

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 March 2012	B3	Highbury West

Delete as appropriate	Exempt	Non-exempt

Subject: PREMISES LICENCE REVIEW APPLICATION
RE: SARI CICEK SUPERMARKET, 156A BLACKSTOCK ROAD, LONDON, N4 2DY

1. Synopsis

- 1.1 This is an application by Islington Council Trading Standards 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;
 - ii) 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 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) Permit the sale of alcohol from 24 hours a day, on Monday to Sunday.

3.2 Papers are attached as follows:-

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

3.3 The Licensing Authority has received two letters of representation from the Metropolitan Police and the Council's Health and Safety officer.

4. Planning Implications

5. 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

1/3/12

Received by

Head of Scrutiny and Democratic Services

Date

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E-mail: niall.forde@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: Sari Cicek Supermarket 156a Blackstock Road	
Post town: London	Post code: N4 2DY

Name of premises licence holder or club holding club premises certificate: Yilmaz Koca
--

Number of premises licence or club premises certificate: 96193

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
<p style="text-align: center;">David Fordham Service Manager (Trading Standards) Public Protection Division 222 Upper Street London N1 1XR</p>
Telephone number: 020 7527 3458
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 prevent crime and disorder and Licensing Policies 39 and 28. It particularly relates to the discovery of illicit alcohol and tobacco in the shop, which indicates that the highest standards of management have not been exhibited by the business.

On 11th November 2011 officers from Trading Standards and HMRC visited the premises to inspect the stock of alcohol and tobacco. The owner of the business, Mr Hasan Koca, was present, but Licensee / DPS Yilmaz Koca (brother of Hasan) was not. The officers seized the following as they were believed to be non-duty paid.

Yeni raki - 3.5 litres (4 x 70cl; 2 x 35cl): Separate 'type A' duty stamps on 70cl bottles that which do not fluoresce and start with an 'A' which can only be used on 'type B' duty stamp incorporated in a back label. Duty stamps do not fluoresce on the 35cl bottles.

Tekirdag raki - 2.1 litres (3 x 70cl) Separate 'type A' duty stamps on 70cl bottles that which do not fluoresce and start with an 'A' which can only be used on 'type B' duty stamp incorporated in a back label.

Glens vodka - 0.7 litres (1 x 70cl): Wrong style '4' on the barcode and self adhesive label. Duty stamp does fluoresce, but not in the usual way.

Italian wine - 206.25 litres (275 bottles): The wine was recognised by HMRC officers as brands that have regularly been smuggled and supplied in the region without duty being paid. Mr Koca stated that it was mostly old stock and that they only sold about 2 bottles a week.

'Golden Virginia' hand rolling tobacco - 1.15kg (23 x 50g pouches): Found in the storage area of the shop. A sample has been examined by Imperial Tobacco and found to be counterfeit.

Shisha tobacco - 0.1kg (2 x 50g packs): No statutory health warnings.

The total duty that would have been evaded had the goods confirmed to have been illicit been sold is approximately **£748**.

While the officers were in the shop, a customer who was clearly intoxicated entered (at approximately 12.30pm). He asked Hasan Koca for two bottles on the Italian wine and a bottle of VP English Sherry. Mr Koca said he couldn't sell him the wine (which was being seized) but did sell him the VP English Sherry. When Mr Love enquired whether the customer was not too intoxicated to sell alcohol to, Mr Koca stated that he had not noticed that he was intoxicated.

On 20th January 2012, Hasan Koca attended a PACE interview. Mr Love and PS Robin Clark were the interviewing officers. Some key points of the interview follow (timings in brackets):

- HK says that he has owns the shop for more than 10 years (4.40).
- HK confirms that he and his Licensee, YK, are responsible for purchasing alcohol for the shop and that they buy from cash and carries (4.55).
- He admits, however, that the seized Italian wine was supplied by an unknown person calling at the shop at the start of November 2011. He took 25 cases of 12 @ £25 per case on a sale or return basis and part paid £350 in cash. Paperwork was promised, but not provided. He believed they were legal as he had seen similar wine being sold in many shops in the borough (7.10 - 10.00).
- There was then a lengthy discussion covering the following areas:
 - why he bought so much of the wine (HK said he was going to give some to customers as presents over Christmas and New Year);
 - how he had concluded the wine was a poor seller if he had only had it for a short time, during which 27 bottles had left the shop (HK said he gave some of them away and said it was poor in comparison to his expectations);

- why it had been described as 'old stock' in the shop (HK claimed he thought we were talking about some spirits); and
 - whether HK's version of events was credible. The interviewing officers clearly felt it was questionable. (10.25 – 19.00).
- HK supplied invoices from Gama Plus Ltd, where he said that he got all his raki from. One was from 18/01/11 and recorded the purchase of 6 x 70cl bottles of Yeni raki; the other was from 15/02/11 and recorded the purchase of 9 x 35cl of Yeni raki and 3 x 35cl and 3 x 70cl of Tekridag raki. He confirms that these are the last invoices he has for raki (24.00).
 - When asked how much raki he sold, HK says that he used to have a regular customer, but since he no longer comes in it "now doesn't sell at all, like maybe one a month" (25.45).
 - HK states that he believed the single 70cl bottle of Glens found might have come from a return made by a customer to whom a refund was offered because he'd changed his mind. HK stated that he did not know that he had a right to refuse refunds to customers who had changed their minds (27.25).
 - HK says that the Golden Virginia was brought into the shop, without his knowledge, by Davut Yucar, an employee, who has since told him that he bought it in the street in Dalston, but had found it unsmokeable. He noted that it had been found in the stock area of the shop. (31.25 – 35.50)
 - HK stated that 2 or 3 packets of the 'shisha' tobacco was supplied, free of charge, by a man who supplied the business with bags. This man had got them from another customer who was closing down. HK asked whether the product contained tobacco (Yes – as clearly stated on the packaging) and whether it could be sold to under 18s (No). He said that he had not realised it was a tobacco product and had just repriced them and put them on the shelves. He did not think he had sold any. (35.45 – 40.00)
 - HK said he did not recognise the letter and guidance sent out in March 2011 and pointed out that because there are a number of address with '156' in them, he does not get all his mail (40.40)
 - At the end of the interview, HK accepts he has made a mistake, but says that it is the first time in 10 year that he has been running the shop that he has been in trouble with the Police or anyone else. He says he will make sure that he complies with the law and "will help you" in the future. He says he is very sorry. (46.25)

Trading Standards have no previous record of significant non-compliance at the shop.

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

- Illicit alcohol may be counterfeit and as such may be unsafe to consume. This is particularly true for vodka.
- The willingness to intentionally or recklessly break one law indicates the business is less likely to be compliant with other laws.
- The sale by retailers of illicit goods gives them an unfair advantage over law abiding businesses.
- Illicit goods are often 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.
- The trade in illicit alcohol and tobacco 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

23/03/11	TS advice	Guidance on illicit alcohol and tobacco and covering letter sent to the business. (The owner, Hasan Koca, has stated he has not seen it).
11/11/11	Seizure	6.3l spirits; 273 bottles of wine; 1.25kg of tobacco products seized from shop.

Recommendations:

There was a range of goods seized from Sari Cicek. The owner of the business has provided explanations of their origin and the Committee will have to decide whether it is credible that the raki was purchased from cash and carries a long time prior to the seizure, the Glens was a customer return and the Golden Virginia was brought into the shop by an employee without the owner or licensee being aware.

However, by Hasan Koca's own admission the wine was bought from an unknown seller calling to the shop and no paperwork was given and the shisha tobacco was placed on the shelves without any thought about the product or its legality. At the price Mr Koca stated (£25 for a case of 12), when VAT is added he would have been selling them at cost price to anyone taking the 2 for £5 offer.

Hasan Koca says that he was unaware of the advice sent, which he said had not been received, although it was addressed with the correct shop name. Whether it was received or not, it is hard to credit that he and the Licensee, Yilmaz Koca could have been unaware of the Council's activity on illicit alcohol in the 14 months before the seizure, so they should have avoided such transactions.

I believe on the facts described in this application that this licence should be revoked or at least suspended for a considerable period. Even if the explanations provided by the owner of the business are accepted, it is very clear that allowing the wine to be bought in the manner described breaches the Licensee's responsibility to promote the Licensing Objectives.

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

30/1/12

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.



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

Tel : 020 7527 3874 / 4028

Email : doug.love@islington.gov.uk

Website : 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.



Customer Service & Enforcement

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**.

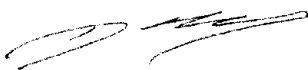
You can also be active in protecting your business. If you have any details – e.g. name or telephone numbers, vehicle details, or CCTV footage – of anyone calling at your shop and trying to sell you alcohol or tobacco, please let Trading Standards know. If your business is being undercut by local competitors 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: trading.standards@islington.gov.uk

**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	96193		
Postal address of premises, or if none, ordnance survey map reference or description	<p align="center">SARICICEK SUPERMARKET 156A BLACKSTOCK ROAD</p>		
Post town	London	Post code	N4 2DY
Telephone number	020 7704 8977		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities																												
<ul style="list-style-type: none"> The sale by retail of alcohol: <table> <tr><td>Monday</td><td>00.00</td><td>to</td><td>24:00</td></tr> <tr><td>Tuesday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Wednesday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Thursday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Friday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Saturday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Sunday</td><td>00:00</td><td>to</td><td>24:00</td></tr> </table> 	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
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The opening hours of the premises:																												
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Where the licence authorises supplies of alcohol whether these are on and/or off supplies
Off supplies



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

Mr Yilmaz Koca
6 Nursery Close
Enfield
London
EN3 5JZ
020 7704 8977

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

Not Given

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

Mr Yilmaz Koca
6 Nursery Close
Enfield
London
EN3 5JZ
020 7704 8977

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

LB Enfield - LN/200500025

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

Assistant Director - Public Protection

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 or 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
3. Staff shall be trained regularly on licensing provisions.
4. CCTV system shall be maintained inside and outside the premises, including a CCTV unit, which monitors the immediate vicinity of the premises. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a police officer with 24 hours of any request.
5. The premises shall have a Red Care Alarm system installed that is connected directly to the Police.
6. A notice inside the premises shall be displayed asking patrons to leave in a considerate manner.
7. The premises shall enforce a proof of age scheme, which is approved by the Licensing Authority and by the local Police. The premises shall have notices displayed to this effect.
8. All refused sales shall be entered into a refusal log, which should be made available for viewing by authorised officers.

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

1. Between the hours of 23:00 and 10:00 there shall be a minimum of two staff on the premises.

Annex 4 – Plans

99.05/01 – Dated: Mar. 05

Premises Licence Summary
Licensing Act 2003

Premises licence number 96193

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

SARICICEK SUPERMARKET
156A BLACKSTOCK ROAD

Post town London **Post code** N4 2DY

Telephone number 020 7704 8977

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The sale by retail of alcohol:

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

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



ISLINGTON

Name, (registered) address of holder of premises licence

Mr Yilmaz Koca
6 Nursery Close
Enfield
London
EN3 5JZ

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

Not given

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

Mr Yilmaz Koca

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

No restrictions

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

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:

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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: **21.02.2012**

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 Sari Cicek, 156a Blackstock Rd, N4 2DY

I have read the information provided by the council staff re the history of these premises and confirm that I was present during the interview of the management of the premises. It appears clear to me that there is a clear failure on the part of the management to fulfil their obligations under the Licensing objectives and they are clearly failing to prevent the risk of harm to the public by stocking non duty paid alcohol. We have a situation here where we have been unable to verify where any of the goods have come from and the management have no clear idea of who purchased what and from whom, although we have had an admission that wine was brought form a male selling out of the back of a van.

The management of these premises fails to meet the required standard for a licensed trade and in failing to meet that standard puts the public at risk of harm. As such Islington Police strongly support the request to revoke this licence.

Signature: Signature witnessed by:



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
W www.islington.gov.uk

Please reply to: Doug Love
Our ref:
Your ref:

Date: 30/01/12

Dear Sir or Madam

S51 LICENSING ACT 2003: Application for review of premises licence

Sari Cicek, 156a Blackstock Road, N4 2DY

Islington Trading Standards wishes to apply to have the premises licence of the business trading as Sari Cicek reviewed. 11/11/11 illicit alcohol was found at the premises.

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

Suggested conditions of approval consistent with the operating schedule

1. Not applicable

Suggested conditions of approval recommended by the Police

2. None suggested.

Suggested conditions of approval recommended by the Trading Standards

3. None suggested.