

Please ask for: Mrs Watterson
Telephone: (0116) 454 3225
Email: elaine.watterson@leicester.gov.uk
Our ref: 20210111 uni off licence
Date: 11 January 2021



Trading Standards Service
Leicester City Council
Phoenix House
1 King Street
Leicester
LE1 6RN

Tel: 0116 454 3200
Email: trading_standards@leicester.gov.uk
www.leicester.gov.uk/business/trading-standards/

Mr N Sharif -Nazhad
Uni off licence
39 Western Boulevard
Leicester
LE2 7HL

Dear Mr Sharif-Nazhad

Ref:-Children and Young Persons Act 1933
The Standardised Packaging of Tobacco Products Regulations 2015
The Tobacco and Related Products Regulations 2016
Licensing Act 2003

This Service has recently received information from the police in which it has been alleged that single cigarettes are being sold in your shop. Since the above legislation came into force, cigarettes **must now** be sold in packets of 20 with plain packaging carrying the prescribed health warnings. You can be prosecuted for selling cigarettes which do not have the required labelling.

I also write to remind you of your responsibility not to sell alcohol, cigarettes or any other age restricted product to under 18s. You need to take every reasonable precaution to ensure that neither yourself nor any of your employees sell any age-restricted product to anyone who is under the legal age. I encourage you to ensure that all staff who sell such goods receive regular training about the requirements of the law.

As part of our enforcement activities we carry our regular "mystery shopper" test purchases of age-restricted products to establish whether retailers are complying with the law. Any person found guilty of selling cigarettes/tobacco products and alcohol without the required labelling and to children could be prosecuted. Such conduct could also result in the possibility of removal of any alcohol license you hold.

Yours faithfully


E Watterson
Trading Standards Officer

Smoking clogs your arteries

Get help to stop smoking at www.nhs.uk/quit



Tobacco smoke contains over 70 substances known to cause cancer

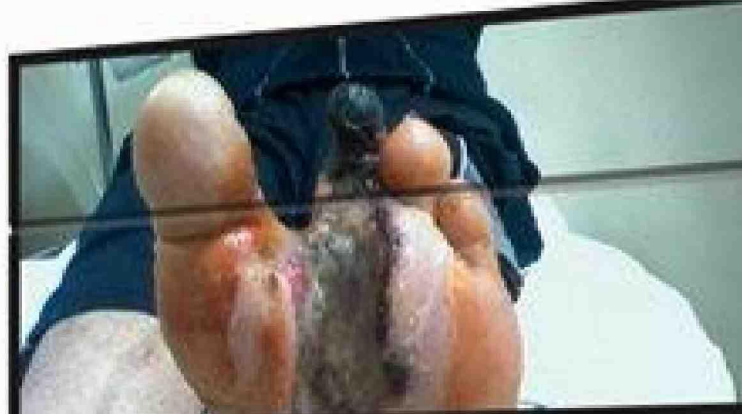
Brand
Variant

20

50

Smoking clogs your arteries

Get help to stop smoking at www.nhs.uk/quit

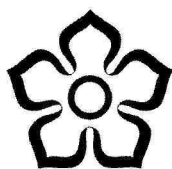


UK DUTY PAID



Smoking kills - quit now





Leicester
City Council

Trading Standards Service

**Statement of
Witness**

**(Criminal
Procedure
Rules, r 16.2;
Criminal
Justice Act
1967, s9**

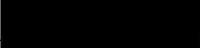
Statement of: Elaine Watterson

Over 18

Age of witness (if over 18 enter "over 18"):

Occupation of witness: Trading Standards Officer


This statement, [consisting of 2 page(s) each signed by me], is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 1 day of February, 2021. (Signed) 

I am a Trading Standards Officer employed by Leicester City Council Trading Standards Service and I am based at Phoenix House, 1 King Street, Leicester.

On the 1 February 2021 I received some photographs of cigarettes by email from PC2093 Jeff Pritchard of Leicestershire Police. I understood that these cigarettes had been seized from Uni Off Licence, 39 Western Boulevard, Leicester.

I have examined these photographs reference JJP04 – JJP24 A to D on 1 February 2021 and I have concluded that the exhibits do not comply with the requirements of the Tobacco and Related Products Regulations 2016, in that, the items do not carry a combined English health warning as prescribed by Regulations 5 (3) of the said regulations. Namely the cigarettes/tobacco must have one of the text warnings listed in Annex 1 to the Tobacco Products Directive together with a corresponding colour photograph, as specified in the picture library in Annex II to that Directive(1); and the following smoking cessation information: "Get help to stop smoking at www.nhs.uk/quit".



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Statement of: Elaine Watterson

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Further, they did not comply with the requirements of the Standardised Packaging of Tobacco Products Regulations 2015, in particular, regulation 3(2), in that, the external packaging of the product was not in the only colour or shade permitted, namely Pantone 448C with a matt finish. I now produce a photograph which demonstrates what cigarettes should now look like as exhibit EW1.

These regulations came into force on 20 May 2016 and had a lead in time until 20 May 2017. Since this date all packets of cigarettes and tobacco for supply in the UK must have the Pantone standard colour plain packaging and the specific UK health warnings.

On the 11 January 2021, I wrote to the premises licence holder Mr N Sharif Nazhad regarding the allegation of sale of single cigarettes. This letter reminded the licence holder that cigarettes must be sold in packs of 20 and have the prescribed labelling as outlined above. I also advised against the sale of age restricted products to children. I now produce this letter as exhibit EW2.



1 February 2021

**(Continuation
Sheet)**