



**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 **[REDACTED]** **Principal Trading Standards Officer**

(Insert name of applicant)

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

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
I.R.I Ltd t/a Europe 24 Eign Gate Hereford	
Post town Hereford	Post code (if known) HR4 0AB

Name of premises licence holder or club holding club premises certificate (if known) IGLE Limited 24 Eign Gate Hereford HR4 0AB
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Number of premises licence or club premises certificate (if known) Licence Number – PR01739

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

Name and address

**Herefordshire Council Trading Standards Service
8 St. Owen's Street
Hereford
HR1 2PJ**

Telephone number (if any)

01432 383224

E-mail address (optional)

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

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

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

- On the 8th April 2020 Trading Standards Officers from Herefordshire Council attended Europe, 24 Eign Gate Hereford, HR4 0AB and seized a quantity of illegal foreign cigarettes being sold from the premises.

The sale of illegal tobacco is a serious problem and undermines the licensing objectives that specifically relate to the prevention of crime and disorder.

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

On the 6th February 2020 Trading Standards received intelligence from a member of the public that her 15 year old son had purchased two packets of illegal Marlboro foreign labelled cigarettes from Europe, 24 Eign Gate, Hereford, HR4 0AB. One of the packets was given to Trading Standards which were confirmed as illegal. The worker who sold the cigarettes was described as blonde, tall, slim and approximately aged 35-40 with an Eastern European accent.

On 8th April 2020 Trading Standards attended Europe, 24 Eign Gate, Hereford, HR4 0AB to conduct a routine inspection of medicines on sale in the shop as a response to COVID-19. During the inspection, officers found 3 packets of illegal Marlboro cigarettes (consistent with the intel received on the 6th February) and 8 packets of illegal NZ cigarettes placed underneath the till behind the counter. Initially Ina TURULIENE (the manager and designated premises supervisor) told officers that the cigarettes were for personal use.

Further inspection of the counter area revealed a number of large shopping bags full of illegal cigarettes being stored in a cupboard next to the till area – there were 220 packets found in the bags, which were all illegal foreign labelled, the majority of which are known as illicit whites. When confronted, Ina TURULIENE admitted the cigarettes were being sold from the premises at £35 a sleeve.

The black market street value of the cigarettes is approximately £808.50. The duty evasion figure is however much higher at approximately £1848 – This shows the loss of revenue to the chancellor to use on vital public services.

The sale of illegal cigarettes is viewed as a serious offence under Section 182 of the Licensing Act 2003. The guidance states that where certain criminal activity, such as the sale of illegal tobacco occurs in connection with licensed premises, it should be treated particularly seriously

Therefore, the view of Herefordshire Council Trading Standards is that the premises licence for Europe should be revoked.

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

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

On Monday 26th September 2016, a member of Trading Standards made representations against the Grant of a Premises Licence for the premises which would be withdrawn should the applicant agree set conditions

The conditions asked for were as follows;

All staff engaged in the sale of alcohol to be trained in responsible alcohol retailing to the minimum standard of BIIAB level 1 or any equivalent training course within 1 month of commencing employment at the premises. Where there are existing staff this training shall be completed within 3 months of the date that this condition first appears on the licence. Refresher training will be conducted at 6 monthly intervals. Training records shall be kept on the premises and produced to the police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council on demand.

A written or electronic register of refusals will be kept including a description of the people who have been unable to provide required identification to prove their age. Such records shall be kept for a period of 12 months. It will be collected and reviewed on a daily basis by the Designated Premises Supervisor and produced to the police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council on demand.

The premises shall operate a Challenge 25 Policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand of the Police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least one location behind any sale area advertising the scheme operated.

On the same day the applicant Ina Turuliene on behalf of IRI LTD agreed to the conditions being put on the premises licence

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 **04/05/2020**

Capacity **Applicant**

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