



Report of: **Service Director, Public Protection**

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	8 March 2012	B2	Caledonian

Delete as appropriate		Non-exempt
-----------------------	--	------------

Subject: PREMISES LICENCE NEW APPLICATION
RE: AT'S FOOD AND WINE, 22 CALEDONIAN ROAD, LONDON N1 9DU

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003
- 1.2 The application is to permit
 - i) sale of alcohol, for consumption off the premises, from 00:00 until 24:00 Monday to Sunday.

2. Recommendations

- 2.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 2.2 If the Committee grants the application it should be subject to:
 - i. conditions of the current premises licence;
 - ii. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 3);
 - iii. conditions recommended by responsible Authorities (see appendix 3);
 - iv. any conditions deemed necessary by the Committee to promote the four licensing objectives.

3. Background

- 3.1 Papers are attached as follows:-

- Appendix 1: application form;
Appendix 2: representations;
Appendix 3: suggested conditions and map of premise location.

3.2 The Licensing Authority has received representations from .

3.3 The premises is currently licensed for the sale of alcohol for consumption off the premises Monday to Sundays from 00:00 to 24:00 ;

3.4 Licensing History of the premises:

- i) On 29 July 2005 an application was made to convert the alcohol licence to a Premises Licence.
- ii) On 14 December 2005 a variation application was granted for the sale of alcohol for consumption off the premises Monday to Sundays from 00:00 to 24:00.
- iii) On 22 August 2011 an application to transfer the licence to Mr Mushtaq Ahmed Khan was granted.
- iv) Licensing Sub Committee revoked the premises licence following a review by Trading Standards following the seizure of illicit alcohol at the premises. An appeal is now pending at the Magistrates Court.
- v) Muhammad Mushtaq Sheikh submitted a new premises licence application on 9 January 2012 for a 24 hour off licence.

4. Planning Implications

No restrictions regarding the hours or class use.

5. Conclusion and reasons for recommendations

- 4.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions necessary to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

Date 27/2/12

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Katie Tomashevski

Tel: 020-7527-3882

Fax: 020-7527-3057

E-mail: Katie.Tomashevski@islington.gov.uk

Application for a premises licence to be granted 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.

I/W Muhammad Mushtaq Sheikh
e

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
AT's Food and Wine 22 Caledonian Road			
Post town	London	Post code	N1 9DU

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£14500

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

OK
Knut
9 Jan 12

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Sheikh			First names Muhammad Mushtaq		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		37 St. George's Court Garden Row			
Post Town		London		Postcode SE1 6HD	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					

Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

Month Day
Year

When do you want the premises licence to start?

Month Day
Year

If you wish the licence to be valid only for a limited period, when do you want it to end?

Please give a general description of the premises (please read guidance note 1)
Convenience store selling alcoholic goods open 24 hours

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- | | |
|---|--------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Wed						
Thur			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Fri						
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>	
Day	Start	Finish	<p>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</p>	Indoors <input type="checkbox"/>
Mon				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue			<p>Please give further details here (please read guidance note 3)</p>	
Wed				
Thur				
Fri			<p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</p>	
Sat			<p>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</p>	
Sun				

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u> 		
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input type="checkbox"/>	
				Outdoors <input type="checkbox"/>	
				Both <input type="checkbox"/>	
			<u>Please give a description of the facilities for dancing you will be providing</u>		
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)		
			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur					
Fri			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Sat					
Sun					
			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 3)	
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	00.00	00.00	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	00.00	00.00			
Wed	00.00	00.00			
Thur	00.00	00.00			
Fri	00.00	00.00			
Sat	00.00	00.00			
Sun	00.00	00.00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name Shahid Noor	
Address 57 Staindale Drive Nottingham	
Postcode	NG8 5FU
Personal Licence number (if known) 068187	
Issuing licensing authority (if known) Nottingham City Council	

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

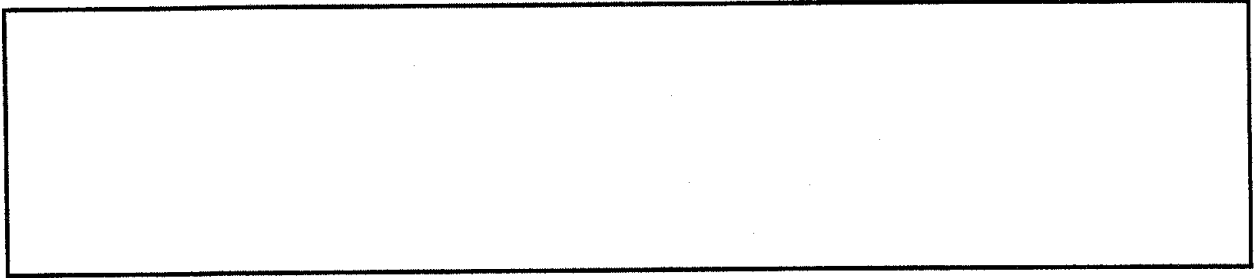
N/A

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	0000	0000	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Tue	0000	0000	
Wed	0000	0000	
Thur	0000	0000	
Fri	0000	0000	
Sat	0000	0000	
Sun	0000	0000	

P Describe the steps you intend to take to promote the four licensing objectives:

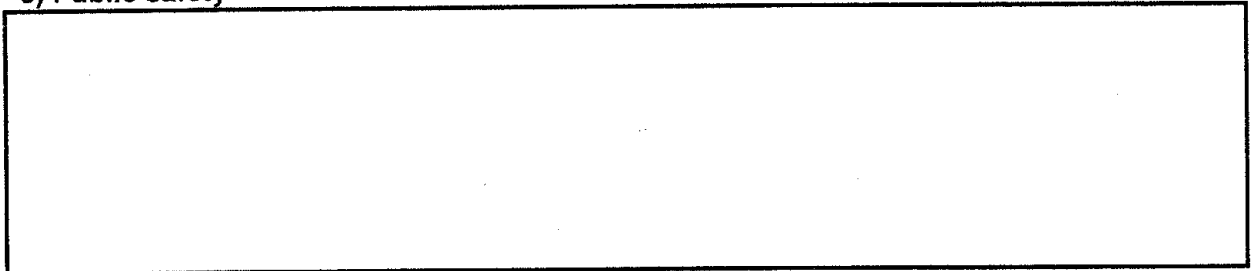
a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)



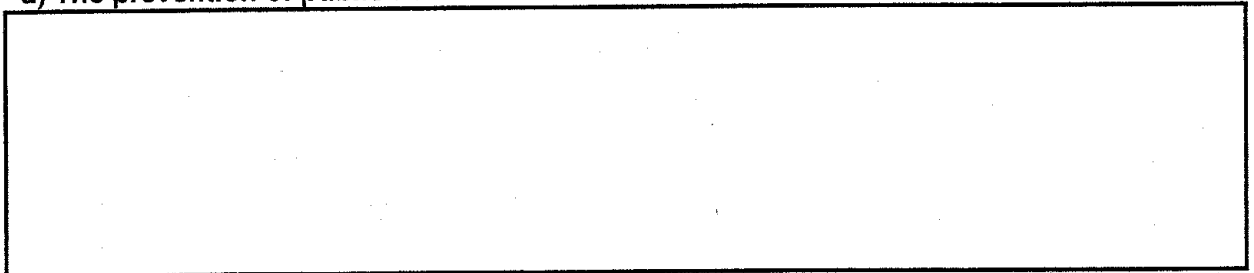
b) The prevention of crime and disorder

1. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
2. The licensee will report to Trading Standards any instance of a caller to the shop attempting to sell alcohol as soon as he become aware of that instance. Contact details for Islington Trading Standards and HMRC will be easily accessible to staff members in the shop.
3. Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to police, HMRC or local authority officers upon request.
4. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
5. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.
6. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
7. A notice will be placed in a prominent position to the effect that illegal alcohol and other age-related premises will not be bought from persons calling to the shop.

c) Public safety



d) The prevention of public nuisance



e) The protection of children from harm

1. The Licensee shall adopt the "Challenge 25" policy - the Retail of Alcohol Standards Group's advice for off-licences.
2. The Licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
3. The Licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards for example proof of age cards carrying the "PASS" logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
4. The Licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	<i>Hage Woods</i>
Date	<i>4th January 2012</i>
Capacity	Solicitors

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
Howard Timms Hazelwoods 234 Temple Chambers 3-7 Temple Avenue, London EC4Y 0DT			
Post town	London	Post code	EC4Y 0DT
Telephone number (if any)	02035894099		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
howardt@hazelwoodsolicitors.co.uk			

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



ISLINGTON

PUBLIC PROTECTION DIVISION

Trading Standards
222 Upper Street
London N1 1XR

Tel: x 3874
E-mail: doug.love@islington.gov.uk
Please reply to: Doug Love

MEMO TO:

**LICENSING TEAM
222 UPPER STREET**

Our Ref:
Your Ref:
Date: 06/02/12

LICENSING ACT 2003: REPRESENTATIONS BY RESPONSIBLE AUTHORITY

AT's Food & Wine, 22 Caledonian Road, N1 9DU

The application for a licence for the above premises has been examined by the Trading Standards Section. Since receiving the application I have spoken with the applicant, Mr Muhammed Mushtaq Sheikh and the owner of the business, Mushtaq Akmed Khan. I understand that there is no change of ownership planned, but the business has taken detailed advice from Trading Standards with a view to complying with legal requirements.

1. Enforcement action

- 1.1 In June 2011, Trading Standards and HMRC officers visited AT's Food & Wine at 22 Caledonian Road and seized a large quantity of illicit alcohol (ie. non-duty paid or counterfeit alcohol). Trading Standards applied for a licence review which resulted in the revocation of the previous licence, a decision which is subject to appeal. Part of the reason the licence was revoked was because the business had already been warned after three bottles of counterfeit Bollinger had been seized in 2011.

2. Trading Standards' concerns

- 2.1. Trading Standards believe that the decision to revoke the licence was justifiable on the facts before the Committee, as the licensee and the owner of the business had clearly not followed advice given to them and had consequently failed to fulfil the responsibilities that fall to those managing a licensed business. We believe that for a new licence to be granted under the same ownership, the evidence of improved management practices before the Committee must be considerable.

3. Proposed steps to prevent crime and disorder and to promote the protection of children from harm

- 3.1 I have met with the applicant, the owner and their representative Mr Timms soon after the revocation of the existing licence and prior to the making of this application. At the meeting, we talked through the precautions that I believed the business should be taking to minimise the possibility that they will inadvertently stock illicit alcohol or sell to underage persons in future. This was in addition to some training that Mr Khan had requested I give him and his staff during the review process.
- 3.2 The discussed conditions were similar to these:
- No alcoholic goods will ever be purchased or taken from persons calling to the shop.
 - No spirits shall be purchased in a resealed box.

- The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
- Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request.
- A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
- An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.
- If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
- The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.
- The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instruction given to staff.
- The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age: that is proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
- The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

3.3 Mr Khan agreed to implement these conditions and Mr Timms has subsequently sent photographic evidence of posters being displayed; training and refusals books; uv torches; and invoice file; and an instruction to report sellers calling to the shop to Trading Standards and HMRC.

4. Conclusion

4.1 I found the apparent willingness to take advice to be a promising step towards convincing me that the business would be run much more responsibly in future. If the Committee is provided with sufficient evidence to persuade them that the advice has indeed been implemented, I would not object to this licence being granted.

I believe these representations are specific and proportionate to the known trading characteristics of this retail sector and are consistent with the Islington Council Statement of Licensing Policies 28, 32 and 39.

Doug Love
Principal Consumer Services Officer



TERRITORIAL POLICING

Howard Timms
Hazelwoods
234 Temple Chambers
3-7 Temple Avenue
EC4Y 0DT

**NI - Islington Borough
NI - Islington Police Station**

G17
Islington Police Station
2 Tolpuddle Street
Islington
N1 0YY

Telephone: 020 7421 0248
Facsimile: 020 7421 0138
Email: ni_licensing@met.police.uk

Your ref:
Our ref: Licensing/NI.

10 January 2012

Dear Sir

RE:- AT's Food & Wine, 22 Caledonian Road, N1 9DY.

With reference to the above application, I am writing to inform you that the Islington Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated in the 'Caledonian ward', a locality where there is traditionally high crime and disorder and there are concerns that this application will cause further policing problems in an already demanding area.

Should the Sub Committee be minded to grant the application we ask that the following conditions be attached to the licence:-

A digital CCTV system shall be installed, operated and maintained inside and outside the premises [subject to planning permission] in agreement with the Police. The system will enable a frontal head and shoulders image of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. A working copy shall be supplied free of charge to a Police Officer within 24 hours of any request to assist in the investigation of a crime or apprehending or prosecuting an offender. It is the responsibility of the premise to download any recording requests.

At least 2 members of staff will be on the shop floor between 23.00 – 07.00 hrs

Incident/Refusals book to be completed and checked weekly by the DPS.

Islington Police would be willing to withdraw our representation if the sale of alcohol is restricted to 8am to 11pm daily.

Should you wish to discuss the matter further please contact the Licensing Office on **0207 421 0194/0248** or via email, ni_licensing@met.police.uk

Sgt Robin Clark / Pc Don Stewart
Metropolitan Police Islington
Licensing Office

c.c. Islington Council Licensing Team.

Tomashevski, Katie

From: Tomashevski, Katie
Sent: 24 February 2012 11:29
To: 'shahid noor'
Subject: FW: 22 caledonian Rd

Dear Mr Noor,

Could you please forward this email from the Police on to Mr Sheikh?

Thank you.

Kind regards,
Katie Tomashevski
Licensing Officer
Islington Council
222 Upper St, London N1 1XR
Tel: 020-7527-3882
Fax: 020-7527-3430

-----Original Message-----

From: Don.Stewart@met.pnn.police.uk [mailto:Don.Stewart@met.pnn.police.uk]
Sent: 14 February 2012 10:42
To: Tomashevski, Katie
Subject: 22 caledonian Rd

Katie

Further to our representation dated 10.1.12 I would like to add an additional condition should the licence be granted.

"This premises licence will not be used as an authorisation for licensable activities until premises licence number (LN/5392-220811) has been surrendered and is incapable of resurrection."

Not protectively marked

Don Stewart PC115NI
Licensing Officer
Alcohol Violence Reduction Office

Phone: 2074210194 or 0207 527 2359
Internal; 20194/20248
E-mail: Don.Stewart@met.police.uk
Address: Islington Police Station, 2 Tolpuddle Street, Islington, London, N10YJ

Total Policing is the Met's commitment to be on the streets and in your communities to catch offenders, prevent crime and support victims. We are here for London, working with you to make our capital safer.

Consider our environment - please do not print this email unless absolutely necessary.

NOTICE - This email and any attachments may be confidential, subject to copyright and/or legal privilege and are intended solely for the use of the intended recipient. If you have received this email in error, please notify the sender and delete it from your system. To avoid incurring legal liabilities, you must not distribute or copy the information in this email without the permission of the sender. MPS communication systems are monitored to the extent permitted by law. Consequently, any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude any binding agreement on behalf of the MPS by email. The MPS accepts no responsibility for unauthorised agreements reached with other employees or agents.

The security of this email and any attachments cannot be guaranteed. Email messages are routinely scanned but malicious software infection and corruption of content can still occur during transmission over the Internet. Any views or opinions expressed in this communication are solely those of the author and do not necessarily represent those of the Metropolitan Police Service (MPS).

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Rowena Dark**..... URN:

--	--	--	--

Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Police Constable**.....

This statement (consisting of: ... **2** pages each signed by me) 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 anything in it which I know to be false, or do not believe to be true.

Signature: Date: **18th January 2012**.....

Tick if witness evidence is visually recorded (supply witness details on rear)

I am a Police Officer working on Caledonian Ward Safer Neighbourhoods on Islington Borough. I have been asked to write a statement reference to the alcohol problems on my ward involving Anti Social Behaviour.

I have worked on this ward for almost two years and have had many dealings with the problems caused with underage drinking and the alcoholics/street drinkers which seem to plague this area.

One of my main concerns is with the kids around this area drinking along Caledonian Road. The kids who are not old enough to go into the pubs will get alcohol from the local shops either by buying it themselves, or asking passers by to get it for them. The latter being the biggest problem. The local kids in this area are well known and manipulate people into buying it. Some people often get threatened by these kids. These kids will intimidate people with their large numbers, up to 20 at any given time, and threaten those who refuse. People who have refused in the past have even been attacked when trying to leave the area. They have been too scared to make an official report to police. I have, many times witnessed these youths on bikes, with bottles of beer in their hands cycling dangerously on pavements keeping their hoods up so I can't see who they are.

The kids having purchased alcohol will then hang around in large numbers outside some of the pubs where it is pedestrianised shouting abuse at passers by which is a daily occurrence during the summer months. Most of which have bottles of beer in hand. Its local knowledge that they buy it from the local stores and one did inform me he had bought it from a store, but refused to tell me which one. I was told it's easy to get it hold of.

My concerns with which how easy it is for them to get alcohol at present will only get worsen if given opportunities to buy it late into the night. Their manipulative ways of purchasing alcohol will continue.

Recently there has been a spate of windows being smashed on the estates. This has been happening in the early hours of the morning. We have no evidence to prove who committed these offences but I'm told it's drunken youths. A few beer bottles were found nearby where we suspect the youths had been loitering around getting drunk. Local residents are terrified of these drunken youths who have no respect whatsoever for their surroundings.

Signature: Signature witnessed by:

Continuation of Statement of **Rowena Dark**.....

Another problem is the local street drinkers in this area. These drinkers will congregate in areas where they can purchase alcohol. Anywhere between 5-10 people at any given time. They have been moved from Kings Cross Railway and now loiter along Caledonian Road near the shops where they can purchase alcohol. Again the street drinkers are rude and aggressive to passers by. Stumbling around on the pavement and falling into people walking past. They show no respect for their surroundings.

Given an opportunity to buy alcohol late into the night/early hours mean they will simply be hanging around longer making local residents feel intimidated and threatened by the way they behave.

People walking home late at night feel quite threatened by all of the behaviour mentioned in this statement. Most say they are too scared to be alone late at night for fear of the street drinkers and the drunken youths. Their drunken behaviour is unpredictable and frightening for all concerned including myself.

Signature: Signature witnessed by:



ISLINGTON

Building Control Service
Planning and Development
222 Upper Street
London
N1 1XR

T 020 7527 5986
F 020 7527 5998
E geoff.weaver@islington.gov.uk
W www.islington.gov.uk

Our ref : GW
Your ref:

Date: 14 February 2012

Mr Muhammad M Sheikh
37 St George's Court
Garden Row
London
SE1 6HD

Dear Sir

**Licensing Act 2003
Representation from Responsible Authority for Health and Public Safety
AT's Food and Wine 22 Caledonian Road N1 9DU**

With reference to the recent application for a premises licence under the Licensing Act 2003 at the above named premises.

As the health and safety consultant for the responsible authority for health and public safety I will be making a representation to this application because of the proposed new shop front and refurbishment works.

Health and public safety transitional works have been carried to my satisfaction until the new shop front and refurbishment works are carried out at the premises.

I will be requesting that the following condition is put onto the premises licence:

The responsible authority for health and public safety shall be notified of the commencement and completion of any alterations or refurbishment works at the premises.

Please give notification of the commencement and completion of the any works at the premises.

Should you require any advice or information please contact me at the above address.

Yours faithfully

Geoff Weaver
Senior Building Surveyor (Licensing Health and Safety)

**Islington Licensing Authority
Licensing Act 2003**

Representation form from Responsible Authority for Health and Public Safety

Name	Geoff Weaver
Job title	Senior Building Surveyor (Licensing Health and Safety)
Postal address	Islington Council, Building Control Service 222 Upper Street, London N1 1XR
email	geoff.weaver@islington.gov.uk
Contact telephone number	020 7527 5986
Name and address of the premises concerning the representation	AT's Food and Wine 22 Caledonian Road N1 9DU
Public Safety	As the premises are to be altered and refurbished the arrangements at the premises should be inspected and approved by the responsible authority for health and public safety before the premises can be used under the licence.
Suggested conditions that could be added to the licence to remedy the public safety representation	The responsible authority for health and public safety shall be notified of the commencement and completion of any alterations or refurbishment works at the premises.

Signed: _____ Date: _____

Please return this form along with any additional sheets to: Applicant and Islington Council, Licensing Team, 222 Upper Street, London N1 1XR or email to licensing@islington.gov.uk. This form must be returned within the statutory period. For more details please check with the Licensing Support Team on 020 7527 3031.

Suggested conditions of approval consistent with the operating schedule

1. No alcoholic goods will ever be purchased from sellers calling to the shop.
2. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol. Contact details for Islington Trading Standards and HMRC will be easily accessible to staff members in the shop.
3. Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request.
4. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
5. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.
6. If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
7. A notice will be placed in a prominent position to the effect that illegal alcohol and other age-related premises will not be bought from persons calling to the shop.
8. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.
9. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
10. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards for example proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
11. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

Suggested conditions of approval recommended by Trading Standards (some are duplicates in the operating schedule - see above)

12. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
13. No spirits shall be purchased in a resealed box.
14. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
15. Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request.
16. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
17. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

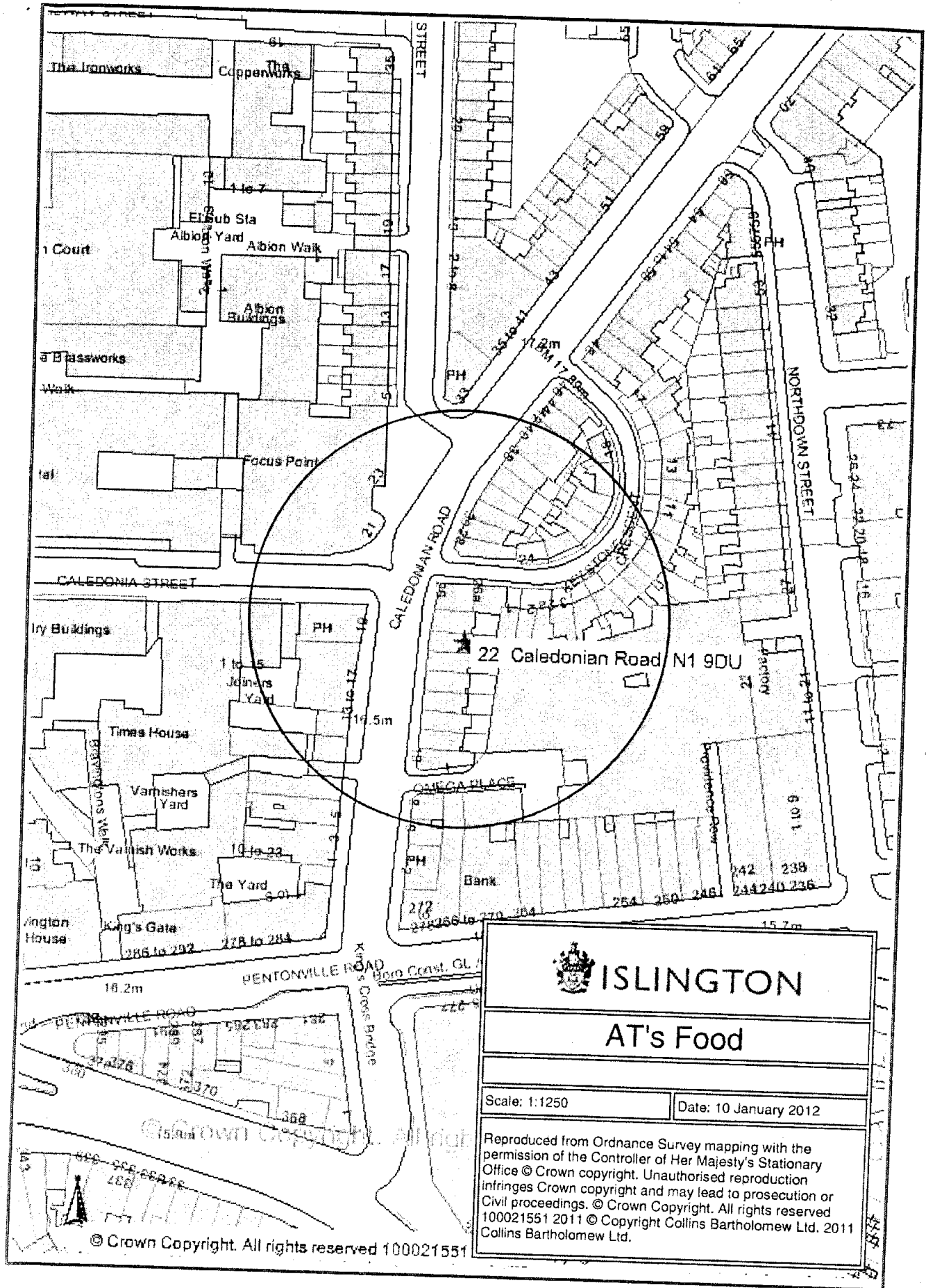
18. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
19. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.
20. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instruction given to staff.
21. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age: that is proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
22. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.


Conditions of approval recommended by the Police

23. CCTV shall be installed, operated and maintained inside and outside the premises [subject to planning permission] in agreement with the Police. The system will enable frontal head and shoulders image of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. A working copy shall be supplied free of charge to a Police Officer within 24 hours of any request to assist in the investigation of a crime or apprehending or prosecuting an offender. It is the responsibility of the premises to download any recording requests.
24. At least two members of staff will be on the shop floor between 23:00 to 07:00.
25. Incident/Refusals book to be completed and checked weekly by the DPS.
26. This premises licence will not be used as an authorisation for licensable activities until premises licence number (LN/5392-220811) has been surrendered and is incapable of resurrection.

Conditions of approval recommended by the Health & Safety

27. The responsible authority for health and public safety shall be notified of the commencement and completion of any alterations or refurbishment works at the premises.



 ISLINGTON	
AT's Food	
Scale: 1:1250	Date: 10 January 2012
Reproduced from Ordnance Survey mapping with the permission of the Controller of Her Majesty's Stationary Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or Civil proceedings. © Crown Copyright. All rights reserved 100021551 2011 © Copyright Collins Bartholomew Ltd. 2011 Collins Bartholomew Ltd.	

