

Burhan Yurga
Kaplan Food and Wine Limited
20 Lordship Lane
London
N17 8NS

Your ref:

Date: 3/6/2021

Our ref: WK/497638

Dear Sir,

Re: Tobacco and Related Products Regulations 2016: The Standardised Packaging of Tobacco products Regulations 2015: The Licensing Act 2003:

I write further to my visit to your shop premises trading as Tiger Food and Wine situated at 20 Lordship Lane, Tottenham, London N17 8NS on 30th April 2021.

During the visit quantities of tobacco products were seized, namely 1,780 cigarettes and 500g of hand rolling tobacco, of which 180 cigarettes and 500g (10 packets) of Golden Virginia were behind the counter in a box also containing cash. The remainder, a further 1600 cigarettes were found in a cupboard in the rear stockroom. These products did not carry the correct UK health warnings, were not Duty Paid and were not in standardised packaging as required for the UK market. These facts can constitute offences under the above mentioned legislation. Keeping tobacco on a Licensed Premises which is not Duty Paid can also be an offence under the Licensing Act 2003.

In order to complete my investigation I wish to put some questions to you as the owner of the business. When replying please ensure that this letter is answered by you and you sign and date it to approve its content.

Before I ask any questions I must caution you that is, **You do not have to say anything. But it may harm your defence if you do not mention when questioned something which you later rely on in Court. Anything you do say may be given in evidence. You are also advised that you may wish to seek legal advice or consult a solicitor before replying to this letter.**

1. Can you state your full name?
2. What is your date and place of birth?
3. What is your home address?
4. Were you a Director of Kaplan Food & Wine Limited T/A Tiger Food and Wine. on 30th April 2021.

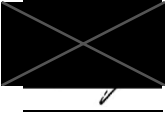
5. Did Kaplan Food & Wine Limited own and operate Tiger Food and Wine of 20 Lordship Lane N17 8NS on 30th April 2021. If not can you explain the ownership arrangements.
6. Would you agree you are active in the management of the business?
7. How long have you been trading as Tiger Food and Wine.
8. Do you agree that you had tobacco which was not Duty paid and not packaged in UK standardised packaging in your shop on 30th April 2021?
9. How much were you selling these tobacco products for?
10. I have been provided with an invoice number 0388151 which shows that you bought quantities of cigarettes and tobacco from a Mr Ercan on 26th April 2021. Can you provide me with the address and contact details of Mr Ercan?
11. Mr Burcin Yurga stated the tobacco was for the personal use of his father. If that is the case why was it in the shop and why were there different brands and types?
12. Why was the seized tobacco stored with other UK Duty Paid tobacco in the stockroom?
13. Mr Burcin Yurga has informed me the CCTV in the shop was not recording images so he could not provide the CCTV I requested. Why was the CCTV not in working order?
14. Do you know it is illegal to sell tobacco and alcohol and alcohol without payment of UK Duty?
15. Do you know it is illegal to sell tobacco in the UK in non-standardised packaging?
16. Do you know it is illegal to sell tobacco without UK approved health warnings?
17. Do you agree the cash which was seen next to the cigarettes behind the counter is the proceeds for the sale of illegal cigarettes?
18. Do you know it is an offence under the Licensing Act 2003 to keep non Duty Paid tobacco and alcohol on a Licenced Premises?
19. How much time do you spend at the business in an average week?
20. Do you have anything you would like to say in respect of the non Duty Paid tobacco found at the Licensed Premises?
21. On the premises I also noticed large stocks of Polish beers in the store room. Where did you buy these beers from.
22. I previously asked the licence holder Bucin YURGA to produce copies of invoices relating for all the Polish beers you have bought in the last 6 months namely, Perla (green)Perla (Black) Zwiac and Zubr. The only invoices provided relate to purchases made after my visit which do not relate to the stock on the premises at the time. Do you have any further invoices covering the period in my question?

23. Is there anything you want to say in respect of this matter or to clarify anything you have already said in this letter in response to other questions?

I would be grateful if you could respond to my questions within 14 days so that I can complete my investigation. Please respond by post and sign and date your reply. Please also provide a copy of your response by E Mail to Michael.squire@haringey.gov.uk which will assist me.

I thank you for your attention.

Yours faithfully

A black rectangular box with a white 'X' inside, used to redact a signature. A small white mark resembling a pen nib is visible at the bottom right corner of the box.

M Squire
Tactical Trading Standards Enforcement Officer

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