

**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 Mullins acting on behalf of West Yorkshire Trading Standards Service

**apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> 24 HR General Market 489-491 Little Horton Lane	
<b>Post town</b> Bradford	<b>Post code (if known)</b> BD5 9BY

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Mr Ali Zawad
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<b>Number of premises licence or club premises certificate (if known)</b> 217668
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**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) X
- 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 Mullins)
Telephone number (if any) 0113 5350000
E-mail address (optional) david.mullins@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 type="checkbox"/>            |

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

Mr Ali Zawad is the Premises Licence Holder and Designated Premises Supervisor (DPS) for the business trading as 24 HR General Market, 489-491 Little Horton Lane, Bradford, BD5 9BY. Mr Zawad has been DPS since 22<sup>nd</sup> October 2021, throughout the period covered by the activities described in this application. Mr Zawad is therefore responsible for ensuring the business operates in accordance with the terms of its premises licence and upholds the Licensing Objectives, particularly Prevention of Crime and Disorder, at all times.

The facts of the case are as follows:

The retail premises, **24HR General Market, 489-491 Little Horton Lane, Bradford, BD5 9BY** came to the attention of West Yorkshire Trading Standards Service (WYTSS) following information received which indicated that the business was selling illegal tobacco. The business is a limited company, 24 HR General Market Ltd, incorporated on 24/11/2020. The current director Mr Kadir Beshafa was appointed on 01/09/2021.

On 21st February 2022, a Trading Standards Officer in plain clothes attended the store to make a test purchase. A counterfeit packet of 20 Richmond cigarettes was purchased for £4.50. A male working at the store went out the front door and across to the boot of a car on the adjoining street to obtain the cigarettes. The normal price for this item is over £10, over £6.00 of which is Excise Duty.

On 24<sup>th</sup> March 2022, Trading Standards Officers conducted an inspection visit at the store. Working there was the business owner, Mr Beshafa. No illegal tobacco was found in the store but the keys for a car on the adjoining street were. Seized from the boot of this car was 390 x 20 packets of illegal cigarettes. It was explained to Mr Beshafa why the cigarettes were illegal and that it was an offence to sell them.

On 6<sup>th</sup> March 2023, a Trading Standards Officer in plain clothes attended the store to make a test purchase. A Counterfeit packet of 20 Lambert & Butler cigarettes was purchased for £3.00. The female working behind the counter obtained the cigarettes from a black carrier bag hung at the back of the counter.

On 8<sup>th</sup> March 2023, Trading Standards Officers conducted an inspection visit at the store. Illegal tobacco was recovered from black plastic bags hung behind the counter. The total seized from here was 36 x 20 packets of cigarettes & 5 x 50g pouches of hand rolling tobacco. There was also a car parked in a secure yard at the rear of the store, which was unlocked and had boxes of illegal tobacco on the rear seats. This tobacco was also seized. The total amount seized from the car was 363 x 20 packets of cigarettes and 41 x 50g pouches of hand rolling tobacco.

The tobacco products recovered during the visit are not labelled with the statutory health warnings required by the Tobacco and related products regulations 2016 and did not have the plain packaging as required by the Standardised Packaging of Tobacco Products Regulations 2015. Other

offences being committed include those under the Trade Marks Act 1994, Companies Act 2006 and Customs and Excise Management Act 1979. By committing these offences, the licence holder is clearly failing to uphold the licencing objective to prevent crime and disorder.

The statutory health warnings which are absent on these tobacco products include "Smoking Kills" and "Smoking seriously harms you and others around you". These warnings were implemented in an effort to enhance the public's knowledge about the dangers and risks of using such tobacco products. All cigarettes pose a major health risk and contain hundreds of poisons, including dozens of cancer-causing chemicals. Over half of long-term smokers die early of smoking related diseases.

The photographs taken at the time of the visit show how the illicit tobacco was stored in the shop ready for sale, with additional stocks stored in a vehicle close by to minimise the risk of being discovered.

The supply of cheap and illicit tobacco significantly undermines the government's policy of using tax to maintain the high price of tobacco and help reduce smoking.

By selling non packaging compliant cigarettes at around half the normal retail price, reducing the incentive for smokers to cut down and quit smoking, the premises licence holder is failing in its licencing objective to protect public safety.

Dealers in cheap and illicit tobacco products reap the financial benefits of supplying cheap cigarettes and tobacco at the expense of legitimate retailers by providing unfair competition to shops selling the genuine tax paid products. This may lead to honest retailers closing down and causing local economies to suffer.

The supply of illicit and counterfeit tobacco products costs the taxpayer over £2.5 billion per year in lost revenue.

The current Home Office Guidance issued under section 182 of the Licensing Act 2003 states: -

11.27 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises for certain stated activity and includes:

- for the sale or storage of smuggled tobacco and alcohol.

11.28 It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

By selling smuggled and counterfeit tobacco products the owners of this business have shown a blatant disregard for the law and licencing objectives. **West Yorkshire Trading Standards, as a Responsible Authority, considers the matters outlined above to be extremely serious and therefore recommends a full revocation of the premises 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:

A Woodward

G Liddicoat

J Bethell

Photographs of the 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

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

N/A

- 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 **X**
  - I understand that if I do not comply with the above requirements my application will be rejected **X**

**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 **16/08/23**

Capacity **RESPONSIBLE AUTHORITY**

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

David Mullins: Team Manager  
West Yorkshire Trading Standards  
Nepshaw Lane South  
Morley

**Post town**  
Leeds

**Post Code**  
LS27 7JQ

**Telephone number (if any)**

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) david.mullins@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

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

Additional Information to supplement the Application dated 16/08/23.

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>  24 HR General Market 489-491 Little Horton Lane	
<b>Post town</b> Bradford	<b>Post code (if known)</b> BD5 9BY

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>  Mr Ali Zawad
-----------------------------------------------------------------------------------------------------------------

<b>Number of premises licence or club premises certificate (if known)</b>  217668
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**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

<b>Name and address</b> West Yorkshire Trading Standards Service PO Box 5 Nepshaw Lane South Morley Leeds LS27 7JQ (Case Officer: David Mullins)
<b>Telephone number (if any)</b> 0113 5350000
<b>E-mail address (optional)</b> david.mullins@wyjs.org.uk

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

Mr Ali Zawad is the Premises Licence Holder and Designated Premises Supervisor (DPS) for the business trading as 24 HR General Market, 489-491 Little Horton Lane, Bradford, BD5 9BY. Mr Zawad has been DPS since 22<sup>nd</sup> October 2021, throughout the period covered by the activities described in this application. Mr Zawad is therefore responsible for ensuring the business operates in accordance with the terms of its premises licence and upholds the Licensing Objectives, particularly Prevention of Crime and Disorder, at all times.

Additional Information to supplement the Application dated 16/08/23.

The retail premises, **24HR General Market, 489-491 Little Horton Lane, Bradford, BD5 9BY** came to the attention of West Yorkshire Trading Standards Service (WYTSS) following information received which indicated that the business was selling cigarettes to children under the age of 18. On 3<sup>rd</sup> April 2023 a 15-year-old volunteer entered the shop to attempt a test purchase of cigarettes under the supervision of a Trading Standards Officer. The volunteer was able to buy a packet of 20 Richmond Kingsize cigarettes for £5, without being challenged or asked for identification to confirm they were over the age of 18. An investigation into an alleged criminal offence under the Children and Young Persons Act 1933, Section 7 is progressing.

Supporting Information:

Section 9 statement:

M Peat

**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 **30/08/23**

Capacity **RESPONSIBLE AUTHORITY**

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

David Mullins:  
Team Manager  
West Yorkshire Trading Standards  
Nepshaw Lane South  
Morley

**Post town**  
Leeds

**Post Code**  
LS27 7JQ

**Telephone number (if any)**

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

**WITNESS STATEMENT**

Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B

**Statement of:**

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

**Occupation:**

This statement (consisting of 2 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:**  **Signature:** A.Woodward

I am the above named person and I am a regulatory compliance enforcement Officer employed by West Yorkshire Trading Standards Service based in Leeds. I am an authorised officer for the purposes of the Trade Marks Act 1994, Tobacco and Related Products Regulations 2016, Standardised Packaging of Tobacco Regulations 2015 and the Consumer Rights Act 2015.

On 21st February 2022, I was in plain clothes when I attended the premises of the 24 HR General Market, 491 Little Horton Lane, Bradford, BD5 9BY in order to carry out a test purchase for illegal tobacco. I was in company with a colleague Jason Bethell who waited in our vehicle while I went to the store. As I approached the store I saw there was a male working there who was stacking items for display by the entrance door. I walked past him and went inside.

**NOTE :** *If statements are typed double spacing should be used. One side only of this paper should be used.* **(Signed)** A. Woodward

**Dated**.....13/04/2023..... **Page** of

To be completed if applicable: I, .....being unable to read the above statement I, .....of....., read it to him/her before he/she signed it. **Signed** ..... **Dated**.....

**WITNESS STATEMENT**

Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B

I approached the counter and asked to purchase a packet of Richmond cigarettes. There was another male working behind the counter, possibly of middle eastern descent who said "YES, OK" I then waited for about 3 or 4 minutes stood by the till. My view of the area behind the till was limited due to items on display on the sales counter. The male behind the counter then handed me a packet of Richmond cigarettes in blue packaging which I paid £4.50 for in cash then left the store.

The packet of cigarettes purchased did not conform to the Tobacco and Related Products Regulations 2016 and I suspect them to be counterfeit. The normal price for the cigarettes is around £11.50.

Upon leaving the store I turned left on foot intending to return to the vehicle I had travelled in, which was parked on a nearby street named SPICER STREET. As I was walking my attention was drawn to a vehicle parked adjacent to SPICER STREET on ADA STREET, at a distance of around 30 yards from the store. I noticed the vehicle because the vehicle had flat tyres and was in a state of disrepair, it did not appear to be roadworthy and looked like it had been parked on the street for quite some time. The vehicle was a Vauxhall Insignia in silver displaying the registration DY09 MJK.

A. Woodward

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

Dated.....13/04/2023..... Page of

To be completed if applicable: I, .....being unable to read the  
above statement I, .....of.....  
read it to him/her before he/she signed it. Signed ..... Dated.....






Statement of: Galena-Alixia Liddicoat

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

Occupation: Trainee Trading Standards Officer

This statement (consisting of 2 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: 06/04/23

Signature: 

I am a Trainee Trading Standards Officer employed by West Yorkshire Trading Standards Service based at West Yorkshire Joint Services, Nephshaw Lane South, Morley, Leeds, LS277JQ. I am an authorised officer for the purposes of the Trade Marks Act 1994, Tobacco and Related Products Regulations 2016, Standardised Packaging of Tobacco Regulations 2015 and The Consumer Rights Act 2015.

On 6<sup>th</sup> March 2023, I attended the premises of **24 General Market Ltd, 491 Little Horton Lane, Bradford, BD5 9BY**, to carry out a test purchase for illegal tobacco on behalf of West Yorkshire Trading standards. I was wearing plain clothes. Working behind the counter was a female. I describe her as being tanned, with short black hair, in her 30s, and looked as though she had used lip filler. I approached the counter and asked to purchase a packet of Richmond cigarettes. I was told that they did not have

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One side only of this paper should be used.

(Signed) 

Dated 5<sup>th</sup> April 2023 Page 1 of 2



WITNESS STATEMENT

Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B

any Richmond, but they had Lambert and Butler. I said that Lambert and Butler would be fine. She then reached under the counter and produced a packet of cigarettes from a black carrier bag behind the counter. I paid £3.00 for them and left the store. The cigarettes were sealed in a signed evidence bag and later placed in secure storage.

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

(Signed)



Dated 5<sup>th</sup> April 2023 Page 2 of 2

**WITNESS STATEMENT**


Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B

Statement of:

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

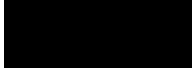
Occupation:

This statement (consisting of 3 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:  Signature: .....  .....

I am an Illicit Tobacco officer employed by West Yorkshire Trading Standards Service (WYTSS). I am an authorised officer for the purposes of the Trade Marks Act 1994, the Tobacco and Related Products Regulations 2016, the Standardised Packaging of Tobacco Regulations 2015 and the Consumer Rights Act 2015.

On 21<sup>st</sup> February 2022 I was in company with a colleague Adele Woodward when we attended at 24 HR General Market, 489-491 Little Horton Lane, Bradford, BD5 9BY to conduct a test purchase for illegal tobacco. I parked our vehicle on a street next to the store and waited in it while TSO Woodward went inside. As soon as she went in the front door a male emerged from the front of the store and walked across to a vehicle on the street where I was parked. He opened the boot of the vehicle and I could see it was full of bags and boxes. The male selected a small item from one

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One side only of this paper should be used.

Dated.....11/04/2023..... Page of 3

To be completed if applicable: .....being unable to read the above statement I, .....of....., read it to him/her before he/she signed it. Signed ..... Dated.....

**WITNESS STATEMENT**

Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B

Continuation Statement of: **Jason Lee BETHELL**

of the boxes which he kept in his hand as he closed the boot and walked back to the store. A few seconds after he went back into the store, TSO Woodward exited from it and walked back to our vehicle. We then left the area.

On 24th March 2022 I was in company with other Trading Standards and Police Officer's when I again attended at 24 HR General Market to conduct an inspection visit. Working at the store was the business owner Mr Kadir Beshafa. Inside the store there was no illegal tobacco but there was the keys to a car parked on the street where we had parked our vehicle to conduct the test purchase. Seized from the boot of this car was 390 x 20 packets of illegal cigarettes. I explained to Mr Beshafa why the cigarettes were illegal and that it was an offence to sell them.

On 8<sup>th</sup> March 2023 I again attended 24 HR General Market to conduct and inspection visit. Working at the store was a male and a female, both of who claimed to be just "helping out". The female said she would ring the boss, she made a phone call and Mr Beshafa attended at the store. I saw there was illegal tobacco items in black plastic bags, hung behind the counter. The total seized from here was 36 x 20 packets of cigarettes & 5 x 50g pouches of hand rolling tobacco. There was also a car parked in a secure yard at the rear of the store, which was unlocked and had boxes of illegal tobacco on the rear seats. This tobacco was also seized. The total amount seized

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(Signed) .....  .....

Dated.....11/04/2023..... Page of 3

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**WITNESS STATEMENT**

Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B

Continuation Statement of: **Jason Lee BETHELL**

from the car was 363 x 20 packets of cigarettes and 41 x 50g pouches of hand rolling tobacco. Mr Beshafa denied any knowledge of the vehicle and when asked about the illegal tobacco behind the counter stated "Well everybody does it".

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(Signed) .....  .....

Dated.....11/04/2023..... Page of 3

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Patente zabija - rzuc terazi

Minsk

PAK LEGKOGO

Lambert & Butler Original Silver

Smoking may reduce the blood flow and causes impotence  
Get help to stop smoking at [www.nhs.uk/quit](http://www.nhs.uk/quit)

Куріння вбиває

Patente zabija - rzuc terazi

WILSON & HEDGES BACCO

Biscollina Choco Roll

Biscollina









**WITNESS STATEMENT**


Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B

**Statement of:**

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

**Occupation:**


This statement (consisting of 3 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:**  **Signature:** .....  .....

I am employed as a Trading Standards Officer by West Yorkshire Trading Standards in the Safety section. I qualified as a Trading Standards Officer in June 1994. I am an authorised officer under The Children and Young Persons Act 1933.

The retail premises, **24 Hour General Store, 491 Little Horton Lane, Bradford, BD5 9BY** was known to West Yorkshire Trading Standards Service (WYTSS) because of intelligence and complaints regarding the sale of illicit cigarettes. Since 1<sup>st</sup> January 2022 three complaints concerning the sale of illicit cigarettes had been received. West Yorkshire Police Intelligence also suggested that this shop was selling to persons under the age of 18. West Yorkshire Police had requested WYTSS to carry out a test purchase at the premises.

On 3<sup>rd</sup> April 2023 I was working with my colleagues on an underage test purchasing operation. We were using a child volunteer test purchaser who was assisting WYTSS for the purposes of this exercise. The test purchaser was **15 years old**.

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Dated.....28/06/2023..... Page 1 of 2

To be completed if applicable: I, .....being unable to read the above statement I, .....of....., read it to him/her before he/she signed it. Signed ..... Dated.....

B4.0.9b 01/09/11

**WITNESS STATEMENT**

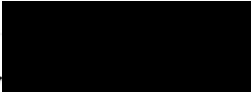
**Criminal Procedure Rules, r 27.2  
Criminal Justice Act 1967, S. 9  
Magistrates Courts Act 1980, 5B**

We then set off to carry out multiple test purchases. The test purchases were being carried out in Bradford. We arrived in **Little Horton Lane** at around 12-45 hrs and commenced with attempted test purchases. At 13-13 hrs I went into the premises **24 Hour General Store 491 Little Horton Lane, Bradford** and looked at products where I was able to see the test purchaser enter the premises shortly after and then moved closer to listen to the conversation when they had requested the cigarettes from behind the counter. I had a clear unobstructed view, and I could hear what was being said between the test purchaser and the seller. The test purchaser asked for a pack of Richmond cigarettes.. The seller asked for £5-00 which the test purchaser agreed to and the seller obtained the cigarettes from behind the counter. I observed the transaction between the seller and the test purchaser. At no time was any ID asked for by the seller behind the counter. The seller accepted the money and put the money in the till. I then witnessed the test purchaser leave the shop with the cigarettes.

. I asked the seller for the name of the owner who she said was called **Kadir** but had no further details, which I recorded in my notebook. I then informed the seller that the department would be in contact with the owner of the business and further action may be taken. We then left the premises and returned to the car.

On returning to the car, I allocated sample number **97242** to the **Richmond King Size cigarettes** and placed the cigarettes in evidence bag number **M17140331** which I sealed. On returning to the office the cigarettes were placed in the Safety Store for secure storage.

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(Signed) .....  .....

Dated.....28/06/2023..... Page 2 of 2

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