

**APPLICATION FOR THE REVIEW OF LARA, 415 LINCOLN ROAD, PETERBOROUGH, PE1 2PF
PREMISES LICENCE**

LC1



**Peterborough City Council, Licensing Section, Sand Martin House, Bittern
Way, Fletton Quays, Peterborough, PE2 8TY**

**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, PC 2094 Paul HAWKINS acting on behalf of The Chief Constable Nick DEAN of Cambridgeshire Constabulary 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 club premises, or if none, ordnance survey map reference or description	
Lara (International Drinks) 415 Lincoln Road	
Post town Peterborough	Post code (if known) PE1 2PF

Name of premises licence holder or club holding club premises certificate (if known) Mr Hevar Zrari

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Number of premises licence or club premises certificate (if known)
077435

Part 2 - Applicant details

Please tick ✓ yes

I am

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

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

Mr Mrs Miss Ms Other title

(for example, Rev)

Surname

First names

am 18 years old or over

Please tick ✓ yes I

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Current address

Post Town

Postcode

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

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Name and address Cambridgeshire Constabulary Hinchingsbrooke Park Huntingdon Cambridgeshire PE29 6NP
Telephone number (if any)
E-mail (optional) LicensingNorth@cambs.pnn.police.uk

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 checked="" 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 note1)

This application to review the premises licence for **LARA (International Drinks), 415 Lincoln Road, Peterborough, PE1 2PF** is following a visit to the store on 28/04/2022 by officers from HMRC (HM Revenues & Customs), during which illicit cigarettes were seized in the form of 4,450 branded Non UK duty paid cigarettes.

Consideration has been given to the Licensing Objectives:

- The prevention of crime and disorder;
- Public safety;

Please provide as much information as possible to support the application (please read Guidance

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LARA, 415 Lincoln Road, Peterborough, PE1 2PF

LARA, 415 Lincoln Road, Peterborough, PE1 2PF is an off licence operating under a premises licence (PL No: 077435) issued by Peterborough City Council (PCC) (copy listed in Appendix A). The premises licence holder is listed as Mr Hevar Zrari and Designated Premises Supervisor (DPS) is Mr Dildar Salih his Personal Licence is held by Peterborough City Council ref 072864.

The premises licence allows the following:

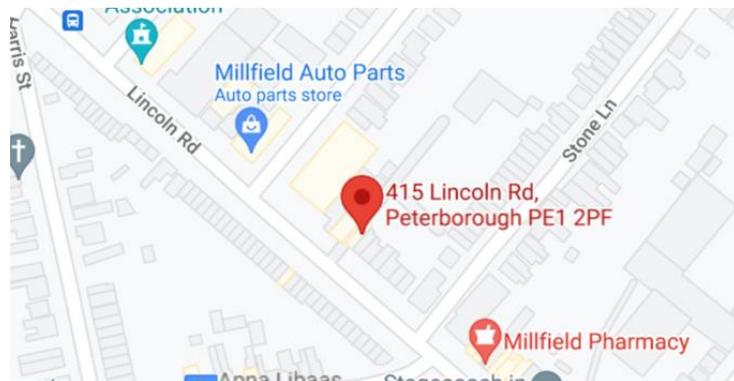
Sale of Alcohol

Monday to Sunday Between 10.00hrs and 23.00hrs

Opening Hours

Monday to Sunday Between 08.00hrs and 02.00hrs

The premise is situated within an area of mix residential and commercial properties.



On Thursday 28/04/2022 HMRC Officers attended LARA STORE, 415 Lincoln Road, Peterborough. Under Section 112 of CEMA 79 (Customs and Excise Management Act 1979) and conducted a search for excise goods. During this search 3x boxes of non-UK duty paid cigarettes amounting to 4,540 mixed branded cigarettes were located.

All cigarettes are liable to forfeiture by virtue of Section 49 of CEMA 79 as they have been improperly imported due to the non-payment of UK duty. They are also liable to forfeiture by virtue of Section 8 of Tobacco Products Duty Act 1979 because none of the tobacco products found have the appropriate fiscal markings for the UK market. All tobacco products are now seized under Section 139 of CEMA 1979.

For information

Tobacco products require a UK English language warning statement on the front of packets of cigarettes and pouches of hand rolling tobacco. They also require a picture warning on the rear of packets of cigarettes and hand rolling tobacco.

It is unlikely that foreign labelled cigarettes would pass the reduced ignition propensity test where all cigarettes are to be self-extinguishing thereby reducing the risk of fire if left unattended.

This is where you light a cigarette and if left to burn in an ash tray it would hit the first speed bump and go out (there are 3 in a cigarette) they would burn all the way to end and potentially cause a house fire if left.

(Trade Marks offence) the cigarettes/tobacco will be either brands not legitimate for retail in the UK / Counterfeit or genuine non-UK duty paid.

The following is taken from [The Tobacco Manufacturers' Association \(TMA\) | Antillicit Trade Survey 2020 \(the-tma.org.uk\)](https://www.the-tma.org.uk)

The TMA's (Tobacco Manufacturers' Association) latest survey of smokers' attitudes towards illicit tobacco shows it remains a significant problem across the UK.

12,000 adult smokers were asked questions to better understand their attitudes, awareness and understanding of illicit tobacco.

This year's survey points to 5 key findings:

- *7 out of 10 people still buy illicit tobacco.*
- *20% of smokers said that they only buy 'branded' cigarettes or 'branded' Roll Your Own tobacco, despite it being banned in the UK since 2016.*
- *More than 75% of respondents aged between 18-24 have bought non-UK duty paid tobacco in the last year.*
- *Nearly 1 in 5 of those who were aware of the sale of illicit tobacco in their area had reported it – which is 4% increase on last year's survey results.*
- *During the first 'lockdown', 16% of respondents bought illicit tobacco through social media or websites advertising cheap tobacco – compared to only 4% who purchased illicit tobacco from these sources before the 'lockdown'.*

The resilience of the illegal tobacco market remains a major problem impacting communities across the UK.

According to the most recent HMRC figures, since 2000 the Government has lost over £47 billion [Calculation from Measuring the tax gaps (2001-20)] in tax revenue, which is money that could have been invested in vital public services. But it is about so much more than just lost tax revenues.

The trade in illicit tobacco has a profoundly negative impact on small retailers, and especially independent retailers, with whom, according to the Association of Convenience Stores, tobacco products represent the biggest sales category resulting in nearly one-third of annual sales [Association of Convenience Stores, Local Shop Report 2020].

However, the brutal impact of illicit tobacco trade is not only felt by retailers, but by communities throughout England, Scotland, Wales and Northern Ireland, as organised criminals look at illicit tobacco as a lucrative revenue stream and front activity for other more unsavoury illegal activities including people trafficking, modern slavery or narcotics.

Cambridgeshire Constabulary as a responsible authority recommends revocation due to the seriousness of the illicit trade & criminal activity identified by the attending officers.

This is supported by guidance issued under section 182 of the Licensing Act 2003

11.26 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.

11.27 confirms the following;

- for the sale 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.

Appendix List

Appendix A. Copy of Premises Licence for LARA, 415 Lincoln Road, Peterborough, PE1 2PF (PL No: 077435)

Appendix B. Copy of Delegation of responsibilities by the Chief Officer of Police

Appendix C. Redacted Statement from HMRC Officer 

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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

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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 (please read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

SignaturePaul Hawkins

Date.....20/06/22

CapacityPC 2094 – Alcohol Licensing Officer, Cambridgeshire Constabulary

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

PC 2094 Paul Hawkins
Licensing Officer
Thorpe Wood Police Station
Thorpe Wood

Post town
Peterborough

Post code
PE3 6SD

Telephone number (if any) 07921 938073

If you would prefer us to correspond with you using an e-mail address your e-mail address
(optional) LicensingNorth@cambs.pnn.police.uk

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.