

## Appendix 3

### Proposed Enforcement Programme for 2023 / 2024.

To address the issues of underage sales of age restricted products and illicit / non-compliant products.

#### Underage Sales

Activity	Legislation	Lead	Partnerships	Outcomes
Investigation of all consumer and trader complaints relating to the sale and supply of age restricted products	Legislation enforced by the service and products included in Appendix 1	Consumer Safety Manager and Consumer Safety Team of the Community Protection Service		<p>No. of complaints received by product type</p> <p>No. Traders advised / brought back into compliance</p> <p>No. Test Purchase attempts / failures</p> <p>No. of formal sanctions prosecution / Licence reviews</p>
<p>Tackling underage sales of Alcohol from off licence premises</p> <p>Seeking Licencing Committee Reviews of non-compliant premises where appropriate.</p>	Licensing Act 2003	Consumer Safety Manager and Consumer Safety Team of the Community Protection Service	Police Licenced Economy Team Combatting Drugs and Alcohol Group Licensing Responsible Authorities Group.	<p>Test purchases undertaken Test Purchase attempts / failures</p> <p>No. of formal sanctions prosecution / Licence reviews where appropriate.</p>

Tackling underage sales of Tobacco - cigarettes and hand rolling tobacco	Children and Young Persons (Protection from Tobacco) Act 1991 Children and Young Persons Act 1933	Consumer Safety Manager and Consumer Safety Team of the Community Protection Service	DCC Public Health County Durham Tobacco Alliance FRESH NE Intelligence from the Keep it Out Campaign	No. Traders advised / brought back into compliance  No. Test Purchase attempts / failures  No. of formal sanctions prosecution / Licence reviews
E Cigarettes and Vapes  Raising awareness across retailers as to their legal obligations as to the legal age limit on sales.  Undertaking intelligence led test purchasing to test compliance	Nicotine Inhaling Products (Age of Sale and Proxy Purchasing) Regulations 2015	Consumer Safety Manager and Consumer Safety Team of the Community Protection Service	DCC Public Health County Durham Tobacco Alliance  Implementation of a new Government initiative - Dept Health and Social Care initiative being set up to tackle underage vaping and supporting local authority enforcement and intelligence sharing	No. Traders advised / brought back into compliance  No. Test Purchase attempts / failures  No. of formal sanctions prosecution / Licence reviews
Providing retailer training on underage sales as a way of supporting businesses meet their legal obligations.	Legislation Listed in Appendix 1	Consumer Safety Team		No. of initiatives delivered

Deliver an awareness raising and compliance project on corrosive substances subject to the controls of the Offensive Weapons Act 2019	Offensive Weapons Act 2019	Consumer Safety Team		Report of activity undertaken and finding as to compliance
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### Tackling Illicit Products

Activity	Legislation	Lead	Partnerships	Outcomes
<p>Intelligence led approach to tackling the supply of illicit tobacco products – cigarettes / hand rolling tobacco</p> <p>Working in partnership with the Police and other enforcement agencies to identify and disrupt the involvement of organised criminality in the illicit tobacco supply chain.</p> <p>This work is supported via regional funding by HMRC through Operation CeCe.</p>	<p>Trade Marks Act 1994</p> <p>The Tobacco and Related Products Regulations 2016</p> <p>Standardised Packaging of Tobacco Products Regulations 2015</p>	<p>Special Investigations Team</p> <p>Consumer Safety Team</p> <p>of Community Protection Service</p>	<p>DCC Public Health County Durham Tobacco Alliance HMRC – Operation CeCe Regional Intelligence Network – North East Trading Standards</p>	<p>No. of complaints received.</p> <p>No. Traders advised / brought back into compliance</p> <p>Test Purchase attempts / failures</p> <p>No. of formal sanctions prosecution / Licence reviews</p>

This assists with test purchase operations and tobacco detection dogs.				
Tackling non-compliant nicotine inhaling Products – vapes and E Cigarettes – removing from the market – seizure and surrender	The Tobacco and Related Products Regulations 2016	Consumer Safety Team Special Investigations Team	DCC Public Health County Durham Tobacco Alliance	Test purchases undertaken  No. of non-compliant products seized.  No. of formal enforcement actions taken
Responding to any changes in the law relating to the retail sale of nitrous oxide products which may be introduced and fall within the remit of the service	Current controls exist under  Psychoactive Substances Act 2016	Consumer Safety Team	DCC Public Health Durham Constabulary	Intelligence passed to partners unless a specific enforcement role is placed upon local authorities.