



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

Meeting of	Date	Agenda Item	Ward
Licensing Sub-Committee	3 October 2011	B3	Caledonian

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE REVIEW APPLICATION**  
**RE: Costcutters, 22 Caledonian Road, London N1 9DU**

## 1. Synopsis

- 1.1 This is an application by David Fordham of 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) Crime and Disorder;

## 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 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 to:

- i) Sell alcohol for consumption off of the premises Monday to Sunday from 00:00 to 24:00;
- ii) 24 November 2005 premises licence was granted following a conversion and variation application.
- iii) On 17 August 2011 an application for review made by Trading Standards was received.
- iv) On 22 August 2011 Mushtaq Ahmed Khan made an application for the licence to be transferred into his name and to become the DPS. The applications were granted.

3.2 Papers are attached as follows:-

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

3.3 The Licensing Authority has received 1 letter of representation from the Police.

### 4. Conclusion and reasons for recommendations

4.1 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

19/9/11

Received by

Head of Scrutiny and Democratic Services

Date

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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:

**Costcutter**

**(also known as AT's Food & Wine)**

**22 Caledonian Road**

Post town: **London**

Post code: **N1 9DU**

(incorrectly recorded as N1 9JY on the licence)

Name of premises licence holder or club holding club premises certificate:

**Mohammad Taj**

Number of premises licence or club premises certificate: **95737**

**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**

**I am 18 years old or over**

**Please tick ✓ yes**

**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 Service Manager (Trading Standards) Public Protection Division 222 Upper Street London N1 1XR</b>	
Telephone number:	<b>020 7527 3458</b>
E-mail:	<u><a href="mailto:david.fordham@islington.gov.uk">david.fordham@islington.gov.uk</a></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 objectives to prevent crime & disorder and Licensing Policy 39 and also the protection of children from harm and Licensing Policy 32. It particularly relates to the supply by the business of smuggled goods and the doubt this introduces about the standard of management evident at the premises.

Mr Mohammad Taj has been the licensee and designated premises supervisor (DPS) at this premises since 2006.

In December 2009 Trading Standards seized 3 bottles of Bollinger champagne from these premises. This was later confirmed to be counterfeit and surrendered by Mr Mushtaq Ahmed Khan, who had told the investigating officer that he was the owner of the business. Mr Khan admitted that the Bollinger had been bought from a person calling at the shop. Written advice was given to Mr Khan in the form of a 'Retailer Alert' leaflet, which warned against buying from this type of source. There is no record of Mr Taj being involved in this investigation, although it is the DPS's role to be responsible for alcohol sales.

On 23<sup>rd</sup> March 2011, a letter was sent to the premises, addressed to 'The Licensee and Proprietor', that introduced attached guidance about smuggled alcohol and tobacco and warned that businesses found with smuggled goods in future were likely to have their licences reviewed. Several precautions that could be easily taken by licensees were described in the guidance.

On 15<sup>th</sup> June 2011, 15.9 litres of spirits and 111 bottles of wine were seized by HMRC officers during a joint HMRC / Trading Standards visit to these premises, as it was believed that the goods were illicit. The business was given 30 days to provide proof of legitimate purchase to HMRC and a reminder letter was sent by Trading Standards on 4<sup>th</sup> July, but no proof was provided.

The spirits seized were:

Glens vodka – 6 litres (6 x 1l): Duty stamps do not fluoresce; self-adhesive labels; resealed box; wrong style '4' on barcode.

Smirnoff vodka – 3.1 litres (1 x 1l; 3 x 70cl): The litre bottle is overlabelled and the duty stamp does not fluoresce. The 70cl bottles bear a code number only used on counterfeit product. Similar bottles have been tested and the liquid has been identified as an inferior quality spirit at a lower strength than the 37.5% of genuine Smirnoff. Duty stamps do not fluoresce.

High Commissioner whisky – 1 litre (1 x 1l): The duty stamp on the litre bottle does not fluoresce.

Havana Club rum – 1.4 litres (2 x 70l): Duty stamps do not fluoresce.

Havana Club 3 year old rum – 1.4 litres (2 x 70l): Duty stamps do not fluoresce; are separate to the back label and the original duty stamp has been obliterated, showing no tax has been paid.

Bells whisky – 1 litre (1 x 1l): No duty stamp.

Teachers whisky – 1 litre (1 x 1l): No duty stamp.

Bacardi – 1 litre (1 x 1l): This bottle has a damaged cap – the damage is consistent with supermarket security devices being forced off.

The wine was recognised by HMRC officers as brands that have regularly been smuggled and supplied in the region without duty being paid.

The total duty that would have been evaded had the illicit goods been sold is approximately £364.

Trading Standards are concerned at the possession for supply of illicit alcohol for the following reasons:

- Counterfeit spirits, particularly vodka, may be unsafe to consume.
- Illicit spirits are smuggled into the country and / or produced by organised crime. It is believed that the profits are frequently used to fund other types of serious crime.
- Smuggling causes huge losses to the UK's tax revenues.

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

17/12/09	TS seizure	3 bottles of counterfeit Bollinger seized from premises. Written advice not to buy from door-to-door sellers left with Mr Khan, owner.
23/03/11	TS advice	TS sent the business guidance on smuggled alcohol as part of a mailshot to all independent off licences.
15/06/11	HMRC seizure	15.9 litres of spirits and 111 bottles of wine seized by HMRC as suspected to be smuggled.

Recommendations:

It is clear that the business has disregarded the advice about appropriate precautions that should be taken to avoid the supply of smuggled goods which was sent to Mr Taj in March 2011. If the simple precautions detailed in the guidance had been followed, the great majority of the illicit spirits found at the premises would have been very easy to spot.

The supply of illicit alcohol puts public health at risk. Counterfeit vodka often contains methanol – a type of alcohol that is not suitable for human consumption - and is responsible for many deaths worldwide each year. It would not be possible for a retailer to tell the difference between smuggled and counterfeit vodka or to assess how dangerous counterfeit vodka is.

Fortunately, the counterfeit Smirnoff in this case is believed not to be harmful.

There is no evidence of the business selling alcohol to underage consumers, but it is a concern that a willingness to break one law indicates that the standard of management at the premises is not satisfactory. This increases the possibility that the approach to all consumer laws may be less rigorous than is desirable.

This is the second seizure of illicit alcohol from this business while Mr Taj has been the Licensee and DPS. Given this and the well-known dangers associated with the production and consumption of counterfeit alcohol, I believe the Sub-Committee should revoke the licence. Should the licence be allowed to continue, Trading Standards wish to recommend the following conditions are added:

1. No alcoholic goods will ever be purchased or taken from persons 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.
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 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. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.

8. 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.
9. 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.
10. 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.

No conditions have previously been attached by the Licensing Authority.

Please tick ✓ yes

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

If yes please state the date of that application

Day		Month		Year	

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

N/A

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 12<sup>th</sup> August 2011

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)

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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 Trading Standards Department**  
**Notice of Surrender**

I hereby agree to surrender the products listed below to Islington Trading Standards.

I have good title to the products and pass this title to Islington Trading Standards. I understand Islington Trading Standards will now dispose of the goods on my behalf at no cost to me.

I have been advised on the law relating to counterfeit goods (Trade Marks Act 1994) and that if I am found to be in possession of similar items in the future I may be subject to enforcement action including prosecution and this notice will form part of that prosecution.

**Items surrendered:**

Product description	Quantity
Bollinger Champagne 75cl bottle	Three.

**Name of person:** Mr M A Khan *MUSHTAQ AHMED KHAN*

**Position:** *OWNER*

**Name of business:** ATS Food and Wine

**Address:** 22 Caledonian Road London N1 9DU

**Contact telephone number:** *079 44 888 250*

**Signature:**

*M A Khan*

**Date:** *01 FEB 2010*

**Officer taking possession of goods:**

**Signed:**

*Sonita Singh*

**Date:** *01 February 2010*

**Sonita Singh**

Any other notes:

Leaflets given to trader: Retailer Alert leaflet on counterfeit alcoholic drinks, tobacco, condoms and other goods.





# Retailer ALERT

## Counterfeit and dangerous goods

### Think before you buy....

Counterfeit Glens and Imperial vodka are currently in circulation, which could contain the poison methanol.

**If you would like more information or this document in large print or Braille, audiotape or in another language, please contact 020 7527 3198.**

If you would like to know more about this event, please contact:

**E** tradingstandards@islington.gov.uk

**T** 020 7527 3198

**F** 020 7527 3038

**W** www.islington.gov.uk

 Printed on 9 Lives recycled paper. Published April 2009.

### Do you get your stock from a reliable source?

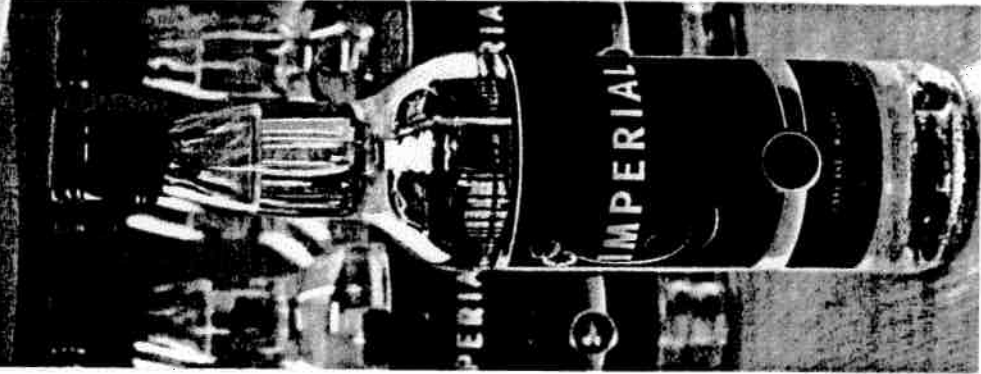
Some retailers in Islington are selling illegal vodka and condoms.

**Not only are these products illegal fakes - they may be potentially dangerous.**

Staff from the council's trading standards team regularly visit retailers to talk about the consequences of selling counterfeit goods. They also check stock to make sure retailers aren't knowingly, or unknowingly, selling fakes. Retailers who sell counterfeit products may be prosecuted under the Trade Marks Act 1994.

If found guilty, offenders face up to 10 years in prison and could have their assets examined and confiscated. Selling dangerous counterfeit alcohol is also an offence under the Food Safety Act 1990, with a fine of up to £20,000 and up to two years in prison.

You may also lose your licence to sell alcohol if you are found to be stocking and selling counterfeit goods.



## What type of products should you be careful about?

### Alcohol

Counterfeit Glens and Imperial vodka are currently in circulation, which could contain the poison methanol. Counterfeit whiskies often are coloured brown with dye.

### Durex Condoms

The packaging is very good but counterfeits can usually be identified by batch code numbers. Information on these is reproduced in a separate leaflet. Poor quality condoms can cause a great deal of harm, including the spread of sexually transmitted diseases and unwanted pregnancies.

### DVDs

All videos and DVDs should carry an age classification. If they do not it is an offence under the Video Recordings Act 1984 to supply them. 18R rated pornographic videos can only be sold through licensed sex shops. Beware of counterfeit copies - if the film is a new release it will definitely be an illegal copy.

### Tobacco

Counterfeit cigarettes can pose a greater health threat than the genuine product.

### Cosmetics, including

#### toothpaste and medicines:

The labelling must be in English and must include a contact address for a manufacturer or importer within the European Union. Beware of medicinal creams such as Dermovate, which may only be supplied by a qualified pharmacist.

#### Cigarette lighters

It is now illegal to sell novelty lighters. These are lighters that look like other objects such as toys and cartoon characters or with flashing lights that are child appealing. Lighters must also now be designed to be child resistant.

#### How can I get further advice?

If you require further information, clarification or advice on any of the above, please do not hesitate to contact the trading standards service at:

222 Upper Street, London N1 1XR,  
T 020 7527 3198

E [tradingstandards@islington.gov.uk](mailto:tradingstandards@islington.gov.uk)

## Think before you buy....

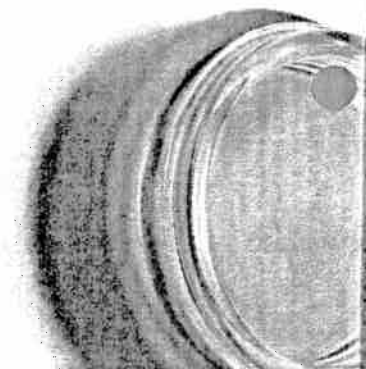
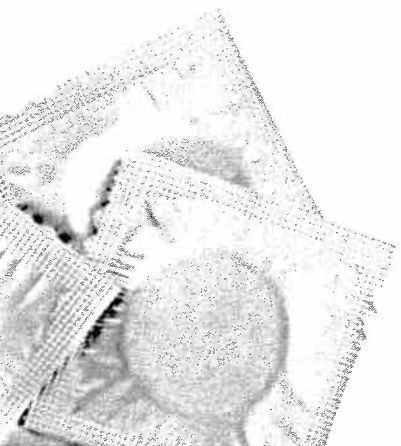
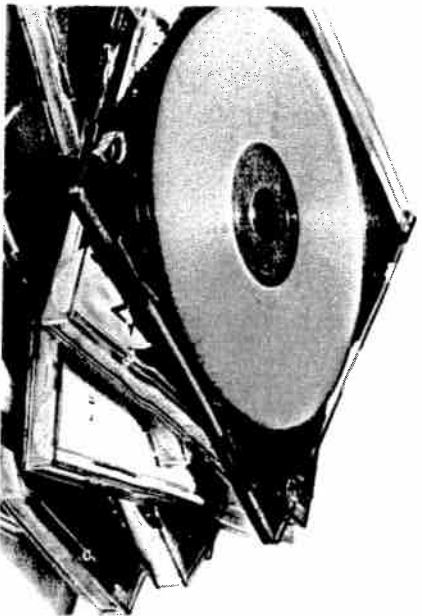
Do not buy branded goods from door-to-door sellers

Do not buy goods that could jeopardise your customers' safety, such as condoms, from door-to-door sellers

Make sure you get detailed receipts for the goods you buy that include:

- Seller's name and address
- Seller's company details, if applicable
- Seller's VAT details, if applicable

Are the goods too cheap? Be suspicious!





# ISLINGTON

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

Tel : 020 7527 3874 / 4028

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

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

Our ref: Mailshot

Date: March 2011

The Licensee and Proprietor

Dear Sir/Madam,

## **Important information – YOUR LICENCE IS AT RISK**

In the last few months Islington Trading Standards and Her Majesty's Revenue and Customs (HMRC) have visited off-licensed businesses to look for illicit alcohol and tobacco. Seizures of the following goods – all of which have evaded excise duty and some of which is also counterfeit - have been made from 40 businesses in this time:

- **Over 800 litres of spirits**
- **Over 5,000 bottles of smuggled wine**
- **Over 3,500 cigarettes and 23kg of other tobacco products**

Trading Standards and HMRC are going to intensify their campaign as a result of these alarming findings which are evidence of very serious offences. As well as the **£19,000 evaded excise duty** these goods represent, there are health concerns caused by counterfeit goods, which are produced with no regard to health standards or quality control – sellers do not know what they are selling or how much harm it may do.

- **Counterfeit alcohol can cause breathing difficulties, blindness or be lethal.** There have been deaths in the UK attributed to counterfeit alcohol containing methanol – a type of alcohol that is particularly dangerous to ingest. Thousands of deaths are reported worldwide to be caused by counterfeit spirits.
- **Asbestos and rats' droppings** are amongst the 'ingredients' recently found in counterfeit tobacco.

Goods such as these are distributed by **organised crime gangs** who will often be involved in other crimes, such as people trafficking, violent crime and even terrorism. Selling them is not a 'harmless' crime that benefits your customers, but one that harms society as a whole.



CHARTER MARK

Up to now, the businesses that have had illicit goods seized have generally been required to attend a meeting and given advice and a final warning.

**As we have found this problem to be so widespread, there will now be tougher action taken against businesses found to be selling smuggled or counterfeit alcohol or tobacco.**

Is it likely that your licence to sell alcohol will be reviewed and either suspended or taken away entirely. Licensing Panels will consider **permanently revoking the licence of businesses that sell smuggled goods**. You and the owner of the business may also be prosecuted.

You can prevent yourselves getting into trouble by understanding and **following the advice given in the attached guidance sheet**.

You can also be active in protecting your business. If you have any details – e.g. name or telephone numbers, vehicle details, or CCTV footage – of anyone calling at your shop and trying to sell you alcohol or tobacco, please let Trading Standards know. If your business is being undercut by local competitors trading unfairly by stocking illicit goods, let us know. We will treat all information in **complete confidence** – your name will not be revealed and any subsequent visits will appear to be random.

Goods that have been regularly seized are as follows:

- **Cheap Italian wine** – with a variety of brand names – sold door-to-door for unrealistically low prices. The excise duty alone payable of 6 bottles of wine will be over £10.
- Vodka that is counterfeit or was originally intended for export, especially **Glens** and **Smirnoff**.
- Whisky - counterfeit or intended for export – especially **Famous Grouse**, **High Commissioner**, **Bells** and **Teachers**.

Trading Standards remains committed to working with law-abiding businesses to improve legal compliance and to protect them from unfair competition. If you need further advice or have any questions, please contact me on the number shown above. However, we will continue to take strong measures against businesses that break the law and cause a hazard to the public. Do not let your business suffer the consequences of illegal trading.

Yours sincerely

Dave Fordham  
Service Manager, Trading Standards



# Smuggled Alcohol and Tobacco Products

Trading  
Standards

## 1. Introduction

Smuggled goods are goods for which the appropriate excise duty (import tax) has not been paid. Alcohol and tobacco products are regularly smuggled as the excise duty that must be paid on them is very high. Some will also be counterfeit as well.

Smuggled goods:

- may be unsafe, if they are also counterfeit, as the normal quality standards will be ignored.
- boost the profits of organised criminals;
- cause huge losses to the UK's tax revenues.

Islington Trading Standards have been carrying out visits in partnership with Her Majesty's Revenue and Customs (HMRC) to detect smuggled goods and many seizures have been made. We intend to carry out many more visits to counter this widespread problem. Businesses selling smuggled goods may be **prosecuted** or their **alcohol licence may be revoked** or **suspended**.

## 2. Legislation

The main legislation that deals with smuggled goods is enforced by Her Majesty's Revenue and Customs (HMRC), although Trading Standards can also take action under some or all of the following laws:

- The **Fraud Act 2006** or the **Consumer Protection from Unfair Trading Regulations 2008** where a business sells items when they know or should know that they are, or might be, smuggled.
- The **Consumer Protection Act 1987** if tobacco products do not carry the required written and pictorial warnings.
- The **Licensing Act 2003** enables the Police or Trading Standards to apply for reviews of alcohol licences, which may lead to the licence being suspended or revoked.

## 3. How do I tell if goods are smuggled?

**Alcohol:** Alcoholic drinks with a stated alcohol by volume level of 30% or more (which will include all spirits) in containers of 35cl or more will be required to carry a UK Duty stamp, normally on the back label. The stamp will be pink in colour, but will glow green, yellow or white when ultra violet (UV) light is shined on it. It should not reflect blue / violet and any stamp that does is likely to be fake. UV lights are easy and cheap to buy and checking your stock with such a light is a sensible precaution, although please note that some fakes are good enough to have stamps that do glow as if genuine.



You should also check the print quality of the stamp and that the label or stamp are not stuck onto an existing label – poor print quality and overlabelling are clear indicators that the product may be illegal.

Black & white representation  
of a UK Duty stamp



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Another indicator is if spirits are sold in boxes with the 'UK Duty Paid' statement crossed through, or that have been resealed – indicating that export bottles may have been removed to have their back label changed for one carrying the UK Duty Stamp.

**Tobacco products:** Any tobacco product – including shisha and chewing tobacco - that does not carry the required health warnings is illegal for sale in the UK and is almost certain to be smuggled. The warnings must be in English and include one of the following statements:

- “**Smoking kills**” or “**Smoking seriously harms you and others around you**” (on cigarettes, hand rolling tobacco and shisha). A picture warning is also required on these products.
- “**This tobacco product can harm your health and is addictive**” (on chewing tobacco).

Full details of the required warnings can be viewed by following the following links:

<http://www.legislation.gov.uk/ukxi/2002/3041/contents/made> (written warnings can be found in section 7 and the Schedule)

<http://webarchive.nationalarchives.gov.uk/+/www.dh.gov.uk/en/Publichealth/Healthimprovement/Tobacco/Picturewarningsontobaccoproductspressimages/index.htm> (picture warnings)

### **General:**

- **Never buy alcohol, cigarettes or tobacco from anyone who brings the goods to the shop.** They will undoubtedly be illegal in some way – smuggled, counterfeit or stolen – and may be unsafe for people to consume. You should be very careful buying any goods in this manner – without a means of contacting the seller the responsibility for any offence will be yours. Counterfeit batteries, condoms, DVDs and unsafe cosmetics are also regularly sold in this manner.
- **Only deal with reputable traders** and get proper invoices. Cash and carry businesses have been known to deal in illicit goods, so you must still check purchased goods, especially if the seller is not a business you know and trust. If smuggled or counterfeit goods are found then we will expect you to be able to produce these invoices.
- **Control your stock** so you can be sure what goods come from where eg. mark boxes of alcohol with the supplier and date of purchase. Be careful about accepting returns of tobacco products or alcohol from customers who have changed their minds.

## **4. What are the penalties if I sell smuggled goods?**

Substantial fines or even imprisonment can be imposed on anyone breaking the law by selling smuggled goods.

Further, if you hold a licence to sell alcohol, it is likely to be reviewed and may be revoked if smuggled goods are found in your shop.

## **5. How can I get further advice?**

If you require further information, clarification or advice on any of the above, please do not hesitate to contact the Trading Standards Service at:

222 Upper Street, London, N1 1XR

Tel: 020 7527 3198

Email: [tradingstandards@islington.gov.uk](mailto:tradingstandards@islington.gov.uk)

## PREMISES LICENCE LICENSING ACT 2003

<b>Premises licence number</b>	95737		
<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
<b>COSTCUTTERS 22 CALEDONIAN ROAD</b>			
<b>Post town</b>	London	<b>Post code</b>	N1 9JY
<b>Telephone number</b>	020 7837 9022		

<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 provision of late night refreshment</li> <li>• The sale by retail of alcohol</li> </ul>

<b>The times the licence authorises the carrying out of licensable activities</b>																																																																									
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**The opening hours of the premises:**

Monday	00:00	to	24:00
Tuesday	00:00	to	24:00
Wednesday	00:00	to	24:00
Thursday	00:00	to	24:00
Friday	00:00	to	24:00
Saturday	00:00	to	24:00
Sunday	00:00	to	24:00

**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 Mohammad Taj  
62 Whytewille Road  
Forest Gate  
London  
E7 9LT  
020 7837 9022

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

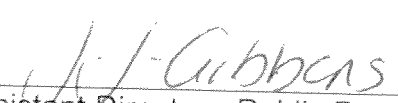
**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Mohammad Taj  
62 Whytewille Road  
London  
E7 9LT

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

05/00756/LAPER – London Borough of Newham

Islington Council  
Public Protection Division  
159 Upper Street  
London  
N1 1RE  
Tel: 020 7527 3031/3803  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

  
Assistant Director - Public Protection

15th June 2006  
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.

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

- 1) The restrictions on hours during which the sale of alcohol is authorised does not prohibit:
  - a) during the first 20 minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
  - b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
  - c) the sale of alcohol to a trader or club for the purposes of the trade or club;
  - d) the sale of supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval military.
- 2) Alcohol shall not be sold in an open container or be consumed in the licensed premises.

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

Nil

**Annex 4 – Plans**  
**LON2953.OT**



Appendix: 3

### 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: **12.09.2011** .....

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 Cost cutters (aka AT's Food and Wine ), 22 Caledonian Rd, N1 9DU.

I note from the information provided that the management of these premises have had first hand experience of buying counterfeit goods previously as the trading standards officers had already found counterfeit champagne on the premises in 2009. As such I think the fact that counterfeit vodka has been found on the premises raises serious concerns about the management of the premises and their willingness to risk the health of their customers is very worrying, as such Islington police would support the request to revoke the licence to sell alcohol on these premises.

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

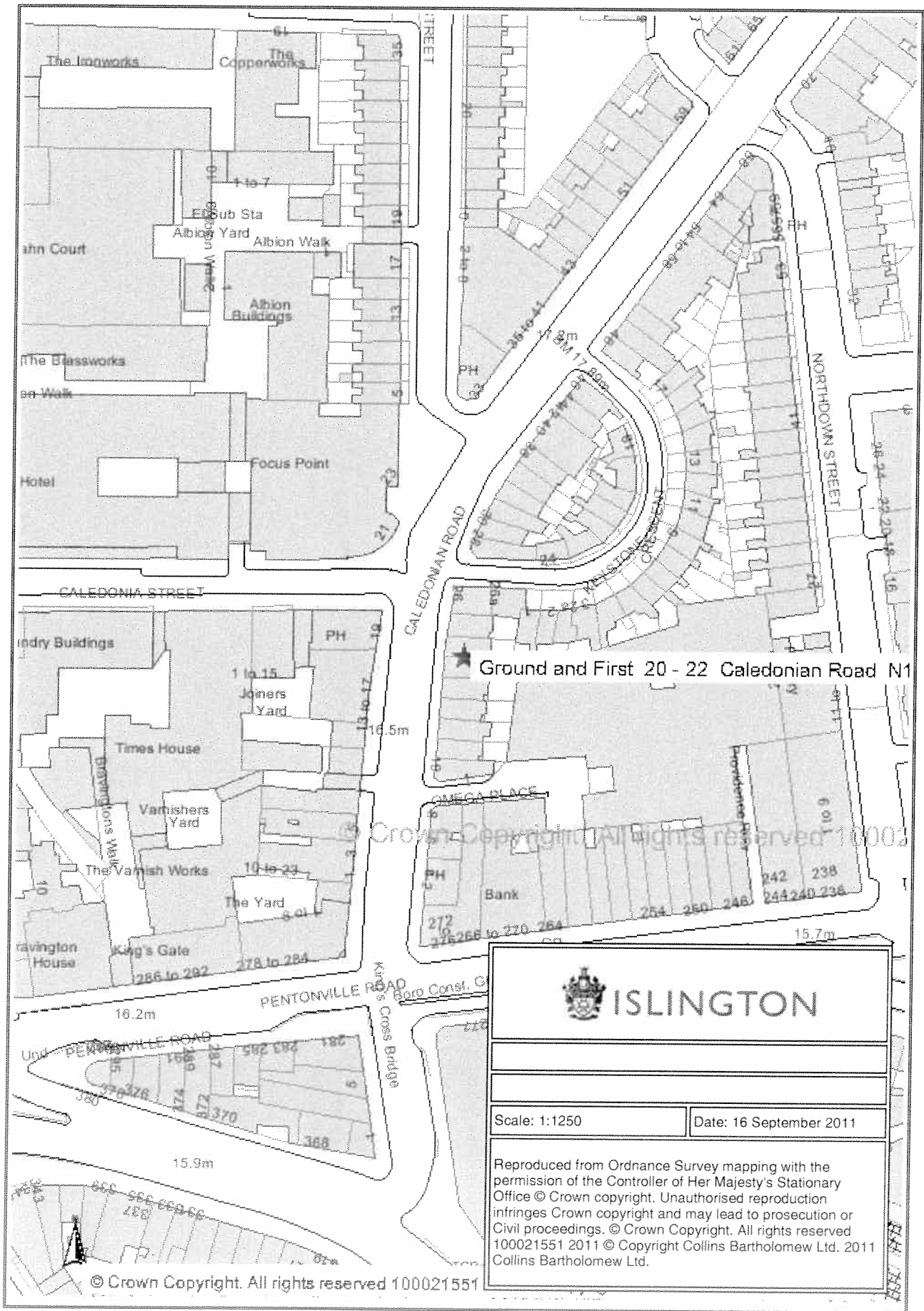


### Suggested conditions

As per current licence


### Suggested conditions of approval recommended by Trading Standards

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
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. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licenses.
8. The licensee shall ensure 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.
9. The licensee shall put arrangement 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 License bearing the photograph and date of birth of the bearer.
10. 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.



Ground and First 20 - 22 Caledonian Road N1

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 <b>ISLINGTON</b>	
<p>Scale: 1:1250</p> <p>Date: 16 September 2011</p>	
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