

Appendix 2

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.

I David Lodge acting on behalf of West Yorkshire Trading Standards Service

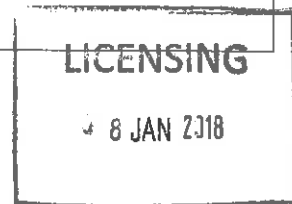
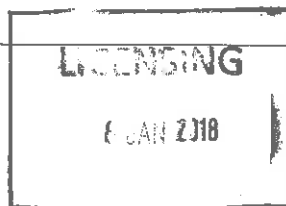
apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description International Foods, 510-514 Great Horton Road	
Post town Bradford	Post code (if known) BD7 3HH

Name of premises licence holder or club holding club premises certificate (if known) Rebaz Zaver

Number of premises licence or club premises certificate (if known)



Part 2 - Applicant details

I am

Please tick yes

1) an interested party (please complete (A) or (B) below)

- a) a person living in the vicinity of the premises
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises

- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address West Yorkshire Trading Standards Service PO Box 5 Nepshaw Lane South Morley Leeds LS27 7JQ (Case Officer: David Clutterbrook)
Telephone number (if any) 0113 3939874
E-mail address (optional) david.clutterbrook@wyjs.org.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|-----------------------------------------|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

The facts of the case are as follows:

The retail premises, International Foods, 510-514 Great Horton Road, BD7 3HH was known to West Yorkshire Trading Standards Service (WYTSS). Intelligence received by WYTSS indicated that the business was dealing in illegal tobacco. This action risks the health of many local citizens whilst subsequently depriving the exchequer of duty.

Having received complaints that International Foods was dealing in illegal tobacco, WYTSS carried out an inspection on the 29/10/2015 and found 6260 sticks of illegal cigarettes concealed under the counter and 2450 grams of illegal hand rolling tobacco.

WYTSS continued to receive complaints about the business and on the 10/08/2017 WYTSS officers entered and found 2180 sticks of illegal cigarettes behind the counter.

The proceeds of course all going to the trader with no duty being paid.

The owner of this store has supplied illegal tobacco products and has shown a blatant disregard for the law. The supply of illegal tobacco causes genuine businesses to lose income which in turn effects the local economy as genuine

businesses pay rent, rates, employ local people and buy products and services from other local businesses.

WYTSS, as a Responsible Authority, considers the matters outlined above to be extremely serious. In these circumstances WYTSS considers that they have no option other than to seek a review of the Premises Licence and would recommend a full revocation of the licence.

Please provide as much information as possible to support the application
(please read guidance note 2)

Please see attached package of papers to support this submission:

Section 9 Statements from:

Babul Hussain

Noreen Akhtar

Copy of seizure 29/10/2015

Copy of Code B Notice of Powers and Rights 29/10/2015

Copy of sign over 10/08/2017

Copy of Code B Notice of Powers and Rights 10/08/2017

Photographs of Seized Tobacco

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--	--	--

If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

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 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date

03-01-18

Capacity

HEAD OF SERVICE

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

David Lodge: Head of Trading Standards
Nepshaw Lane South
Morley

Post town
Leeds

Post Code
LS27 7JQ

Telephone number (if any) 0113 3939704

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) david.lodge@wyjs.org.uk

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this

application.



Statement of: Noreen AKHTAR

Age of witness: (if over 18 enter 'over 18')


Over 18

Occupation:

Enforcement Officer

This statement (consisting of 1 page each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated: 14th November 2017

Signature: 

I am employed by West Yorkshire Trading Standards service as an Enforcement Officer. I am an authorised officer for the provisions of the Trade Marks Act 1994, Tobacco & Related Products Regulations 2016, The Standardised Packaging of Tobacco Products Regulations 2015 and The Consumer Rights Act 2015.

On Thursday 29th October 2015 entered the premises of International Foods 512-514 Great Horton Road, Bradford. A search of the premises was carried out and 2 small bags containing illicit tobacco behind the counter.

A search of the premises was also carried out by Jack and Buster, Wagtail UK specialist tobacco detection dogs. Both gave a positive indication in a corner behind the counter. Having accessed this area, more illicit tobacco was found.

All illegal tobacco products found at the premises were seized.

Following information given to the police and positive indications again from the tobacco detection dogs, entry was gained into a Black golf, VRM FG05 JVY believed to be linked to the business. A quantity of illicit tobacco was removed from the boot of this vehicle.

NOTE : If statements are typed double spacing should be used.
One side only of this paper should be used.

(Signed) 

Dated..... 14/11/17 Page 1 of 1



Statement of: Babul Hussain

Age of witness: (if over 18 enter 'over 18') Over 18

Occupation: Regulatory Compliance Officer

This statement (consisting of 1 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated: 23/10/2017

Signature:

I am a Regulatory Compliance Officer employed by West Yorkshire Trading Standards Service (WYTSS). I am an authorised officer for the purposes of the Trade Marks Act 1994, Consumer Protection Act 1987 and the Tobacco and Related Products Regulations 2016.

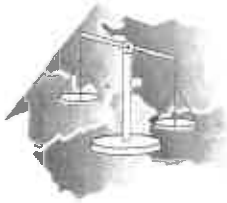
On the 29/10/2015 I entered the premises of International Foods, 510-514 Great Horton Road, BD7 3HH, and found 6260 sticks of illegal cigarettes concealed under the counter and 2450 grams of illegal hand rolling tobacco which were also concealed under the counter. Some of the tobacco was counterfeit and some of them were foreign labelled and non-duty paid.

On the 10/08/2017 WYTSS I entered and found 2180 sticks of illegal cigarettes behind the counter in a box. Some of the cigarettes were counterfeit and some of them were foreign labelled and non-duty paid.

NOTE : If statements are typed double spacing should be used.
One side only of this paper should be used.

(Signed) ... 23/10/17

Dated... .. 1 of 2
010911



**West Yorkshire
Trading Standards
Service**

PO Box 5, Nepshaw Lane South, Morley, Leeds LS27 0QP
Telephone: Leeds 0113 253 0241
Fax: 0113 253 0311
Email: info@wyjs.org.uk
 G. Hebblethwaite MTSI - Chief Officer



NOTICE OF POWERS AND RIGHTS

**ISSUED IN ACCORDANCE WITH PARAGRAPH 5.7 OF CODE B UNDER THE
POLICE AND CRIMINAL EVIDENCE ACT 1984**

Premise International Foods
 Address 512/514 Great Horton Road
Broadford BDF 3HF
 Name of Person Receiving Notice M. Abdulla Hassan Haj

INSPECTION USING STATUTORY POWERS

Under the Acts of Parliament listed below, an authorised Officer may, at all reasonable times and on production of his/her credentials if requested, enter any business premises and inspect any goods, and, if so authorised, inspect any weighing and measuring equipment.

This inspection visit is being carried out using statutory powers contained within the Acts indicated below. The Powers may vary between each Act.

- | | |
|------------------------------------------------------------------|-----------------------------------------------------------------|
| <input type="checkbox"/> Agriculture Act 1970 | <input type="checkbox"/> Prices Act 1974 |
| <input type="checkbox"/> Consumer Credit Act 1974 | <input checked="" type="checkbox"/> Trade Descriptions Act 1968 |
| <input checked="" type="checkbox"/> Consumer Protection Act 1987 | <input checked="" type="checkbox"/> Trade Marks Act 1994 |
| <input type="checkbox"/> Fair Trading Act 1973 | <input type="checkbox"/> Video Recordings Act 1984 |
| <input type="checkbox"/> Food Safety Act 1990 | <input type="checkbox"/> Weights and Measures Act 1985 |
| <input type="checkbox"/> Hallmarking Act 1973 | <input type="checkbox"/> |

The Officer is also authorised under the other statutes listed on his/her warrant card.

If during the inspection the Officer has reason to suspect that an offence may have been committed, then (s)he may wish to exercise additional statutory powers. Some of these additional powers have been summarised, as far as practicable, on the reverse of this Notice, together with a summary of your rights.

OFFICER IN CHARGE OF INSPECTION N. Aichele
 OTHER OFFICERS OR PERSONS PRESENT S. JACKSON
B. HUSSAIN, PCS106, PC6121
Sgt 3298. DATE 29/10/15 TIME 11-15 am/pm

CONSENT TO USE EQUIPMENT

With your permission, I wish to make use of equipment held on the premises, namely a till, scanner or other similar equipment, for the purpose of checking prices. You are not obliged to give consent and you must understand that any information produced may be used in evidence in any court proceedings.

I HEREBY CONSENT TO THE OFFICERS NAMED ABOVE USING EQUIPMENT HELD ON THESE PREMISES. I HAVE READ AND UNDERSTOOD THE WARNING ABOVE.

SIGNATURE.....
 NAME (CAPITALS)..... AGE 183024
 STATUS RELATIVE TO PREMISES.....



West Yorkshire Trading Standards

Nepshaw Lane South, Morley, Leeds, LS27 7JQ
t: 0113 253 0241
www.wyjs.org.uk/tradingstandards



This matter is being dealt with by:
Tel: 0113 393 3361

Email: *tradingstandards@wyjs.org.uk*

Consumer Rights Act 2015 - Entry Notice

To: *Restoration & Property*

Date: *20/01/2018*

Address: *57/58a Burnley Road
Burnley BL7 7JF*

This notice is given in compliance with:

Paragraph 23(6) of Schedule 5 to the Consumer Rights Act 2015 which requires written notice to the occupier (if present) when entering commercial premises.

Purpose of entry: Inspection of products, equipment and documentation.

Details of why entry is necessary: to carry out an inspection to check compliance with consumer legislation the officer (stated below) is authorised to enforce as detailed in schedule 5 of the Consumer Rights Act 2015 or to ascertain compliance with an undertaking or to ascertain whether goods are liable to be forfeit.

Obstruction offence: Obstructing a duly authorised officer is an offence. Obstruction includes where a person intentionally obstructs an officer; intentionally fails to comply with instructions given by an officer; without good reason fails to give an officer assistance or information reasonably required; makes a statement or a reckless statement which they know is false or misleading.

Signed: 
(Authorised officer)

Print Name: *T. F. ...*

Trading Standards Officer / Enforcement Officer



Certificate Number 125
ISO 9001



West Yorkshire
Trading
Standards Service
West Yorkshire Joint Services

Record of Property Seized

Section 21, Police and Criminal Evidence Act 1984

0225

Name and Address of Premises

1 THE GARDEN, ST. ALBANS, ST. ALBANS, HERTS. AL9 4AA

Name of the Occupier of the Premises

MR. J. H. BROWN

Item Location	Description of Item	
D	1000	
E	5	
F		
G		
H		
I		
J		
K		
L		
M		
N		
O		
P		
Q		
R		
S		
T		
U		

I declare that the above is a true record of property removed from the above premises

Signed

Occupier of premises

Investigating Officer

Signature

Time

Date

Should you have any queries in relation to the above please contact the Investigating Officer on: 0113 253 0241
write to: PO Box 5, Nepshaw Lane South, Morley, Leeds, LS27 0QP • Email: info@...



West Yorkshire
Trading
Standards Service

West Yorkshire Joint Services

Record of Property Seized

Section 21, Police and Criminal Evidence Act 1984

103744

0226

Name and Address of Premises: **AVANTAGE TRADING STANDARDS SERVICE**
 103744, 103744, 103744, 103744

Name of the Occupier of the Premises

Item Location	Description of Item	
1. MOTOR	46x20x24 (blue) Mercury 4HP	K00716194
2. VEHICLE	3x 500W Amps (100V) 1171	K00716194
3.	2x 500W Amps (100V) 40x20x20 (red) 51x50x20 (white)	K00716194
4.	2x 500W Amps (100V) 40x20x20 (red) 51x50x20 (white)	K00716194
5.	50x20x20 (white)	K00716194

I agree that the above is a true record of property removed from the above premises

Signed

Occupier of premises

Investigating Officer

Signature

Time

Date

Should you have any queries in relation to the above please contact the Investigating Officer on: 0113 253 0241
 write to: PO Box 5, Nephshaw Lane South, Morley, Leeds, LS27 0QP • e-mail: info@wys.org.uk • Fax: 0113 253 0314

23





29/10/2015 12:59

The image shows two packs of Minsk Capital cigarettes. The pack on the left is for men, and the pack on the right is for women. Both packs feature the brand name 'Minsk Capital' and a photograph of a woman. The text on the packs is in Russian.

Left Pack (Men):
Курение способствует
интенсивной андрогенизации
и женского бесплодия

Right Pack (Women):
Курение способствует
расстройству гипотонциии
и женского бесплодия

29/10/2015 13:01



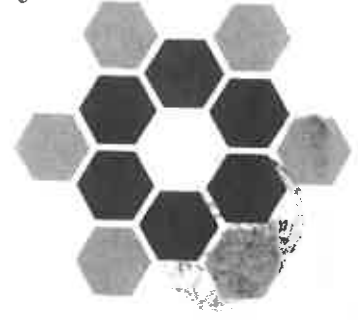
MASSACHUSETTS
FHG05 JVV

29/10/2015 14:10

Tobacco Notice

West Yorkshire Trading Standards

Nepshaw Lane South, Morley, Leeds, LS27 7JQ
Email: dutyofficer@wyjs.org.uk
Website: www.wyjs.org.uk/tradingstandards



Notice of Powers and Rights

Issued in accordance with paragraph 6.7 of Code B under the Police and Criminal Evidence Act 1984

Premises/Limited Company Name: International Foods.
 Address: 510-514, Great Horton Rd. Bradford BD7 3HH
 Name of Person Receiving the Notice: Aurelia Kudrakova 27/3/1984.
 Officer in Charge: B. Hussain.
 Date of Search: 10/8/17 Time Commenced: _____ Time Concluded: _____

Purpose of Search: Consent / Exercise of Powers/ Warrant

Legislation

- Agriculture Act 1970
- Consumer Credit Act 1974
- Consumer Protection 1987
- Fair Trading Act 1973
- Food Safety Act 1990
- Hallmarking Act 1973
- Prices Act 1974
- Trade Marks Act 1994
- Video Recordings Act 1984
- Weights and Measurers Act 1985
- Consumer Rights Act 2015
- Consumer Protection from Unfair Trading Regulations 2008
- Other

Consumer Rights Act 2015

Entry is necessary to carry out an inspection to check compliance with consumer legislation the officer stated is authorised to enforce as detailed in schedule 5 of the Consumer Rights Act 2015 or to ascertain compliance with an undertaking or to ascertain whether goods are liable to be forfeited.

Search by Consent – Searches not included in statutory powers

Areas Officers are consented to search:

I confirm that I am consenting to the search for the purpose of:

I am aware that I am not obliged to consent, that I can withdraw my consent at any time. Anything that Officers discover can be seized in evidence.

Name of person: _____

Designation: _____

Signature: _____

Reason consent withdrawn: _____

Time: _____

Time: _____

186057

Consent to Use Equipment

I consent to the above named Officer making use of equipment held on the premises, namely a till, scanner or other similar equipment, for the purpose of checking prices. I am aware that I am not obliged to give consent and understand that any information produced may be used in evidence in court proceedings.

Name of person: _____

Designation: _____

Signature: _____

Time: _____



FORFEITURE

NAME

Mr & Mrs [unclear]

DATE

10/8/12

ADDRESS

*510-514
Great Horton Rd RD4 2HT*

DATE OF BIRTH

7/13/86

Following items have been forfeited under the provision of The Trade Marks Act 1994 / or

- Sample No 108435*
- 5-20 EX HIRT (Adwards)*
 - 7-20 AS 2000 (Egault)*
 - 8-20 NE 20*
 - 10-20 Royal Red (W. 10000)*
 - 11-20 Mist Bis (W. 10000)*
 - 12-20 Jini Lig*
 - 13-20 LHM 20*
 - 14-20 Pyl*
 - 15-20 Omega PA*
 - 16-20 Meribis PA*
 - 17-20 Meribis Cell*
 - 18-20 Poshman*
 - 19-20 Richy*
 - 20-20 [unclear]*
 - 21-20 [unclear]*

Signed
(Authorised Officer)

I hereby declare that I give up my rights to the property listed above and agree to the West Yorkshire Trading Standards Service taking possession of the said property and disposing of it as they think fit.

5-20 LB Signed

Legislation

- Agriculture Act
- Consumer Care
- Consumer Protection
- Food Safety Act
- Healthcare Act
- Price Control Act

Consumer Rights Act
 Every consumer has the right to be informed about the goods and services they buy. This is to help them make choices that are in their best interests.

Search by Content
 Areas Covered: All areas of the law that affect consumers.

Let us know what you think
 Contact us on 0800 111 111

Name of product
 Signature
 Address

To Use This Form
 Fill in the details of the product you are buying and the retailer you bought it from.





