

Appendix B2

Representation against Mr Kasraw Abdulla Said's application for a premises licence at Twoj Smak 23 Narborough Road Leicester LE3 0LE by Ronald Ruddock Trading Standards Manager of Leicester City Council's Trading Standard Service

1. Mr Kasraw Abdulla Said is the owner, premises licence holder and DPS at Baltic 128A Narborough Road Leicester. At this address on 9th April 2013 Kasraw Abdulla Said had in his possession custody or control with a view to supply, tobacco products namely 1680 cigarettes the packets to which did not contain the written or pictorial warnings as required by The Tobacco Products (Manufacture, Presentation and Sale) (Safety) Regulations 2002 and contrary to the Consumer Protection Act 1987. On 17th January 2014 Mr Said pleading guilty to the offences committed on 9 April 2013 and sentenced in the Leicester Magistrates court to a fine of £400 with £300 costs and £40 victim surcharge.
2. These offences were committed despite the fact that prior to this on 26th November 2010 Mr Said received a Trading Standards advice letter by hand and he signed an assurance. This was in relation to Mr Said on 15 July 2010 having in his possession custody or control (on the premises called Baltic 128A Narborough Road Leicester) with a view to supply, tobacco totalling 240 cigarettes the packets of which did not contain the written or pictorial warnings as required by the Tobacco Products (Manufacture, Presentation and Sale) (Safety) Regulations 2002 and contrary to the Consumer Protection Act 1987.
3. On 28th November 2011 Mr Said was issued with and he signed a Senior Officers Formal Warning for selling tobacco products which did not have the correct safety warnings on them. The Trading Standards warning related to Mr Said on 15th July 2010 having in his possession custody or control (on the premises called Eurofood 242 Narborough Road Leicester), with a view to supply, tobacco products totalling 2960 cigarettes and 22 packets of hand rolling tobacco which did not contain the written or pictorial warnings as required by The Tobacco Products (Manufacture, Presentation and Sale) (Safety) Regulations 2002 and contrary to the Consumer Protection Act 1987.
4. Between 30th July 2010 and 30th October 2012 HM Revenue and Customs visited the retail premises at Baltic 128a Narborough Road on 5 occasions. On each occasion seizures of illicit Non duty paid tobacco and /or alcohol were made.

In view of Mr Said's previous history as detailed above we have concerns that he will not uphold the Licensing objective of the prevention of crime and disorder at this new

premise and that he will continue engaging in the supply of cigarettes that are non-duty paid and which do not comply with the aforementioned safety regulations.