

Environment & Neighbourhoods

Regulatory Services Manager: Gavin Douglas

Haringey
LONDON

Kemal Avci
Hunter Supermarket Ltd
23 Westbury Avenue
London
N22 6BS

Your ref:

Date: 8th April 2022

Our ref: WK 531560

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 Star Food and Wine from 23 Westbury Avenue, London N22 6BS on 22/03/2022.

During the visit a locked safe was seized following an indication by a tobacco detection dog. At the time you indicated you did not have the key to the safe on the premises. When the safe was opened, tobacco and cash was found in the safe. A total of 1,040 cigarettes were seized. The Duty Value of these products was approximately £305. 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 Premises Supervisor and as the Director of Hunter Supermarket Limited. 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? **KEMAL AVCI**

4. Were you the Director of Hunter Supermarket Limited trading from 23 Westbury Avenue N22 6BS on 22nd March 2022? **YES**

5. Is the Business run through the company Hunter Supermarket Limited? **YES**

6. Would you agree you are active in the management of the business? **YES**

7. How long have you been trading as Star Food and Wine from that address? **22.07.2021**
8. Do you agree that you had tobacco which was not Duty paid and not packaged in UK standardised packaging in your shop safe on 22nd March 2022? **YES**
9. How much were you selling these tobacco products for? **NOT SELLING - STAFF HAS PUTTED IN THE SAFE FOR THEY OWN USE.**
10. Where did you buy these tobacco products? **STAFF HAS BOUGHT IT BACK FROM ABROAD.**
11. Do you have any invoices for them? If yes, please enclose a copy with your reply? **NO**
12. Do you know it is illegal to sell tobacco without payment of UK Duty? **YES**
13. Do you know it is illegal to sell tobacco in the UK in non-standardised packaging? **YES**
14. Do you know it is illegal to sell tobacco with non UK approved health warnings? **YES**
15. Do you know it is an offence under the Licensing Act 2003 to keep non Duty Paid tobacco a Licenced Premises? **YES**
16. How much time do you spend at the business in an average week and what hours do you normally work there? **8 HOURS A DAY FOR 6 DAYS OF THE WEEK**
17. Who has access to the safe in which the tobacco products were stored? **ME**
18. Why were the cigarettes concealed in the safe? **IT WAS NOT FOR SALE.**
19. Why did you not provide officers with access to the safe during their inspection despite the fact you were told at a previous inspection on 19th January 2022 that officers would require access to the safe on future visits to ensure that it did not contain illegal tobacco? **IN CASE OF A BURGLARY.**
20. Do you agree you deliberately stored illegal tobacco in the safe to prevent officers from discovering these products during an inspection? **YES, I APOLOGIES.**
21. Do you have anything you would like to say in respect of the large quantity of non Duty Paid tobacco found at the Licensed Premises? **IT WASN'T LARGE QUANTITY BUT I HAVE LEARNED MY DUTIES NOW.**
22. 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 AM VERY SORRY FOR THE INCONVENIENCE CAUSED.**
- 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. You may 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



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