

Representations On A Current Application For Review Of A Premises Licence Or Club Premises Certificate Under The Licensing Act 2003

Section 1 – Licence Details

Applicant Name (If Known)	Home Office Immigration Enforcement Applicant for Review
Premises Name and Address	Lebaneat, 48 High Street, Yarm, Stockton-on-Tees, TS15 0AH

Section 2 - Responsible Authority

X Licensing Authority

Section 3 – Representation Grounds

<p>The representation is relevant to one or more of the following licensing objectives:</p> <p>Please tick relevant box(es)</p>	<p>X Prevention of Crime and Disorder</p>
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The grounds of the representation is based on the following:

1. The Licensing Authority as a Responsible Authority would like to support Home Office Immigration in their application to review a premises licence at Lebaneat, 48 High Street, Yarm, TS15 9AH. The current Designated Premises Supervisor (DPS) is Oksana Sayed.
2. The premises licence holder is Lebaneat (Yarm) Limited. Companies House shows that it was incorporated on 13 March 2018, it is currently active, and Oksana Sayed was appointed director on 01 November 2021. A copy of Companies House search is exhibited as evidence as LMK1.
3. Following a previous revocation the premises licence was reinstated in January 2021, annex 3 contains conditions attached to the premises licence following a review hearing in 2019. The Licence conditions state:
 - Training records signed by both the staff member and the Designated Premise Supervisor/Manager/Business Owner will be retained for future reference and shall be updated at least every 3 months. All staff training records will be made available to Enforcement Agencies and/or Responsible Authorities upon request.
 - Right to work checks shall be conducted on all potential employees prior to their employment in any capacity at the business. Checks shall be in accordance with the Home Office Code of Practice for employers as current at that time.
 - The premises licence holder will operate a full digital HR management system where all relevant documents are stored for each individual member of staff. All relevant documents for members of staff will be retained for a period of 12 months post termination of employment and will be made available to Police, Immigration or Licensing Officers on request.
4. The Licensing Authority have no confidence right to work checks have been carried out following Home Office Codes of Practice which can be found at:

www.gov.uk/government/publications/right-to-work-checks-employers-guide.

5. This guidance explains what employers must do to prevent illegal working in the UK by carrying out right to work checks on people before employing them to make sure they are allowed to work, and includes an online checking system at www.gov.uk/legal-right-work-uk
6. The prevention of crime includes the prevention of immigration crime including the prevention of illegal working in licensed premises. Oksana Sayed cannot demonstrate she can meet her commitments, there are no additional conditions that can help to promote the licensing objectives and ensure the premises are well run.
7. Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder.
8. As such the licensing service support the Home Office recommendation made to committee to revoke the licence as:
 - This is the second times extensive illegal working has been found at the premises
 - The premises licence holder has been Lebaneat Yarm Ltd on both occasions
 - The DPS has been Oksana Sayed on both occasions
 - A male identified as working illegally has been the “manager” and left in a position of responsibility at the licensed premises on both occasions
 - Conditions targeted on preventing crime and disorder including the prevention of illegal working in licensed premises added to the licence in 2021 have not worked
9. The ability to work illegally is a driver of illegal migration. It leaves people vulnerable to exploitation and results in unscrupulous employers undercutting compliant businesses. It can also negatively impact on the wages of lawful workers and is linked to other labour market abuse such as tax evasion, breach of the national minimum wage and exploitative working conditions, including modern slavery in the most serious cases.
10. Additional information to support this representation is provided in the attached statement provided by Licensing Officer Elliott Beevers.

Signed: L Maloney-Kelly	Position: Licensing Team Leader	Dated:08/08/24
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Companies House Information

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LEBANEAT (YARM) LIMITED

Company number **11252182**

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Overview

Filing history

People

More

Registered office address

**Unit 4 St. Johns Road, Meadowfield Industrial Estate, Durham,
England, DH7 8TZ**

Company status

Active

Company type

Private limited Company

Incorporated on

13 March 2018

Accounts

Next accounts made up to **31 March 2024**
due by **31 December 2024**

Last accounts made up to **31 March 2023**

Confirmation statement

Next statement date **9 July 2025**
due by **23 July 2025**

Last statement dated **9 July 2024**

Nature of business (SIC)

56101 - Licensed restaurants
56102 - Unlicensed restaurants and cafes
56103 - Take-away food shops and mobile food stands
56290 - Other food services

[LEBANEAT \(YARM\) LIMITED overview - Find and update company information - GOV.UK \(company-information.service.gov.uk\)](https://www.gov.uk/company-information.service.gov.uk/LEBANEAT-(YARM)-LIMITED)

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6 officers / 5 resignations

[SAYED, Oksana](#)

Correspondence address

Unit 4, St. Johns Road, Meadowfield Industrial Estate, Durham, England, DH7 8TZ

Role	ACTIVE	Date of birth	Appointed on
Director		May 1989	1 November 2021

Nationality	Country of residence	Occupation
British	England	Company Director

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1 active person with significant control / 0 active statements

Mrs Oksana Sayed **ACTIVE**

Correspondence address

Unit 4, St. Johns Road, Meadowfield Industrial Estate, Durham, England, DH7 8TZ

Notified on	Date of birth	Nationality
1 November 2021	May 1989	British

Country of residence

England

Nature of control

Ownership of shares – 75% or more