



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

| Meeting of              | Date           | Agenda Item | Ward(s)    |
|-------------------------|----------------|-------------|------------|
| Licensing Sub-Committee | 17th July 2012 | B2          | St. Mary's |

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

**Subject: PREMISES LICENCE REVIEW APPLICATION**  
**RE: Highbury Fine Food & Wine, 249 Upper Street, London, N1 1RU**

**1. Synopsis**

- 1.1 This is an application by Islington Council's Trading Standards team for a Review of the Premises Licence under Section 51 of the Licensing Act 2003. A copy of the review application is attached as Appendix 1.
- 1.2 The grounds for review are related to the licensing objectives:
  - i) The protection of children from harm.

**2. Recommendations**

- 2.1 To determine the application to review the premises licence under Section 52 of the Licensing Act;
- 2.2 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as necessary for the promotion of the four licensing objectives;
- 2.3 To consider the representation from the Police in the light of the revised Secretary of State Guidance to Local Authorities issued on 25th April 2012 namely:  
 The Licensing Authority should accept all reasonable and proportionate representations made by the Police unless the Authority has evidence that to do so would not be appropriate for the promotion of the Licensing Objectives.

2.4 The steps stated in Sections 52(4) of the Act are as follows:

- a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
- b) to exclude a licensable activity from the scope of the licence;
- c) to remove the designated premises supervisor;
- d) to suspend the licence for a period not exceeding three months;
- e) to revoke the licence;
- f) the Committee also have the option to leave the licence in its existing state;
- g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

3.

### Background

3.1 The premises currently holds a licence allowing:

- i) The sale by retail of alcohol, off supplies only, Mondays to Sundays from 08:00 until 00:00.

3.2 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: current licence;
- Appendix 3: representations; and
- Appendix 4: map of premise location.

3.3 Licensing history at the premises:

- 24th November 2005, premises issued to Mr Syed Hassan Raza by way of a conversion under the Licensing Act 2003;
- 1st November 2007, premises licence variation granted authorising the sale by retail of alcohol, off supplies only, 24 hours a day seven days a week;
- 13th June 2011, premises licence review application submitted by Islington Council's Trading Standards team as a result of two seizures of illicit alcohol from the premises on 9th February 2011 and 22nd February 2011 respectively;
- 4th August 2011, premises licence revoked at hearing before the Licensing Sub-Committee C;
- 30th August 2011, appeal of Licensing Sub-Committee C's decision placed before Highbury Corner Magistrates Court;
- 6th October 2011, new application sought by Mr Azhar Naqvi seeking a premises licence to allow the sale by retail of alcohol, off supplies only, 24 hours a day seven days a week;
- 22nd November 2011, designated premises supervisor (DPS) variation granted to name Mr Jaswinder Singh as new DPS;
- 6th December 2011, agreement reached with Responsible Authorities, after negotiation and agreement to additional licence conditions, for a new premises licence to be granted authorising the sale by retail of alcohol, off supplies only, Mondays to Sundays from 08:00 until 00:00;
- 7th December 2011, revoked licence appeal withdrawn as a result of grant of new licence;
- 30th March 2012, sale of alcohol to an underage volunteer during Trading Standards test purchase exercise. During post sale inspection a number of licence condition breaches were observed by Council officers;

- 4th April 2012, during a follow-up inspection continued premises licence condition breaches were witnessed by Officers;
- 6th April 2012, sale of alcohol to an Islington Council licensing officer after permitted hours. During follow-up to this unauthorised sale of alcohol, CCTV footage was requested but not supplied (breach of licence condition);
- 24th May 2012, premises licence review application submitted by Islington Council's Trading Standards team.

3.4 The Licensing Authority has received 2 letters of representation, one from the Responsible Authority for the Police and one from a local resident who did not request that they remain anonymous.

#### 4. Planning Implications

4.1 There are no planning implications.

#### 5. Conclusion and reasons for recommendations

5.1 The Council is required to consider this application for review in the light of all relevant information from the applicant and the licence holder. 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

5 July 2012

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Dan Whitton

Tel: 020 7527 3841

Fax: 020 7527 3430

E-mail: dan.whitton@islington.gov.uk

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I David Fordham, Service Manager Trading Standards

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described on Part 1 below (delete as applicable)**

Part 1 – Premises or club premises details

|  |                          |
|--|--------------------------|
| Postal address of premises or, if none, ordnance survey map reference or description:<br><br><b>Highbury Fine Food (a.k.a. Retail 24)</b><br><b>249 Upper Street</b> |                          |
| Post town: <b>London</b>   | Post code: <b>N1 1RU</b> |

|  |
|--|
| Name of premises licence holder or club holding club premises certificate:<br><b>Azhar Naqvi</b> |
|--|

|   |
|---|
| Number of premises licence or club premises certificate: <b>LN/13429-061211</b> |
|---|

**Part 2 - Applicant details**

I am

**Please tick ✓ yes**

an interested party (please complete (A) or (B) below)

a person living in the vicinity of the premises

a body representing persons living in the vicinity of the premises

a person involved in business in the vicinity of the premises

a body representing persons involved in business in the vicinity of the premises

a responsible authority (please complete (C) below)

a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

**Please tick**

Mr

Mrs

Miss

Ms

Other title  
(for example, Rev)

**Surname**

**First names**

**Please tick ✓ yes**

I am 18 years old or over

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

|                           |
|---------------------------|
| Name and address          |
| Telephone number (if any) |
| E-mail address (optional) |

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

|                   |  |
|-------------------|--|
| Name and address  | <b>David Fordham<br/>Service Manager (Trading Standards)<br/>Public Protection Division<br/>222 Upper Street<br/>London<br/>N1 1XR</b> |
| Telephone number: | <b>020 7527 3458</b>   |
| E-mail:           | <u>david.fordham@islington.gov.uk</u>  |

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

Please tick one or more boxes

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

This application to review relates to the objective to protect children from harm and Licensing Policies 32 and 28. It particularly relates to the sale of alcohol to an underage person. Conditions relating to underage sales, included on the licence when it was issued in December 2011, were not being complied with. This indicates that the highest standards of management have not been exhibited by the business.

In August 2011, the previous licence at this premises was revoked after the Sub-Committee heard about a seizure on illicit alcohol in February 2011. This decision was appealed and the business was allowed to trade until the appeal was decided.

On 6<sup>th</sup> October 2011, a new application for a premises licence was received from Mr Naqvi.

On 11<sup>th</sup> October 2011, Mr Naqvi came to the Council offices at the request of Doug Love of Trading Standards and PC Don Stewart of the Islington Police Licensing Team to discuss the application. He told them that he had taken over the business from the previous owners on 30/09/11 and was expecting to finalise the purchase of the business from them in the near future. Mr Love explained about the revocation of the licence and explained that he would require conditions to be agreed and evidence that the ownership of the business had genuinely changed before he would agree not to oppose the application. Mr Love ensured that Mr Naqvi was aware of the advice and support that would be available to businesses from Trading Standards.

Mr Love made representations to the new licence on behalf of Trading Standards, which were later withdrawn upon Mr Naqvi's acceptance of the proposed conditions. These conditions are those shown on the licence in Annex 2 at paragraph 1 and paragraphs 8-18.

Mr Naqvi's licence application was granted without a hearing and Licensing Officer Dan Whitton wrote to him on 26<sup>th</sup> January 2012 sending his copy of the licence and a letter warning him that he had to display the summary of the licence and that if he allows the premises to be used "for licensable activities other than in accordance with this licence you may render yourself liable to prosecution".

On 30<sup>th</sup> March 2012 a 15 year old female volunteer was asked by Trading Standards to go into the shop and attempt to buy alcohol as part of a routine test purchasing operation designed to see whether businesses were complying with the law and refusing to sell. The volunteer bought a 70cl bottle of WKD Vodka Blue (4% abv; 2.8 units) from Mr Amoz Ali Farhat.

Mr Farhat told Katherine Forrest, the officer who observed the sale, that he had worked at the business for one week and that he had been told to ask for proof of age from people who were young. He could not answer when asked what proof of age was acceptable, indicating that condition 17 in Annex 2 of the licence was not being complied with.

No training records for Mr Farhat could be produced indicating that condition 16 in Annex 2 of the licence was not being complied with.

No record of refusals was available, indicating that condition 18 in Annex 2 of the licence was not being complied with.

The summary of the licence was not displayed – the summary for the revoked one was, even though the appeal had been withdrawn in December 2011 – contrary to the requirement outlined in Mr Whitton's letter.

Miss Forrest left an advice pack with Mr Naqvi containing the latest age-restricted goods advice and relevant posters, including an "u25?" poster recommended to be displayed to remind staff and customers about Challenge 25.

Since the sale, I have been informed of two visits by members of the Licensing Team, which also cause concern.

On April 4<sup>th</sup>, Ms Terrie Lane visited the business with police from St Mary's Safer

Neighbourhood Team. She spoke with Faisal Shahzad, who said he was the day manager. She noted that the current licence was not on the premises; the summary displayed was of the previous licence; Mr Shahzad was not familiar with the licence conditions; there was no uv light available at the premises (breach of Annex 2, condition 13); no refusals log (breach of Annex 2, condition 18); the "u25?" poster was still not displayed. Ms Lane delivered (on behalf of Trading Standards) a poster stating "We do not buy illegal alcohol", which she requested to be displayed in the front window of the shop in an attempt to discourage sellers of illicit alcohol from visiting the shop. This poster has never been displayed as requested up to the time of writing.

At 00:09 on 6<sup>th</sup> April, Licensing Officer Niall Forde purchased alcohol from the shop. The premises licence restricts the supply of alcohol to times between 08:00 and 00:00. CCTV footage was requested of the sale, but was not provided (breach of Annex 2, condition 4).

Section 13(4) of Licensing Act 2003 and Regulation 7 of The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 makes a local weights and measures authority a responsible authority for the purposes of the legislation. Islington Council is a local weights and measures authority and that function is carried out by the trading standards team.



Here is a summary of events supporting this application

|          |                 |   |
|----------|-----------------|---|
| 11/10/11 | Meeting         | Licensee, Azhar Naqvi, meets Mr Love and PC Don Stewart as part of the application process.                       |
| 30/03/12 | Illegal sale    | Business sold alcohol to 15 year old volunteer. Evidence of breached conditions and no licence summary displayed. |
| 04/04/12 | Licensing visit | Evidence of breached conditions and no licence summary displayed  |
| 06/04/12 | Illegal sale    | Alcohol sold to Licensing Officer after permitted hours.  |

Recommendations:

Mr Naqvi has clearly run his business in a way that is far from what one should expect from a diligent Licensee. Mr Naqvi has failed to behave appropriately for his position:

- despite the clear information that he was given in the application process about the conditions that Trading Standards wanted to be on the licence;
- despite the revocation of the previous licence, showing him the potential consequences for licensees who fall short;
- despite the freshness of the process, which should have left the conditions and requirements clear in his mind.

This is the only test purchase at this business since Mr Naqvi took over and often the matter would have been dealt with via an Officer Panel. However, the fact the business failed when it was not abiding with conditions that were added to the licence in an attempt to ensure that the chances of a sale were minimised meant I felt that this course was insufficient.

The other matters – failing to display the licence summary; selling after hours; not providing the CCTV recording as requested – are not directly Trading Standards matters, but they reinforced my decision that I should apply for the licence to be reviewed. It appears to me that Mr Naqvi has exhibited the attitude of not caring about his responsibilities or duties and unless he can show the Committee evidence that this has changed, I would recommend that the licence should be revoked.

If, however, he is able to provide evidence of improved management and a changed attitude I believe that it would be appropriate to allow his licence to continue, but only after a period of suspension to show the seriousness with which the Council will treat this type of failure and with the addition of one further condition and one updated condition:

- The licensee will display a "We don't buy illegal alcohol" poster prominently in the shop window unless he has express permission not to from Trading Standards (New condition)
- 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 and make them available for inspection upon request by the licensing team, police or trading standards (Replacement for existing condition 16 in Annex 2)

No conditions have previously been attached by the Licensing Authority.

Have you made an application for review relating to this premises before

Please tick  yes

(Different licensee)

If yes please state the date of that application

| Day | Month | Year |
|-----|-------|------|
| 04  | 03    | 2011 |

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

Yes on 01/11/11 – copy attached.

Please tick  yes

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate

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

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (See read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature



Date

24<sup>th</sup> May 2012

Capacity

Service Manager (Trading Standards)

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

The ground(s) for review must be based on one of the licensing objectives.  
Please list any additional information or details for example dates of problems which are included in the grounds for review if available.

The application form must be signed.

An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

This is the address which we shall use to correspond with you about this application.



# ISLINGTON

Environment and Regeneration

Trading Standards Service  
Public Protection Division  
222 Upper Street  
London N1 1XR

Licensing Team  
Public Protection Division  
222 Upper Street  
London  
N1 1XR

**T** 020 7527 3874

**F** 020 7527 3038

**E** [doug.love@islington.gov.uk](mailto:doug.love@islington.gov.uk)

**W** [www.islington.gov.uk](http://www.islington.gov.uk)

Please reply to: Doug Love

Our ref:

Your ref:

Date: 24/05/12

Dear Sir or Madam

## **S51 LICENSING ACT 2003: Application for review of premises licence**

**Retail 24, 249 Upper Street, N1 1RU**

Islington Trading Standards wishes to apply to have the premises licence of the business trading as Retail 24 reviewed. On 30/03/12, the business sold alcohol to an underage volunteer working with Trading Standards. Relevant conditions on the licence were being breached at the time.

The enclosed document is our formal application for the review. Copies have also been submitted to the people and agencies listed below.

Please contact **Doug Love** (details above) in relation to this matter.

Yours faithfully

**David Fordham**  
Service Manager Trading Standards

The Licence holder for the business  
Licensing Office of Islington Police  
London Fire and Emergency Planning Authority  
Health & Safety Team (G Weaver)  
Development Control Team, Islington Council  
Noise & Pollution Team, Islington Council  
The Child Protection Team, Islington Council  
Licensing Team, Islington Council



**PREMISES LICENCE  
LICENSING ACT 2003**

|   |                 |                  |        |
|---|-----------------|------------------|--------|
| <b>Premises licence number</b>  | LN/13429-061211 |                  |        |
| <b>Postal address of premises, or if none, ordnance survey map reference or description</b> |                 |                  |        |
| HIGHBURY FINE FOOD AND WINE<br>249 UPPER STREET   |                 |                  |        |
| <b>Post town</b>  | London          | <b>Post code</b> | N1 1RU |
| <b>Telephone number</b>   | 020 7359 4258   |                  |        |

**Where the licence is time limited the dates**  
Not Applicable

**Licensable activities authorised by the licence**  
**Ground floor**

- The sale by retail of alcohol

**The times the licence authorises the carrying out of licensable activities**

- The sale by retail of alcohol:
 

|           |       |    |       |
|-----------|-------|----|-------|
| Monday    | 08:00 | to | 00:00 |
| Tuesday   | 08:00 | to | 00:00 |
| Wednesday | 08:00 | to | 00:00 |
| Thursday  | 08:00 | to | 00:00 |
| Friday    | 08:00 | to | 00:00 |
| Saturday  | 08:00 | to | 00:00 |
| Sunday    | 08:00 | to | 00:00 |

**Gaming Machine Provision:**  
Not permitted

**The opening hours of the premises:**

|           |       |    |       |                   |
|-----------|-------|----|-------|-------------------|
| Monday    | 00:00 | to | 00:00 | the following day |
| Tuesday   | 00:00 | to | 00:00 | the following day |
| Wednesday | 00:00 | to | 00:00 | the following day |
| Thursday  | 00:00 | to | 00:00 | the following day |
| Friday    | 00:00 | to | 00:00 | the following day |
| Saturday  | 00:00 | to | 00:00 | the following day |
| Sunday    | 00:00 | to | 00:00 | the following day |

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**  
Off supplies

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Mr Azhar Naqvi  
163 Shakespear Crescent  
London  
E12 6LW

**Registered number of holder, for example company number, charity number (where applicable)**

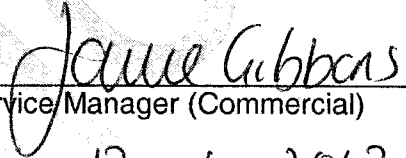
**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

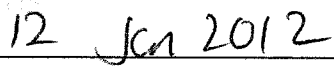
Mr Jaswinder Singh  
43 Cromwell Road  
Hayes  
Middlesex  
UB3 2PR

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

Hillingdon Council – LBHIL1354

Islington Council  
Public Protection Division  
222 Upper Street  
London N1 1XR  
Tel: 020 7527 3031  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

  
Service Manager (Commercial)

  
Date of Issue

## **Annex 1 - Mandatory conditions**

1. No supply of alcohol may be made under the premises licence:
  - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

## **Annex 2 - Conditions consistent with the Operating Schedule**

1. Retail 24 Ltd, Mr Hassan Raza or anyone else involved in the running of the business under the former licence numbered 127798-944 will not carry on a business which involves the use of this premises licence.
2. Once the sale of the business from Mr Hassan Raza to Mr Naqvi is complete, a copy of the lease shall be forwarded to the Council's Licensing team, Islington Police and Trading Standards.
3. A digital CCTV system will be installed and maintained on the premises.
4. The CCTV system will be recording at all times when the premises are open and the recordings shall be made available to the Police or other authorised officer on request within 31 days.
5. A panic alarm system linked to the central Police station will be installed.
6. All staff making sales of alcohol must be a Personal Licence holder or trained and authorised, in writing, by the Designated Premises Supervisor.
7. A minimum of two members of staff will be present between 23:00 and 00:00.
8. No alcoholic goods will ever be purchased from sellers calling to the shop.
9. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
10. No spirits in re-sealed cases will be purchased.
11. 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.
12. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
13. 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.
14. 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.
15. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.
16. 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.

17. 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.
18. 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.
19. No rubbish including bottles will be moved, removed or placed in outside areas on Sundays or Bank/Public Holidays and between the hours of 10pm and 7am other days of the week.
20. No deliveries on Sundays or Bank/Public Holidays and between the hours of 11pm and 7am other days of the week.
21. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and area quietly.

**Annex 3 - Conditions attached after a hearing by the licensing authority**

None

**Annex 4 – Plans**

Reference Number: 13429-061211-Plan





## Premises Licence Summary

### Licensing Act 2003

|   |                 |                  |        |
|---|-----------------|------------------|--------|
| <b>Premises licence number</b>  | LN/13429-061211 |                  |        |
| <b>Postal address of premises, or if none, ordnance survey map reference or description</b> |                 |                  |        |
| HIGHBURY FINE FOOD AND WINE<br>249 UPPER STREET   |                 |                  |        |
| <b>Post town</b>  | London          | <b>Post code</b> | N1 1RU |
| <b>Telephone number</b>   | 020 7359 4258   |                  |        |

|  |
|--|
| <b>Where the licence is time limited the dates</b> |
| Not Applicable                                     |

|   |
|---|
| <b>Licensable activities authorised by the licence</b>                          |
| <b>Ground floor</b>   |
| <ul style="list-style-type: none"> <li>The sale by retail of alcohol</li> </ul> |

|  |        |       |       |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
|--|--------|-------|-------|-------|---------|-------|----|-------|-----------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|
| <b>The times the licence authorises the carrying out of licensable activities</b>  |        |       |       |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
| <ul style="list-style-type: none"> <li>The sale by retail of alcohol: <table border="0" style="margin-left: 20px;"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>00:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>00:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>00:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>00:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>00:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>00:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>00:00</td></tr> </table> </li> </ul> | Monday | 08:00 | to    | 00:00 | Tuesday | 08:00 | to | 00:00 | Wednesday | 08:00 | to | 00:00 | Thursday | 08:00 | to | 00:00 | Friday | 08:00 | to | 00:00 | Saturday | 08:00 | to | 00:00 | Sunday | 08:00 | to | 00:00 |
| Monday   | 08:00  | to    | 00:00 |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
| Tuesday  | 08:00  | to    | 00:00 |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
| Wednesday  | 08:00  | to    | 00:00 |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
| Thursday   | 08:00  | to    | 00:00 |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
| Friday   | 08:00  | to    | 00:00 |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
| Saturday   | 08:00  | to    | 00:00 |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
| Sunday   | 08:00  | to    | 00:00 |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |

|                                  |
|----------------------------------|
| <b>Gaming Machine Provision:</b> |
| Not permitted                    |

|  |        |       |       |                   |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
|--|--------|-------|-------|-------------------|-------------------|---------|-------|----|-------|-------------------|-----------|-------|----|-------|-------------------|----------|-------|----|-------|-------------------|--------|-------|----|-------|-------------------|----------|-------|----|-------|-------------------|--------|-------|----|-------|-------------------|
| <b>The opening hours of the premises:</b>  |        |       |       |                   |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
| <table border="0" style="width: 100%;"> <tr><td>Monday</td><td>00:00</td><td>to</td><td>00:00</td><td>the following day</td></tr> <tr><td>Tuesday</td><td>00:00</td><td>to</td><td>00:00</td><td>the following day</td></tr> <tr><td>Wednesday</td><td>00:00</td><td>to</td><td>00:00</td><td>the following day</td></tr> <tr><td>Thursday</td><td>00:00</td><td>to</td><td>00:00</td><td>the following day</td></tr> <tr><td>Friday</td><td>00:00</td><td>to</td><td>00:00</td><td>the following day</td></tr> <tr><td>Saturday</td><td>00:00</td><td>to</td><td>00:00</td><td>the following day</td></tr> <tr><td>Sunday</td><td>00:00</td><td>to</td><td>00:00</td><td>the following day</td></tr> </table> | Monday | 00:00 | to    | 00:00             | the following day | Tuesday | 00:00 | to | 00:00 | the following day | Wednesday | 00:00 | to | 00:00 | the following day | Thursday | 00:00 | to | 00:00 | the following day | Friday | 00:00 | to | 00:00 | the following day | Saturday | 00:00 | to | 00:00 | the following day | Sunday | 00:00 | to | 00:00 | the following day |
| Monday   | 00:00  | to    | 00:00 | the following day |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
| Tuesday  | 00:00  | to    | 00:00 | the following day |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
| Wednesday  | 00:00  | to    | 00:00 | the following day |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
| Thursday   | 00:00  | to    | 00:00 | the following day |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
| Friday   | 00:00  | to    | 00:00 | the following day |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
| Saturday   | 00:00  | to    | 00:00 | the following day |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |
| Sunday   | 00:00  | to    | 00:00 | the following day |                   |         |       |    |       |                   |           |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |          |       |    |       |                   |        |       |    |       |                   |

|  |
|--|
| <b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b> |
| Off supplies   |

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Mr Azhar Naqvi  
163 Shakespear Crescent  
London  
E12 6LW

**Registered number of holder, for example company number, charity number (where applicable)**

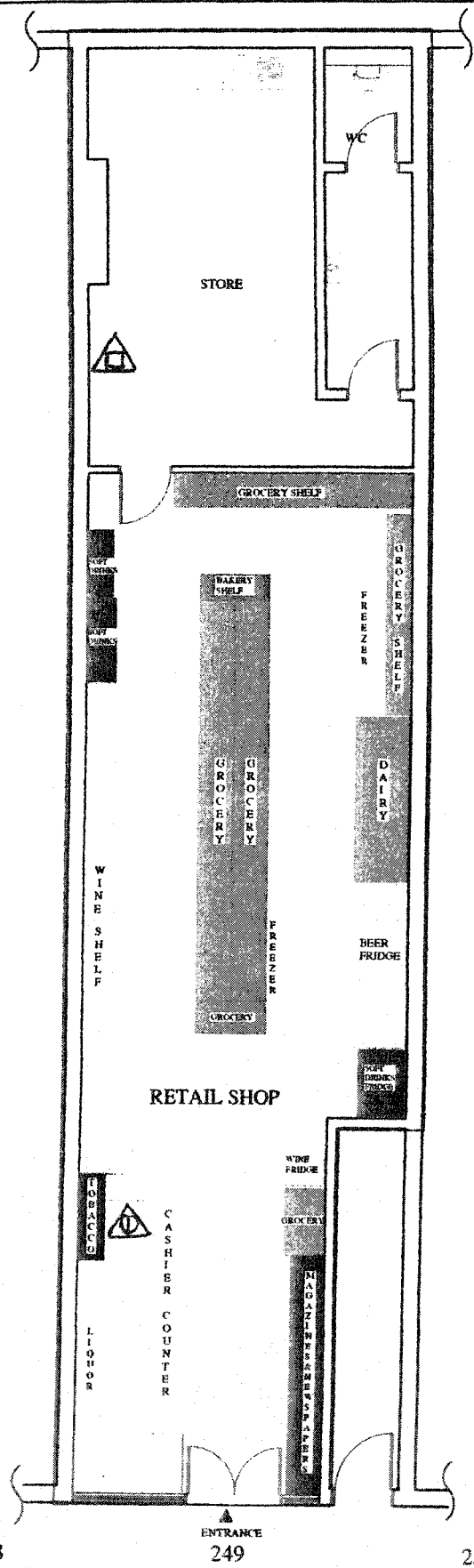
**Name of designated premises supervisor where the premises licence authorises the supply of alcohol**

Mr Jaswinder Singh











**State whether access to the premises by children is restricted or prohibited**

No restrictions

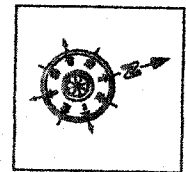
Islington Council  
Public Protection Division  
222 Upper Street  
London N1 1XR  
Tel: 020 7527 3031  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)



**KEY**

-  LIQUOR & WINE SALES
-  GROCERY SALES
-  TOBACCO SALES
-  DAIRY SALES
-  SOFT DRINKS SALES
-  BAKERY SALES
-  MAGAZINES AND NEWSPAPERS
-  AMBIENT OF LICENSED PREMISES
-  DRY POWDER
-  WATER

249 UPPER STREET  
 LONDON N1 1RU  
 GROUND FLOOR PLAN  
 SCALE 1/100



REF: 13429-061211-PLAN

248

ENTRANCE  
249

250

PAVEMENT

UPPER STREET

**WITNESS STATEMENT**

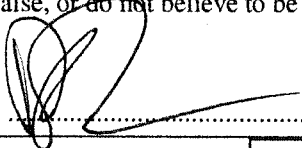
CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Robin Clark** ..... URN: 

|  |  |  |  |
|--|--|--|--|
|  |  |  |  |
|--|--|--|--|

Age if under 18 **Over 18** ..... (if over 18 insert 'over 18') Occupation: **Police Officer 181475** .....

This statement (consisting of: ... **1** ..... 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: **19.06.2012**.....

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

My name is Robin Clark and I am a Police Sergeant with the Metropolitan Police Service. I currently work as a Licensing officer at Islington Police Station. I have been given this specific responsibility by the Borough Commander who is acting under the written delegated authority of the Commissioner of Police for the Metropolis. A copy of this authority has been lodged with Islington Council Legal Department.

This statement is submitted in response to the review application made by the Mr David Fordham of Islington Council Trading Standards Service regarding the premises Highbury Fine Food & Wine ( a.k.a. ) Retail 24, 249 Upper Street N1 1 RU.

I have read the information provided by the Trading Standards Dept of Islington council and indeed have had some personal involvement in the dealings with this premise. Having been involved with the review of the previous licence and the application for the new licence I have some serious concerns about the lack of proper management. The Council staffs have gone out of their way to assist Mr Naqvi and we have all given him the benefit of the doubt when granting him a new licence and he has still failed to ensure proper training of his staff and that the conditions and hours of his licence were adhered to. As such Islington police support the application for this licence to be revoked.

Signature:  ..... Signature witnessed by: .....



11 June 2012

Licensing Support Team,  
Public Protection Division,  
222 Upper Street,  
London N1 1XR

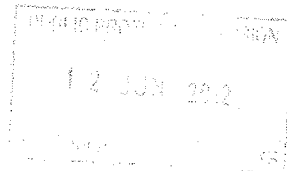
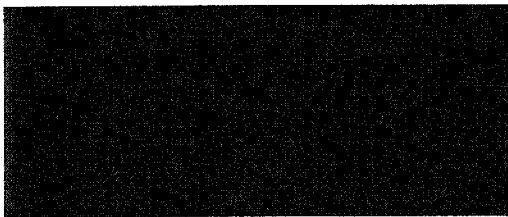
Dear Sir or Madam

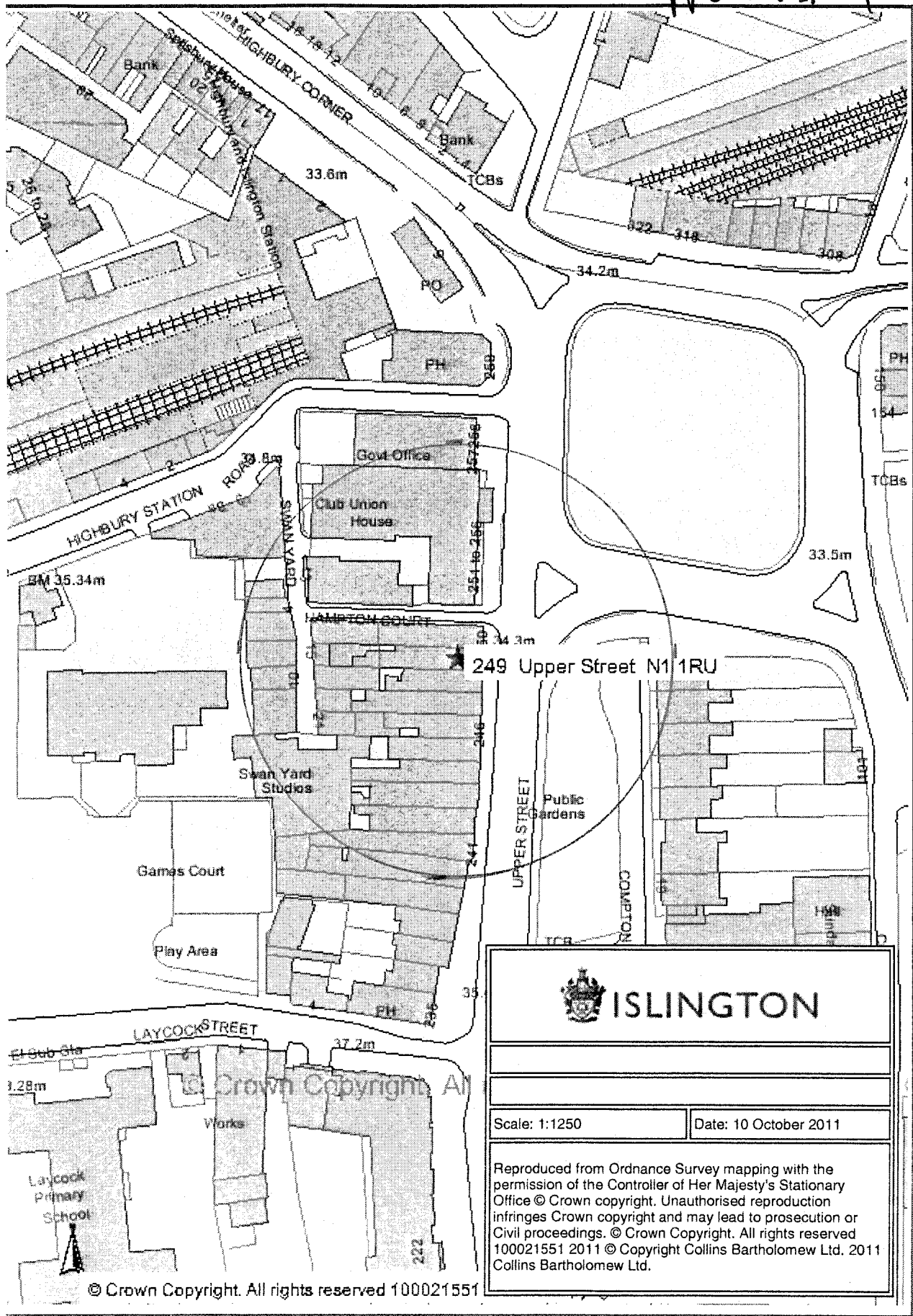
**Highbury Fine Food, 249 Upper Street**

I understand that you are conducting a review of the premises license for the above premises following the sale of alcohol to an underage person. I wish to make the following representation.


I used to be a regular customer of the shop until last year when a prosecution was reported to have been brought against the managers or owners of the business, apparently for the production of illicit alcohol. Given that there has been a previous infringement, I am minded to recommend that the license now be revoked on the grounds of public health and safety and as a breach of consumer and legal regulations. The protection of public health and the safety of underage persons is a high priority for the community.

Yours faithfully





150/46

 **ISLINGTON**

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Scale: 1:1250      Date: 10 October 2011

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