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.

Telford & Wrekin Council Trading Standards

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 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, if none, ordnance survey map reference or description	
High Street Off Licence 45A High Street Wellington	
Post town Telford	**Post code (if known)** TF1 1JW

Name of premises licence holder or club holding club premises certificate (if known)
Mr Ismail Osman ILIYAZ

Number of premises licence or club premises certificate (if known)
BTWPRM0629

Part 2 - Applicant details

I am

	Please tick ✓ yes
1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)	☐
2) a responsible authority (please complete (C) below)	☒

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 ✓ yes

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 Telford & Wrekin Council Trading Standards Darby House Lawn Central Telford TF3 4JA
Telephone number (if any) [redacted]
E-mail address (optional) [redacted]

This application to review relates to the following licensing objective(s)

	Please tick one or more boxes ✓
1) the prevention of crime and disorder	☒
2) public safety	☒
3) the prevention of public nuisance	☐
4) the protection of children from harm	☐

Please state the ground(s) for review (please read guidance note 2)

This review is being brought in respect of the 1st licensing objective: **The Prevention of Crime and Disorder**.

1. The local weights and measures authority is a 'responsible authority' under the Licensing Act 2003, by virtue of the Licensing Act 2003 (Premises Licenses and Club Premises Certificates) Regulations 2005.

2. High Street Off Licence is a small mini market selling prepacked foods, household goods, alcohol and tobacco products. The premises has a licence to sell alcohol which was first issued on 23rd June 2011. The current licence was issued on 16th July 2019.

3. The premises is located at 45 High Street, Wellington.

4. **Mr Ismail Osman ILIYAZ** is the premises licence holder. He is also the designated premises supervisor (DPS).

5. **Lawand KAKAHMAD** of [redacted] Coventry is registered with Environmental Health as the Food Business Operator.

6. High Street Telford Limited (company number 17318440) with a registered office of 45 High Street, Wellington was incorporated at Companies House on 3rd July 2026. This is the same address as the shop location. The director of the business is **Lawand Wali KAKAHMAD**.

7. Despite this new limited company being incorporated, no application to change licensee or DPS has been received by Telford & Wrekin Council, meaning that **Ismail Osman ILIYAZ** remains premises licence holder and DPS.

8. The annual licence fees have been paid by several different people since 2021:

   2025 – payment made by Mr **Kasim ALI** of [redacted].
   2024 – payment made by **Lawani KAKAHMED**, giving 45 High Street as his address
   2023 & 2021 – payment made by **Mr Y KIAANI** of [redacted]

2022 – payment made via BACS transfer (no other details)
2021 – payment made by **Sibli ULKU**

9. The liable party in respect of payment of Business Rates is Mr **Sibli ULKU**. He has been liable in his sole name since 19/09/2024, however, there was a previous liability in the name of Sibli ULKU T/A High Street Off Licence with a liability which ran from 30/06/2014 until 24/09/2020. Then from 25/09/2020 until 18/09/2024, the liability was in the name of Caner Off Licence Limited 12907073. **Sibli ULKU** was the sole director of this company. Therefore, he appears to have an active association with the premises dating as far back as 2014.

10. Since 2016, this premises has been associated with the sale of illicit cigarettes and tobacco products. Listed below are details of test purchases and seizures made by Trading Standards and HMRC from the shop.

    - 10th August 2016 – 757 packets of not duty paid cigarettes were seized
    - 19th August 2016 – a packet of non-duty paid Marlboro cigarettes were test purchased.
    - 2nd September 2016 – 3 packs of non-duty paid Marlboro Gold cigarettes were purchased.
    - 1st February 2018 – 875 packets of cigarettes and 8.15kg of tobacco were seized by HMRC along with 7.7litres of spirits and 3,482 litres of beer. This represented £7,431 in lost duty. As a result of this **Sibli ULKU** was prosecuted by HMRC and fined £400 and £175 costs.
    - 30th April 2019 – packet of 50g hand rolling tobacco test purchased. This was sent for examination and found to be counterfeit. The sale of such a product represents an offence under the Trade Marks Act 1994.
    - 13th June 2019 – 104 packets of cigarettes and 22 packets of tobacco were seized from the premises. Some of the cigarettes were not in plain packaging. **Ismail Osman ILYAZ** was present in the shop when these goods were seized, although at the time he was not the DPS or Premises Licence holder – that was **Sibli ULKU**. Samples of the seized goods were sent for examination and found to be counterfeit.

The possession of these goods represents offences under the Trade Marks Act 1994 and the Standardised Packaging of Tobacco Regulations 2015.

- 17th July 2019 - 73 packets of cigarettes and 23 packets of hand rolling tobacco seized from shop. Ismail Osman ILYAZ was DPS and License holder at this date.
- 21st June 2021 – packet of Amber Leaf test purchased. Price paid £6.00.
- 3rd March 2026 – a packet of Lambert & Butler cigarettes test purchased from shop for £5.00. Seller sourced these by going out the back of the shop and going to a car parked at the rear.
- 4th March 2026 – 641 packets of cigarettes and 5.85kg of hand rolling tobacco seized from Ford KA parked directly behind High Street Off Licence.
- 25th March 2026 – a packet of illicit cigarettes was sold from the shop. The seller made a phone call to someone called 'Yousef'. Cigarettes were delivered to the rear of the shop.
- 23rd September 2026 – a packet of illegal cigarettes was sold from the shop. The price paid was £7.50. The cigarettes were not in plain packaging and bore health warnings written in a foreign language (Polish).

11. A warning letter was sent to **Sibli ULKU** regarding the seizure of illegal cigarettes from June 2019. Shortly after this seizure, the DPS and Premises Licence holder changed to **Ismail Osman ILYAZ**, who still holds these posts.

12. A warning letter was sent to **Ismail Osman ILYAZ** following the seizure in July 2019. He remains the licence holder at this premises.

13. A further warning letter has been sent to **Mr IlYAZ** on 21st September 2026 (2 days before a packet of illegal cigarettes was sold).

14. The cigarettes and tobacco seized from the premises over the past 10 years are illegal and were not allowed to be sold in the UK. There is a very real possibility that these goods were smuggled into the country. The seized tobacco products are either:

(a) Counterfeit goods,
(b) Non-duty paid goods or
(c) Illicit brands (cigarettes specifically made for the illegal market).

Section 144 of the Licensing Act 2003 prohibits smuggled goods from being kept in a licensed premises.

15. It is a criminal offence under Section 92 of the Trade Marks Act to possess in the course of a business goods which bear an illegal copy of a registered trade mark.

16. **Summary:**

- Since 2016, this business has been involved in the sale of illegal cigarettes and tobacco. This activity has continued despite apparent changes to the business owners. Seizures from March 2026 and subsequent test purchases would strongly indicate that this business has not and will not change the way it operates.
- Sibli ULKU continues to be associated with this business. He has been convicted of offences relating to illegal tobacco.
- This business does not appear to have an active or effective DPS.
- The Home Office publishes guidance under Section 182 of The Licensing Act 2003. The latest guidance (published February 2026) states at paragraph 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 the sale or storage of smuggled tobacco and alcohol.

17. **Action Requested**:
Further to paragraph 11.27 of the Section 182 guidance, paragraph 11.28 states:

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.

Given that the business has displayed conduct consistent with a total disregard for the licensing objectives, Telford & Wrekin Council Trading Standards seek a revocation of the alcohol licence in line with current Government Guidance.

Please provide as much information as possible to support the application (please read guidance note 3)

Trading Standards are a responsible authority under the Licensing Act. Paragraph 16.8 of the Telford & Wrekin Council Licensing Policy (effective date 26 January 2026) explicitly addresses the issue of illegal tobacco and advises that revocation of licence may be an appropriate course of action:

The sale of illicit, counterfeit and non-duty paid tobacco products is having a very serious impact of the local economy. Legitimate retailers are struggling to compete with the minority of dishonest traders who operate within the shadow economy. These dishonest traders are making large profits by selling cheap illicit tobacco.

Additionally, the availability of cheap tobacco products undermines the national policy of maintaining high duty rates for tobacco products with the aim to improve public health. Cheap tobacco is also more accessible to children. The lack of the legally required health warnings in English further undermines public health objectives.

Genuine cigarettes have an in-built safety feature which causes them to self-extinguish when the smoker stops inhaling. This is a key fire safety feature which was implemented to prevent fires occurring from unattended cigarettes. Illicit cigarettes do not contain this fire safety feature resulting in an increased risk of fires occurring.

National intelligence suggests that the trade in illegal tobacco is often linked to more serious crime such as terrorism, human trafficking, prostitution and the sale of drugs. The trade in illegal tobacco is believed to be seen as a low-risk way of making money to help fund more serious crime.

Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, the S 182 guidance states its role is “solely to determine what steps should be taken in connection with the

premises licence, for the promotion of the crime prevention objective". In addition it is the Licensing Authority's duty to take such steps which are in the interests of the wider community and not those of the individual licence holder. The guidance identifies certain criminal activity which should be treated as being particularly serious – this includes the use of licensed premises for the sale or storage of smuggled tobacco. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined it is expected that revocation of the licence, even in the first instance, should be seriously considered.

In the case of Crown (Bassetlaw District Council) v Worksop Magistrates Court 2008, it was held that the powers under section 52 of the Licensing Act 2003 to revoke an alcohol licence can be used as a deterrent when criminal offences have been committed.

It is a criminal offence under the Trade Marks Act 1994 and the Tobacco and Related Products Regulations 2016 to have illicit and / or counterfeit tobacco on the premises with a view to supply. Furthermore under section 144 of the Licensing Act 2003, it is an offence to knowingly keep, or allow to be kept, any goods on a licensed premises which have been imported without payment of duty.

The creation of the concealments demonstrates the business's determination to carry out its illegal activity. Given that the business has no respect for the law and a total disregard for the licensing objectives, Trading Standards strongly recommend a revocation of the alcohol licence in order to act as a strong deterrent to others.

Please tick ✓ yes

Have you made an application for review relating to the premises before ☐

If yes please state the date of that application

Day		Month		Year			

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

No previous representations have been made relating to this premises.

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

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 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature …… [redacted] ……

Date **07 / 10 /2026**
……

Capacity **Trading Standards Compliance Officer**
……

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6) Dominic JONES Telford & Wrekin Council Trading Standards Darby House Lawn Central	
Post town Telford	**Post Code** TF3 4JA
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.