



NORWICH
City Council

Notice of Determination

Date of Hearing: Monday 8th January 2018
Licence Type: Application for review of a premises licence
Name of Applicant: Norfolk County Council Trading Standards

Postal Address of Premises (or description of premises):

Burys Newsagents, 159 – 161 Aylsham Road, Norwich, NR3 2AD

Licensing Sub Committee:

Councillor Button (Chair), Jones and Raby

There were no declarations of interest.

List of Public Attending Committee

Councillors Button (Chair) Jones and Raby, Maxine Fuller (Licensing Assistant), Leona Page, Victoria Conlon (Trading Standards Officer), PC Jeremy Brown, Michelle Bartram (Police Licensing Officer), Kamaran Ahmed, Taha Alwan (Interpreter), Richard Essex, Emily Wignall (Work Experience)

The Premises Licence Holder failed to attend and was not represented. The Premises Licence Holder had given short notice of his non-attendance but had not asked for an adjournment

Members of the general public did not attend under the provisions of Annex 12A paragraph 7 of the Local Government Act 1972

Determination

The Committee heard representations by Norfolk County Council Trading Standards and Norfolk Constabulary as to their investigations and findings at the licensed premises. Both the Premises Licence Holder and the Designated Premises Supervisor had been seen to make sales of illicit tobacco goods. The Committee does not consider those persons are fit and proper persons to manage licensed premises

It was resolved to revoke the premises licence

Reasons for the decision:

Members heard the representations and received evidence from Norfolk Police and Norfolk County Council Trading Standards and took the view that these matters constituted deficiencies in the promotion of the licensing objective of the prevention of crime and disorder,

Members heard evidence that the premises and a vehicle connected with Burys Newsagents had been used for the storage and sale of smuggled tobacco products and that such products had been

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seized after their discovery under the counter in the main shop area, in an upstairs room of the premises and in a car on the forecourt of the premises.

Members considered the range of options open to them and took account of local and national guidance under section 182 of the Licensing Act 2003. They were unanimously of the view that the evidence was sufficient to trigger their duty to act in the public interest.

The Committee's decision:

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| 1. Revoke the premises Licence |
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Right of a party to appeal against the determination of the Authority

For your information, the premises licence holder and any person who has submitted a relevant representation , or submitted an objection notice, who is aggrieved by the decision , or the imposition of any term, condition or restriction, have right of appeal to the Magistrates ' Court within 21 days of the date on which they are notified of the decision.

Dated 23 / 01 / 2018

.....*obutton*.....

Chair, Licensing Sub Committee