

# Blackpool Council

17 March 2015

To: Councillors Cox, Hunter and O'Hara

The above members are requested to attend the:

## LICENSING PANEL

Thursday, 26 March 2015 at 10.00 am  
in Committee Room A, Town Hall, Blackpool

## A G E N D A

### 1 APPOINTMENT OF CHAIRMAN

To appoint a Chairman for the meeting.

### 2 DECLARATION OF INTEREST - LICENSING

Members are asked to declare any interests in the items under consideration and in doing so state:-

(1) the type of interest concerned

(2) the nature of the interest concerned; and

(3) whether they have or have not sat on a Planning Committee which has previously considered a planning application in respect of a licensed premises which is also subject to consideration for a premises licence as part of the agenda for this meeting.

If any Member requires advice on declarations of interests, they are advised to contact the Head Democratic Governance in advance of the meeting.

(Members are asked to also pay particular attention to the guidance sheet on interests supplied with the agenda).

### 3 PROCEDURE FOR THE MEETING

The Chairman of the Panel will summarise the procedure and announce the equal maximum amount of time for each party to speak for the hearing.

- A. Items 1 and 4 (b) will be undertaken in private session by the Panel and not in the Meeting Room.
- B. Items 2, 3, 4(a) and 4(c) will be recommended to the Panel to be held in public.
- C. The Panel may decide to exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public. (This includes a party and any person assisting or representing a party)

**4 APPLICATION FOR THE REVIEW OF A PREMISES LICENCE- POLISH SHOP, 239 DICKSON ROAD** (Pages 1 - 48)

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION FOR THE REVIEW OF A PREMISES LICENCE- Polish Shop, 239 Dickson Road
- c. ANNOUNCEMENT OF THE DECISION FOR THE APPLICATION FOR THE REVIEW OF A PREMISES LICENCE- Polish Shop, 239 Dickson Road

**Venue information:**

First floor meeting room (lift available), accessible toilets (ground floor), no-smoking building.

**Other information:**

For queries regarding this agenda please contact Lennox Beattie, Executive and Regulatory Manager, Tel: 01253 477157, e-mail [lennox.beattie@blackpool.gov.uk](mailto:lennox.beattie@blackpool.gov.uk)

Copies of agendas and minutes of Council and committee meetings are available on the Council's website at [www.blackpool.gov.uk](http://www.blackpool.gov.uk).

<b>Report to:</b>	<b>Licensing Panel</b>
<b>Relevant Officer:</b>	Sharon Davies, Head of Licensing Services
<b>Date of Meeting :</b>	26 <sup>th</sup> March 2015

## APPLICATION TO REVIEW A LICENCE – POLISH SHOP

### 1.0 Purpose of the report:

1.1 The Polish Shop, 239 Dickson Road, Blackpool has the benefit of a premises licence permitting the sale of alcohol for consumption off the premises Monday-Saturday 10.00 – 20.00, Sunday 12.00 – 18.00. The licence holder is Mohammed Ali Anwar. At the time the review was submitted the DPS was Tasleem Balesaria. Mrs Balesaria resigned as DPS on 9<sup>th</sup> March 2015. At the time of writing this report, no new DPS had been appointed.

1.2 On 4<sup>th</sup> February 2015, the licensing service received an application to review the licence on the grounds of prevention of crime and disorder and public safety.

1.3 The review application was submitted by Weights and Measures. Representations have been received from Health and Safety and members of the public. Mr Anwar the licence holder has also submitted written representations.

### 2.0 Recommendation(s):

2.1 The panel is requested to determine the review application.

### 3.0 Reasons for recommendation(s):

3.1 This application must be determined by a panel.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

None, once a review application has been submitted, it must be considered by the Licensing Panel.

4.0 **Background Information**

4.1 **Local policy considerations**

None

4.2 **National policy considerations**

Section 11 reviews is relevant in particular:

11.20 – In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action should generally be directed at these causes and should always be no more than an appropriate and proportionate response.

- 4.3 If a suspension or revocation is being considered 11.23 should be taken into account “it will always be important that any detrimental financial impact that may result from a licensing authority’s decision is appropriate and proportionate to the promotion of the licensing objectives. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.”

The panel have the following powers:

1. Take no action
2. Modify the conditions of the licence (by adding removing or varying conditions)
3. Exclude a licensable activity from the licence
4. Remove the DPS
5. Suspend the licence for up to three months
6. Revoke the licence.

4.4 **Observations**

The licence has the following conditions endorsed on the licence:

**Annex 1 - Mandatory conditions**

- 1 No supply of alcohol may be made under the premises licence -

- a) At a time when there is no designated premises supervisor in respect of the premises licence,

*or*



- b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2 Every supply of alcohol under the premise licence must be made or authorised by a person who holds a personal licence.
- 3 (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either a holographic mark or an ultraviolet feature.
- 4 (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.  
(2) In this condition:  
a. "permitted price" is the price found by applying the formula  $P = D + (D \times V)$ , where-  
i. P is the permitted price,  
ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and  
iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;  
b. "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;  
c. "relevant person" means, in relation to premises in respect of which there is in force a premises licence-  
i. the holder of the premises licence,  
ii. the designated premises supervisor (if any) in respect of such a licence, or  
iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;  
d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of

- the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e. "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.

(4) Where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 - Conditions consistent with the Operating Schedule**

- 1 No entertainment of an adult nature will take place on the premises.
- 2 During the summer months of June to October the opening times and permitted hours for supply of alcohol shall be extended to 1000 - 2100.
- 3 The premises are to be equipped with a closed circuit television system, which is appropriate to its purpose and provided and maintained to the satisfaction of the enforcement authorities.
- 4 An authorisation of sales, signed and dated by the DPS, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises. All staff involved in sales will be at least 18 years of age and will receive training to promote the licensing objectives. All training to be documented and records made available on request to a Police Officer or an authorised Officer acting for a Responsible Authority.
- 5 The Licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:

- i. UK photo driving licence
- ii. Passport
- iii. Proof of Age Standards Scheme Card

OR any other nationally or locally approved form of identification which may be introduced in the future.

If no suitable identification is provided, sale of alcohol to them will be refused. Signs promoting this policy shall be prominently displayed at the premises.

- 6 All staff to have received suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this will be made available to an authorised officer upon request.
- 7 An incident book will be maintained, in which shall be recorded all refused sales to suspected under age / drunken persons. The book shall be available for inspection by a Police Officer or an authorised Officer acting for a Responsible Authority.

4.5 Does the information submitted include any exempt information? No

4.6 **List of Appendices:**

Appendix 4a: Application Form (the premises is named on the form as International Delicatessen but this is the same premises)

Appendix 4b: Representations from Health and Safety

Appendix 4c: Representations from the public

Appendix 4d: Representations from licence holder

5.0 **Legal considerations:**

5.1 Please see local and national policy in the background information.

6.0 **Human Resources considerations:**

6.1 None

7.0 **Equalities considerations:**

7.1 None

**8.0 Financial considerations:**

8.1 None

# LICENSING SERVICE

<i>For Office use only</i>	
<b><i>LalPac Application No.</i></b>	
<b><i>Licence Number</i></b>	PL1802

## APPLICATION FOR THE REVIEW OF A PREMISES LICENCE OR CLUB PREMISES CERTIFICATE

LICENSING ACT 2003

<b><i>Review requested by:</i></b>	Weights and Measures
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Blackpool will be a Vibrant, Inclusive,  
Healthy, Safe and Prosperous Town



**Blackpool Council**

BUILDING A BETTER COMMUNITY FOR ALL

## 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. You may wish to keep a copy of the completed form for your records.

<b>I</b>	<b>Glen Phoenix of Blackpool Weights and Measures Department</b>
----------	--

[insert name of person requesting review]

apply for the review of a premises licence under section 51 or 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.

### **Part 1 – Premises Details**

Postal address of premises or club premises if any, or if none the ordinance survey map reference or description.									
<b>Premises Name and Address</b>	International Delicatessen								
	239 Dickson Road								
	Blackpool	<b>Post Code</b>	F	Y	1	2	J	H	
State the Name of the premises licence holder or the name of the club holding the club premises certificate (if known)									
Mohammed Ali Anwar									
<b>Premises Licence or Club Premises Certificate Reference Number (if known)</b>								PL1802	

### **Part 2 – Applicant details**

I am:

	Please tick
<b>1) an interested party (please also complete sections 2A or 2B below)</b>	<input type="checkbox"/>
a) a person living in the vicinity of the premises	<input type="checkbox"/>
b) a body representing persons living in the vicinity of the premises	<input type="checkbox"/>
c) a person involved in business in the vicinity of the premises	<input type="checkbox"/>
d) a body representing persons involved in business in the vicinity of the premises	<input type="checkbox"/>
<b>2) a responsible authority (please also complete 2C below)</b>	<input checked="" type="checkbox"/>
<b>3) a member of a club to which this application relates (also complete section 2A below)</b>	<input type="checkbox"/>

LS/F/005/12/1

**(2A) Individual Applicants (fill in as applicable)**

<b>Title:</b>	<b>Mr</b>	<b>Mrs</b>	<b>Miss</b>	<b>Ms</b>	Other	<b>I am 18 years old or over</b>	Please tick		
							<b>Yes</b>	<b>No</b>	
<b>Forenames</b>						<b>Surname</b>			
<b>Home address</b>									
				<b>Post Code</b>					
<b>Telephone Number</b>						<b>Mobile Number</b>			
<b>E-Mail Address</b>									

**(2B) Other Applicant or Representing Body**

<b>Name</b>								
<b>Address</b>								
				<b>Post Code</b>				
<b>Telephone Number</b>								
<b>E-Mail Address</b>								

**(2C) Responsible Authority applicant**

<b>Name</b>	Glen Phoenix of Blackpool Weights and Measures Department								
<b>Address</b>		Number One, Bickerstaffe Square, Talbot Gateway, Talbot Road,							
		Blackpool							
		Lancashire		<b>Post Code</b>		<b>F</b>	<b>Y</b>	<b>1</b>	<b>3</b>
<b>Telephone Number</b>		01253 478381							

E-Mail  
Address

**glen.phoenix@blackpool.gov.uk**

### Part 3 – Reason for Review

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

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

**Please state the ground(s) for review (please read guidance note 1 before completing)**

The review is brought on behalf of the Licensing Authority following concerns that the Licensing Objectives are not being properly promoted when the premises are selling alcohol.

The circumstances leading to this review are that on the 30<sup>th</sup> September 2014 an undercover test purchase of illicit tobacco was carried out by an officer from the Trading Standards Enforcement Section. Immediately following this test purchase, officers searched the premises and found 145 pouches of foreign rolling tobacco in the rear storeroom. This has been examined and was confirmed to be counterfeit.

Aside from the obvious offence of selling counterfeit tobacco the conduct of the person running the business was disturbing. The male in charge at the time of the test purchase and seizure of the tobacco was a male called Salim Balesaria who claimed to be a simple employee but is actually the husband of the Designated Premise Supervisor, Tasleem Balesaria. I believe that Mr Balesaria is actively running the licenced premise. Initially, when asked to identify himself he gave a false name to the officer. Not only is this an offence, it also raises concerns as to his suitability to be in a position of responsibility.

Mr Balesaria has recently pleaded guilty to the offence of possessing counterfeit tobacco with intent to supply.

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The selling of counterfeit tobacco raises major concerns in respect of the licensing objective relating to public safety. To borrow the phrase used by James Ferguson from Imperial Tobacco in his statement in respect of the counterfeit tobacco,

*"I can say that while our tobacco is produced to certain consistent standards as regards Nicotine and Carbon Monoxide content, the content of counterfeit tobacco is unregulated"*

A subtle way of saying that any and every undesirable substance could be sold as tobacco.

To further escalate our concerns, on the 8<sup>th</sup> January 2015, a Covert Human Intelligence Source (CHIS) was used to try and purchase tobacco again from this premise. Again counterfeit tobacco was sold and a significant amount of suspect tobacco was recovered from the premises:-

11 pouches Golden Virginia  
1 pack black NZ superslim cigarettes  
19 packs Mayfair cigarettes  
23 packs L&M cigarettes  
5 packs Pect/Fest cigarettes  
6 packs Marlboro cigarettes  
8 packs Goal cigarettes  
3 packs Palace cigarettes

To date the Golden Virginia and the Mayfair cigarettes have been confirmed as counterfeit. The lady in the shop at the time didn't know the full name of the manager, stating only that she knew him as "Sal". I believe this is short for Salim Balesaria.

In respect of the licensing objective relating to the prevention of crime and disorder, the selling of counterfeit tobacco is a clear offence under the Trade Marks Act 1994. The Home Office published "Amended Guidance Issued under Section 182 of the Licensing Act 2003" dated June 2013, discusses in part 11, Reviews arising in connection with crime. Paragraph 11.27 outlines certain criminal activity that may arise in in connection with licenced premises which should be treated particularly seriously. Eleven examples are given of criminal activity. The last one states,

*"For the sale of smuggled alcohol or tobacco."*

It is accepted that the tobacco in issue is not smuggled, but if we apply a more liberal interpretation of the guidance, it is within the spirit of the guidance that the sale of counterfeit tobacco should also be treated particularly seriously.

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Turning to the premises Licence conditions, in my statement in support of this application I make the point that when I visited the shop on the 13<sup>th</sup> January 2015; Tasleem Balesaria appeared to be an absent DPS.

Furthermore, a constant theme of the licence (which I will produce within this application) is the need for an effective age verification policy of persons who are purchasing alcohol. During my visit of the 13<sup>th</sup> January 2015 I enquired as to the existence and whereabouts of any staff training records. They were unable to produce any and I feel that there had never been any during the duration of the licence.

In summary and conclusion, there have been two sales and seizures of counterfeit tobacco from the licensed premises. Even if we take the (very) generous view that Mr Balesaria was ignorant of the law at the occasion of the first seizure, there is certainly no excuse for the second incident which displays a reckless disregard for the law and public safety. This in itself is grounds for review according to the Home Office published guidance but in addition, to paraphrase the last paragraph of my statement, in my opinion there is no management structure in place and as such the premises is open to breaches of the conditions of the licence held, and a total disregard in meeting the Licensing Objectives. It is of serious concern that despite my visits to the premises there is still uncertainty about who is the controlling mind of the licence premises. Each interested party appears to disclaim responsibility.

In support of this application I include evidence from my visit to the premises and certain, pertinent documents from Public Protection Officer Paul Crook's report into the sale of counterfeit tobacco. Of particular interest is Public Protection Officer Lee Petrak's statement which gives an account of the sale and contains images of the premises. In the interests of brevity I have not included statements from the tobacco brand holders that confirm that the tobacco is counterfeit as this is on record and not in issue. However, these documents can be made available if necessary. Evidence from the second seizure is not available as the report has not yet been submitted. However I include an email from PPO L Petrak that summarises the events of that incident. Below is a list of documents used.

**Documents attached**

Document 1 – Premises Licence PL1802

Document 2 – Witness Statement of PPO Paul Crook

Document 3 – Letter to Salim Balesaria requesting interview

LS/F/005/12/1

Document 4 – Witness Statement of PPO Lee Petrak including images of licenced premise and seized tobacco

Document 5 – Witness Statement of Glen Phoenix, Trading Standards Enforcement Manager

Document 6 – Explanatory Email from PPO Lee Petrak

Please provide as much information as possible to support the application. Continue on a separate sheet if necessary. (Please read guidance note 2 before completing)

**Document 1**

**Blackpool Council**

Licensing Act 2003  
**Premises Licence**

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

**Polish Shop**

239 Dickson Road, Blackpool, Lancashire, FY1 2JH.

Telephone 07837 062370

WHERE THE LICENCE IS TIME LIMITED THE DATES

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
M. The sale by retail of alcohol for consumption OFF the premises only Licensed area	Monday - Saturday	10:00	20:00
	Sunday	12:00	18:00
	For non-standard timings see Annex 2.		

THE OPENING HOURS OF THE PREMISES

Licensed area	Description	Time From	Time To
Licensed area	Monday - Saturday	10:00	20:00
	Sunday	12:00	18:00
	For non-standard timings see Annex 2.		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption OFF the premises only

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Mohammed Ali Anwar

216 Manchester Road, Nelson, Lancashire, BB9 7DD.  
Telephone 07837 062370

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Tasleem BALESARIA

43 Lammack Road, Blackburn, Lancashire, BB1 8JW.  
Telephone 07762 037674

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LS/D/005/25/1

# Blackpool Council

Licensing Act 2003

## Premises Licence

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. PT01153

Issued by Blackburn with Darwen

### ANNEXES

#### Annex 1 - Mandatory conditions

- 1 No supply of alcohol may be made under the premises licence -
  - a) At a time when there is no designated premises supervisor in respect of the premises licence,  
or
  - b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2 Every supply of alcohol under the premise licence must be made or authorised by a person who holds a personal licence.
- 3 The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol. The policy must require individuals who appear to the responsible person to be under 18 year of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

#### Annex 2 - Conditions consistent with the Operating Schedule

- 1 No entertainment of an adult nature will take place on the premises.
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- 4 An authorisation of sales, signed and dated by the DPS, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises. All staff involved in sales will be at least 18 years of age and will receive training to promote the licensing objectives. All training to be documented and records made available on request to a Police Officer or an authorised Officer acting for a Responsible Authority.
- 5 The Licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:

- i. UK photo driving licence
- ii. Passport

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# Blackpool Council

Licensing Act 2003

## Premises Licence

ANNEXES continued ...

### iii. Proof of Age Standards Scheme Card

OR any other nationally or locally approved form of identification which may be introduced in the future.

If no suitable identification is provided, sale of alcohol to them will be refused. Signs promoting this policy shall be prominently displayed at the premises.

6 All staff to have received suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this will be made available to an authorised officer upon request.

7 An incident book will be maintained, in which shall be recorded all refused sales to suspected under age / drunken persons. The book shall be available for inspection by a Police Officer or an authorised Officer acting for a Responsible Authority.

### **Annex 3 - Conditions attached after a hearing by the licensing authority**

Not applicable

### **Annex 4 - Plans**

See attached reference PL1802 / 1 / 1



# Blackpool Council

Licensing Act 2003

## Premises Licence Summary

### Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

#### Polish Shop

239 Dickson Road, Blackpool, Lancashire, FY1 2JH.

Telephone 07837 062370

WHERE THE LICENCE IS TIME LIMITED THE DATES

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

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THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
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	Sunday	12:00	18:00
	For non-standard timings see Annex 2.		

THE OPENING HOURS OF THE PREMISES

Licensed area	Description	Time From	Time To
Licensed area	Monday - Saturday	10:00	20:00
	Sunday	12:00	18:00
	For non-standard timings see Annex 2.		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption OFF the premises only

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Mohammed Ali Anwar

216 Manchester Road, Nelson, Lancashire, BB9 7DD.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Tasleem BALESARIA

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

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**Document 2**

**STATEMENT OF WITNESS**

(Criminal Procedure Rules 2005, r27.1(1);  
Criminal Justice Act 1967, s.9, Magistrates' Courts Act 1980, s5A(3)(a) and s.5B)

Statement of **Paul Richard Crook**

Age if under 18 (if over 18 insert 'over 18') **Over 18**

Occupation **Public Protection Officer**

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

Signature  Dated 6th November 2014

I am employed as a Public Protection Officer in the Trading Standards Enforcement Section based at Bickerstaffe House, Talbot Road, Blackpool, FY1 3AH. I am a duly authorized officer to enforce the provisions of the Trade Marks Act 1994, and I produce a copy of my authorisation as Exhibit No PRC1. On 30<sup>th</sup> September 2014 I received intelligence from a Blackpool Council employee regarding the sale of illicit tobacco from International Delicatessen, 239 Dickson Road, Blackpool. At 13.28 hours I observed PPO Petrak enter the premises at 239 Dickson Road to try and obtain a test purchase and he came out a minute or so later and handed me a pouch of Amber Leaf hand rolling tobacco with foreign health warnings on it. We entered the premises at 13.34pm, and I introduced myself to the only person in the shop who was situated behind the counter. He advised me his name was Sahl Patel, and I gave him a Notice of Powers, a copy of which I produce as Exhibit No PRC2. We then searched the premises, and PPO Petrak located 145 pouches of foreign labelled tobacco in a rear storeroom. I gave a receipt for the seized goods, numbered 1905, a copy of which I produce as Exhibit No PRC3. Mr Patel advised me he had to close the shop to collect his child from a school in Blackburn so the search was aborted. Mr Patel wrote his details onto my pad along with the owners name, and I produce the details, which I now know to be false as Exhibit No PRC4. I observed Mr Patel close the

Signature  Signature witnessed by .....

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shop, and drive away in a car registration number NM06PNF and waited for the Police who were picking us up from the premises. Whilst waiting for the Police I was quizzed by a number of people as to why the shop was closed at 2pm and one male specifically asked me if I had any £3 packs of cigarettes from the shop. When the Police arrived, they checked the details of the car driven by Mr Patel, and told me the insured driver was Salim Balesaria of 43 Lammack Road, Blackburn, an individual I prosecuted for the sale of counterfeit tobacco and cigarettes at another location in Blackpool in 2007. On October 2<sup>nd</sup> 2014 myself and PPO Petrak revisited the premises at 239 Dickson Road, Blackpool to finish the search. I issued a Notice of Powers to the only person in the shop at 11.39am, who was the same individual as 30<sup>th</sup> September and I produce a copy of the Notice of Powers as Exhibit No PRC5. At this point Mr Patel advised me that he had given false details during the initial visit, and confirmed his real name was Salim Balesaria. I then cautioned Mr Balesaria and a quick interview took place via PPO Petrak's pocketbook, which I witnessed. We left the shop at 11.58pm after finding nothing. On 21<sup>st</sup> October 2014 I sent a letter to Mr Balesaria requesting an interview on 5<sup>th</sup> November 2014, a copy of which I produce as Exhibit No PRC6, and a copy of the Blackpool Council outgoing postbook showing the letter had been sent as Exhibit No PRC7. Mr Balesaria did not attend for interview and did not attempt to contact me to rearrange the interview date. I produce a copy of the Premises Licence details as Exhibit No PRC8, which shows Tasleem Balesaria, the wife of Salem Balesaria, as the Designated Premises Supervisor despite Salim Balesaria advising me that he was just an employee in the business.



Signature  Signature witnessed by .....

**Document 3**

**Blackpool Council**

Date: 21 October 2014

Salim Balesaria  
35 Colenso Road  
Blackburn  
Lancashire  
BB2 8DR

Our Ref: PRC/SMC/1679332  
Your Ref:  
Direct Line: (01253) 478390  
Email: [paul.crook@blackpool.gov.uk](mailto:paul.crook@blackpool.gov.uk)

Dear Mr Balesaria

**Trade Marks Act 1994**

I refer to the above legislation and my visit to trade premises, namely International Delicatessen, 239 Dickson Road, Blackpool on 30<sup>th</sup> September 2014 and am now in a position to interview you regarding potential criminal offences under the Trade Marks Act 1994. All the seized tobacco has been examined and all found to be counterfeit. Copies of statements from the two tobacco companies are enclosed for your information. I am therefore requesting that you attend a formal tape record interview in accordance with the Police and Criminal Evidence Act 1984 at **11:00 am on Wednesday 5<sup>th</sup> November 2014** at Blackpool Council Offices, Number One, Bickerstaffe House, Talbot Road, Blackpool FY1 3AH.

Please be aware that any comments you make in response to this letter, in writing or otherwise, will be made under Caution. The Caution reads –

***You do not have to say anything but it may harm your defence if you do not mention when questioned something which you later rely on in Court. Anything you do say may be given in evidence.***

It may be advisable for you to seek independent legal advice, whether or not you decide to respond to this letter. Failure to respond to this letter or you fail to attend for interview, then legal proceedings will be considered.

If you need to speak to me, or to change the interview date, please feel free to contact me on the number above.

Yours faithfully

Paul Crook  
**Public Protection Officer**  
**(Public Protection Division)**

DESCRIPTION OF EXHIBIT  
INTERVIEW LETTER  
SENT TO SALIM BALSARIA  
EXHIBIT IDENTITY MARK  
I IDENTIFY THIS AS PRC/  
SIGNATURE(S) [Signature]

Public Protection Division | Community and Environmental Services Department | Blackpool Council | Number One | Bickerstaffe Square | Talbot Road | Blackpool | FY1 3AH

Post to: Blackpool Council | PO Box 4 | Blackpool | FY1 1NA

**Document 4**

**STATEMENT OF WITNESS**

(Criminal Procedure Rules 2005, r27.1(1);  
Criminal Justice Act 1967, s.9, Magistrates' Courts Act 1980, s5A(3)(a) and s.5B)

Statement of Lee Karl Petrak

Age if under 18 (if over 18 insert 'over 18').....Over 18

Occupation Public Protection Officer

This statement (consisting of 4 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 willfully stated anything which I know to be false or do not believe to be true

Signature  Dated 5/11/2014

I am employed by Blackpool Council as a Public Protection Officer in the Trading Standards section based at Bickerstaffe House, Blackpool. I am a duly authorised officer to enforce the provisions of the Trade Marks Act 1994. On 30<sup>th</sup> September 2014, I was on duty with Public Protection Officer Paul CROOK when we conducted a test purchase of cigarettes at the International Delicatessen, 239 Dickson Road, Blackpool, FY1 2JH. At 13.28 hours I entered the store referred to above to attempt a test purchase. CROOK remained outside the store on the opposite side of Dickson Road. Upon entering the store I could see the shop counter area a few meters in front of me. The shop front area continued to the left and rear of the premises up 2 small steps. Beyond the shop area I could see an empty doorway leading to what I assumed to be a store room. Directly behind the counter area was a door signed 'Staff Only'. A male served me who I would describe as Asian, with black short hair, and of average height, casual but smart dress, aged late thirties to forty. I then engaged in a conversation with the male I now know to be Salim BALESARIA. The conversation was as follows: -

LP: "do you sell cigarettes?"

Signature  Signature witnessed by .....

SB: (points out me on some shelves to my right behind the counter some cigarettes exposed for sale)

LP: "do you have any rolling tobacco?"

SB: "We have some Belgian tobacco which is £11, and some cheap tobacco. What do you want?"

LP: "How much is the cheap stuff?"

SB: "£4.50"


LP: "I'll have some of that"

BALSARIA then left the counter area and walked to the back of the shop into the store room where he left my view for approximately 5 seconds. He returned holding a yellow packet, which when presented to me I could clearly see was a packet of Amber Leaf rolling tobacco carrying foreign labelling. I gave BALSARIA £5.00 for the product. He gave me 50 pence change and advised me to stuff the packet in my pocket gesturing with his hand, as if to point out that he was aware that he should not have sold the product to me and that I should keep it out of view. I stuffed the packet in the rear pocket of my jeans as suggested and left the store returning to CROOK's position where I handed him the tobacco I had purchased from BALSARIA. I produce the tobacco sold to me by BALSARIA as exhibit **LP/SB/Sample1**

I advised CROOK what had occurred and we made a decision to immediately return to the store and make ourselves known.

At 13.34 hours CROOK entered the store and I followed him in a few seconds later and indicated to CROOK who had just sold to me. We made ourselves known to BALSARIA before CROOK proceeded to deal with BALSARIA. In my opinion BALSARIA appeared to freeze and looked visibly shocked once he realised what was happening. When CROOK pointed out to BALSARIA why we were visiting the store I heard BALSARIA deny making a sale of tobacco to me. At this point I went to rear of the premises where I had witnessed BALSARIA go to retrieve the tobacco he sold to

Signature ..... Signature witnessed by .....



me. In the store room I located a small open cardboard box that contained approximately 20-30 packets of rolling tobacco. All but 4 packets in this box were green coloured Golden Virginia brand tobacco. The 4 remaining packets were yellow coloured Amber Leaf brand tobacco identical to the packet BALSARIA sold to me. I removed the box to bring it to the attention of CROOK. I then returned to the store and took 2 pictures of the location where I had located the box of tobacco. I exhibit these pictures to my statement labelled **LP/SB1-2**.

After taking the pictures I could see the store room extended into another room which was in near total darkness. I conducted a brief search of this store room where in the far left corner of the room I located a large cardboard box torn open in one corner that contained further packets of rolling tobacco. I took a picture of this box before removing it, which I exhibit to my statement labelled **LP/SB3**. I brought the large box of tobacco to the attention of CROOK before counting up the packets contained in the two boxes I had found. I counted 141 green coloured packets of Golden Virginia brand tobacco and 4 yellow coloured packets of Amber Leaf brand tobacco. I gave these figures to CROOK.

Whilst CROOK dealt with BALSARIA I took some more pictures showing the external shop front and the internal layout of the shop. I exhibit these pictures to my statement labelled **LP/SP4-7**.

CROOK and I left the International Delicatessen store at 13.59 hours.

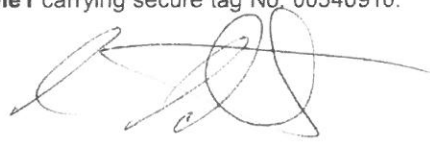
On the 2<sup>nd</sup> October 2014 at 11.39 hours I attended International Delicatessen, 239 Dickson Road, Blackpool, FY1 2JH, accompanied by CROOK and fellow Public Protection Officer Karl Bischoff. Shortly after arriving at the premises we were joined by PC 905 Paul SHOWELL as arranged by CROOK. The purpose of the visit was to conduct a further search of the premises. Upon arriving at the premises I could immediately see that BALSARIA was present.



Signature ..... Signature witnessed by .....

I approached the counter area accompanied by my colleagues, where CROOK spoke with BALSARIA whilst BISCHOFF and I conducted a further search of the premises. Upon searching the store rooms to the rear of the premises as I had done on the 30<sup>th</sup> September 2014, it was clear to me that these rooms had been significantly tidied. I found no further quantities of illegitimate tobacco. Before we left the premises, at 11.56 hours CROOK cautioned BALSARIA whilst I recorded the questions and responses in my pocket notebook. During this questioning by CROOK, BALSARIA admitted to making the sale to me on the 30<sup>th</sup> September 2014. BALSARIA signed my pocket notebook agreeing the entries I recorded as an accurate account. I exhibit to my statement a copy extract of my pocket notebook as exhibit **LP/SB/Notes**. We then left the area.

On the 3<sup>rd</sup> October 2014 I attended our secure evidence store with CROOK. During that visit I took 2 pictures of exhibit **LP/SB/Sample1** carrying secure tag No. 00540910. I produce these pictures as exhibits **LP/SB/8-9**.

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

Signature ..... Signature witnessed by .....





DESCRIPTION OF EXHIBIT: Photo of Store showing location of 1st seizure  
IDENTIFY THIS AS: EXHIBIT IDENTITY MARK LP15B1  
SIGNATURE(S): [Signature]





DESCRIPTION OF EXHIBIT *Photo of*  
*Shelving where seizure*  
*1 located*  
IDENTIFY THIS AS *PLSB 2* EXHIBIT IDENTITY MARK  
SIGNATURE(S) *[Signature]*





LS/F/005/12/1





DESCRIPTION OF EXHIBIT... Photo of  
Shop Layout  
I IDENTIFY THIS AS... EXHIBIT IDENTITY MARK  
WPSB  
SIGNATURE(S)... [Signature]





LS/F/005/12/1





DESCRIPTION OF EXHIBIT: Photo of Shop front

EXHIBIT IDENTITY MARK

I IDENTIFY THIS AS: W1586

SIGNATURE(S): [Signature]





LS/F/005/12/1









LS/F/005/12/1

RESTRICTED (when complete)

FORM MG11

Witness Statement

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Glen Neil Phoenix**

URN

[ ] [ ] [ ] [ ]

Age if under 18 (if over 18 insert "over 18"). Occupation **Trading Standards Manager**

This statement (consisting of 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 **26nd** day of **January 2015**

Tick if witness evidence is visually recorded   
(supply witness details on rear)

Signature

I am Glen Neil Phoenix, employed as Trading Standards Manager, for Blackpool Council, Bickerstaffe House, Talbot Gateway, Talbot Road Blackpool FY1 3AZ, and I have held this post for 8 years.

At 12:30pm on Tuesday the 13<sup>th</sup> of January 2015, together with Public Protection Officer Lee Petrak, we performed a routine inspection of the 'International Food Store 239 Dickson Road Blackpool FY1 2JH. This was a follow up visit into the premises which had been subject of Illicit and Counterfeit tobacco seizures on the 30<sup>th</sup> of September 2014 and a further seizure on the 8<sup>th</sup> of January 2015.

The tobacco seized when examined was found to be counterfeit and contravened the Trade Marks Act 1994 legislation.

The premises also hold a Liquor Licence to sell alcohol, the Licence is held by Mohamed Ali ANWAR of 216 Manchester Road Nelson Lancashire BB9 7DD.

I can confirm that during the inspection Mr Anwar was present together with a shop assistant who I now know to be Ms Elwira GAWECKA born 24/09/1985 of 91 Handsworth Road Blackpool FY1 2QZ.

I was unable to ascertain from the persons present as to whether any staff training records had been completed, they were unable to produce any and I felt that there never had been any during the duration of the licence.

The Designated Premises supervisor (DPS) Tasleem Balasaria was not present, and from the conversation I had with both ANWAR and GAWECKA, it would appear she was an absent DPS, and had no involvement on a day to day basis. I did not find any documentation as to who authorises the sale of alcohol from the premises.

Clearly there are various breaches of conditions of that Licence, Mr ANWAR indicated that he was in the process of selling the lease and business to Salim Balesaria, but nothing had been finalised, and he still had a responsible role as Premises Licence Holder.

Signature



Signature witnessed by



In my opinion there is no management structure in place and as such open to breaches of the conditions on the Licence held, and a total disregard in meeting the Licensing objectives.



Signature



Signature witnessed by

## Document 6

### Steven Ash

---

**From:** Lee Petrak  
**Sent:** 26 January 2015 11:10  
**To:** Steven Ash  
**Subject:** 239 Dickson Road

Steve

Raid was 8<sup>th</sup> Jan 2015. Present in premises was Elwira Gawecka who admitted to selling to chis. She also directed us to stash.

Tobacco recovered from premises: -

11 pouches Golden Virginia  
1 pack black NZ superslim cigarettes  
19 packs Mayfair cigarettes  
23 packs L&M cigarettes  
5 packs Pect/Fest cigarettes  
6 packs Marlboro cigarettes  
8 packs Goal cigarettes  
3 packs Palace cigarettes

To date, Golden Virginia and Mayfair confirmed as counterfeit. L&M, Marlboro and Palace sent for examination.

A diary was also seized that appears to details tobacco sales/purchases. A number of documents were located relating to various named individuals but no documents located relating to training re age restricted products. Premises is licensed for off sales consumption and sells eastern European branded liquors. A few legitimate tobacco sales present but we are talking less than 10 packs.

On day of visit Gawecka said she had not been working there long (November). She knows manager only as Sal. Landlord has confirmed Leaseholder is Ali Anwar. Mr Anwar has previously claimed he is no longer involved with premises. Landlord has confirmed Anwar requested lease be transferred to another but that this has not been completed. Landlord taking advice as to what to do in light of our seizure. Anwar has paid rent up to May 2015.

Persons of interest: -

Elwira Gawecka  
Salim Balesaria  
Tasleem Balesaria  
Mohammed Ali Anwar

Will that do you?

Mr Lee Petrak

Public Protection Officer

Public Protection Division | Community & Environmental Services Department | Blackpool Council | No. 1  
Bickerstaffe Square | Talbot Road | Blackpool | FY1 3AH

T:01253 477861

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W: [www.blackpool.gov.uk](http://www.blackpool.gov.uk)

## Part 4 – Other relevant information

<b>Have you made an application for review relating to this premises before?</b>	Please tick	
	Yes	No
		X
	Day	Month
<b>If yes please state the date of that application</b>		
		Year

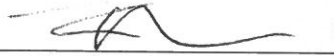
<b>If you have made representations before relating to this premises, please state what they where and when you made them.</b>
N/A

<b>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.</b>	Please tick
	X
<b>I understand that if I do not comply with the above requirements my application will be rejected</b>	X

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 5 – 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 the behalf of the applicant please state in what capacity.**

<b>Signed</b>	
<b>Print Name</b>	Glen Phoenix
<b>Capacity</b>	Trading Standards Manager (Enforcement)
<b>Date</b>	27 <sup>th</sup> January 2015

<b>Contact name and address for correspondence associated with this application. (Where not previously given)</b> (See guidance note 5)						
<b>Title:</b>	<b>Mr</b>	<b>Mrs</b>	<b>Miss</b>	<b>Ms</b>	<b>Other</b>	
<b>Forenames</b>				<b>Surname</b>		
<b>Address for Correspondence associated with this application</b>						
					<b>Post Code</b>	
<b>Telephone Number</b>				<b>Mobile Number</b>		
<b>E-Mail Address</b>						


**Notes for Guidance**

1. The grounds for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems that 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 that we shall use to correspond with you about this application.

LS/F/005/12/1

**Blackpool Council Licensing Service**  
**Representation made by a Responsible Authority**

**Responsible Authority**

Name of Responsible Authority	<b>Licensing Authority</b>		
Name of Officer <i>(please print)</i>	Keith Marsden		
Signature of Officer			
Contact telephone number	<b>01253-478341</b>		
Date representation made	<b>29</b>	<b>02</b>	<b>2015</b>
Do you consider mediation to be appropriate	<b>YES</b>	<b>NO</b>	

**Premises Details**

Premises Name	<b>Polish Shop</b>
Address	239 Dickson Road
	Blackpool
Post Code	FY1 2JH

**Details of your representation (Please refer and attach any supporting documentation)**

The Health and Safety enforcement department wish to make a representation to support the representation brought by Trading standards following an inspection of the premises which revealed the applicant did not have any documentation in relation to electrical safety and in addition to this had electrical installations which presented imminent danger to both employees and members of the public.

On 2<sup>nd</sup> October 2014 in the company of Public Protection manager Mark Marshall. We were met by a person behind the counter called Salim Balesaria who at first was reluctant to disclose who the owner of the business was and what his responsibilities at the premises were. Whilst Mark Marshall spoke to Mr Balesaria to establish who the business operator was I proceeded to conduct an inspection of the premises.

I found that there was a broken extension lead exposing live electrical conductors which had the cctv monitor and recording equipment plugged into it. This was in use and was located at the side of a display fridge in the shop floor area of the premises. Behind the counter there were live grey twin and earth cables running across the floor with no protection which fed sockets for the till equipment and at the rear of the shop was a broken plug socket in the middle of the floor which supplied the freezers. After speaking with the owner of the premises Mr Anwar it was clear that he did not understand the severity of the problem and how it relates to the public safety objective of the licensing act.

Due to the nature and severity of the issues that I was presented with I then felt it necessary to issue a

prohibition notice which prohibited the use of the whole electrical installations in the shop until a full electrical conditions report was produced by a competent electrician which showed no defects and a satisfactory installation.

Approximately one week after my initial visit I was contacted by Mr Anwar the business owner and the required documentation and remedial works had been completed therefore the prohibition notice was lifted.

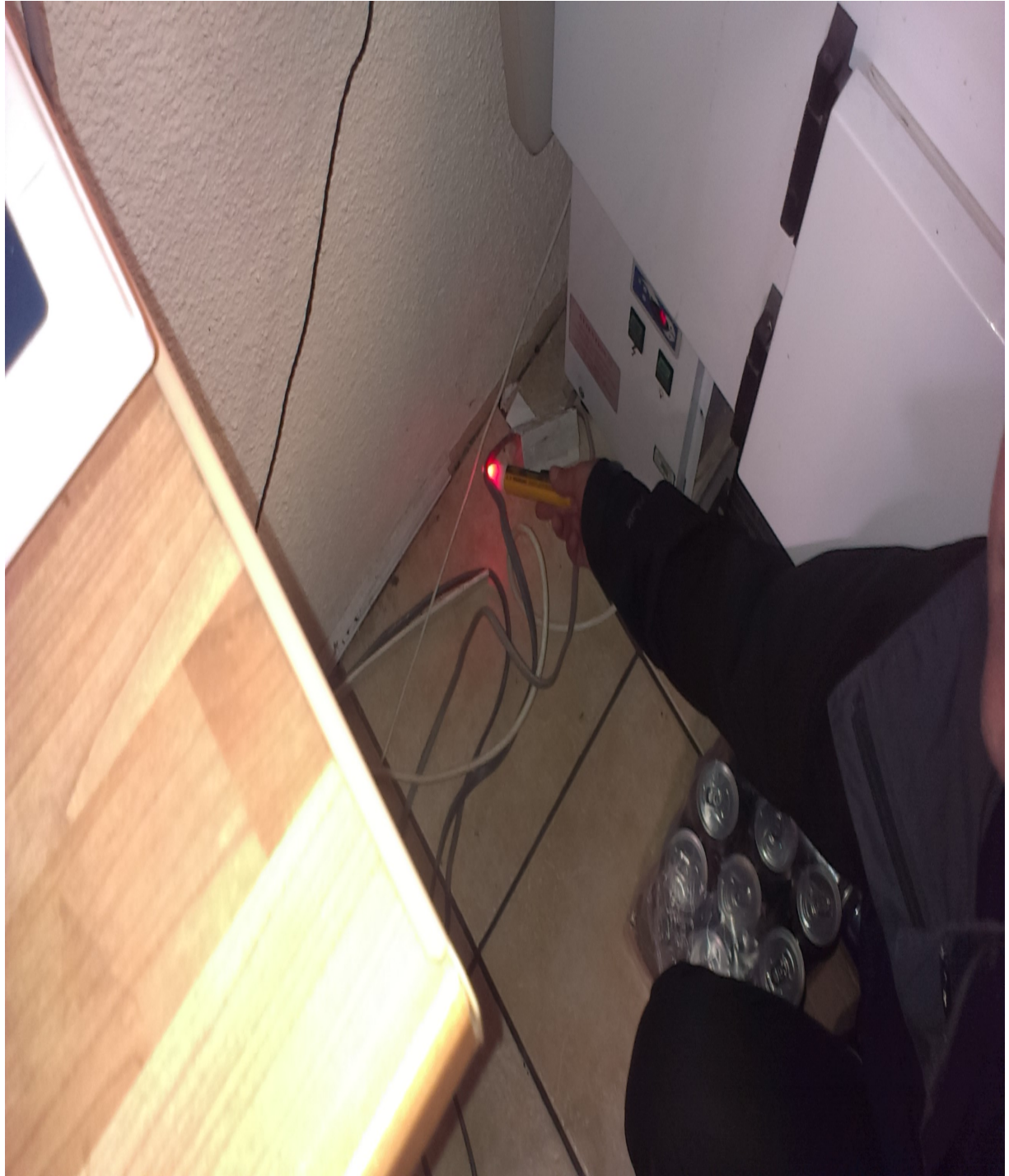
At the time of the inspection it was clear that there was a lack of knowledge of employer and employee health and safety responsibilities for these premises and the persons responsible for the day to day running of the restaurant did not appear to grasp the minimum legal requirements of health and safety legislation.

Below is a photograph taken of the plug socket behind the counter at 239 Dickson road on 02<sup>nd</sup> October 2014



Below is a broken plug socket which fed the freezer at the back of the shop at 239 Dickeson road taken on 02<sup>nd</sup> October 2014





**For New / Variation Applications only.**  
It is recommended that the licence should only be granted if the application is amended, or if conditions are applied, as detailed below.

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04 MAR 2015

OBJECTING TO - POLISH SHOP, 238 DICKSON  
ROAD, FY1 2JH.

THE OBJECTION I HAVE IS LINKED TO  
PUBLIC SAFETY. THE SELLING OF ILLEGAL  
TOBACCO IS A CRIMINAL OFFENCE AS WELL  
AS BEING VERY DANGEROUS TO THE PUBLIC.  
IT HAS BEEN <sup>KNOW</sup> FOR ILLEGAL TOBACCO TO  
CONTAIN HARMFUL SUBSTANCES.

THE POLISH SHOP HAS ALSO GAINED A  
REPUTATION FOR SELLING VERY STRONG  
LAGER ~~CHEAPLY~~ CHEAPLY.

KIND REGARDS

SIMON FEARN.

P.S

I APOLOGIZE FOR THE MISTAKES MADE.

This page is intentionally left blank

From: Mr Mohammed Ali Anwar

216 Manchester Rd,

Nelson BB97dd

Blackpool Council Licensing Service

Municipal Buildings PO Box 4, Blackpool, FY1NA

Dear Sir,

I Mr Mohammed Ali Anwar the premises license holder am making a Representation for the Premises Licence PL1802 Polish Shop.

I am aware of the seriousness of the review application being made and over the uncertainty of the management structure which has been put across from myself. Counterfeit tobacco was exposed for sale which is a failure on my part. I would like to stress in my favour the Public safety and upholding the law on under age sales has always been a priority when it comes to the sale of alcohol.

We have also managed to keep a clean sheet in this area which shows we are serious and do take our responsibility seriously

My takeover of this Business was at a uncertain time when the business was at risk of closure, with great financial input, experienced assistance and community support was i able to save the business from closure.

I believe if the licence is revoked the premises will need to be vacated to nobodies benefit, Steve the landlord will be greatly affected as many premises are vacant with no serious investing tenants. we would hope to come to a decision which does not leave my business in a closure, any compromise would be greatly appreciated and conditions will be upheld on my part.



Mohammed Ali Anwar

This page is intentionally left blank

Blackpool Council Licensing Service

Municipal Buildings PO Box 4. Blackpool. FY1 1NA

Dear sir.

I Mr Mohammed Ali Anwar the premises licence holder am making a Representation for the Premises Licence PL1802 Polish Shop. I am aware of the seriousness of the review application being made and over the uncertainty over the management structure which has been put across from myself.

Counterfeit tobacco was exposed for sale which is a failure on my part.

I would like to stress in my favour the sale of alcohol has always been a priority when it comes to the safety of the public and upholding the law on under age sales.

We have managed to keep a clean sheet in this department which I hope shows we are serious and do take our responsibility seriously.

My takeover of this business was at a uncertain time when the business was at risk of closure, with great financial input and hard work, experienced assistance and community support was I able to save the business from closure.

I believe if the licence is revoked the premises will need to be vacated to nobodies benefit, Steve the landlord will be greatly affected as many premises are in this situation with no serious investing tenants. We would hope to come to a decision which does not leave my business in a closure, any compromise would be greatly appreciated and conditions will be upheld on my part.

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