

# The Licensing Act 2003

## Responsible Authority Representation Form

FAO The Licensing Service, Licensing Section, Trafford Town Hall, Talbot Road, Stretford, M32 0TH

### Section 1 - Application Details

**I wish to make a representation regarding the application for the review of a premises licence for the following premises:**

Premises name: Sami Swoi

Premises name and address: Sami Swoi , 101 Manchester Road, Altrincham.WA14 4RL

Type of Application: Application for the Review of a Premises Licence

Application Number (if known): PL052615

### Section 2 – Responsible Authority's Details

#### Responsible Authority's Details:

Please tick appropriate box:

- |                                     |   |
|-------------------------------------|---|
| <input checked="" type="checkbox"/> | Chief Officer of Police   |
| <input type="checkbox"/>            | Fire and Rescue Authority   |
| <input type="checkbox"/>            | Local Planning Authority  |
| <input type="checkbox"/>            | Health and Safety Authority   |
| <input type="checkbox"/>            | Environmental Health Authority  |
| <input type="checkbox"/>            | Bodies recognised as being responsible for protection of children from harm |
| <input type="checkbox"/>            | Local Authority Director of Public Health                                   |
| <input type="checkbox"/>            | Local Weights and Measures Authority (Trading Standards)                    |
| <input type="checkbox"/>            | Licensing Authority   |
| <input type="checkbox"/>            | Home Office Immigration Enforcement   |
| <input type="checkbox"/>            | Other   |

Full name: John LLOYD

Job Title: Police Officer

Tele number: 07391860064

Email: john.lloyd@gmp.police.uk

Address:

GMP  
Stretford Police Station,  
Talbot Road, Stretford.  
M32 0XB

### Section 3 – Representations

In relation to the review of a premises licence, if the licensing committee are minded to modify the terms of the licence, either immediately or after a period of suspension, we would like to see the conditions outlined in section 3B included on the licence for the reasons outlined in section 3A.

### Section 3A – The Licensing Objectives

To prevent  
crime and  
disorder

*Please state your reasons:*

This premises operates as a convenience store and currently has a premise license allowing them to engage in the sale of alcohol by retail.

Based on the evidence of Trading Standards and our joint visits this premises operating under its current Premise License and current DPS have failed to act responsibly and its clear the business is being used for criminal activity, namely the retail of illicit tobacco and non-compliant vapes which calls into question the suitability for this business and those involved to be responsible license holders.

The selling of illicit tobacco to those in the community puts them at a heightened health risks due to the unregulated manufacturing of these items. Cheaper cigarettes can make smoking more accessible to younger people plus the knock-on effect to local businesses who are complying with the law who would find themselves unable to compete on price. There are further concerns over the bigger picture that the retailing of illicit tobacco supports smuggling and other illegal businesses.

This business had been visited multiple times as evidenced in Elizabeth Pritchard statement and numerous seizures made, the operators continued to supply restricted items showing no regard for the previous enforcement or warnings given.

I believe this business has displayed numerous times that its being run and operated daily in a manner which despite previous warnings and enforcement is not consistent with the licensing objectives. Manchester Magistrates Court on the 19<sup>th</sup> October

|   |  |
|---|--|
|   | <p>issued a three month closure notice on the premises based on the work by Trading Standards and the Community Safety Team. I believe while the business is closed the license should be considered for revocation and DPS removed so when the business reopens it is unable to trade in the manner in which it has previously.</p> |
| <p>Public safety</p>                        | <p><i>Please state your reasons:</i></p>   |
| <p>To prevent public nuisance</p>           | <p><i>Please state your reasons:</i></p>   |
| <p>The protection of children from harm</p> | <p><i>Please state your reasons:</i></p>   |

## Section 3B – Suggestions/Further information

Please give any suggested conditions that could be added to the licence to remedy the cause of your representations, or other considerations you would like the Licensing Sub-Committee to take into account.

In October 2023 I did my second visit with Trading Standards and following a search of the business illicit tobacco was found concealed, this was with the assistance of a trained dog as attempts had been made to conceal and hide this activity. HRMC officers present also identified 2 x bottles of spirits (Vodka) which were not displaying any UK tax markings and as such believed these had been sourced without UK tax having been paid and were for sale on the shelf, they seized these two bottles.

Based on the previous enforcement and result of this day's findings the Community Safety Team used closure powers and closed the premises down pending a hearing at Manchester Magistrates Court the following day. The court agreed and on the 19<sup>th</sup> of October 2023 issued a closure notice for three months.

On the 23<sup>rd</sup> of October officials (Environmental Health) had cause to go to the premises during the period this business was under a Court Order upon entering found two males present. One of them being the current DPS and they were arrested for Breach of a Closure Order by Greater Manchester Police.

I believe the above shows the premise and the current DPS have been operating in an irresponsible manner continuing with the persistent sales of illicit tobacco and non-compliant vapes, a closure order has been issued and since then the DPS has been arrested at the location during the closure order period. I would fully support the revocation of the current premise license and the DPS removal.

I confirm that this representation may become a public document

Signed PC John LLOYD 18264                      dated 9<sup>th</sup> December 2023

N.B if you do make a representation you will be expected to attend the Licensing Sub-Committee hearing and any subsequent appeal proceedings.

It is an offence, under section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement in connection with this representation. This is punishable, on summary conviction, by a fine not exceeding level 5 on the standard scale.

Please return this form along with any additional sheets to: **The Licensing Service, Trafford Council; Trafford Town Hall, Talbot Road, Stretford, Manchester, M32 0HT** or email to [licensing@trafford.gov.uk](mailto:licensing@trafford.gov.uk).

This form must be returned within the Statutory Period. Please check with the Licensing Section by emailing [licensing@trafford.gov.uk](mailto:licensing@trafford.gov.uk)