

Aylin Yengin
[REDACTED]
[REDACTED]
[REDACTED]

Your ref:

Date: 26th January 2023

Our ref: WK 557428

Dear Madam,

Re: Consumer Protection From Unfair Trading Regulations 2008: Tobacco and Related Products Regulations 2016: The Human Medicines Regulations 2012: Licensing Act 2003

I am writing to you in your capacity as Premises Licence Holder and Designated Premises Licence Holder of Tops Newsagents (T/A Maxxi Food and Wine) 42 Topsfield Parade, Tottenham Lane, N8 8PT.

This Service visited your licenced premises on 24th January 2023 and seized a total of 102 Sildamax Tablets and a quantity of Sildenafil "Kamagra" oral jelly sachets, which should not be sold outside registered pharmacies. The items were found both under the counter and on the shelf-edge behind the counter. It is possible that offences may have been committed under the Consumer Protection From Unfair Trading Regulations 2008 by giving the impression these items were legal to sell when in fact they were not as they are controlled by the Human Medicines Regulations 2012.

Further, an inspection was carried out of the E cigarettes (Vapes) on the counter and behind the counter. Vapes were found with tanks which are believed to be in excess of the 2ml allowed in that instead of the allowed 600-650 puffs they contained an indicated 3500 puffs. In addition, some of the vapes bore incorrect health warnings and most did not have UK addresses. These facts could constitute offences under the Tobacco and Related Product Regulations 2016

As I have previously advised you, this Service visited the Licenced Premises on 11th January 2023 and noticed erectile dysfunction medicines (blue Sildamax tablets and Kamagra oral jelly) on display on shelf edges behind the counter for sale. The medicines had been removed from their original carded packaging and were displayed without any accompanying instructions or warnings. It can be an offence under the Human Medicines Regulations and a banned practice under the Consumer Protection from Unfair Trading Regulations 2008 to have these products for sale outside a registered pharmacy and available without prescription where required? These medicines were still in the shop on my second visit.

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In order to complete my investigation I wish to put some questions to you. 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) Are you the sole owner of business Trading from the Licensed Premises?
- 2) If you are not the owner can you tell me who the owner is?
- 3) What is Uygur ALTUN's role in the business?
- 4) What is Kemal YENGIN's role in the business?
- 5) What is Kemal ALTUN's role in the business?
- 6) What ALTUN ASYA Limited's role in the business?
- 7) Do you agree you were previously the Designated Premises Supervisor and involved in the running of Maxxi Stores, 38 Chase Side, London N14 5PA?
- 8) How much time do you personally spend at the business in Haringey an average week?
- 9) Are you aware most erectile dysfunction tablets for example, "Sildamax and Kamagra" are controlled medicines and illegal for you to sell at the licenced premises and that these products and their generics containing Sildenafil require a pharmacists approval to sell?
- 10) Why did you continue to stock and display these products despite being informed they were illegal to sell over the counter at your premises and in my letter to you of 12th January 2023?
- 11) How much were you charging for the Sildamax and Kamagra tablets?
- 12) Why did you not remove the medicines from the premises when the matter was brought to your attention previously?
- 13) Do you agree you were fully aware that these products were controlled as similar products were seized by Enfield council From an Off Licence T/A Maxi Stores on 4th August 2022 and that you were at the time the Designated Premises Supervisor?
- 14) Are you aware of the legal controls surrounding electronic cigarettes (VAPES)?
- 15) Why were you stocking illegal Electronic Cigarettes at the premises on 25th January 2023. Do you agree you were made aware that these products were illegal by Enfield Council in 24th March 2022 as illegal Electronic cigarettes were seized by them on this date from a premises under your control?
- 16) Did you knowingly move illegal goods which you knew should not be sold from your business in Enfield to the Haringey branch of your business in order to sell them?

17) Do you wish to say anything in respect of this matter or do you want to clarify any of the answers you have already given?

I would be grateful for a response to this letter within 10 days of the date of this letter.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'M. Squire', with a stylized flourish at the end.

Michael Squire

Trading Standards Specialist officer