

Kent County Council – Use of RIPA Powers

(All relate to Trading Standards except for some surveillance data concerning the Environmental Crime Team in Waste Management as detailed.)

ACQUISITION OF COMMUNICATIONS DATA

2000 – 4 records held

- Re. false claims of CORGI registration (3 enquiries)
- Re. supply of unclassified video recording

2001 – 11 records held

- Re: supply & possession of counterfeit DVDs (2 enquiries)
- Re: supply & possession of counterfeit computer games
- Re: unauthorised use of trademark
- Re: false claim of trade registration / approval
- Re: sale of potentially unsafe car
- Re. sale of car with false trade description (3)
- Re. supply of counterfeit software
- Re. misleading price indication

2002 – 38 records held

- Re. failure to disclose “trade” in advertisement (25 enquiries)
- Re. offering to supply unsafe furniture & electrical goods
- Re. false claim of CORGI registration
- Re. supply of counterfeit games and software
- Re: supply & possession of counterfeit music / films (3 enquiries)
- Re: roadside car sales
- Re: sale of dangerous car (2 enquiries)
- Re: supply & possession of counterfeit clothing (3 enquiries)
- Re: supply & possession of counterfeit washing powder

2003 – 10 records held

- Re. misleading price indication
- Re. misdescribed car, non declaration of trade, not KCC Act registered
- Roadside car sales, not declaring trade or KCC Act registered (5 enquiries)
- Re: misleading prices / description of services
- Re: no KCC Act registration
- Re: supply & possession of counterfeit clothing

2004 - 9 records held

- Re. supply & possession of counterfeit clothes & bags (3 enquiries).
- Re. supply & possession of counterfeit DVD's.
- Re. applying a false trade description (mileage) to vehicles (3 enquiries).
- Re. roadside car seller not declaring trade (2 enquiries).

2005 – 5 records held

- Re. fly-tipper identification (2 enquiries).
- Re. possession & supply of counterfeit DVD's.
- Re. identification of suspected car clocker.
- Re. buying & selling cars without declaring trade.

2006 – 11 records held

- Re. buying & selling cars without declaring trade.
- Re. supply & possession of clothing bearing a false trade mark.
- Re. storing petroleum without a licence.
- Re. counterfeit trainers imported into the UK.
- Re. selling in bulk of counterfeit goods.
- Re. complaints of work not carried out or finished.
- Re. logo on company vehicle not approved by relevant trade association.
- Re. display & sale of electrical items breaching safety regulations.
- Re. advertisement of clocked car (2 enquiries).
- Re. illegal landing of a dog.

2007 – 12 records held

- Re. cold calling and no cancellation notice (4 incidents).
- Re. cold calling, no cancellation notice and potential fraud.
- Re. cold calling, no cancellation notice, false claims and misleading prices.
- Re. further request relating to above.
- Re. cold calling, no cancellation notice and false description.
- Re. trading in counterfeit DVDs.
- Re. illegal use of a trade mark in connection with building work.
- Re. hallmarking, false trade mark and false description offences re. jewellery.
- Re. false descriptions in relation to motor vehicles and use of false identities.

2008 – 38 records held (*All subscriber checks except where detailed*)

- Re. roadside car seller not declaring trade and unsafe.
- Re. roadside car seller not declaring trade (2 events).
- Re. builder claiming KCC approval and other false descriptions.
- Re. cold calling, block paving – no cancellation notice & possible fraud (2 events).
- Re. cold calling, driveway work – no cancellation notice.
- Re. cold calling, building work – no cancellation notice.

- Re. cold calling, paving work – no cancellation notice and misdescriptions (2 events).
- Re. unsolicited carpet sales (2) – cash taken, carpets not fitted – theft.
- Re. counterfeit Tiffany jewellery sold at boot fair.
- Re. counterfeit clothing on Ebay – 3 linked enquiries.
- Re. counterfeit DVDs on Ebay with threats to buyer.
- Re. non-compliant upholstered furniture under safety regulations.
- Re. cold calling, carrying out work with no cancellation notices + various possible fraud/misleading statement offences (14 events).
- Re. cold calling, carrying out work with no cancellation notice – **(request for incoming call data)**.
- Re. the possession or supply of counterfeit goods (2 events).
- Re. possession or supply of counterfeit goods and possible conspiracy between traders (3 events) – **(1 request for outgoing call data, 2 requests for incoming/outgoing call data)**.
- Re. website for tickets & offences under Consumer Protection from Unfair Trading Practices Regulations - **(subscriber for e mail address)**.

COVERT SURVEILLANCE

2000 – 3 records held

- Re: supply & possession of counterfeit clothing
- Re: supply & possession of counterfeit music (2 events)

2001 – 8 records held

- Re. Use of CORGI logo when not a current member (3 events)
- Identification of trader re. problems with cancellation rights (timeshare)
- Photograph hotel sign falsely claiming SEETB membership.
- Re: supply & possession of counterfeit music
- Re: supply & possession of counterfeit vehicle ID tags
- Re: illegal disposal of animal by products

2002 – 2 records held

- Re. supply of counterfeit games and software

2003 – 48 records held

- Observation of attempted alcohol purchase by underage person (26 events)
- Re. roadside car seller not declaring “trade” & not KCC Act registered
- Observation and attempt test purchase from counterfeit DVD seller (2 events)
- Re. displaying logos when not a member or registered with organisation (2 events)

- Establishing movements of suspected manufacturer of counterfeit software
- Observing/photographing vehicle bearing false trade logos
- Gathering evidence re. incorrect property rating
- Gathering evidence re. suspended chiropractor practising
- Photographing incorrect credit adverts and unlicensed trader (consumer credit)
- Ascertain if livestock are being transported to premises re. records/labelling offences
- Observation of suspected counterfeit DVD/CD seller
- Use of existing CCTV facilities to observe seller of counterfeit films and music CDs
- Observation of suspected counterfeiter's address re. vehicle i.d.
- Obtain photographs of suspected seller of counterfeit goods
- Re: sale of potentially unsafe car
- Re: transportation of animal by products
- Re: under age sale test purchase (3 enquiries)
- Re: misleading prices / description of services (2 enquiries)

2004 – 16 records held

- Re. displaying an association logo when not a current member.
- Re. advertising credit when not in possession of a Consumer Credit Licence.
- Re. logo on company vehicle not approved by relevant trade association.
- Observation of counterfeit DVD seller at bootfair (5 events).
- Establish identity of fly-tippers and provide evidence of offending.
- Re. false or misleading statements as to services provided.
- Surveillance of counterfeit DVD seller travelling in vehicle.
- Observation of premises suspected of selling alcohol to underage persons.
- Surveillance re. vehicles advertised by suspected trader.
- Observation of sale of alcohol to underage test purchaser (2 events.)
- Identification of cold caller suspected of using fraudulent tactics.

2005 – 15 records held

- Observation of property used to distribute DVDs.
- Assess layout of shop selling counterfeit DVDs (3 events).
- Establish id of fly-tippers and provide evidence of offending (10 events).
- Identification of persons involved with stallholders selling counterfeit goods.

2006 – 28 records held

- Gather evidence of offering for sale of cars in breach of suspension notice.
- Gather evidence re. suspected breach of Consumer Credit Regulations.
- Surveillance of counterfeit DVD seller at bootfair.
- Identification of cold callers (2 incidents).

- Surveillance of trader's vehicle for evidence of false trade membership association claims.
- Surveillance of stallholders selling counterfeit goods (2 events).
- Determine whether counterfeit items being sold from shops.
- Surveillance of persons touting leaflets re. misleading price indications.
- Surveillance of persons suspected of manufacture & supply of counterfeit DVD's and CD's.
- Surveillance of suspected seller of counterfeit goods (2 events).
- Observation re. store trading in counterfeit and secondhand goods.
- ***Establish identity of fly-tippers and provide evidence of offending (14 events) (All carried out by the Environmental Crime team in Waste Management).***

2007 – 18 records held

- Surveillance of warehouse counterfeit toys.
- Observation of unloading/loading of counterfeit goods.
- Surveillance of suspected seller of counterfeit goods.
- Identification targets for possible seizures of counterfeit goods.
- Surveillance of vehicle involved in cold call tarmac work (2 events).
- Identification of roadside car seller.
- Surveillance of person suspected of breaching a court order.
- ***Establish identity of fly-tippers and provide evidence of offending (10 events) (All carried out by the Environmental Crime team in Waste Management).***
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2008 –23 records held

- ***Establish identity of fly-tippers and provide evidence of offending (14 events)(All carried out by the Environmental Crime team in Waste Management).***
- Serial cold caller with previous offences followed to residential property and arrested.
- Establish identity of roadside car sellers suspected of being traders (3 events)
- Observation in relation to underage sales test purchase activity (2 events).
- Surveillance in relation to possession/supply of counterfeit goods (2events).
- Surveillance in relation to unauthorised use of CORGI logo.

Covert Human Intelligence Source ('CHIS')

2000 – No records held

2001 – 5 records held

- Re: sale of potentially unsafe car
- Re: supply & possession of counterfeit DVDs

- Establish whether finance being offered by unlicensed broker
- Test purchase of counterfeit DVDs
- Engagement re. establishing the supply of unsafe furniture

2002 – 13 records held

- Re: sale of potentially unsafe car (2 enquiries)
- Re: sale of potentially unsafe furniture (2 enquiries)
- Re: supply & possession of counterfeit DVDs
- Re: car servicing campaign (2 enquiries)
- Discussion to establish if unsafe furniture being sold
- Test purchase of second hand jewellery from unregistered trader
- Establish supplier of counterfeit products
- Discussion re counterfeiter
- Discussion of mileage on suspected clocked car
- Visit premises to establish whether a broker trades unlicensed

2003 – 11 records held

- Re: KCC Act registration (2 enquiries)
- Re: unauthorised provision of credit
- Re: unauthorised storage of fireworks
- Re: misleading prices / description of services
- Re: hiring of potentially unsafe vehicles
- Re. determining destination of consignment of counterfeit goods
- Discussion re. purchasing a potentially unsafe vehicle
- Gain info as to whether false origin applied to eggs
- Gain info on trader suspected of not being KCC Act registered
- Gain info re. possession and manufacture of counterfeit CDs & DVDs.

2004 – 4 records held

- Test purchase of fireworks from rear of motor vehicle.
- Identification of roadside car seller and attempt to establish trade or business (3 events).

2005 – 8 records held

- Discussion and purchase re. counterfeit goods (3 events).
- Set up an appointment with counterfeit handbag seller.
- Discussions re. offered holiday prices (3 events).
- Discussion with car trader posing as an individual.

2006 – 16 records held

- Offer to purchase vehicle previously declared as unsafe.

- Attempted purchase of fireworks outside of prescribed times.
- Establish whether fireworks are for sale and outside prescribed periods in an unregistered premise.
- Discussion and purchase re. counterfeit goods.
- Visit premises and act as a consumer re. misleading price indications and warranty issues on cars.
- Attempted purchase re. falsified service histories.
- Attempted purchase re. misleading prices on leaflets.
- Discussion of mileage on suspected clocked car.
- Attempted test sales at second hand stores (4 events).
- Attempted purchase of unsafe products.
- Attempted purchase of copyright protected DVD's on line.
- Engagement with suspected bulk seller of counterfeit goods.
- Engagement with car seller believed to be trader.
- Viewing and discussion with seller of suspected clocked car.

2007 – 1 record held

- Engagement with roadside car seller believed to be trader.

2008 – 8 records held

- Engagement with roadside car seller believed to be trader (6 events).
- Re. attempted test purchase of suspected counterfeit makeup.
- Re. suspected breach of Package Travel Regulations.

31/12/08