# **Public Document Pack**



# **Borough of Telford and Wrekin**

# Licensing Sub-Committee Tuesday 13 May 2025 10.00 am

### Meeting Point House, Southwater Square, Telford TF3 4HS

Democratic Services: Jayne Clarke / Paige Starkey 01952 383545

Media Enquiries: Corporate Communications 01952 382406

Committee Members: Councillors G C W Latham-Reynolds (Chair), L Parker (Vice-

Chair), E Aston, A J Burford, S Handley, H Rhodes, P J Scott,

J Thompson, K T Tomlinson and R Tyrrell

Agenda Page

- 1.0 Declarations of Interest
- 2.0 Exclusion of the Press and Public

To pass the following resolution:

To the extent individuals are identifiable, that in accordance with section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business as they involve the likely disclosure of exempt information falling within paragraph 1 of Schedule 12A to the Act relating to any individual.

3.0 To consider the following application for a Premises Licence 3 - 4 under the provisions of the Licensing Act 2003 in accordance with the attached Hearings Procedure.

Newport Premier, 99A High Street, Newport TF10 7AY

4.0 Licensing Act 2003 Review of Newport Premier's Premises 5 - 46

#### Licence

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# <u>Licensing Committee</u> <u>Hearings Procedure</u> Applications under the Licensing Act 2003

- 1. The various parties are identified.
- 2. The Solicitor to the Committee will ask the Applicant to confirm that he/she received notice of the hearing and of his/her right to be represented.
- 3. The Solicitor to the Committee will explain the procedure to be followed and advise parties that written representations have been received and have been placed before Committee Members. Therefore it is expected that oral submissions will be by way of a succinct summary of the key points and will address any points of clarification requested.
- 4. The Chair will ask the Democratic Services Support Officer if notice of a representative or witness has been received. If so, Members will decide whether the representative/witness will be allowed.
- 5. The Chair will ask the Democratic Services Support Officer if any points of clarification have been requested of any party.
- 6. The Council's Licensing Officer will present the Licensing Authority's report and may call any witnesses.
- 7. The Applicant and person/body making a relevant representation may ask the Council's Licensing Officer and any witnesses questions.
- 8. Members of the Committee may ask questions of the Council's Licensing Officer and any witnesses.
- 9. Any person/body who has made a relevant representation may make a submission and call witnesses.
- 10. The Applicant may ask any person/body who has made a representation questions.
- 11. The Council's Licensing Officer may ask the person/body who has made a representation questions.
- 12. Members of the Committee may ask questions of any person/body who has made a relevant representation.
- 13. The Applicant may make a submission and call any witnesses.
- 14. The Council's Licensing Officer may ask the Applicant questions.
- 15. Any person/body making a representation may ask the Applicant questions.

- 16. Members of the Committee may ask the Applicant questions.
- 17. The Council's Licensing Officer may make a closing statement.
- 18. Any person/body who has made a representation may make a closing statement.
- 19. The Applicant may make a closing statement.
- 20. The Chair of the Committee will then ask all parties to confirm that they have concluded their submissions or representations in respect of the application and that they have no further points they wish to make.
- 21. Parties will be asked if they wish to remain to hear the decision. All except the Committee, its legal advisor and the Democratic Services Support Officer will withdraw. (If it is necessary to recall one party for further questions or clarification all the parties are invited to return.)
- 22. After the Committee reaches its decision, and if the parties have elected to remain, the parties are recalled and the Solicitor to the Committee announces the decision.
- 23. As soon as possible thereafter the decision is confirmed in writing to all parties. The letter advises parties of any statutory right of appeal.

#### Note

It is an important principle of the rules of natural justice that members who take part in the deliberations and decision-making should only do so if they have been present for the whole of the hearing.

A party may seek to introduce new matters at the hearing. Legal advice should be sought on whether to allow the evidence or to proceed or adjourn to allow all parties time to consider the new matters.



# **Borough of Telford and Wrekin**

# Licensing Sub-Committee Tuesday 13 May 2025 Licensing Act 2003

#### **Review of Newport Premier's Premises Licence**

Cabinet Member: Cllr Richard Overton - Deputy Leader and Cabinet Member:

Homes & Enforcement

**Lead Director:** Anthea Lowe - Director: Policy & Governance

Service Area: Policy & Governance

**Report Author:** Tayyibah Daud - Licensing Technical Officer - Registrars,

Public Protection, Legal & Democracy

Officer Contact

**Details:** 

**Tel**: 01952 381818 **Email**:

Email: licensing@telford.gov.uk

Wards Affected: Newport West Ward

**Key Decision:** Not Key Decision

Forward Plan: Not Applicable

**Report considered by:** Licensing Sub-Committee – 13 May 2025

#### 1.0 Recommendations for decision/noting:

The committee is asked to:

1.1 Consider an application for a review of a Premises Licence.

#### 2.0 Purpose of Report

To submit for consideration by the Licensing Sub-Committee an application for a review of a premises licence.

#### 3.0 Background

- 3.1 The current premises licence is attached at Appendix 1. The premises licence was first granted on 11 December 2023. The current premises licence holder is Ivor Alexander Paris and the current Designated Premises Supervisor is Catherine Chilton.
- 3.2 The review application was made by Trading Standards on 20 March 2025 and is detailed below.

#### 4.0 Summary of main proposals

#### Review Application

- 4.1 An application was received from Andrew Bishop, Trading Standards
  Manager, as a Responsible Authority, on 20 March 2025 for a review of a
  premises licence in respect of Newport Premier, 99A High Street, Newport
  TF10 7AY
- 4.2 The premises location is Newport West Ward. A location map is attached at Appendix 2.
- 4.3 A copy of the review application is attached at Appendix 3.
- 4.4 The review has been brought in support of The Protection Of Children From Harm licensing objective.
- 4.5 The notice of review has been properly served on all Responsible Authorities. The Council has complied with the legislative process and displayed the appropriate notice at the premises and on the website as required.
- 4.6 Any Responsible Authority and/or Other Person may make representations about an application.
- 4.7 Representations have been received from the Responsible Authorities West Mercia Police and the Night Time Economy on behalf of the Licensing Authority. These representations can be found at Appendix 4 and 5.
- 4.8 Home Office Immigration Enforcement and the Local Planning Authority have confirmed that they do not wish to make a representation. These responses can be found at Appendix 6 and 7.
- 4.9 No representations have been received from Other Persons.
- 4.10 The applicant for review, the premises licence holder, and those who have made a relevant representation have all been invited to attend the hearing.

#### Grounds for Review as stated in the application:

- 4.11 Ivor Alexander Paris has been the the premises Licence holder since the licence was first issued on 11 December 2023. Catherine Chilton has been the Designated Premises supervisor (DPS) at Newport Premier since the licence was first issued on 11 December 2023
- 4.12 Concerns regarding the sale of age-restricted products to children under the age of 18 were first raised with Trading Standards on 7 May 2024. Information from a mother who had been informed by her 16-year-old son that vapes and alcohol were being sold to children in school uniform
- 4.13 On 8 May 2024, Hazell Powell and Ross Williams of Telford and Wrekin Council's Night-Time Economy team visited the premises to conduct a new premises licence inspection. There were no staff training records available at the premises on inspection. A letter relating to this was sent to Mr Paris following the inspection.
- 4.14 On 2 July 2024 Trading Standards received a further complaint from a father that his 14-year-old son and friends were able to buy vapes and tobacco at the premises; the child stated that the seller said he would just pay a fine if he got caught; that he'd recently been reported for selling alcohol but would continue to sell vapes and tobacco.
- 4.15 On 10 July 2024 further information was was received from a social worker, who reported that she had been advised the business was openly selling vapes and alcohol (vodka) to 14- & 15-year-old children
- 4.16 On 1 August 2024 an age-restricted sales exercise was undertaken by Trading Standards. A 15-year-old female volunteer was sold a disposable e-cigarette (vape). The seller of the vape was Vishal Singh. The Trading Standards officer noted that Mr Vishal didn't appear to speak very good English. Mr Vishal indicated that it was only his second day working at the shop.
  - It is an offence under Section 92(2) of the Children and Families Act 2014 by virtue of Regulation 3 of The Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015 to sell nicotine products to persons under 18.
- 4.17 On 23 August 2024, Council Officers Hazell Powell and Ross Williams re-visited the premises to follow up on their inspection of 8 May. On Attending the premises there were no records of staff training available in relation to the sale of alcohol. A letter relating to this was sent to Mr Paris following the inspection.
- 4.18 On 5 September 2024, Mr Paris was interviewed under caution regarding the sale of the vape. He brought along with him Mr Gurmale Bhakar, who advised he was the business partner of Mr Paris. At this interview Mr Paris said he had dismissed from his employment the seller of the vape, however, it was established that he had dismissed a different member of staff. The issue of staff training was raised in the interview, Mr Paris indicated that he had trained his staff on the sale of alcohol and ID checking.

- 4.19 Trading Standards continued to receive complaints that alcohol, cigarettes and vapes continued to be sold to children from the premises.
- 4.20 In October and November 2024, officers from the Council Night-Time Economy Team visited the premises along with West Mercia Police to raise concerns about complaints received.
- 4.21 In late November 2024 West Mercia Police and an officer from the Night-Time Economy Team attended the address given for the Designated Premises Supervisor (Catherine Chilton). The purpose of the visit was to raise concerns about a number of reported incidents associated with the premises The person at the address confirmed that Ms Chilton had "moved a few months ago and is now living in Wales with her partner". Ms Chilton remains the DPS at the premiss
- 4.22 On 17th March 2025, Ivor Paris pleaded guilty on behalf of Newport Premier Ltd. to the offence of sale of selling nicotine products to persons under 18. a fvape rom August 2024. Telford Magistrates issued the maximum fine of £2,500, which was reduced to £1,666 for an early guilty plea. The business was also ordered to pay a victim surcharge of £660 and the full prosecution costs.

Evidence, submitted by the applicant for review can be found within the Review Application at Appendix 3.

#### 5.0 Alternative Options

5.1 The legal options open to the Committee are set out at paragraphs 9.3 and 9.4 of this report.

#### 6.0 Key Risks

6.1 There is always the risk of challenge and right to appeal. However, such appeal and challenge is mitigated through robust process and compliance with necessary legislation.

#### 7.0 Council Priorities

- 7.1 This report supports the following council priorities:
  - Every child, young person and adult lives well in their community
  - All neighbourhoods are a great place to live
  - Everyone benefits from a thriving economy
  - A community-focussed innovative council providing efficient, effective and quality services

#### 8.0 Financial Implications

8.1 Compliance with statutory duties as part of the licensing function is delivered within existing budgets.

#### 9.0 Legal and HR Implications

- 9.1 Section 51 of the Licensing Act 2003, as amended, states that a responsible authority or any other person may apply to the relevant Licensing Authority for a review of a licence.
- 9.2 When determining any such review, the Committee must consider the four licensing objectives set out in the Licensing Act 2003. They are:
  - the prevention of crime and disorder;
  - Public Safety;
  - the prevention of public nuisance; and
  - The protection of children from harm.
- 9.3 The Licensing Sub-Committee when determining an application for review, pursuant to Section 52 of the Licensing Act 2003, has power to take any of the following steps (if any) as it considers appropriate for the promotion of the "licensing objectives."
  - (a) Modify the conditions of the licence;
  - (b) Exclude a licensable activity from the scope of the licence.
  - (c) Remove the designated premises supervisor.
  - (d) Suspend the licence for a period not exceeding 3 months.
  - (e) Revoke the licence.
- 9.4 Any action taken by the Licensing Sub Committee will be an appropriate and proportionate response.
- 9.5 The Committee is also asked to note that any conditions added to the licence should be fair, transparent, consistent, enforceable, proportionate and targeted, in accordance with the the 2003 Act and Local Better Regulation Office principles of better regulation.
- 9.6 The proposals contained in this report can be delivered using existing resources.

#### 10.0 Ward Implications

10.1 This report has an impact on both residents and businesses. The purpose of a review is to moderate behaviour to ensure that items supplied to residents are legal and safe and that businesses operate lawfully to create a fair trading environment.

#### 11.0 Health, Social and Economic Implications

- 11.1 Licensing of certain premises and activities is important to ensure that businesses comply with licence conditions, guidance and standards set out in legislation or by government bodies.
- 11.2 This report has an impact on the health and wellbeing of our residents. By tackling illicit and counterfeit tobacco and illegal vaping products this contributes to the

council's public health and wellbeing strategy. In addition, residents on a lower income may purchase non duty paid, counterfeit or illegal products as these are cheaper to purchase than legal products.

11.3 The contents of this report is not considered to have a direct impact on the Armed Forces Duty or town and parish councils.

#### 12.0 Equality and Diversity Implications

12.1 Having had regard to the council's obligations it is considered that there are no human rights or equalities implications associated with the content of this report.

#### 13.0 Climate Change and Environmental Implications

13.1 Having had regard to the council's obligations it is considered that there are no climate change or environmental implications associated with the content of this report.

#### 14.0 Background Papers

- 1 Licensing Act 2003
- 2 Guidance issued by Secretary of State under Section 182 of the Licensing Act 2003
- 3 The Statement of Licensing Policy for Borough of Telford and Wrekin.

#### 15.0 Appendices

- 1 Premises Licence
- 2 Location Plan
- 3 Review Application
- 4 West Merica Representation
- 5 Night Time Economy Representation
- 6 Home Office Immigration Enforcement response
- 7 Planning Authority Response

#### 16.0 Report Sign Off

Signed off by	Date sent	Date signed off	l off Initials	
Legal	30/05/2025	30/05/2025	SH	
Finance	30/04/2025	02/05/2025	AM	

#### **Licensing Act 2003**

#### **Premises Licence**

Premises Licence Number	BTWPRM0848

#### Part 1 – Premises Details

#### Postal address of premises, or if none, ordnance survey map reference or description

Newport Premier, 99A High Street Newport TF10 7AY

**Telephone Number** 

#### Where the licence is time limited the dates

N/A

#### Licensable activities authorised by the licence

Sale of Alcohol by Retail

#### Times the licence authorises the carrying out of licensable activities

Sale of Alcohol by retail:			
<u>Day</u>	Start Time	End Time	
Monday	08:00	22:00	
Tuesday	08:00	22:00	
Wednesday	08:00	22:00	
Thursday	08:00	22:00	
Friday	08:00	22:00	
Saturday	08:00	22:00	
Sunday	08:00	22:00	

#### **Seasonal Variations**

# Non Standard Timings

None

# The opening hours of the premises

<u>Day</u>	<b>Start Time</b>	End Time
Monday	8:00	22:00
Tuesday	8:00	22:00
Wednesday	8:00	22:00
Thursday	8:00	22:00
Friday	8:00	22:00
Saturday	8:00	22:00
Sunday	8:00	22:00

#### Non-Standard Opening Hours of the Premises

None

Where the licence authorises supplies of alcohol whether these are on and /or off supplies

For consumption off the premises

#### Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Ivor Alexander Paris



Registered number of holder, for example company number, charity number (where applicable)

Name and address of designated premises supervisor where the premises licence authorises the supply of alcohol

Mrs Catherine Chilton



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 Number: BTWPER2004

Issuing Authority: Telford & Wrekin Council

Date of first issue: 11-12-2023

This version valid from: 11-12-2023

**Issuing Authority: Telford & Wrekin Council** 

> **Darby House Lawn Central**

Telford TF3 4JA

#### **Annex 1 – Mandatory Conditions**

#### The making and authorisation of Alcohol Sales

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.

Every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a Personal Licence.

#### Age Verification Policy for the Sale or Supply of Alcohol

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.

The Designated Premises Supervisor in relation to the Premises Licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

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) A holographic mark or
- (b) An ultraviolet feature.

#### **Permitted Price of Alcohol**

- 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. For the purposes of the condition set out in paragraph 1
  - a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979);
  - b) "permitted price" is the price found by applying the formula—

$$P = D + (DxV)$$

where—

P is the permitted price,

D is the rate 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

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;

- 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) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 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.
  - (2) 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

#### a) General – all four licensing objectives (b,c,d,e):

All staff will be trained to be aware of the law in relation to the sale of alcohol.

All records will be maintained and available to the police and other authorised officers upon request.

#### b) The prevention of crime and disorder:

A CCTV system will be maintained in working order and operational during opening hours.

All tapes will be retained for 30 days and made available to the Police upon request.

Alcohol will be displayed in full view of the counter and high % abv products will be displayed behind the checkout counter.

#### c) Public safety:

Risk assessments will be carried out and recorded and any issues will be resolved.

Fire fighting equipment will be maintained and regularly serviced.

#### d) The prevention of public nuisance:

The premises licence holder will liaise with the responsible authorities and other businesses to resolve any problems that may arise.

#### e) The protection of children from harm:

A 'Challenge 25' policy will be in operation.

The only acceptable proof of age will be a passport, driving licence or PASS accredited ID card with a hologram.

An incident and refusals log will be maintained and will be made available to the Police and authorised officers upon request.

Staff will be alert to the possibility of secondary purchasing and will be vigilant at all times in order to prevent it.

#### **Other Operating Conditions**

Annex 3 – Conditions attached after a hearing by the Licensing	Authority
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None

# Annex 4 - Plans

As deposited with the Licensing Authority.

#### **Licensing Act 2003**

#### **Premises Licence Summary**

	DEL/DD140040
Premises Licence Number	BTWPRM0848

#### **Premises Details**

#### Postal address of premises, or if none, ordnance survey map reference or description

Newport Premier 99A High Street Newport TF10 7AY

#### **Telephone Number**

#### Where the licence is time limited the dates

N/A

#### Licensable activities authorised by the licence

Sale of Alcohol by Retail

#### Times the licence authorises the carrying out of licensable activities

Sale of Alcohol by retail:			
Day	Start Time	End Time	
Monday	08:00	22:00	
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Thursday	08:00	22:00	
Friday	08:00	22:00	
Saturday	08:00	22:00	
Sunday	08:00	22:00	

Non Standard Timings		
None		

#### The opening hours of the premises

<u>Day</u>	Start Time	End Time
Monday	8:00	22:00
Tuesday	8:00	22:00
Wednesday	8:00	22:00
Thursday	8:00	22:00
Friday	8:00	22:00
Saturday	8:00	22:00
Sunday	8:00	22:00

#### **Non-Standard Opening Hours of the Premises**

None

Where the licence authorises supplies of alcohol whether these are on and /or off supplies

For consumption off the premises

#### Name, (registered) address of holder of premises licence

Ivor Alexander Paris



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

Mrs Catherine Chilton

State whether access to the premises by children is restricted or prohibited

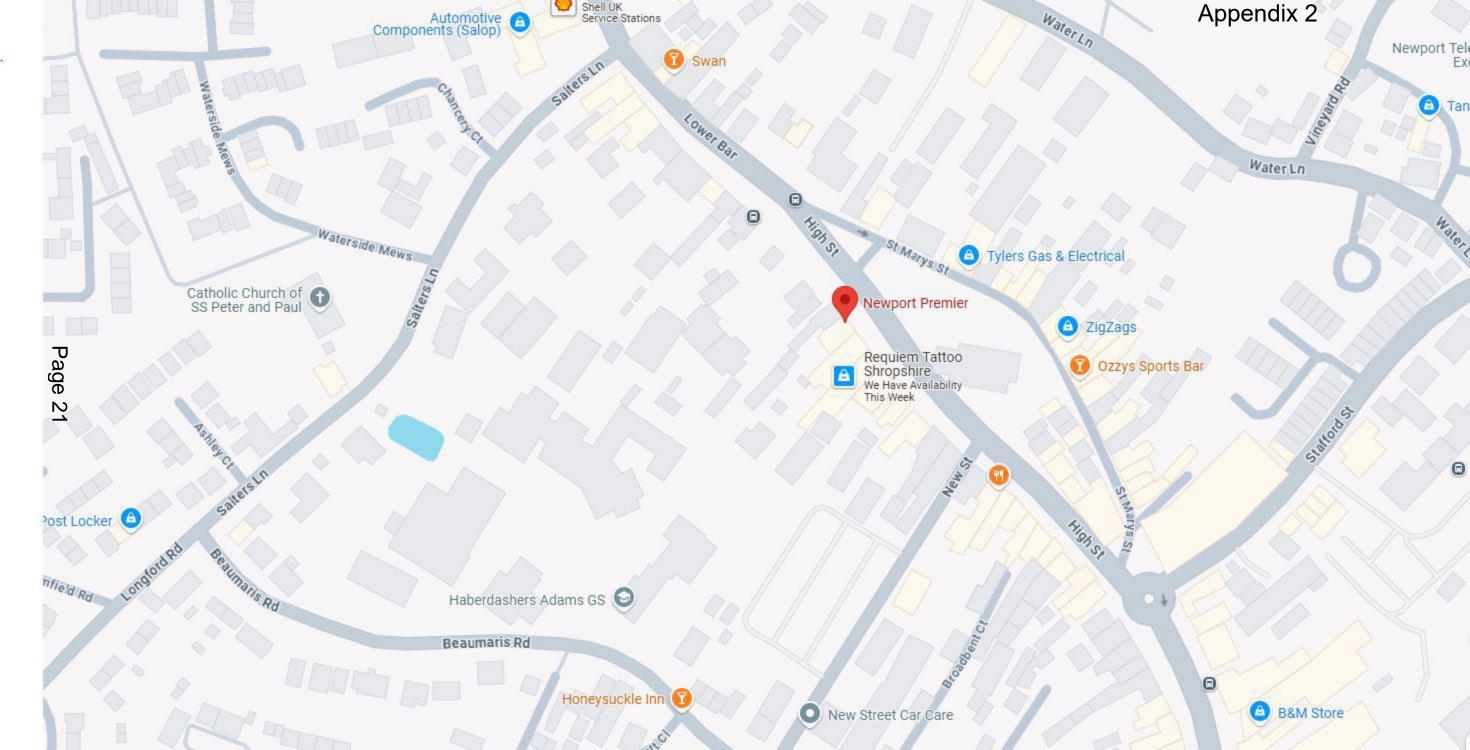
None

Date of first issue: 11-12-2023
This version valid from: 11-12-2023

Issuing Authority: Telford & Wrekin Council

Darby House Lawn Central

Telford TF3 4JA



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# Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

#### 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. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

Telford & Wrekin Council Trading Standards

(Insert name of applicant)		
apply for the review of a premises licence unde	er section 51 / apply for the review of a club	
premises certificate under section 87 of the Lic		
Part 1 below (delete as applicable)	-	
Part 1 – Premises or club premises details		
Postal address of premises or, if none, ordnance	e survey map reference or description	
Newport Premier		
99A High Street		
Newport		
Post town	Post code (if known)	
Telford	TF10 7AY	
Tollord		
Name of premises licence holder or club holding	g club premises certificate (if known)	
Mr Ivor Alexander PARIS		
Number of premises licence or club premises c	ertificate (if known)	
DTW/DDM0040		
BTWPRM0848		
Part 2 - Applicant details		
_		
I am		
	Please tick ✓ yes	
1) an individual hady or hyginass which is not a	romongihla	
1) an individual, body or business which is not a routhority (please read guidance note 1, and complete the c		
authority (please read guidance note 1, and complete (A) or (B) below)		
or (D) octow)		
2) a responsible authority (please complete (C) below)		
2) a responsible authority (piease complete (C) be		
3) a member of the club to which this application	ralotae	
5) a member of the club to which this application	relates	

(please complete (A) below)				
(A) DETAILS OF I	NDIVIDUAL AP	PLICANT	(fill in as applica	able)
Please tick ✓ yes				
Mr Mrs	Miss	☐ Ms		Other title (for example, Rev)
Surname			First names	
I am 18 years old or	r over			Please tick ✓ yes
Current postal address if different from premises address				
Post town			Post Code	
Daytime contact tel	ephone number			
E-mail address (optional)				
(B) DETAILS OF (	OTHER APPLIC	CANT		
Name and address				
Telephone number (i	if any)			
E-mail address (option	onal)			

# (C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

NT 1 11	
Name and address	
Telford & Wrekin Council	
Trading Standards	
Darby House	
Lawn Central	
Telford	
TF3 4JA	
Talanhana numbar (if any)	
Telephone number (if any)	
_	
E-mail address (optional)	
This application to review relates to the following licensis	ng ohiective(s)
This application to review relates to the following needs:	
	Please tick one or more boxes ✓
1) the prevention of crime and disorder	
	H
2) public safety	H
3) the prevention of public nuisance	
4) the protection of children from harm	$\boxtimes$

Please state the ground(s) for review (please read guidance note 2)

This review is being brought in respect of the 4<sup>th</sup> licensing objective: **The Protection of Children from Harm**.

- The local weights and measures authority is a 'responsible authority' under the Licensing Act 2003, by virtue of the Licensing Act 2003 (Premises Licenses and Club Premises Certificates) Regulations 2005.
- Newport Premier is the trading name of Newport Premier Limited (company number 15594697). The company registered office is 99A High Street, Newport – where the shop is located. The directors of the business are Ivor Alexander PARIS and Reena Kaur BHAKAR.
- 3. The shop is a small mini market selling prepacked foods, household goods, alcohol and tobacco products. The premises has a licence to sell alcohol which was issued on 11<sup>th</sup> December 2023. The business began trading in mid-March 2024.
- 4. The premises is located very close to Haberdashers' Adams Grammar School in Newport.
- 5. **Ivor Alexander PARIS** is the premises licence holder. He is also registered with Environmental Health as the Food Business Operator.

**Catherine CHILTON** is the designated premises supervisor (DPS).

- 6. Concerns regarding the sale of age-restricted products to children under the age of 18 were first raised with Trading Standards on 7<sup>th</sup> May 2024. Information receive from a mother who had been informed by her 16-year-old son that vapes and alcohol were being sold to children in school uniform.
- 7. On 8<sup>th</sup> May 2024, Hazell POWELL and Ross WILLIAMS of Telford and Wrekin Council's Night-Time Economy team visited the shop to conduct a new premises licence inspection. At this visit, it was noted that there were no staff training records instore. A letter was sent to Mr PARIS following the inspection.

- 8. Trading Standards received another complaint from a father was received on 2<sup>nd</sup> July 2024 that his 14-year-old son and friends were able to buy vapes and tobacco at the premises and the child also stated that the seller said he would just pay a fine if he got caught, and that he'd recently been reported for selling alcohol but would continue to sell vapes and tobacco.
- 9. A further complaint was received via a social worker, who reported that she had been advised the business was openly selling vapes and alcohol (vodka) to 14- & 15-year-old children. (10<sup>th</sup> July 2024).
- 10. An age-restricted sales exercise was undertaken by Trading Standards in August 2024. A 15-year-old female volunteer was sold a disposable ecigarette (vape). The seller of the vape was Vishal SINGH

  The Trading Standards officer noted that Mr Vishal didn't appear to speak very good English. Mr

Vishal indicated that it was only his second day working at the shop.

11. It is a criminal offence under Section 92(2) of the Children and Families Act 2014 - by virtue of Regulation 3 of The Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015. Trading Standards commenced an investigation into this offence.

- 12. On 23<sup>rd</sup> August 2024, Hazell POWELL and Ross WILLIAMS re-visited the premises to follow up on their inspection of 8<sup>th</sup> May. It was noted that there were still no records of staff training instore in relation to the sale of alcohol. A letter was sent to Mr PARIS following the inspection.
- 13. On 5<sup>th</sup> September, Mr PARIS was interviewed under caution regarding this sale. He brought along with him Mr Gurmale BHAKAR, who advised he was the business partner of Mr PARIS. At this interview Mr PARIS said he had dismissed the seller of the vape, however, it was established that he had dismissed a different member of staff.
- 14. The issue of staff training was raised in interview, Mr PARIS indicated that he had trained his staff on the sale of alcohol and ID checking "Obviously everything we need for the licence anyway." Yeah, all that sort of stuff.

There's a lot of training with Premier as well. Obviously before we could open, so we've got all the certificates". Mr PARIS later sent in training records dated after the date of the sale of the vape to the volunteer.

- 15. Following the sale to a child of an age-restricted product in August 2024, further complaints were received that the premises continued to sell alcohol, cigarettes and vapes to children (a full breakdown of complaints received is outlined later in this report).
- 16. In October and November, officers from Telford Council's Night-Time Economy team visited the shop along with the Police to raise concerns about complaints received.
- 17. In late November 2024 the Police and an officer from Telford Council's Night-Time Economy team attended the address given for the Designated Premises Supervisor (Catherine CHILTON). The purpose of the visit was to raise concerns about a number of reported incidents associated with the shop. She was advised that Ms CHILTON had "moved a few months ago and is now living in Wales with her partner". To date, she remains the DPS at the shop, no new application to replace her has been submitted.

Government guidance on the role of a DPS states:

"A designated premises supervisor (DPS) is the person who has day-to-day responsibility for the running of the business.

The person chosen to be designated premises supervisor (DPS) will act as primary contact for local government and the police. They must understand the social issues and potential problems associated with the sale of alcohol, and also have a good understanding of the business itself.

While they need not be on site at all times, they are expected to be involved enough with the business to be able to act as its representative, and they must be contactable at all times.

If the police or local government have any questions or concerns about the business, they will expect to be able to reach the designated supervisor."

(https://www.gov.uk/guidance/alcohol-licensing#designated-premises-supervisors)

18. On 17<sup>th</sup> March 2025, Ivor PARIS pleaded guilty on behalf of Newport Premier Ltd. to the underage vape sale from August 2024. Telford Magistrates issued the maximum fine of £2,500, which was reduced to £1,666 for an early guilty plea. The business was also ordered to pay a victim surcharge of £660 and the full prosecution costs.

#### 19. Summary:

- The business is less than 50m away from a busy grammar school.
- This business has had several advisory visits from officers from Telford &
  Wrekin Council yet reports of underage sales of alcohol and other agerestricted products continue to be received, thereby strongly suggesting the
  business has not, and will not change the way it operates.
- This business has failed a test purchase for an age-restricted product (vape).
- The member of staff who sold to a 15-year-old had been left unsupervised after being employed for only 2 days and there was no evidence to show he had received any training at that point.
- This business does not appear to have an active or effective DPS.
- The current licence requires a 'Challenge 25' policy to be in operation. The only acceptable proof of age will be a passport, driving licence or PASS accredited ID card with a hologram. An incident and refusals log is required to be maintained and made available to the Police and authorised officers upon request. Staff are required to be alert to the possibility of secondary purchasing and will be vigilant at all times in order to prevent it.
- Since the business was interviewed regarding the underage sale, further reports of underage sales of alcohol continue to be received by Trading Standards.

#### 20. Action Requested:

The current licence conditions should be robust enough to prevent the sale of alcohol to children – if they are followed. The issue is they are being ignored, seemingly wilfully. Given that the business has displayed conduct consistent with a total disregard for the licensing objectives, Telford & Wrekin Council Trading Standards seek a revocation of the alcohol licence.

Please provide as much information as possible to support the application (please read guidance note 3)

I have outlined below a list of complaints received by Telford Trading Standards, both directly and indirectly, concerning Newport Premier:

25<sup>th</sup> February 2025: A report received via police that:

Mother reports shop selling alcohol to underage persons. Her son, 17 years, has, for the third time, purchased a bottle of wine.

**10**<sup>th</sup> **February 2025**: Anonymous report received from member of the public:

Caller wanted to report trader for selling alcohol to underage children, caller wished to remain anonymous.

Caller says that trader has been selling alcohol to her son who is 16-years-old and he became unwell and became hospitalised.

Caller's son told caller that his friends who are also 16 buy alcohol from trader.

24th January 2025: Report received from member of the public:

Dear Trading Standards,

I would like to report the selling of alcohol and vapes to underage kids at the Premier shop located near Adam's Grammar school in Newport Shropshire. Please can you advise how best to report this?

Address:

Newport Premier

99A High St

Newport

**TF10 7AY** 

**5**<sup>th</sup> **December 2024**: Report received from Newport Town Council:

During the Christmas Light Switch on in Newport on 22nd November 2024, it was reported that Newport Premier was selling alcohol to under aged young people. I also witnessed a number of young people leaving the premises and quickly concealing items within their coats.

I cannot say what the items were as I didn't see them but the behaviour was very suspicious. I believe that the police were also concerned about these premises and will also be reporting this to you. Please don't hesitate to contact me if you require any further information. I look forward to your response

**26**<sup>th</sup> **November 2024**: Email from PC Richard EDWARD (Newport Safer Neighbourhood Team):

This store was causing issues on the night of the light switch on. I confiscated and disposed of a nice bottle of rose from a kid. I couldn't confirm that he had purchased it in Premier, but he was stood right outside, words of advice given to Ivor and his Bobby (I think that was his name).

We had reports of kids running amok in the town, starting fights and having to be dragged away by friends. No offences reported or observed, but by far the worst light switch that I can recall.

Further reports from members of the public of kids coming out of Premier with alcohol, so we revisited and <u>again</u> gave strong words of advice. We positioned ourselves outside the store for the remainder of the evening and kids seemed to be very interested in if we would leave as we were clearly upsetting their plans.

I have since spoken to someone I know (16yrs old) and he said that's where all the kids in Newport go to purchase alcohol.

**24**<sup>th</sup> **November 2024**: Email from PCSO LISTON regarding the Christmas Lights switch on:

"... They specifically mentioned the Premier Store and the number of underaged young people drinking alcohol or seemingly drunk. They believe the alcohol had been sold to them by staff working at the Premier Store, in fact they had been told this by people .... that night. They also witnessed drunk and aggressive youths whilst going to their cars that night and said they had never experienced this in all the years the event had been running. School students have been seen buying Vapes and Alcohol from the store and are constantly hanging around outside. This is concerning for the

residents as this has only been an issue since the store opened."

**17<sup>th</sup> October 2024**: Email from Social Worker in CATE Team Hi all

A parent has raised with me today that

are? Says her son said he bought a pack of 20 L&B cigarettes for £4.

#### 8<sup>th</sup> October 2024: Report received from Police:

The person named Ivor (or Ivory) and another employee who both work at The Premier Shop, High Street, Newport, Shropshire TF10 sells vapes, alcohol and other age restricted items to minors. The shop is near the Church. Ivor is around 20 years old, has a medium build and has dark hair.

#### 7th August 2024:

Report that trader is selling vapes and alcohol to minors. Children come in school uniform and are served and trader does not ask for ID.

#### 10th July 2024:

A complaint from a social worker that the business was openly selling vapes and alcohol (vodka) to 14 & 15-year-old children.

#### 2<sup>nd</sup> July 2024:

A complaint from a father that his 14-year-old son and friends were able to buy vapes and tobacco at the premises and the child also stated that the seller said he would just pay a fine if he got caught, and that he'd recently been reported for selling

alcohol but would continue to sell vapes and tobacco.		
7 <sup>th</sup> May 2024:		
Information received anonymously from a mother who had been informed by her 16-		
year old can that yangs and alcohol were being sold to kids in uniform		
year-old son that vapes and alcohol were being sold to kids in uniform.		

Have you made an application for review relating to the	Please tick ✓ yes
premises before	
If yes please state the date of that application	Day Month Year
If you have made representations before relating to the preand when you made them	emises please state what they were
No previous representations have been made relating	to this premises.

	Please	tick ✓ yes		
<ul> <li>I have sent copies of this form and encloand the premises licence holder or club las appropriate</li> <li>I understand that if I do not comply with application will be rejected</li> </ul>	olding the club premises certificate,			
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 3 – Signatures (please read guidance note	4)			
Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.				
Signatur				
Date 20/03/2025				
Date 20/03/2025  Capacity Trading Standards Manager				
	d postal address for correspondence			
Capacity Trading Standards Manager  Contact name (where not previously given) an	d postal address for correspondence			
Capacity Trading Standards Manager  Contact name (where not previously given) an associated with this application (please read gu	d postal address for correspondence			
Capacity Trading Standards Manager  Contact name (where not previously given) an associated with this application (please read gu Andrew BISHOP  Telford & Wrekin Council Trading Standards Darby House Lawn Central	d postal address for correspondence idance note 6)  Post Code			
Capacity Trading Standards Manager  Contact name (where not previously given) an associated with this application (please read gu Andrew BISHOP  Telford & Wrekin Council Trading Standards Darby House Lawn Central	d postal address for correspondence idance note 6)			
Capacity Trading Standards Manager  Contact name (where not previously given) an associated with this application (please read gu Andrew BISHOP  Telford & Wrekin Council Trading Standards Darby House Lawn Central	d postal address for correspondence idance note 6)  Post Code TF3 4JA			

#### **Notes for Guidance**

- 1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
- 2. The ground(s) for review must be based on one of the licensing objectives.
- 3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
- 4. The application form must be signed.
- 5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 6. This is the address which we shall use to correspond with you about this application.



#### Daud, Tayyibah

From: Steven Mellor

Sent:31 March 2025 13:26To:Singh, AmitabhSubject:Newport Premier

CAUTION: This email originated from outside Telford & Wrekin Council's network. Do not click links or open attachments unless you are sure the content is safe.

I, PC 2705 Mellor, an appointed Licensing Officer with West Mercia Police, having delegated authority from the Chief Officer to exercise powers under the Licensing Act 2003, hereby give notice of support to a review application received by West Mercia Police on the 20<sup>th</sup> of March 2025 and submitted by Telford & Wrekin Council Trading Standards.

The police grounds to this review relate to the objectives of preventing crime and disorder.

Newport Premier Stores operates in accordance with its premises licence which contains the following conditions around the objective of prevention of crime and disorder.

- A CCTV system will be maintained in working order and operational during opening hours.
- All tapes will be retained for 30 days and made available to the Police upon request.
- Alcohol will be displayed in full view of the counter and high % abv products will be displayed behind the checkout counter.

On the 31st of January 2025 I, PC Mellor, visited the premises in company of Sgt Masters.

This visit was to ensure premises was complying with the conditions outlined above. I recorded the following breaches.

Staff were asked to provide access to the CCTV but could not do so. Police could not even ascertain what system was being used or its retention time due to staff not being able to use the system.

At the time of the visit, I also noticed and recorded that a number of high strength alcohol products, including Gin, Vodka and Whiskey where openly displayed in front of the counter in multiple, non-secured areas. This being in breach of the condition saying that they should be displayed behind the counter.

In addition to this, and whilst not a breach of any conditions, Police were concerned by a number of items the store had on sale such as small glass pipes similar to "crack pipes" as was as what appeared to be cannabis rolling kits.

Letters were sent to the DPS / PLH advising of these breaches and that police would revisit to ensure the issues had been rectified.

I then revisited on the 13<sup>th</sup> of March 2025 at 13:15 hours.

On this occasion the member of staff was able to use the CCTV and show me footage on an iPad. It should be noted that the licensing conditions are now outdated as they make mention to a previous "tape" based system.

Despite it being previously raised, not much had changed regards the storage of alcohol. Spirits were still found on a shelf in front of the counter and left within easy reach. In addition to this I located a cupboard at the front of the store, opposite the counter, which contained Gin and Vodka. There was no lock on the cupboard, and it was easily accessible. Again, this is in breach of the licence conditions.

Police confirm they support this review and the actions of the council and support the objective of having the licence for the premises removed.

Kind regards,

Steve

#### **PC 2705 Steven MELLOR**

**Alcohol Licensing Officer, West Mercia Police** 

West Mercia Police, The Wheatlands, Bridgnorth, Shropshire. WV16 5BD

Mobile: Direct dial:

Always dial 999 in an emergency.

You can report non-urgent crime via our website <a href="https://www.westmercia.police.uk/">https://www.westmercia.police.uk/</a> or by calling 101.



#### Daud, Tayyibah

From:

Sent:

16 April 2025 16:22

To:

Licensing Team

Cc:

Singh, Amitabh

**Subject:** Premier, 99a Newport High Street - Review of the premises licence

Good afternoon,

On behalf of the Licencing Authority I have reviewed the application for the review of the premises licence for Premier, 99a High Street, Newport.

I fully support the application to revoke the premises licence due to the lack of proper management, breach of licensing conditions and DPS not on the premises or in control of the premises.

Routine Inspection was carried out on the 8th May 2024 as a result on 9th May 2024 a letter was sent to Premises Licence Holder (PLH) for breach of conditions and highlight the fact DPS does not have any management of the premises. The conditions that were not being complied with:-

- 1. The premises licence was not in store. The Licensing Act 2003 requires the licence, or a certified copy of the licence, to be kept on the premises.
- 2. The premises licence summary was not on display. The Licensing Act 2003 requires the premises licence summary to be prominently displayed at the premises.
- 3. There are no staff training records in relation to the sale of alcohol, this is a breach of the licence conditions.
- 4. There is no CCTV installed or in operation, this is a breach of the licence conditions.
- 5. There are no risk assessments in place concerning public safety, this is a breach of the licence conditions.
- 6. No A3 Statutory Notice was on display stating that it is illegal to sell tobacco products to anyone under the age of 18, as required by the Children and Young Persons (Protection from Tobacco) Act 1991.

In addition, during the inspection we did also discuss the role and responsibilities of the Designated Premises Supervisor (DPS). As explained, the DPS is the person who holds responsibility for authorising all sales of alcohol under the premises licence and therefore the DPS would ideally be someone who is in day to day management of the store. The Premises Licence Holder (you) has responsibility for naming the DPS. The premises licence currently lists Catherine Chilton as the DPS however during our discussion you seemed unaware of who Mrs Chilton is and confirmed she is not involved in the day to day running of the store. We would strongly recommend that you, as the Premises Licence Holder, appoint a suitable person as DPS

Re-visit was carried out on 14th August and as a result a letter was sent on 23rd August 2024 to PLH stating 3 of the above breaches were still outstanding.

- 1. There are no staff training records in relation to the sale of alcohol, this is a breach of the licence conditions.
- 2. There is no CCTV installed or in operation, this is a breach of the licence conditions.
- 3. There are no risk assessments in place concerning public safety, this is a breach of the licence conditions.

Still no contact or evidence of the nominated DPS was involved in the premises and no application had been received to change the DPS

Another visit was carried out on 21<sup>st</sup> October and as a result a letter was sent to PLH on 24th October 2024 that there were still outstanding breaches of licensing conditions and PLH had altered the Premises Licence Summery by covering up the PLH's address. This in an offence under the Licensing Act 2003.

On 20<sup>th</sup> November 2024 a joint visit with the police regarding alledged under aged sales, advice was given and told to operate "Challenge 25".

On 25<sup>th</sup> February 2025 a complaint was received by a parent that her 17 year old son had been to Premises and was sold a bottle of wine.

Officers of the Licensing Authority are extremely concerned that Mr Paris does not have a solid understanding or regard for his premises licence conditions or the Licensing Act 2003 in general. Mr Paris seems unfamiliar with the level of responsibility he has in becoming a premises licence holder and the Licensing Authority has no confidence that Mr Paris is a responsible retailer. In addition, Officers of the Licensing Authority are concerned that the named DPS, Catherine Chilton, has no direct involvement with the premises or the management of the business, in fact on first inspection Mr Paris seemed completely unaware of who this person is.

For the above reasons, the Licensing Authority fully support the revocation of this licence.

Kind regards, Emma

Mrs Emma Lister-Trowell
Senior Compliance Officer - Night Time Economy
Telford & Wrekin Council
Registrars, Public Protection, Legal & Democracy Policy & Governance
Tel: 01952 381818
Direct dial:

Mob

E-mail: nighttimeeconomy@telford.gov.uk

www.telford.gov.uk



# Appendix 6

#### Owen, Helen

From: IE Licensing and Compliance Applications

<IE.licensing.applications@homeoffice.gov.uk>

**Sent:** 24 March 2025 16:29

To: Licensing Team; Health Protection Food Team; Health Protection Hub; Independent

safeguarding BSO's; POLICE SEPT 2024 (alcohol.licensing@westmercia.police.uk);

licensingapplications@shropshirefire.gov.uk; Night Time Economy;

planning.enforcement; protection, public; TSduty; IE Licensing and Compliance

Reviews

**Subject:** RE: Application for the review of a premises licence

CAUTION: This email originated from outside Telford & Wrekin Council's network. Do not click links or open attachments unless you are sure the content is safe.

Good afternoon,

Thank you for providing your submission on the above premises. Having searched our databases, we can find no recent record of any Immigration offences in relation to the above premises, therefore Immigration Enforcement will not be making any representations at this time.

Regards
Paul Wynter
Alcohol and LNR Team
Interventions & Sanctions Compliance
Immigration Enforcement

From: Licensing Team < Licensing. Team@telford.gov.uk>

Sent: 20 March 2025 16:37

To: Licensing Team <Licensing.Team@telford.gov.uk>; Health Protection Food Team <Food@telford.gov.uk>; Health Protection Hub <HealthProtectionHub@telford.gov.uk>; Independent safeguarding BSO's <independentsafeguardingbsos@telford.gov.uk>; POLICE SEPT 2024 (alcohol.licensing@westmercia.police.uk) <alcohol.licensing@westmercia.police.uk>; licensingapplications@shropshirefire.gov.uk; Night Time Economy <nighttimeeconomy@telford.gov.uk>; planning.enforcement <planning.Enforcement@telford.gov.uk>; protection, public <public.protection@telford.gov.uk>; TSduty <TSduty@telford.gov.uk>; IE Licensing and Compliance Reviews <IE.licensing.reviews@homeoffice.gov.uk>

Subject: Application for the review of a premises licence

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Do you trust this email? This email originated from outside the Home Office, or came from a Home Office system that has not been certified. Please exercise caution before opening attachments or clicking on links within this email or any suspicious email, particularly from unknown senders.

Good Afternoon,

Licensing Act 2003 – Application for the review of a premises licence Newport Premier, 99A High Street, Newport, TF10 7AY

Please be advised that The Licensing Team have received an application for the review of a premises licence under the Licensing Act 2003 by Telford and Wrekin Council's Trading Standards Department for the above premises.

A copy of the application form is attached for your consideration.

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Should you wish to make any representations, please find attached a representation form to complete and email back to licensing@telford.gov.uk . Closing date for all representations is **17 April 2025**.

If you have any questions concerning the application or any issues opening the files, please contact me either by email or directly by phone.

Thank you,

Miss Tayyibah Daud Licensing Technical Officer Neighbourhood and Enforcement Services Telford & Wrekin Council Telephone: 01952 384933 www.telford.gov.uk

# Daud, Tayyibah

From: Roberts, Matthew

Sent: 01 April 2025 15:36

To: Licensing Team

**Subject:** PE/2025/0213 - 99A High Street, Newport, Shropshire, TF10 7AY

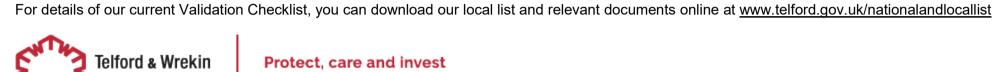
Good afternoon,

I write with regard to the above enquiry. I can confirm that the LPA have no comments to make.

Kind regards
Matthew Roberts
Planning Assistant
Property & Investment
Telford & Wrekin Council



| Main Line: 01952 380380



**Co-operative Council** 

Protect, care and invest to create a better borough

