

DECISION NOTICE - LICENSING ACT 2003 SUB-COMMITTEE

REVIEW OF THE PREMISES LICENCE – EUROPE PLUS, 77 MAYORS WALK, PETERBOROUGH, PE3 6EX

Pursuant to Section 51 of the Licensing Act 2003

18 October 2017

This Decision Notice refers to the review of the premises licence for Europe Plus, 77 Mayors Walk, Peterborough, PE3 6EX.

The Sub-Committee considered the representations made in writing in support of the Application to Review and by the Trading Standards Officer in person.

We note that the Cambridge Constabulary supported the review.

The licensee was not present and was not represented in his absence.

The Sub-Committee considered the information put before it and took into account the following facts:

- On the 12th of June 2017 a Trading Standards test purchase proved positive in the sale of illicit Lithuanian branded tobacco.
- On the 28th of June 2017 a joint enforcement visit between Trading Standards and HM Revenue and Customs resulted in a seizure of (non duty paid) 225 packets of cigarettes and 2 pouches of hand rolling tobacco.

The Sub-Committee were reminded of the provisions within the Government Guidance issued under the Act, at paragraphs 11.24, 11.26, 11.27 and 11.28.

The Sub-Committee believed that criminal activity was associated with the premises and that this premises was not promoting the licence objective of crime prevention, therefore the Committee considered revocation in the first instance, in line with paragraph 11.28 of the Guidance.

Members of the Sub Committee, were concerned with the serious health and other risks associated with illegal importation and unregulated sales of such tobacco products. Such sales deprived Her Majesty's Revenue & Customs, allow an unfair business advantage and posed a risk to unsuspecting members of the public.

The Sub-Committee considered other options available but believed these would not promote the licensing objective of the Prevention of Crime and Disorder.

It was the Committee's decision to **REVOKE** the Premises Licence for the premises, known as Europe Plus, and situated at 77 Mayors Walk, Peterborough, PE3 6EX, in its entirety.

Any party in objection to the decision may appeal to the Peterborough Magistrates Court within 21 days of receiving this formal notice at:

Peterborough Court House, Bridge Street, Peterborough, PE1 1ED. There is a fee to pay.

Councillor Hiller

Sub-Committee Chairman