

Appendix 1



**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

Licensing Section
Mulberry Place(AH)
PO Box 55739
5 Clove Crescent
London
E14 1BY

**HT - Tower Hamlets Borough
HT - Whitechapel Police Station**

Licensing Office
Bethnal Green Police Station
12 Victoria Park Square
Bethnal Green
E2 9NZ

Telephone: 0208217 4118
Facsimile: 0208217 6688
Email: Andy.Jackson@met.police.uk
www.met.police.uk

Your ref:

Our ref:

10/3/2010

Dear Sir or Madam

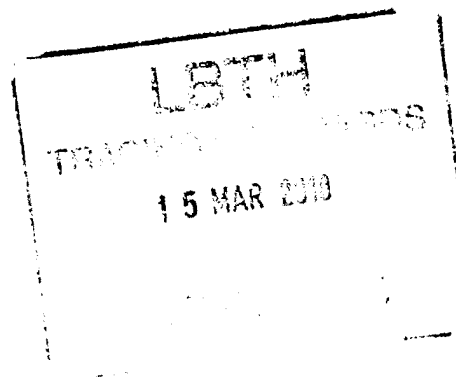
Please find enclosed a copy of the review under Sec 51 Licensing Act 2003 with regard to the following premise.

Buy To Save (also known as Roman Supermarket and London Food Centre). 407 Roman Road London E3 5QS.

I would be grateful if your could address any comments to the London Borough of Tower Hamlets' Licensing Team.

Yours sincerely,

**Andy Jackson
Police Licensing Officer.**





This form should be completed and forwarded to:

London Borough of Tower Hamlets,
Licensing Section, Mulberry Place (AH), PO BOX 55739, 5 Clove Crescent, London E14 1BY

**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 Andy Jackson PC124HT (On behalf of Chief Officer of Police)..... (Insert name of applicant) **apply for the review of a premises licence under section 51 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 club premises, or if none, ordnance survey map reference or description London Food Centre (Buy to Save) 407 Roman Road London	
Post town BOW	Post code (if known) E3 5QS

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

Neatway Ltd

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

[Redacted]

15 MAR 2010

Part 2 - Applicant details

Please tick yes

I am

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)

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

Postcode

Daytime contact telephone number

E-mail address (optional)

Please provide as much information as possible to support the application (please read guidance note 2)
This application for a review is made under the prevention of crime and disorder licensing objective.

The London Food Centre is a premise which I have reviewed twice before under it's former name of Buy to Save. Those reviews have been in response to incidents of violence and on the second occasion initiated by local residents. The decision of the Licensing Committee at the latest review was to reduce the hours of alcohol sale from 24 hours a day to finishing at 2300hrs at the latest. This decision was upheld at Thames Mags Ct on 9th March 2010 when the appellants withdrew from their appeal.

A premise run by responsible people would have made sure that the type of behaviour which led to that hearing would have not continued, to give their appeal a chance of success. This premise however appears to allow noise and antisocial behaviour to continue particularly at night when they were the only 24 hour off licence in the area. Statements taken by officers detail disturbing events which take place outside or next to the premise. Many of the local residents are elderly and are intimidated by youths outside. The owner and his staff continued to sell alcohol to youths who congregated outside, holding impromptu "parties" in the street and having no regard for the distress caused to residents. Inevitably this action means that debris is left behind in the form of discarded litter and often smashed glass as well as pools of vomit and urine. Local residents are often left to clean up this mess themselves for the good of the neighbourhood. On 26th August 2009 I sent a letter to Mr Taslioglu detailing the behaviour of his late night customers. The letter was sent by registered post to both his work and home addresses. I requested that he takes more responsibility for the actions that follow his sale of alcohol. The letter was also sent to his legal representative. Both letters contained my full contact details. I have had no reply to this letter. On Wednesday 18th November 2009 I entered the shop in company with officers from both HMRC (Customs and Excise) and Trading Standards. A quick examination of the stock being sold revealed that a large quantity of both spirits and wine were believed to be smuggled. Officers from HMRC returned 2 days later with a suitable vehicle and seized 265.5 litres of wine and 229.4 litres of spirits. A further visit was made to the premise on 20th January 2010, again by police officers, HMRC and trading standards. On this occasion 189 bottles (141.5 litres) of smuggled wine, 38.3 litres of spirits which were either smuggled or bore counterfeit customs stamps. A further 12.3 litres of counterfeit champagne and vodka were seized by trading standards. In addition no premise licence was displayed.

On Friday 5th March 2010 I again attended the premise and found numerous licensing offences. At this time the premise was operating under the new owners, one of which was present.

At the hearing it became apparent that the premise and it's (under appeal) premise licence had been sold to another party. Applications to transfer the licence had been submitted but not processed. To do this seems like a cynical way to circumvent the decision of the licensing committee. The argument that the new owners shouldn't be held responsible for the wrongs of the old was discussed at the appeal hearing. The fact that the appeal was withdrawn half way through the morning session would indicate that the argument was not a valid one.

On Sunday 14th March 2010 sometime around 2am, 2 drunken males (their description) visited the shop. At this time it not known what they purchased or attempted to purchase. Following the visit to the shop they were robbed nearby by 2 other males who they had encountered in the shop. Police have spoken to the owners and it was stated that neither knew how to download images from the CCTV system. They did offer police the facility to bring their own "technician" to remove the images but this would obviously take time. Following last week's appeal and it's withdrawal, the Premise Licence states that;

"CCTV to be fully operational within the premises and a camera placed outside the premises, which is able to record the entrance door. These recordings to be available to Police at all times."

A few days after the appeal and this clearly is not the case.

The combination of the unsatisfactory way that the shop was (and to some extent is) run, the complaints from local residents about the anti social behaviour that it attracts and the sale of smuggled goods which have been found on 2 visits recently clearly demonstrate that serious questions have to be asked about the continued use of this site as an off licence.

With regard to the sale of smuggled/counterfeit alcohol the guidance of the DCMS states that the sale of smuggled alcohol is a criminal activity to be treated particularly seriously. For this reason I believe that the only option open to the police is to apply for the premise licence to be revoked as we have done successfully with other premises selling substantially less illicit goods and on only one occasion.

If the new owners then wish to apply for a new premise

licence, the application can be given the correct scrutiny by all responsible authorities, local residents as well as this licensing panel.

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 (please read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

[Redacted signature]

Date

10-3-2010

Capacity Police Licensing Officer.

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 5)	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Appendix 2

(London Food Centre)
407 Roman Road
London
E3 5QS

Licensable Activities authorised by the licence

The sale by retail of alcohol

See the attached licence for the licence conditions

Signed by

Jacqueline Randall _____
Acting Team Leader, Licensing

Date: 10th October 2006

(As amended 24th April 2007)

(As amended by Committee on 12th May 2009)



Part A - Format of premises licence

Premises licence number

14223

Part 1 - Premises details

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

(London Food Centre)
407 Roman Road

Post town

London

Post code

E3 5QS

Telephone number

02070960110

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol:

- Monday to Saturday from 08:00 until 23:00 hours
- Sunday from 10:00 until 22:30 hours

The opening hours of the premises

- Monday to Sunday, for 24 hours a day

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

Off sales

Part 2

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

Mr Armagan Akyol

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Mr Serdar Tas

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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

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

Mr Serdar Tas

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal Licence Number: 034272
Issuing Authority: Nottingham Council

Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence-

- a) at a time where 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

Effective from 10th October 2010:

- (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) 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 a holographic mark.

Annex 2 - Conditions consistent with the operating Schedule

1. CCTV to be fully operational within the premises and a camera placed outside the premises, which is able to record the entrance door. These recordings to be available to Police at all times. The system to be digital or if video used then there must be 31 tapes kept for at least one month.
2. At ALL TIMES from 11pm there will be a personal licence holder working in the premises.
3. Proof of age posters to be clearly displayed within the premises.
4. After the hour of 11pm there must be two members of staff working in the premises.
5. The premises to keep an incident book, which must be completed daily.

6. Notices to be displayed reminding customers that CCTV is in operation.
7. Panic alarm system connected directly to the Police to be installed and maintained
8. All emergency exits shall be kept free from obstruction at all times.
9. Clear and legible notices will be prominently displayed to remind customers to leave quietly.
10. Customers who appear to be under the age of 21 shall be required to prove they are over 18 by way of photographic identification. Notices shall be displayed requiring persons who appear to be under the age of 21 to prove they are over 18.
11. The licensee and staff will ask persons who appear to be under the age of 18 for photographic ID such as proof of age cards, the Connexions Card and Citizen Card, photographic driving licence or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer.

**Annex 3 - Conditions attached after a hearing by the licensing authority
Review Hearing 12/05/2009**

1. A refusal book is to be maintained
2. A member of staff conversant with the CCTV system to be on the premises at all times.
3. **Sale of Alcohol**
Monday to Saturday from 08:00 until 23:00 hours
Sunday from 10:00 until 22:30 hours

Annex 4 - Plans

The plans are those submitted to the licensing authority on the following date:

18th July 2006



Part B - Premises licence summary

Premises licence number

14223

Premises details

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

(London Food Centre)
407 Roman Road

Post town
London

Post code
E3 5QS

Telephone number

020 8333 0777

Where the licence is time limited
the dates

N/a

Licensable activities authorised
by the licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol:
Monday to Saturday from 08:00 until 23:00 hours
Sunday from 10:00 until 22:30 hours

The opening hours of the premises

Monday to Sunday, for 24 hours a day

Name, (registered) address of holder of premises licence

Mr Armagan Akyol Mr Serdar Tas
~~407 Roman Road 61 Woolpack House~~
~~London Kettering Road~~
~~E8 5QC London~~
~~EN3 6UU~~

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

Off sales

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

~~0400250~~

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

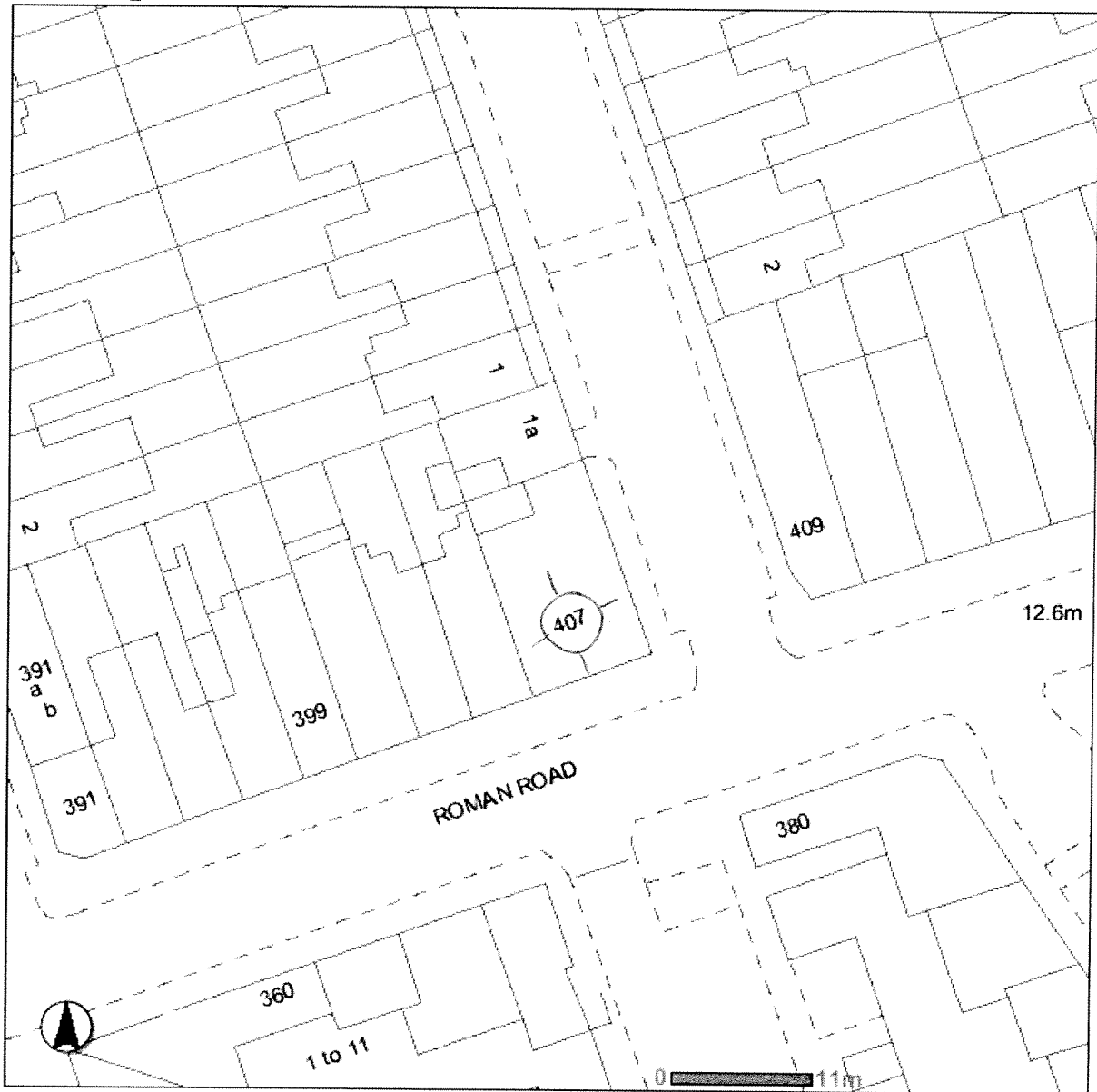
Mr Serdar Tas

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

No

Appendix 3

Map



Scale 1:500

Map of:

Notes:

407 Roman Road

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Supplied by London Borough of Tower Hamlets

Licence Number: LA100019288

Map



Scale 1:1250

Map of:

Notes:

407 Roman Road

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Supplied by London Borough of Tower Hamlets

Licence Number: LA100019288

Appendix 4

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of Andrew Jackson URN: [] [] [] []

Age if under 18 Over 18..... (if over 18 insert 'over 18') Occupation: Police Staff

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 anything in it which I know to be false, or do not believe to be true.

Signature: [Redacted] Date: 10/3/10

Tick if witness evidence is visually recorded [] (supply witness details on rear)

I am a police Licensing Officer for the London Borough of Tower Hamlets. On 20th January 2010 I was working on a joint operation with fellow officers from HMRC (Customs) and Trading Standards. The day was designed to target premises where either intelligence had been obtained or a previous visit had shown that counterfeit or smuggled goods were for sale. 14 premises were targeted over the 2 days with many premises found to be selling such goods. This was the second operation of its type we had run with the first one identifying several premises selling these goods. One of the premises found selling the goods in November was the London Food Centre (a.k.a. Buy to Save), 407 Roman Rd E3. A decision was made to re-visit the premise as any evidence would then become admissible at an appeal hearing which was being scheduled for early 2010. We entered the premise and identified ourselves to the person behind the counter, a male who I know to be Mr Haydar Taslioglu who I have dealt with in previous visits. He is the DPS. On entry it was explained why we had returned and using our powers under various Acts including the Licensing Act 2003 we examined the alcohol for sale within the shop. It soon became apparent that again the shop was selling either smuggled or counterfeit goods so seizures were made on the spot by both Customs and Trading Standards officers. We spent about 90 minutes at the shop, most of the time securing and packaging bottles of alcohol which had been seized. When we left Customs took 189 bottles (141.5 litres) of smuggled wine, 38.3 litres of spirits which were either smuggled or had counterfeit customs labels on them and 12.3 litres of counterfeit champagne and vodka which was seized by Trading Standards. The items were taken away with the owner having a certain period of time to produce receipts proving where he bought the items, and that duty had been paid. I understand that no proof was produced and that the bottles were destroyed. It was noted that again the premise was not displaying its premise licence to sell alcohol.

Signature: [Redacted] Signature witnessed by:

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Andrew Jackson** URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Staff**

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 anything in it which I know to be false, or do not believe to be true.

Signature: 

Date: **8/3/2010**

Tick if witness evidence is visually recorded (supply witness details on rear)

I am a police Licensing Officer for the Metropolitan Police working in the London Borough of Tower Hamlets. On Friday 5th March 2010 I was working as such when as a part of some late visits I attended a premise called London Food Centre at 407 Roman Road E3 5QS. In my possession I had a copy of the conditions attached to the Premise Licence (Page 4, annex 1 and 2). Serving behind the counter was a male who gave his name as Mr Armagan AKYOL who is joint premise licence holder with Mr Serdar TAS. Mr TAS is also the DPS for the premise. Mr Akyol stated that the DPS was not present at the premise. There was one other male at the premise who Mr Akyol stated was just a friend. Working down the list I asked Mr Akyol if he was a personal licence holder. He stated that he was not. I asked him where the copy of the Premise Licence was displayed in the shop. He looked through some papers and gave me a copy of an LBTH letter dated in 2007 which had nothing from Licensing attached. I told him that a copy of the premise licence should be displayed and he said he didn't have one. I asked him if he had a written authority to sell alcohol from the DPS. Again he started to look through some papers under the counter and to make some phone calls. After about 5 minutes he told me that he couldn't get in contact with Mr Tas and that he was unable to find any written authority. Whilst waiting for this reply I had a look around the store with regard to other conditions. The CCTV seems to be good with a large screen in front of the counter which shows both the inside and the entrance to the store. On the door was a sign informing people of the need to be 18 years of age to buy alcohol. I asked Mr Akyol for the incident book and he again stated that he didn't have one. I also noticed that there were no signs reminding customers that CCTV is in operation. I asked about a panic alarm which again is a condition on the licence and was told that there wasn't one. Another condition states that the emergency exits must be kept free from obstruction at all times. There are 2 exits, the main door to the front and another through the store to the rear. The shop is generally very crowded with good in the aisles. One aisle which leads between the 2 exits has rows of 2 or 4 large soft drink bottles on the floor. This reduced the aisle by about 50% in width. At the ends of some aisles near the front door there were boxes of fruit drinks which again reduced the width of the aisle by half. In the aisle leading to and including the front doorway,

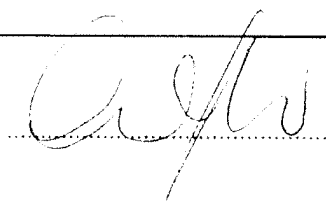
Signature: 

Signature witnessed by:

Continuation of Statement of **Andrew Jackson**

there was a row of large 5 litre water bottles again reducing the width of the main aisle. There were also boxes of tomatoes lying in the aisle. The rear fire exit is located through the rear storeroom which also acts as a staff room. Inside there are a lot of stacked boxes and cartons of drinks. Further examination showed that the "Challenge 21" policy which is a condition of the premise licence is not advertised anywhere within the premise. Mr Akyol appeared unconcerned that he was unable to produce a copy of the premise licence, a letter of authority, an incident book or that a panic alarm was not fitted. He kept offering me soft drinks which I declined and told me that the problems with the last owners who he said were very bad, would not be happening from now. I left the shop at 2120hrs.

Signature:



Signature witnessed by:

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Andrew Jackson PC124HT**..... URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Staff**


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 anything in it which I know to be false, or do not believe to be true.

Signature: 

Date: **23/11/09**

Tick if witness evidence is visually recorded (supply witness details on rear)

I am a police Licensing Officer for the Borough of Tower Hamlets. On Wednesday 18th November 2009 I was working in that capacity when at 1140hrs I went to a premises called the London Food Centre (also known as Buy to Save) at 407 Roman Road, E3. I was accompanied by Sgt Jane Burke, 2 Trading Standards Officers and 2 officers from HMRC. This visit was one of several arranged within the Borough to investigate whether individual premises were abiding by the law in relation to the Licensing Act 2003, various Acts in relation to the sale of goods and the Customs and Excise Management Act. As part of a briefing and from visits already completed I had learnt that spirits (30% and over alcohol by volume and 35cl or more) legally advertised for sale in the UK have a customs stamp with a reference number either stuck to the bottle or incorporated within the label. Those without this stamp are either imported for personal consumption or counterfeit goods. If the bottle was "old stock" it should have been returned within a period of time for a refund and should not be for sale. That period of time I am informed has now ended. As we entered the store all officers identified themselves to the male serving behind the counter. I know this male to be the DPS of the premises, Mr Haydar Taslioglu who I have had dealings with before during 2 review hearings. Due to the length of time it takes to seize, box, then bag up any goods, then to transport them to Stratford by van, it was decided that we would examine the goods for sale, note any which appear to be unlawfully for sale and leave. Officers from HMRC would then return with an appropriate vehicle and seize all the goods in one go. Whilst other officers checked various areas of the shop I got a stool and looked at the spirits for sale on the top shelf, to the left of the counter as you look at it. It quickly became apparent that many of these items, which were whiskey and brandy 70cl bottles and at least 37%abv, were not displaying a UK duty stamp. I left the shop soon after without alerting Mr Taslioglu as to what I had found. I then spoke to other officers outside who said that they had found an amount of wine which was being sold so cheap that UK duty could not have been paid on it. I understand that this wine was of a brand which was similar to what we had found for sale in numerous other off licences. I informed the officers from HMRC what I had seen and it was decided that officers would attend in the next few days to seize the goods as planned. On Monday 23rd November I

Signature:  Signature witnessed by:

Continuation of Statement of **Andrew Jackson PC124HT**

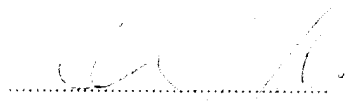
received an email from HMRC informing me that they had revisited the premises last week and seized a substantial amount of wine and spirits. The quantities they gave me were as follows.

Wine 265.5 litres.

Spirits 229.4 litres.

This premise has been reviewed by police twice in the last 16 months, both times for serious violence. At the last hearing the Licensing Committee reduced the hours of selling alcohol from 24 hours a day to finishing at 11pm and 1030pm on a Sunday. The premise has appealed against this decision so that decision has been set aside until that appeal has been heard. Whilst waiting for the appeal to be heard I have continued to receive complaints from local residents about the disturbance caused by this shop, particularly at night. It seems that the owner of the shop, Mr Taslioglu and his staff continue to operate the premise in the same way as it was before the review, and they appear to have no consideration for local residents feelings. Together with the large quantity of smuggled goods found for sale in the shop, I believe that the operation of this premise in this manner fail to promote the licensing objective relating to crime and disorder. For alcohol to be sold responsibly, the owner and his staff have a duty to promote the licensing objectives. By selling such a large amount of smuggled goods in his shop it would indicate that profit is the main factor in how the shop conducts it's business. DCMS guidance states that the sale of smuggled alcohol is a "criminal activity that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously". For this reason I would ask that the premise licence be revoked.

Signature:



Signature witnessed by:

Appendix 5

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)


URN

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Statement of: Ian David Moseley

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Trading Standards Officer

This statement (consisting of page(s) 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 anything in it, which I know to be false, or do not believe to be true.

Signature:  Date 14/12/09

Tick if witness evidence is visually recorded (supply witness details on rear)

I am a Trading Standards Officer employed by the London Borough of Tower Hamlets and authorised to enforce the provisions of the Weights and Measures Act 1985 and related provisions of the Licensing Act 2003

I have examined records held by the Council relating to premises at 407 Roman Road. The records show that the premises are operated by Neatway Limited trading as, variously, Syar, Buy 2 Save and Roman Supermarket.

These records indicate that:-

In November 2005 the then existing licence for the premises was revoked.

In February 2006 alcohol was sold to an underage test purchaser. A Police penalty charge notice was issued and a warning letter written to the owner concerning underage sales. Subsequent visits by licensing officers in April 2006 confirmed that alcohol was being sold without a licence and this information was passed to the Police.

Subsequently a licence was applied for and issued on the 18th of July 2006 to a Mr Buldak Yaldiz.

Subsequent records show that a Mr Yuzif Yaldiz was convicted of 3 offences under the Licensing Act 2003 and fined £750 on each and conditions agreed with applicant relating to the display of alcohol.

In October 2006 an underage sale of alcohol took place and the new licensee was warned about future behaviour

In March 2007 an application for 24 hour opening was requested and agreed

Signature: 

Signature witnessed by: /

**CONTINUATION OF STATEMENT OF WITNESS
(Criminal Procedure Rules r27.1(1): Criminal Justice Act 1967,
S.9; Magistrates Courts Act 1980 5B)**

In December 2007 a quantity of counterfeit condoms was found on the premises and the owner was given a written warning with regard to offences under the Trade Marks Act 1994

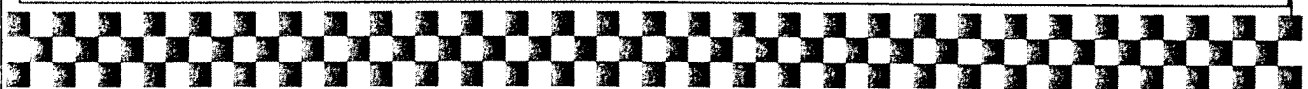
On the 6th of August 2008 the then Designated Premises Supervisor A Mr Kemal Koca, a director of Neatway Limited was removed following Police information relating to incidents of violence. The licence was suspended until a further hearing on the 19th of August subject to Mr Koca not being on the premises at any time.

On the 31st of August 2008 21 bottles of counterfeit Imperial Vodka were seized from the premises. A formal caution was issued in respect of Food Safety Act offences.

In 2009 there have been 4 underage test purchase attempts and sale has been refused in each case.

Records also show that on the 12th of May 2009 the premises were subject to a review, triggered by local residents, relating to noise and disturbance associated with the premises. As a result of this review the permitted hours were reduced from 24 hour opening to 08:00 - 23:00 weekdays and Saturday and 10:00 to 22:300 on Sundays. An appeal has been lodged and will be heard in January 2010.

JM 14/12/09



Appendix 6

WITNESS STATEMENT

ENGLAND AND WALES ONLY

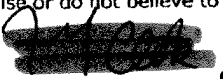
(CJ Act 1987, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of Matthew John Clark

Age if under 18: Over 18 (If over 18 insert 'over 18')

Occupation: HM Revenue and Customs

This statement (consisting of 1 page(s) 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.

Signature: 

Date: 11 / 03 / 2010

I am an Officer of Her Majesty's Revenue and Customs (HMRC). On 20/01/2010 at 11.00 hours I entered a shop called Buy 2 Save at 407 Roman Road, London E3 5QS.

Also present was Officer Cooper of HMRC, Police Officers from Bethnal Green Licensing Team and Trading Standards Officers from Tower Hamlets. I identified myself as a Customs Officer to a person I now know to be Mr Haydon Tasliogla. I then conducted a search of the premises for non UK duty paid excise goods using the powers contained in The Customs and Excise Management Act 1979 sections 112 and 118. I identified thirty eight point three litres of Spirits (38.3 Litres) which had no UK duty stamps attached. There were also 141.75 litres of non UK duty paid wine. These bottles had no supporting invoice and it was apparent that duty had not been paid. These bottles were located for sale in the shop behind the counter and in the aisles of the shop. They were being offered for sale for two bottles for five pounds which is less than the duty and taxes required. A form C156 (Seizure Information Notice) and Warning Letter were issued and at 1220 hours using the powers contained in The Customs and Excise Management Act 1979 sections 139 the alcohol was seized. The total amount of duty and VAT involved is £ 738.53. At approximately 1300 hours I left the premises with the other Officers.

Date: 11 / 03 / 10

Signature: 

(signature of witness)

Signature: _____

(signature witnessed by)

STATEMENT OF WITNESS: ENGLAND AND WALES ONLY

Appendix 7

WITNESS STATEMENT

ENGLAND AND WALES ONLY

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70, CP Rules Part 27.1)

Statement of: Edward Keith Ward

Age if under 18:

(If over 18 insert 'over 18')

Occupation: HM Revenue and Customs

This statement (consisting of ONE page(s) 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.

Signature:

Date:

4/12/9

On 19 November 2009 at 1005 hours I entered a shop called London Food Centre, 407 Roman Road, London E3 5QS with other Officers. I identified myself as a Customs Officer to the shop assistant. I then carried out a check on the shops stock of alcohol and cigarettes. 14 litres of Vodka of various brands had no UK tax stamps on and 194.2 litres of vodka of various brands had false UK duty stamps on. 178.2 litres of whiskey of various brands had false UK duty stamps on. There were fifty nine cases each containing six bottles of wine which was being sold at two for £5.00. These cases had no supporting invoice and it was apparent that duty had not been paid. A form C156(Seizure Information Notice) Notice 12a and Warning Letter were issued. All of the above stock was seized from the business. The total amount of duty and VAT involved is £4664.00. I left the premises at approximately 1745 hours.

Date:

4/12/9

Signature:

(signature of witness)

Signature:

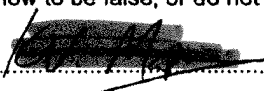
(signature witnessed by)

STATEMENT OF WITNESS: ENGLAND AND WALES ONLY



Appendix 8

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

URN	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
Statement of: Kevin Vincent Maple				
Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Trading Standards Secondee				
This statement (consisting of 2 page(s) 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 anything in it, which I know to be false, or do not believe to be true.				
Signature: 			Date 21st January 2009	
Tick if witness evidence is visually recorded (supply witness details on rear)				
Background				
I am employed as a Trading Standards Secondee by the London Borough of Tower Hamlets.				
On Tuesday 20 th January 2010, I took part in a joint partnership operation between the Metropolitan Police Licensing Unit for Tower Hamlets, H.M. Revenue and Customs (HMRC) and the London Borough of Tower Hamlets Trading Standards. The Police Licensing Unit had identified a number of problematic venues involving either the sale of counterfeit goods, the selling of non-paid duty alcohol or where premises are believed to be in breach of their premises licences.				
Visit to London Food Centre, 407 Roman Road, London E3 (previously known as Buy 2 Save)				
At around 10.50 hours I accompanied my colleague Principal Consumer Services Officer Sean Rovai, PS 26HT Jane Burke, PC 124HT Andy Jackson, PC 189HT Alan Cruickshank and HMRC Officer's Matt Clark and Ben Cooper on a visit to the London Food Centre, 407 Roman Road, E3. After entering the premises I observed an IC2 male, who was later known to me as Haydar TASLIOGLU, positioned in front of shop counter located on the immediate right hand side of the store. I also observed bottles of wine and spirits displayed on shelving behind the counter and bottles of wine and beer displayed on shelving on the right hand of the premises.				
Search of premises and seizure of goods				
I and other officers proceeded to search the premises. During the search Officer Ben Cooper found a quantity of Champagne displaying Bollinger trademarks displayed on the bottom shelf alongside the counter. Officer Cooper also found a quantity of 70cl bottles of Vodka displaying the Glen's Vodka trademark displayed on the third shelf down immediately behind the counter to the right of the cigarette display unit. In addition, Officer Rovai found a quantity of 1 litre bottles of Vodka displaying the Glen's Vodka trademark located on the top shelf on the right hand wall of the store (facing inwards from the shop entrance). All these products were believed to be counterfeit				

Signature:

Signature witnessed by:

