
Culture and Regulation

Phillip Spurr - Assistant Director,
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Mrs Gnaneswaran
Alric Food & Wine Ltd
1A Alric Avenue
London
NW10 8RB

Date: 4th August 2014
Enquiries to: Paul Whittington
My Ref:
My Direct dial: 01226 773862
My E-mail: paulwhittington@barnsley.gov.uk

Dear Mrs Gnaneswaran

**Food Safety and Hygiene (England) Regulations 2013
Consumer Protection from Unfair Trading Regulations 2008**

I am writing to you as Director of Alric Food & Wine Ltd. As you are hopefully aware I visited your store at 12 Cemetery Road, Grimethorpe, Barnsley on 25th June 2014 and seized two 70cl bottles of Glens Vodka and thirteen 35cl bottles of High Commissioner Whisky for further investigation. At the time of the visit I left a notice requiring you to provide traceability information relating to these items.

The shop manager Mr Lee Gorania provided me by email a copy of an invoice from Sunshine Leicester Cash and Carry as a traceability record for the vodka however I am yet to receive anything relating to the whisky. On the 21st July I received a telephone call from Mr Gnaneswaran claiming that the Whisky had been purchased from someone who came into the shop and so no traceability information was available. I asked for this to be confirmed in writing however this has not yet been provided.

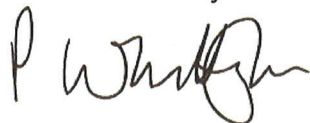
You have a legal duty under Regulations EC 178/2002 to retain evidence of traceability by way of receipts and invoices for the purchase of food and drink. It is an offence under Regulation 19 of the Food Safety and Hygiene (England) Regulations 2013 to fail to keep such paperwork and to not provide this to Food Enforcement Officers on demand. I would again like to request any information you have regarding the origin of this Whisky such as a purchase invoice. If this is not available can you please confirm this in writing either by letter or email. Please do this within 7 days of the date of this letter.

My reason for seizing these items is that I suspected that the rear labels were counterfeit. This has now been confirmed by the manufacturer Glen Catrine. This is usually because the product has not had UK excise duty paid on it. It is an offence under the Consumer Protection from Unfair Trading Regulations 2008 to sell a product which cannot legally be sold as is the case for non duty paid spirits. I will be retaining these bottles for the time being as they may be required as evidence in my investigation.

All enforcement carried out by the Service is in accordance with the Regulatory Services Enforcement Policy. If you would like a copy of the policy please telephone 01226 772468.

Please also contact me on the above number if you need any further clarification.

Yours sincerely

A handwritten signature in black ink, appearing to read 'P Whittington', written in a cursive style.

Paul Whittington
Illicit Alcohol Control Officer

cc. Alric Food & Wine Ltd. 12 Cemetery Road, Grimethorpe, Barnsley, S72 7JB.

Lee, Paul

From: G Mathy <gmathy@ymail.com>
Sent: 12 August 2014 20:55
To: Whittington , Paul
Subject: grimthore convenience store
Attachments: Alric Food & Wine.docx

Dear Paul Whittington sir,

I am very sorry to have learned about what took place on the 25th June 2014, on 12 Cemetery Road, Grimethorpe, Barnsley regarding the two 70cl vodka bottles and the thirteen 35cl high commissioner whiskey bottles.

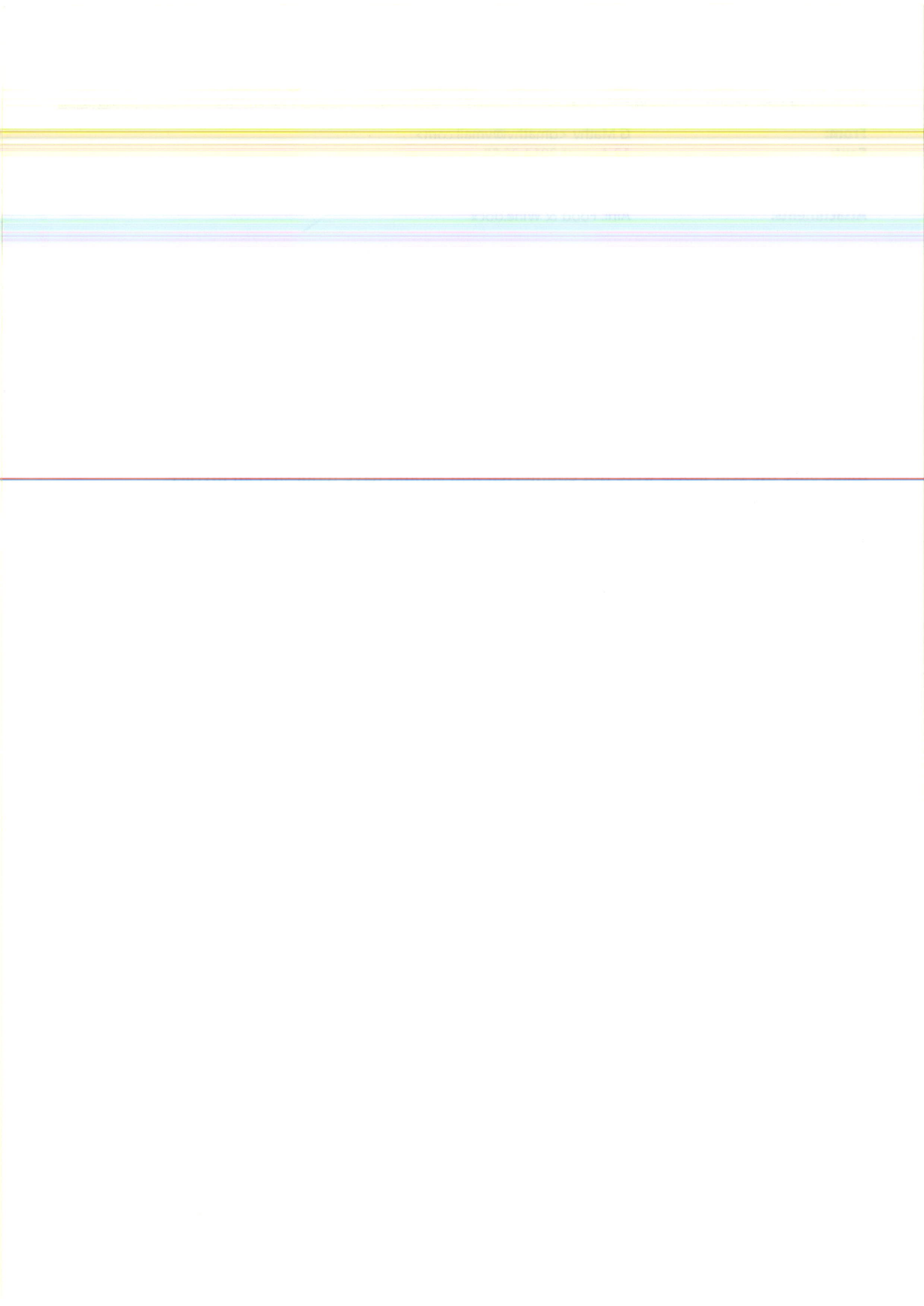
I believe what happened was the whiskey bottles were supplied to the shop via an independent Van salesman whom sold the bottles. They should have inspected the bottles appropriately to make sure the rear labels were not counterfeit and should have requested an invoice.

I am looking into whom made the purchase and as to why it took place to begin with. I live in London and find it hard to get up to Barnsley (which is approximately 180 miles away) often to keep an eye on what's going on. I have just recently acquired this premise and I am adjusting to running a business so far away from London, it is a lot harder than I first anticipated.

This incident has been an eye opener for me and will be more attentive and careful when it comes to purchases. I humbly ask for your forgiveness and will not let this happen again. If you have any queries please feel free to contact me.

Yours Sincerely,

Mrs.Niramathy Gnaneswaran



Lee, Paul

From: faarak chone <grimethorpeofficLtd@outlook.com>
Sent: 01 July 2014 15:22
To: Whittington , Paul
Subject: tracebility info
Attachments: glens.pdf

hello Paul,

as per your inquiry dated 25/06/2014, regarding some of the products seized from our premises ,and your request for providing the tracebility info , i here by encloses the scanned copy of invoices of available products

one of the products seized i.e. high commissioner whiskey , was handed over to us by the previous owner as a goodwill gesture and hence we have asked them to provide the tracebility info and will forward you the same as soon as we get the same.

yours sincerely,

Lee Gorania(manager)

