

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 Trading Standards

(Insert name of applicant)

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 (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Lifestyle Convenience Store 29 London Road	
Post town Peterborough	Post code (if known) PE2 8AN

Name of premises licence holder or club holding club premises certificate (if known) Mr Ardalan Karim Mahmood 29 London Road Peterborough PE2 8AN
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Number of premises licence or club premises certificate (if known) 074451

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 Karen Woods Peterborough City Council Trading Standards Department Town Hall Bridge Street Peterborough PE1 1HG
Telephone number (if any) 01733 453407
E-mail address (optional) karen.woods@peterborough.gov.uk

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 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)

Trading Standards are requesting a review of the premises licence for Lifestyle Convenience Store under the prevention of crime and disorder following an operation by Trading Standards to clamp down on the illicit tobacco and alcohol trade.

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

On the 18/12/17 Trading Standards visited Lifestyle Convenience Store following complaints of the shop selling foreign labelled cigarettes. The shop keeper Mr Ahmed Mustafa picked up a black holdall that was behind the till and immediately walked out of the rear of the shop to his car. He returned without the holdall.

The owner of the shop was telephoned and the designated premises supervisor Mr Ahmed Ghafoor arrived shortly after.

Whilst waiting for Mr Ghafoor, several customers came into the shop asking for cheap cigarettes. Mr Ghafoor advised that the shop do not sell foreign labelled cigarettes and advice was given

Following further complaints on the 19th January 2018 a test purchase exercise was carried out by Trading Standards on the sale of foreign labelled cigarettes. A purchase was made of a Lithuanian packet of Marlboro Gold for £5 .50 at Lifestyle Convenience Store.

On the 29th January 2018 Trading Standards visited Lifestyle Convenience Store and a seizure was made of 6000 cigarettes (300 packets) and 1600g of hand rolling tobacco (32 pouches) that were found at the rear of the shop in plastic bags, bin liners and a black holdall. The tobacco is believed to be counterfeit and the cigarettes are suspected to fail safety requirements.

Following an interview with the owner Mr Ardalan Mahmood, he handed over a letter from his friend admitting that they were his cigarettes and he had left them in the shop.

Following further complaints, Trading Standards visited Lifestyle Convenience Store on the 9th March 2018 and spoke to the shop keeper Mr Mustafa. Foreign cigarettes were not being stored in the shop however a plastic bag hanging behind the counter was full of foreign labelled Amber Leaf and Marlboro Gold sleeves and outer wrapping which could not be explained other than 'they must have been there from last night as the boss Ahmed (DPS) was working.

4 more complaints were received regarding the sales of cheap foreign labelled cigarettes.

On the 21/5/18 a test purchase was made of a foreign labelled packet of Marlboro Gold and paid £5.50. The male shop keeper went out of the back door and got the cigarettes from the white van parked outside the door.

Recommendations;

A revocation of the alcohol licence.

Reasons for the above recommendation;

Trading Standards as a responsible authority recommends revocation due to the seriousness of the illicit trade. The shop has continued to be involved in the sale and supply of illegal cigarettes and tobacco.

This is supported by guidance issued under section 182 of the Licensing Act 2003 11.27 There is a certain criminal activity that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously.

One of them being;

- for the sale or storage of smuggled tobacco and alcohol.

Guidance states - It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities will use the review procedures effectively to deter such activities in crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence - even in the first instance - should be seriously considered.

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

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



Date

6/6/18

Capacity

REGULATORY OFFICER

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

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.

