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**From:** Martin Williams  
**Sent:** 21 March 2019 12:12  
**To:** Compliance Direct; Councillor Gareth Moore; bw\_licensing@west-midlands.pnn.police.uk  
**Cc:** Licensing  
**Subject:** TRADING STANDARDS : Supporting Evidence - Extra Supermarket, 187 High Street, Erdington -  
**Attachments:** supportingEvidence- Paromstor.pdf

Dear All,

Please see attached evidence to support Trading Standards objections to grant of new licence to Extra Supermarket 187 High St Birmingham.

(please treat the items as confidential and do not disclose to third parties)

1. Companies House extract – Paromstor Ltd
2. Court extract – Paromstor Ltd
3. Licence review extract – Paromstor Ltd
4. Licensing sub-committee decision – Extra Supermarket
5. Officers notebook extract – M.Williams 24/05/18

Kind regards,

Martin Williams  
Trading Standards Officer  
Birmingham Trading Standards  
P O Box 16586  
Birmingham  
B33 3EH

0121 303 9144

[www.birmingham.gov.uk/tradingstandards](http://www.birmingham.gov.uk/tradingstandards)

 Follow @bhamts

CAB Consumer Advice Line: 08454 04 05 06

CAB Website: <http://www.adviceguide.org.uk/>

Fair Regulation for all - achieving a safe, clean, green and fair trading city for residents, business and visitors

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# Companies House

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(<http://resources.companieshouse.gov.uk/serviceinformation.shtml#compinfo>)

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## PAROMSTOR LIMITED

Company number **09701520**

Date	Type	Description	View / Download
27 Sep 2018	AA	<b>Total exemption full accounts</b> made up to 31 December 2017	(4 pages) Download <a href="https://beta.companieshouse.gov.uk/company/09701520/filing-history/MzlxNTYwNzY3NGFkaXF6a2N4/document?format=xhtml&amp;download=1">iXBRL</a> ( <a href="https://beta.companieshouse.gov.uk/company/09701520/filing-history/MzlxNTYwNzY3NGFkaXF6a2N4/document?format=xhtml&amp;download=1">https://beta.companieshouse.gov.uk/company/09701520/filing-history/MzlxNTYwNzY3NGFkaXF6a2N4/document?format=xhtml&amp;download=1</a> )
27 Sep 2018	CS01	<b>Confirmation statement</b> made on 23 July 2018 with updates	(4 pages)
10 Sep 2018	AP01	<b>Appointment</b> of Mr Jiger Rashmilkant Patel as a director on 1 August 2018	(2 pages)
16 Aug 2018	TM01	<b>Termination of appointment</b> of Roman Koloda as a director on 9 August 2018	(1 page)
03 Jul 2018	TM01	<b>Termination of appointment</b> of Ashish Patel as a director on 3 January 2017	(1 page)
21 Dec 2017	AD01	<b>Registered office address changed</b> from 68-69 Shireland Road Extra Supermarket Smethwick West Midlands B66 4RQ United Kingdom to Victoria House 18 Dalston	(1 page)

1BU on 21 December  
2017

21 Sep 2017	AA	<b>Total exemption full accounts</b> made up to 31 December 2016	(4 pages) <a href="#">Download IXBRL</a> ( <a href="https://beta.companieshouse.gov.uk/company/09701520/filing-history/MzE4NTkxOTcxNmFkaXF6a2N4/document?format=xhtml&amp;download=1">https://beta.companieshouse.gov.uk/company/09701520/filing-history/MzE4NTkxOTcxNmFkaXF6a2N4/document?format=xhtml&amp;download=1</a> )
14 Sep 2017	AP01	<b>Appointment of</b> Rashmikan Patel as a director on 31 August 2016	(2 pages)
31 Jul 2017	CS01	<b>Confirmation statement</b> made on 23 July 2017 with updates	(4 pages)
27 Jul 2017	PSC04	<b>Change of details for Mr</b> Rasmikan Patel as a person with significant control on 31 August 2016	(2 pages)
27 Jul 2017	PSC07	<b>Cessation of Jiger</b> Rashmikan Patel as a person with significant control on 31 August 2016	(1 page)
23 Sep 2016	AA	<b>Accounts for a dormant company</b> made up to 31 December 2015	(2 pages) <a href="#">Download IXBRL</a> ( <a href="https://beta.companieshouse.gov.uk/company/09701520/filing-history/MzE1ODA4MzY5M2FkaXF6a2N4/document?format=xhtml&amp;download=1">https://beta.companieshouse.gov.uk/company/09701520/filing-history/MzE1ODA4MzY5M2FkaXF6a2N4/document?format=xhtml&amp;download=1</a> )
22 Sep 2016	AA01	<b>Previous accounting period shortened</b> from 31 July 2016 to 31 December 2015	(1 page)
01 Aug 2016	CS01	<b>Confirmation statement</b> made on 23 July 2016 with updates	(7 pages)
24 May 2016	SH01	<b>Statement of capital</b> following an allotment of shares on 22 May 2016	(3 pages)

• GBP 100



Companies House

**PSC07** (ef)

**Notice of ceasing to be a person  
with significant control (PSC)**

Company Name: **PAROMSTOR LIMITED**

Company Number: **09701520**



Received for filing in Electronic Format on the: **27/07/2017**

X6BKXXWQ

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**Cessation Details**

Date ceased: **31/08/2016**

Name: **JIGER PATEL**

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**Authorisation**

Authenticated

This form was authorised by one of the following:

Director, Secretary, Person Authorised, Liquidator, Administrator, Administrative Receiver, Receiver, Receiver manager, Charity Commission Receiver and Manager, CIC Manager, Judicial Factor.

**PAROMSTOR LTD**

10 offences of placing food on the market which was unsafe, namely packs of bacon, salami, Parowski Szkolne, Krasno Parky, Majka Mandlova, Pastika S Husim Jatty, Paktariska, Spilua provansas majonese, Zottarella Basilikum and Mullmilch, were on display for sale at Extra Supermarket, 187 High Street, Erdington, Birmingham which were past their "use by" dates  
**Food Safety and Hygiene (England) Regs 2013**

H Carrington

8773490

1<sup>st</sup> Hearing

As served with summonses  
LPT have endorsed copies

Officer Costs £406

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

Birmingham Trading Standards were informed by the local neighbourhood police team that they had received intelligence from a member of the public that a shop known as Extra Supermarket, 187 High Street, Erdington, Birmingham, B23 6SY was selling illicit cigarettes for £3.50 for a pack of 20 from under the counter. (This is in addition to a similar anonymous complaint received by Trading Standards earlier in the year)

On 24<sup>th</sup> May 2018 officers from Trading Standards and West Midlands Police visited the shop to follow up this complaint.

On inspection of the counter area Trading Standards Officer Martin Williams found 6 bottles of Soplica, 2 bottles of Krupnik and 6 bottles Zubrowka vodka under the counter that did not have customs stamps attached as required by law. All alcohol over 30% ABV must have a duty stamp and the duty duly paid.

On display amongst other products Officer Williams also found the following items on offer for sale; these items also didn't have the required duty paid stamp;

- 14 bottles of Zoladkowa vodka
- 5 bottles of Wyborowa vodka
- 5 bottles of Zubrowka vodka
- 8 bottles of Soplica vodka
- 5 bottles of Krupnik vodka

It appeared to be no coincidence that all of these brands had special offer price stickers attached to the shelf edge.

During the inspection a police officer went into the office at the back of the shop and disturbed a member of staff stuffing a rucksack with illicit cigarettes from a desk drawer; all of these cigarettes were illegal as they did not comply with the tobacco legislation and were also non-duty smuggled cigarettes.

The rucksack had 80 x 20 packs of illegal L&M cigarettes and 50 x 20 packs of illegal Marlboro cigarettes inside.

The open drawer had a further 10 x 20 packs of L&M cigarettes, 20 x 20 packs of illegal Pect cigarettes and 10 x 20 packs of illegal Rothman cigarettes. On the floor in a white bag were a further 13 x 20 packs of Pect cigarettes.

Also stored in this office were a further 90 bottles of various illicit non-duty paid vodka of the above brands. In another store room a further 43 similar bottles were found

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

In total 183 x 20 packs of illegal cigarettes and 184 bottles of illicit alcohol were found in the shop. These were seized for further investigation as they are illegal for sale in this country.

Also under the counter were 4 bottles of 95% spirit, whilst bearing customs stamps, officers were concerned that it was such high strength alcohol; the explanation that it was for cooking purposes seemed implausible.

A major concern is that this shop has only been open for 2 years but already appears to be on a course of illicit trading.

The shop management clearly knew they were selling illegal produce and went to lengths to hide the tobacco. They cannot have any concern for those they are selling to and contribute little to making Erdington High Street a better place. Their activities not only contribute to health issues around alcohol and tobacco misuse which is a problem in the Erdington area but also undermine legitimate traders who operate within the law.

The only conclusion is that they are only concerned with making an excessive profit by selling smuggled items.

The person who was serving on first entry did little to assist officers and had no personal licence to sell alcohol. There was clearly no sense of accountability or understanding of the obligations in serving alcohol or assisting responsible bodies.

Officers had little confidence with the staff and particularly management they met at the shop and together with the items seized feel that this premise should have its licenced revoked.

It is also noteworthy that during the visit the police officer in charge called out the fire service as there were serious concerns with fire escapes being blocked and issues with the fire alarm system.



**BIRMINGHAM CITY COUNCIL**

**LICENSING SUB-COMMITTEE - B**

**TUESDAY 14 AUGUST 2018**

**EXTRA SUPERMARKET, 187 HIGH STREET, ERDINGTON, BIRMINGHAM, B23 6SY**

That, having reviewed the premises licence held under the Licensing Act 2003 by Paromstor Ltd, in respect of EXTRA SUPERMARKET, 187 HIGH STREET, ERDINGTON, BIRMINGHAM B23 6SY, upon the application of the Chief Officer of Weights and Measures, this Sub-Committee hereby determines that the Licence be revoked, and that Mr Roman Koloda be removed as Designated Premises Supervisor, in order to promote the prevention of crime and disorder and public safety objectives in the Act.

The Sub-Committee's reasons for revoking the licence are due to concerns expressed by the Chief Inspector of Weights and Measures. A Trading Standards Officer attended the meeting and told the Members of the Sub-Committee about the bottles of illicit alcohol, and packets of illicit tobacco products, which had been discovered during an inspection of the premises carried out by Trading Standards Officers and West Midlands Police. The Sub-Committee was given full details of the illicit stock, which was found behind the counter and on the shop shelves. The details were as per the Report submitted. The alcohol products did not bear the 'duty paid' stamp as required by law, and were of entirely unknown provenance. The illicit cigarettes were being sold under the counter for £3.50 for a pack of 20.

Whilst Trading Standards Officers dealt with the discovery of items in the front of the shop, a Police Officer went to the back of the premises (as per the standard procedure), where he found a member of the shop staff stuffing further packets of illicit cigarettes into a rucksack. All in all, 183 packets of illicit cigarettes were discovered, and 184 bottles of illicit alcohol.

The Trading Standards officer observed that the shop had only been licensed to sell alcohol since 2016, yet in a very short time had slipped into entirely unlawful and unsafe practices. It was his recommendation that the licence should be revoked as the premises was incapable of upholding the licensing objectives.

West Midlands Police and Public Health made written representations supporting this proposed course, confirming that the sale of these illicit products was in direct contravention of the licensing objectives - in particular, it undermined the prevention of crime and disorder objective, but there were also general safety concerns about the consumption of illicit products by consumers.

The Sub-Committee had grave concerns about the manner in which this relatively new premises had been operating, and therefore paid close attention to the



submissions of Mr Roman Koloda, who attended the meeting and addressed the Sub-Committee. Mr Koloda was both the Designated Premises Supervisor, and a Director of the company which held the Premises Licence.

Mr Koloda stated that he had not been aware of what was being sold in the shop, yet he was the Designated Premises Supervisor. He stated that there had been an inability to keep control of the staff; as a result of the inspection, those staff had been given notice and told to leave. The shop had employed eleven members of staff in total. Mr Koloda stated that he was at the shop for about two hours a week. He stated that he did walk around the shop when he visited, but that he had 'missed' the illicit stock due to 'negligence'.

When the business started in 2016, Mr Koloda had been responsible for buying the alcohol stock, and had bought it from a legitimate cash & carry premises. However, over time, the responsibility for dealing with the alcohol stock had been passed to a member of the staff. Mr Koloda stated that following the inspection by Trading Standards, he had called a meeting to ask how the illicit stock had come to be on the shelves; the staff had 'all blamed each other'.

After hearing all the evidence, Members of the Sub-Committee determined that the sale and storage of illicit alcohol and tobacco was indeed so serious that it could not be tolerated, and therefore resolved to revoke the licence as recommended by the Chief Officer of Weights & Measures. The Sub-Committee agreed with Trading Standards that the operation had been managed in a way that was not merely irresponsible, but also illegal. A determination to revoke would follow the Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. There were no compelling reasons to depart from the Guidance on this occasion.

Mr Koloda's explanations did not inspire any confidence whatsoever that the management at the premises understood the licensing objectives. This warranted the removal of the Designated Premises Supervisor.

The Members of the Sub-Committee gave consideration as to whether they could modify the conditions of the licence, or suspend the licence for a specified period of not more than 3 months, but were not satisfied given the evidence submitted that the licensing objectives would be properly promoted following any such determination, for the reasons set out above.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State, the application for review, the written representations received and the submissions made at the hearing by the Chief Inspector of Weights & Measures, West Midlands Police, Birmingham City Council Public Health, and the Designated Premises Supervisor.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision. The determination of the Sub-Committee does not have effect until the end of the twenty-one day period for appealing against the decision or, if the decision is appealed against, until the determination of the appeal.

21/5/18

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



24/5/18 Me Rept  
 Met Phil Quinn  
 went to Ealing Police St  
 for briefing days job -  
 PCSO Sue Haskins 30886  
 said she had recent intel on  
 a person she knows that Extra  
 Supermarket 187 High St BZ  
 sells illicit cigarettes.  
 She went into shop and PCSO  
 said do you know more and  
 asked if shop they are  
 either 75.50 or 100.00  
 but she did not buy any on  
 this occasion. Also mentioned  
 they had had anti social  
 issues outside the shop.  
 Phil Quinn and I traveled  
 to Extra Supermarket  
 187 High St along with Phil  
 Quinn PC Ellis 5152  
 PC 1913 Sample.

At 9.33 am there was only one Asian woman behind the counter at Front Wing of shop. I explained to her we were there to inspect shop for tobacco, alcohol and Potash. Filled out Premix Search Book N° 136 with details of shop - gave her name as Bindi Patel dob 25/8/61 but refused to sign each book and said she was only a shop worker but transcribed she was the owners mother - she called for an Asian Man who gave name Rashmi Patel 16/12/61 said was her husband, both gave their addresses

There were also several 141  
 Eastern European people working at back of shop on meat counter etc. They were both not very helpful. I gave Bindi Patel a copy of the Notice of Powers Form and went behind the counter. Ms Patel said they did not sell cigarettes but I looked in places behind the counter. Under the counter I found 6 bottles Toplica Vodka w/o customs stamps 2 bottles Krupnik also w/o stamps and 2 bottles Zubrovka Vodka also without customs stamps that should have had and so were non-duty smuggled items.

When the called  
 is the hotel shop where  
 a police officer said he  
 stopped an employee  
 loading cigarettes from  
 the desk drawer into a  
 suitcase that was open  
 on the desk.

The cigarettes were all  
 foreign labelled mostly  
 non standard packs  
 and were:

80 x (2) L&M in bag  
 50 x (2) Marlboro " "  
 20 x (2) Peck in drawer  
 10 x (2) Rothmans in drawer  
 10 (20) L&M in bag drawer  
 and in other bags on floor  
 13 x (2) loose pack Peck  
 cigarettes these were  
 listed on seized warrant sheet  
 and sealed in bag as follows  
 06053422

Also in this office  
 at the rear side were a  
 lot of boxes of alcohol  
 I inspected looking for  
 three bottles 30% Abv  
 and one which need custom  
 stamps

There was selected to be  
 seized:

Box 12 Zubrowka Vodka  
 40% - handth desk

Box 12 Krupnik Vodka  
 40% bricko corner

9 x Soplira Vodka 40%

2 x Zoladkova Vodka

1 x Zubrowka Vodka

Case 12 Krupnik Vodka  
 32% abv

These were all listed in warrant

Also

Case 12 Krupnik Vodka

11 Zoladkova vodka

~~14 x Zoladkova Vodka~~ <sup>140</sup>

Also

46 x Wyborowa Vodka

11 x Sopliza Vodka

From which I will take some

Then we went back to the front of the shop and I examined the bottles and display on the shelf and took some photos with my work phone.

And I removed the following items that were full size bottles but smaller than 30% when I should have had

Customs stamps I also noticed many of these had special OCC prices attached below

3000,

14 x Zoladkova Vodka

5 x Wyborowa vodka <sup>145</sup>

5 x Zubrowka vodka

8 x Sopliza Vodka

5 x Krupnik Vodka

~~8 x Wyborowa vodka~~

11 x Sopliza vodka <sup>140</sup>

These were all sold at

tags as per noted in search book

just before 10:00 am. Mr

Tiger Patel arrived who

said he was the manager

and his details as 27/6/85

address

He said he had a personal

license to sell alcohol but not

his father & mother. A few

minutes later another man

came who said he was the

company secretary of the

business. Mr Roman Kolod

he said he had a personal



licence but would go  
and get it to show us  
his phone.

We then went to the  
cupster's store room but  
did not find any illicit  
items at all. Mr Patel  
came up to us and then  
we got Mr Patel to sign  
for all the items that we  
had listed on the seized  
propaganda and he took  
them. He also said he  
could provide invoices and  
said we would need to sign  
and reconcile this with the seized  
items list. Then the police  
officers advised us to  
search storage area  
P2 unit and I went in

and found

147

Whites Zolachova Vodka  
G. bottle Krupnik vodka  
12 " Sopolica vodka  
11 more Sopolica vodka  
and another bottle Zubrovka  
Vodka

Another page of the search  
register was filled in with  
these items which was signed  
in bags as per record and  
Mr Patel signed and was  
given this third page as  
accept for items seized.

The Police Officer then helped  
us load all the seized bags  
into Police van outside shop.  
Mr Kolodex then returned  
and showed his press licence  
and I explained to him that  
Mr Patel had accepted