

Licensing Act 2003

Representation by a Responsible Authority

Note: Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. This form will be made available, upon request, to the public. It may also be read out in public at the sub-committee hearing.

Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority

Representations are only relevant to an application if they relate to at least one of the four Licensing Objectives listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

Please enter your details below:

Responsible Authority:	HUMBERSIDE POLICE
Contact Officer:	Andrew Smith (Licensing officer)
Address:	Cromwell Road Police station, Cromwell Road, Grimsby
Telephone Number:	[REDACTED]
E-Mail:	[REDACTED]

Please provide details of the application to which your representation refers:

Name:	Nasza Bidronka Food Store Ltd (Deldar KADIR, Sole Director)
Address:	88-90 Frodingham Road, Scunthorpe, DN15 7JW
Application Details:	Application for Grant of Premises Licence (Deldar KADIR to be Designated Premises Supervisor)
Date Application Received:	27 th January 2021 (Consultation Suspended / On hold) 3 rd March 2021 Restart of Consultation up to 1 st April 2021
Date of Representation:	24 th March 2021

Please provide details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant box/es:

- **The Prevention of Crime and Disorder**
- **Public Safety**
- **Prevention of Public Nuisance**
- **The Protection Children from Harm**



Representation:

Humberside Police make representations in relation to the application for the grant of a premises licence to Nasza Bidronka Food Store Ltd (Deldar KADIR, Sole Director)

Humberside Police also make representations to the application for Deldar KADIR to be Designated Premises Supervisor

These representations are detailed in an attached statement, and supporting papers, in order to demonstrate how this would allow the Crime prevention, Public Safety and Protection of Children from Harm Licensing Objectives to be undermined further. Please see statement of Humberside Police Licensing Officer 3237 Smith and the attached supporting papers.

If possible, please suggest alterations to the application that would resolve the problem mentioned above, again paying attention to the **Licensing Objectives**:

Humberside Police suggest the only way this matter can be dealt with is to reject the applications. Thereafter, Humberside Police would need to be satisfied that any subsequent application for the Grant of a Premises Licence comes from people wholly unconnected to those hitherto associated with the premises at 88-90 Frodingham Road, Scunthorpe, DN15 7JW.

Have you contacted the applicant to discuss this representation? Yes No

Have you contacted the Licensing Section to discuss this representation? Yes No

Do you consider further discussion could resolve the issue? Yes No

Do you intend to attend or be represented at any sub-committee hearing? Yes No

Please be aware that this form may be viewed by any of the parties involved in the hearing. This form will be made available, upon request, to the public. It may also be read out in public at the sub-committee hearing. If you do not consent to your details being made available in this way, **please tick this box**

If you consent to any notice of any hearing being sent to you to the e-mail address provided by you above, **please tick this box**

(please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).

Police Objection to Grant of Premises Licence

Statements and supporting papers:-

- 1) HP Rep 3237 Smith statement (Redacted)
- 2) HP Rep 2249 Chapman statement (Redacted)
- 3) MG11 Statement PC 2299 Hope 11.02.21 (Redacted)
- 4) CMH - 1 (1) Photograph
- 5) CMH - 1 (2) Photograph
- 6) CMH - 1 (3) Photograph
- 7) CMH - 1 (4 + 5) Photographs
- 8) CMH - 2 Photograph
- 9) CMH - 3 Photograph
- 10) MG11 Statement PC 0096 Johnson- 11.02.21 (Redacted)
- 11) Companies House Nasza Biedronka - Dissolved 2019
- 12) Companies House Nasza Bidronka - Deldar KADIR
- 13) Companies House MHS Ltd Bryear Mohammed
(links Redacted Redacted + 88 Frodingham Rd)

CHIEF CONSTABLE OF HUMBERSIDE POLICE

Applicant

Statement of 3237 Andrew SMITH

Introduction

1. I am Licensing Officer 3237 Andrew SMITH based in the Licensing Team at Cromwell Road Police Station, Grimsby and I am under the direction and control of the Chief Constable of Humberside Police. My duties include consideration of the impact of crime and disorder and the Chief Constable's response to licensing matters.
2. I previously served as a Constable, Sergeant and Inspector between 1985 and 2016 with Humberside Police. This included a 6 year period, in the 1990s, as a Licensing Officer. I re-joined Humberside Police, in a civilian capacity, in 2016 and have been in my current role, in the Licensing Team, for the past year. My career has seen me work in a variety of front line and community roles. The latter part of my Police service saw me specialise in the Criminal Justice System. I am, therefore, familiar with problems of alcohol related crime and disorder, both in my current and previous roles.
3. The applicant in this matter is Nasza Bidronka Food Store Ltd at 88-90 Frodingham Road, Scunthorpe, DN15 7JW. The shop is currently unlicensed and the application seeks the Grant of a Premises Licence, with Mr Deldar Ghazi KADIR (bn Redacted) seeking to become the DPS – he is the sole Company Director (Companies House). The application was submitted by Forrest Solicitors.

4. I make this statement, in representing the Chief Constable of Humberside Police, to formally object to both the application to grant the premises licence and object to Mr KADIR becoming the Designated Premises Supervisor. The information in this statement is either within my personal knowledge or is taken from files maintained by the Chief Constable.

History

5. 88-90 Frodingham Road, Scunthorpe, DN15 7JW has previously held a license – the licence holder being Siber Sadik MOHAMMED. The Licence holder was convicted on 2nd August 2019 of 12 offences relating to the sale of illicit tobacco products that were not correctly packaged nor held the correct UK health warning - four of those offences were in connection with these premises.
6. Her Majesty's Revenue and Customs (HMRC), on the 19th November 2019, visited the premises and, after an inspection, seized alcohol, from the shop, that did not hold the UK customs duty stamp.
7. Humberside Police visited the premises on the 31st January 2020 and recorded that there had been a breach of the licensing conditions as the premises did not have any challenge 25 signs within or around the premises and, that no refusal of sale book was available for inspection. Staff members at the premises did not know what a refusal of sale book was or whether CCTV footage was retained for 31 days.
8. An application for Review of the licence was submitted on 19th February 2020 – the determination date was extended by six months (Reg 11 of the Licensing Act 2003 (Hearings) Regulations due to the Covid pandemic.

14. PCs HOPE, JOHNSON and PRITCHARD conducted the search at Nasza Bidronka (88-90 Frodingham Road) on afternoon of 11th February 2021. Mr KADIR was stood behind the counter and he stated he ran the shop leasing the business from an unknown male for whom he had no contact details. The front door was locked to facilitate the search and the two other men were found on the premises. There was a small rubbish fire in the back yard and it appeared that cardboard packaging for sweets on sale in the shop was being burned.
15. Immediately to the left of the rear door was a store room which contained overstock, mainly of alcohol. There was a power supply which led to a lean to building attached to the rear garden that was locked and secured by a steel gate with a mortice lock keeping it secure. Mr KADIR was asked where the key was but stated he did not have one. As such, entry has been forced through the door, and the one behind that. There was a small room within. It had been partially boarded out on the left, with a number of brackets, nails and screws in the wall. Hanging from each of them were blue, white and black carrier bags and 'bags for life' all containing large quantities of cigarettes.
16. PC HOPE states some of the cigarettes were endorsed in none English writing and others were in English. Some of the packaging appeared to be fake however some were branded with the names of Golden Virginia, Benson & Hedges and L&M. Although some of the packets were English the officer was of the opinion, with the location they were being stored, that they were either counterfeit or the duty had not been paid on them. The cigarettes, location and outbuilding were photographed in situ by Pc HOPE (exhibit CMH/1 refers). The tobacco and cigarettes have been seized by PC JOHNSON, removed from the building and subsequently passed to Trading Standards.
17. Pc HOPE found a grey electrical cable which ran from the corner of the outbuilding and led back to the mains electric fuse box located in the alcohol storage room. In the outbuilding Pc JOHNSON found an ornately decorated

pair of nail clippers. Pc HOPE found a box of these nail clippers behind the shop counter (Exhibit CMH/2 refers). Also hung up at the rear of the counter were blue, white and black carrier bags matching those in the outbuilding containing illicit cigarettes (Exhibit CMH/3 refers).

18. At the counter Pc HOPE found 2 x packs of cigarettes matching two of the brands recovered from the outbuilding – these were seized (Exhibit CMH/4 refers). Throughout the officers visit the till drawer remained open. Underneath the counter was a small container with loose change and 5/6 £10 notes within it. Mr KADIR stated the money was a 'float' from the till and that the till was open as it did not always open/close properly.
19. In light of all the evidence above I proffer a different interpretation in respect of the cash in the container under the counter, namely - this cash is used to trade illicit cigarettes, in a clandestine way, so that monies paid do not go through the till/cash register.

Submissions

20. The view of the Chief Constable is that the premises has had very a troubled past both historically and very recently. The incidents described above seriously undermine the licensing objectives.
21. Whilst Mr MOHAMMED retains any connection with the premises the regime will not change. Equally, Mr KADIR has been 'in charge' of late (since mid 2020) and the premises have, demonstrably, not fared any better. He appears to be nothing other than a 'puppet' of the regime.
22. The historic incident led to the revocation on the premises licence. The most recent incident is considered, equally, extremely serious. Both incidents undermine the licensing objectives. Humberside Police request that the application to grant a new premises licence, and allow Mr KADIR to become the DPS, be rejected.

23. The Chief Constable requests that the Licensing Committee consider the points made within this statement and asks that they reject the applications.

I believe the contents of this statement to be true.

Redacted Redacted Redacted

Redacted Redacted Redacted

Signed.. Redacted Redacted Redacted3237 A Smith (Licensing Officer)

Dated...10/03/2021.....

**STATEMENT OF PC 2249
GARRY STUART CHAPMAN**

1. I am PC 2249 Garry CHAPMAN. I am a Police Constable based in the Licensing Team at Cromwell Road Police Station, Grimsby and am under the direction and control of the Chief Constable of Humberside Police ('the Chief Constable'). My duties include consideration of the impact of crime and disorder and the Chief Constable's response to licensing matters.

2. I have been a Police Constable since 2004. Prior to taking up my current role in the Licensing Team I worked as a risk management officer managing high risk offenders in the community. Previous to this I have worked in investigation and various front line Policing roles. I am therefore familiar with problems of alcohol related crime and disorder, both in my current and previous roles.

3. On Thursday 11th February 2021 I was made aware that a male called MOHAMMED SIBER SADEK Redacted Redacted Redacted Redacted in relation to counterfeit cigarettes. I know this male and have dealt with him in relation to counterfeit cigarettes in the past.

4. Due to my role as licensing officer I made some enquiries on Humberside Police systems. During these checks I was unable to find a male by this name as having been Redacted I carried out further enquiries and established that a male called BRAYEAR MOHAMMED Redacted Redacted Redacted Redacted Redacted at the time and date I was informed that SIBER SADEK had been Redacted

5. Upon viewing the image of BRAYEAR MOHAMMED I can say that this is the male who is known to me as MOHAMMED SIBER SADEK born Redacted Redacted

6. I also understand these details have also been recorded and spelt
BRYEAR MOHAMMED with the same date of birth of Redacted Redacted
Redacted Redacted Redacted

7 Mohammed SIBER SADEK and MOHAMMED Brayear are the same
person.

I believe the contents of this statement to be true.

Redacted Redacted Redacted

Redacted Redacted Redacted

Signed:

Dated: 09/2/2021

WITNESS STATEMENT

(Criminal Procedure Rules, r 16. 2; Criminal Justice Act 1967, s. 9)

Statement of: Charlotte Hope

URN

Age (if under 18): N/A

Occupation: Police Officer

I am the above named officer currently serving with Humberside Police based at Scunthorpe Police Station.

On Thursday 11th February 2021 I was on duty and in full police uniform when I attended the location of NASZA BIEDRONKA, 88 – 90 Frodingham Road, Scunthorpe in company with PC 96 JOHNSON and PC 1739 PRITCHARD. We arrived at the location at 14:18 hours in order to carry out a Section 18 search of the premises having been authorised by INSP 5565 HARVEY. Our purpose at the scene was in order to search for counterfeit tobacco, large quantities of cash and any documentation relevant to the previous two.

I have entered the premises with my colleagues and advised persons present that there had been a search warrant issued for the location and that it was to be searched. The male behind the counter was that of DELDAR GHAZI KADIR born Redacted Redacted Redacted Redacted Redacted Redacted Redacted Redacted Redacted Redacted. KADIR advised that he ran the shop and leased the business premises from a male whose details he did not know and did not have any contact details for.

There was another male present in the shop and I have asked him to lock the front of the shop in order to prevent any further and then to unlock the rear door. Everytime he unlocked it, he seemingly pulled it closed immediately behind him. I have got him to open the door and keep it open in which there was a third male in the grounds at the rear who was burning something. I have directed him inside of the shop and tried to put out the fire on the ground with fallen snow nearby. I have been unable to ascertain exactly what was being burnt however from what I could see it was cardboard packaging for sweets on sale within the store.

The details of the two males were obtained by PC PRITCHARD and we have continued our search of the premises. There was a store room immediately to the left of the rear door which contained overstock, mainly of alcohol. There was a power supply seemingly leading to a lean to building attached to the rear garden that was locked and secured by a steel gate with a mortice lock keeping it secure. KADIR has been asked where the key was for the premises however he stated he did not have one. As such, entry has been forced through the door and the one behind that and within it was a small room. It had been partially boarded out on the left, with a number of brackets, nails and screws in the wall hanging from each of them was small carrier bags and large bags for life all containing large quantities of cigarettes.

Some of the cigarettes were endorsed in none English writing and others were in English. Some of the packaging appeared to be fake however branded with the names of Golden Virginia, Benson & Hedges and L&M to name a few. Although some of the packets were English I was of the opinion, with the location they were being stored that they were either counterfeit or the duty had not been paid on them. As such I have photographed the location of the outbuilding and the layout within and

I now produce the 5 images as exhibit number CMH/1. The tobacco and cigarettes have subsequently been seized by PC JOHNSON and removed from the building.

I have returned into the body of the store where I have traced the 2.5mm grey electrical cable from the corner of the outbuilding that led back to the mains electric fuse box located in the alcohol storage room. I have begun searching behind the rear of the counter in which there was a box of nail clippers like the one that had been seized by PC JOHNSON from the rear outbuilding, this has been photographed which I now produce as police exhibit CMH/2. Also at the rear of the counter were the black, white and blue carrier bags that had been used in the outbuilding holding the tobacco and cigarettes within them but also available for the tobacco to be placed in them when purchased by the customers. These have been photographed and now produced as police exhibit CMH/3.

On the top of the counter and underneath a small gap were 2 x packs of cigarettes matching two of the brands that had been recovered from the outbuilding. These were seized and I now produce it as police exhibit CMH/4. It is worth noting that from our arrival to leaving the till drawer was open ajar. Underneath the counter was a small container which had loose change and 5 – 6 £10 notes within it. KADIR stated that the money was a float from the till and that the till was open as it did not always close or open properly.

Upon return to Scunthorpe police station, police exhibit number CMH/4 was entered into the property store under reference number B1/002904/21 and the 3 x photograph exhibits were added onto the investigation number 16/21213/21.

This statement 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.

Redacted Redacted

Signature of Witness: Redacted Redacted

Date: 11-02-2021











CMH/3 – Image of carriers bags from within the store that are the same as what has been used in order to package up counterfeit cigarettes within the rear outbuilding.



WITNESS STATEMENT

(Criminal Procedure Rules, r 16. 2; Criminal Justice Act 1967, s. 9)

Statement of: Harry Johnson

URN

Age (if under 18): N/A

Occupation: Police Officer

I am the above named officer currently with Humberside police based at SCUNTHORPE police station.

On THURSDAY 11th FEBRUARY 2021, I was on duty in full uniform alongside PC 2299 HOPE and PC 1739 PRITCHARD. We attended the location of NASZA BIEDRONKA at 88-90 FRODINGHAM ROAD, SCUNTHORPE. We arrived at the location at 14:18 hours to carry out a Section 18 search of the premises which was authorised by INS 5565 HARVEY which was authorised to search for counterfeit tobacco, large quantities of cash and any other relevant documentation.

Myself, PC HOPE and PC PRITCHARD entered the premises and PC HOPE advised the individuals present that a search warrant had been issued for the location and as such, the premises would be searched. PC HOPE took details of man present behind the counter, which was DELDAR GHAZI KADIR of 13 Redacted Redacted Redacted Redacted Redacted DONCASTER, born RedactedRed. PC HOPE had spoken to another male found at the premises, one of which had been directed by PC HOPE to lock the front door to prevent the search been disturbed, the individual also directed us to the rear and had unlocked this for us however, appeared to struggle to open the door but had shortly managed to open this following PC HOPEs direction. Having opened the door, we saw a further male at the rear of the property who was burning something. PC HOPE directed the individual back into the premises and myself and PC HOPE tried to identify items which were been burnt however, apart from cardboard packaging, there didn't seem to be anything else there.

PC PRITCHARD obtained details from the other males present at the property and we continued to search the premises. At the property, there was a store room to the left of the rear door which appeared to be used as a store room. At the rear of the property, there was a wooden door at the bottom of the courtyard to the left which was locked. Having asked occupants present to open the door however they stated they didn't have a key. Entry was forced by PC PRITCHARD and myself following this and we subsequently found a further door to the left, a metal door which again was locked. Entry was forced by PC PRITCHARD and myself to this door also. Behind the metal door appeared a small room, which appeared to be partially boarded on the left hand side and a number of carrier bags hanging from the board which contained various large quantities of cigarettes.

Myself and PC HOPE searched the small room and identified some English writing cigarettes and others written in non-English. There appeared to be some brands which appeared genuine brands however other brands which appeared fake due to there appearance with various brands on there. PC HOPE photographed the location of the outbuilding and the layout within which were exhibited as CMH/1. The cigarettes and tobacco were subsequently seized by myself and removed from the building.

PC HOPE and I then carried on with the search, finding various other items including NAIL CLIPPERS, which were seized by myself located on a small seated area to the right of the small room. I also seized a mobile phone with charger which was on the same seated area found near the NAIL CLIPPERS.

Myself and PC HOPE had subsequently bagged all items seized and I transported these to the back of our police vehicle. After all items had been seized, PC HOPE subsequently searched behind the counter, finding a box of nail clippers like the ones I had seized for the rear of the outbuilding. PC HOPE subsequently seized those as well as that, PC HOPE had seized carrier bags, similar to those found at the outbuilding where the cigarettes were seized, under police exhibit CMH/3. PC HOPE found other items behind the counter which were seized by her under CMH/4.

Upon return to SCUNTHORPE police station, all items seized by myself and PC HOPE were entered into SCUNTHORPE property store under reference number B1/002904/21.

This statement 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.

Redacted Redacted

Signature of Witness: Redacted Redacted

Date: 10-03-2021

Search for a company or officer



NASZA BIEDRONKA (LINCS) LTD

Company number **10956643**

Follow this company

Overview

Filing history

People

More

Registered office address

88-90 Frodingham Road, Scunthorpe, United Kingdom, DN15 7JW

Company status

Dissolved

Dissolved on

29 October 2019

Company type

Private limited Company

Incorporated on

11 September 2017

Nature of business (SIC)

47110 - Retail sale in non-specialised stores with food, beverages or tobacco predominating

47190 - Other retail sale in non-specialised stores

NASZA BIDRONKA FOOD STORE LTD

Company number **12600560**

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Registered office address

Smiths Newsagents, Smiths Newsagents, 88-90 Frodingham Road, Scunthorpe, England, DN15 7JW

Company status

Active

Company type

Private limited Company

Incorporated on

13 May 2020

Accounts

First accounts made up to **31 May 2021**
due by **13 February 2022**

Confirmation statement

First statement date **12 May 2021**
due by **26 May 2021**

Nature of business (SIC)

47110 - Retail sale in non-specialised stores with food, beverages or tobacco predominating

Search for a company or officer



NASZA BIDRONKA FOOD STORE LTD

Company number **12600560**

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1 officer / 0 resignations

[KADIR, Deldar Ghazi](#)

Correspondence address

Smiths Newsagents, Smiths Newsagents, 88-90, Frodingham Road, Scunthorpe, England, DN15 7JW

Role **ACTIVE**

Director

Date of birth

March 1976

Appointed on

13 May 2020

MHS STORE LTD

Company number **11619253**

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Registered office address

7 Bottesford Road, Scunthorpe, England, DN16 3HA

Company status

Active

Company type

Private limited Company

Incorporated on

12 October 2018

Accounts

Next accounts made up to **30 November 2020**
due by **31 August 2021**

Last accounts made up to **30 November 2019**

Confirmation statement

Next statement date **21 November 2021**
due by **5 December 2021**

Last statement dated **21 November 2020**

MHS STORE LTD

Company number **11619253**

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1 officer / 0 resignations

[MOHAMMED, Bryear](#)

Correspondence address

88 Frodingham Road, Scunthorpe, United Kingdom, DN15 7JW

Role **ACTIVE**

Director

Date of birth

January 1975

Appointed on

12 October 2018