1972.

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