



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	16th April 2012		Finsbury Park

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE REVIEW APPLICATION**  
**RE: MICHAEL'S FRUITERS, 56-58 SEVENS SISTER'S ROAD, LONDON, N7 6AA.**

## 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 prevention of crime and disorder; and
  - 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 allowing:

- i) The sale by retail of alcohol, off supplies only, Mondays to Saturdays from 08:00 until 23:00 and Sundays from 10:00 until 22:30.

3.2 Papers are attached as follows:-

Appendix 1: application form and supporting documents;

Appendix 2: current premises licence;

Appendix 3: representations; and

Appendix 4: map of premise location.

3.3 Premises licence history:

- Premises licence granted to Mr Michael Economou on 24th November by way of a conversion from Justices' Off Licence under the Licensing Act 2003;
- Mr Economou was invited to Licensing Officer panel meeting on 3rd August 2011 as a result of a failed underage test purchase exercise. Mr Economou missed the official meeting but did arrive later in the day where upon he was spoken to by Mr Doug Love of the Council's Trading Standards team;
- Premises licence review application was submitted on 30th January 2012 by the Council's Trading Standards team as a result of a subsequent seizure of wine from the premises by HMRC. In addition to the seizure, Mr Economou, when asked to provide proof of purchase for the wine, was found to have produced what the Council's Trading Standards team has been advised to have been a false invoice.

3.4 The Licensing Authority has received 2 letters of representation, one of which is from Islington Police and the other, from the Responsible Authority for Health and Safety, has now been satisfied.

### **4. Planning Implications**

4.1 None.

### **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

3rd April 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

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:

**Michael's Fruiter(er)s**

**56 – 58 Seven Sisters Road**

Post town: **London**

Post code: **N7 6AA**

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

**Michael Economou**

Number of premises licence or club premises certificate: **90904**

**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

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

This application to review relates to the objectives to protect children from harm and to prevent crime and disorder and Licensing Policies 32, 39 and 28. It particularly relates to the sale of alcohol to an underage person and the discovery of illicit alcohol in the shop, which indicates that the highest standards of management have not been exhibited by the business.

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.

On 26<sup>th</sup> July 2011 alcohol was sold by the business to a boy, aged 15 years and 11 months, who had volunteered to assist Trading Standards in a test purchasing operation designed to ensure that businesses were complying with the law prohibiting the sale of alcohol to under-18s. Mrs Goula Economou sold a 63cl bottle of Keo beer (abv 4.5%; equivalent to 2.5 units of alcohol) to the volunteer. Mrs Economou is a partner in the business and has been trading at this address for 22 years.

She stated at the time of the sale and has subsequently reiterated that she believed the volunteer to be old enough to buy alcohol and also that she believed he was with a woman who she thought was trying to steal items from the shop.

Mr Economou subsequently called Trading Standards and spoke with Doug Love. He alleged that the volunteer had a moustache and that he had entered the shop with a woman. They verbally agreed that Mr Economou would attend a meeting of the next Licensing Officer Panel on Wednesday 3<sup>rd</sup> August, to deal informally with the matter.

The following day, Mr Love wrote to Mr Economou at the shop to confirm the invite for him to attend the Officer Panel meeting. He also stated that the Council would not take formal action if the meeting was attended.

On 3<sup>rd</sup> August 2011, Mr Economou did not turn up at the appointed time, although someone (believed to his daughter) spoke to the Trading Standards duty officer and informed him that he would not be able to come in for 11.00 as he 'had a business to run', but that they would come in later.

Mr and Mrs Economou did come into the Council offices later that day. The Panel had finished and could not be reconvened, but Mr Love spoke with them both. Mr Love was told that they would 'try' to attend if they were invited to another Panel meeting.

Mr Love was asked to arrange a check to see if the business was stocking any illicit goods before a decision was made whether to invite the business to another Panel or to apply for a review of the licence.

On 15<sup>th</sup> September 2011, HMRC officers visited the business and seized 105 bottles of cheap Italian wine. The recognised the brands as labels that had been widely distributed in the area with duty being paid on them.

On 9<sup>th</sup> December 2011, Mr Love wrote to Mr Economou, noting that no invoices had been provided to HMRC within 30 days, but giving him a short time to provide anything he had. Mr Economou replied quickly, asking for more time, which was granted, to provide 'the hand written receipts that were given by the supplier'.

On 16<sup>th</sup> January 2012, Mr Economou delivered a receipt from Luigi's Wholesale Department of Mimi's Deli. This invoice showed that Mr Economou had purchased 60 bottles of red wine and 60 bottles of white wine on 19 April 2011 at a cost of £2.29 per bottle.

Mr Love requested colleagues from Lambeth Trading Standards visit Mimi's Deli. They have reported back that this genuine business told them that the invoice was false.

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	TS sent the business guidance on smuggled alcohol as part of a mailshot to all independent off licences.
26/07/11	Alcohol sale	Volunteer, just under 16 years, sold a large bottle of beer.
15/09/11	Seizure	105 bottles of cheap Italian wine seized by TS.

Recommendations:

The incidents discussed in this review application would normally have been dealt with by means other than the review process.

The sale is the first sale to a Trading Standards volunteers, although, unusually for such a long-standing business, there appear to have been no previous attempts.

There were no illicit spirits found at the premises. There are no obvious signs to identify the wine as non-duty paid, except from the circumstances of its purchase by Mr Economou. He has provided a handwritten invoice which indicates that he purchased 120 bottles of wine in April, but the fact remains that he purchased the wine from someone calling at the shop and only had their word that it was legitimate. This is a clear contravention of advice that was sent to the shop less than a month before the wine was purchased.

It is a concern that the business has so far failed to accept any real culpability for either matter (although they have mentioned unspecified steps to prevent a reoccurrence) and chose not to attend the Officer Panel about the sale (as had been previously agreed) where they would have received comprehensive and tailored advice.

I would not canvass that the licence is revoked, but I do think that the Committee should consider what sanction is appropriate to satisfy them that he will treat legal compliance and advice from Trading Standards and other Regulators with sufficient diligence in future.

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

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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

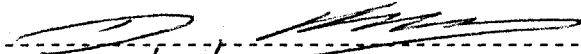
I understand that if I do not comply with the above requirements my application will be rejected

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.

Luigi's wholesale  
 department  
 Tel: 07956 314 314  
 Office: 020 7735 9924



2 Brixton Road SW9 6BU  
 Shop: 020 7735 2121  
 www.mimisdeli.co.uk  
 info@mimisdeli.co.uk

Client

*Michael*

*Michael Fruiters  
 56-58 Seven Sisters Road  
 London N7*

Date: *19 April 2011*

Quantity	Description	Amount
	<i>Wine 5 cases x 12 (Red) @ 27.5</i>	<i>£137.50</i>
	<i>5 case x 12 (White) @ 27.5</i>	<i>£137.50</i>

Paid

*Cash*

Sub Total

*£275.00*

VAT

*£55.00*

Total

*£330.00*



# 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.



CUSTOMER SERVICE EXCELLENCE

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 on 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](mailto:trading.standards@islington.gov.uk)**



**PREMISES LICENCE  
LICENSING ACT 2003**

<b>Premises licence number</b>	90904		
<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
<b>MICHAEL'S FRUITERS 56-58 SEVEN SISTERS ROAD</b>			
<b>Post town</b>	London	<b>Post code</b>	N7 6AA
<b>Telephone number</b>	020 7700 1334		

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

<b>Licensable activities authorised by the licence</b>
The sale by retail of alcohol

<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 style="margin-left: 20px;"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>10:00</td><td>to</td><td>22:30</td></tr> </table> </li> </ul> <p>Except on:  Good Friday: 08:00 to 22:30  Christmas Day: 12:00 to 15:00 and 19:00 to 22:30</p>	Monday	08:00	to	23:00	Tuesday	08:00	to	23:00	Wednesday	08:00	to	23:00	Thursday	08:00	to	23:00	Friday	08:00	to	23:00	Saturday	08:00	to	23:00	Sunday	10:00	to	22:30
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Saturday	08:00	to	23:00																									
Sunday	10:00	to	22:30																									

<b>The opening hours of the premises:</b>
Not specified

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



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

Mr Michael Economou  
56-58 Seven Sisters Road  
London  
N7 6AA  
020 7700 1334

**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 Michael Economou

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

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

1st DEC 2005  
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**

Reference Number: 90904Plan

**Premises Licence Summary  
Licensing Act 2003**

**Premises licence number** 90904

**Premises details**

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

**MICHAEL'S FRUITERS  
56-58 SEVEN SISTERS ROAD**

**Post town** London **Post code** N7 6AA

**Telephone number** 020 7700 1334

**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	08:00	to	23:00
Tuesday	08:00	to	23:00
Wednesday	08:00	to	23:00
Thursday	08:00	to	23:00
Friday	08:00	to	23:00
Saturday	08:00	to	23:00
Sunday	10:00	to	22:30

Except on:

Good Friday: 08:00 to 22:30

Christmas Day: 12:00 to 15:00 and 19:00 to 22:30

**The opening hours of the premises:**

Not specified

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

Off Supplies



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**Name, (registered) address of holder of premises licence**

Mr Michael Economou  
56-58 Seven Sisters Road  
London  
N7 6AA

**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 Michael Economou

**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](mailto: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**.....

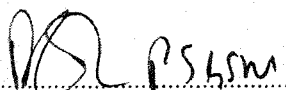
Tick if witness evidence is visually recorded  (supply witness details on rear)

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 Michael's Fruiter(er)s , 56-58 Seven Sisters Rd, N7 6AA.

Having read the information provided by the council staff I strongly support this review application as I share the concerns the council staff has around the management of these premises. From the information provided it appears to me that they have failed to accept the failings in their operation and as such have not offered to take any action to prevent further breach of the licensing act. In taking the view that they have done nothing wrong they are continuing down a path that may lead to harm to the public and in particular children.

Personally I have visited these premises on numerous occasions and have never yet been able to speak to the management or the DPS as they have always been at the CASH & CARRY and when asked for an ETA for the return of that person or for the shop staff to phone them they have been unable to contact them. As such I have concerns about the standard of management of the premise and would support any action to make them more accountable and to assist with enforcement.

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

**Witness contact details**

Home address: .....

Postcode: .....

Home telephone number ..... Work telephone number .....

Mobile/pager number ..... Email address: .....

Preferred means of contact: .....

**Male / Female** (delete as applicable) Date and place of birth: .....

Former name: ..... Ethnicity Code (16+1): ..... Religion/belief: .....

**Dates of witness non-availability** .....

**Witness care**

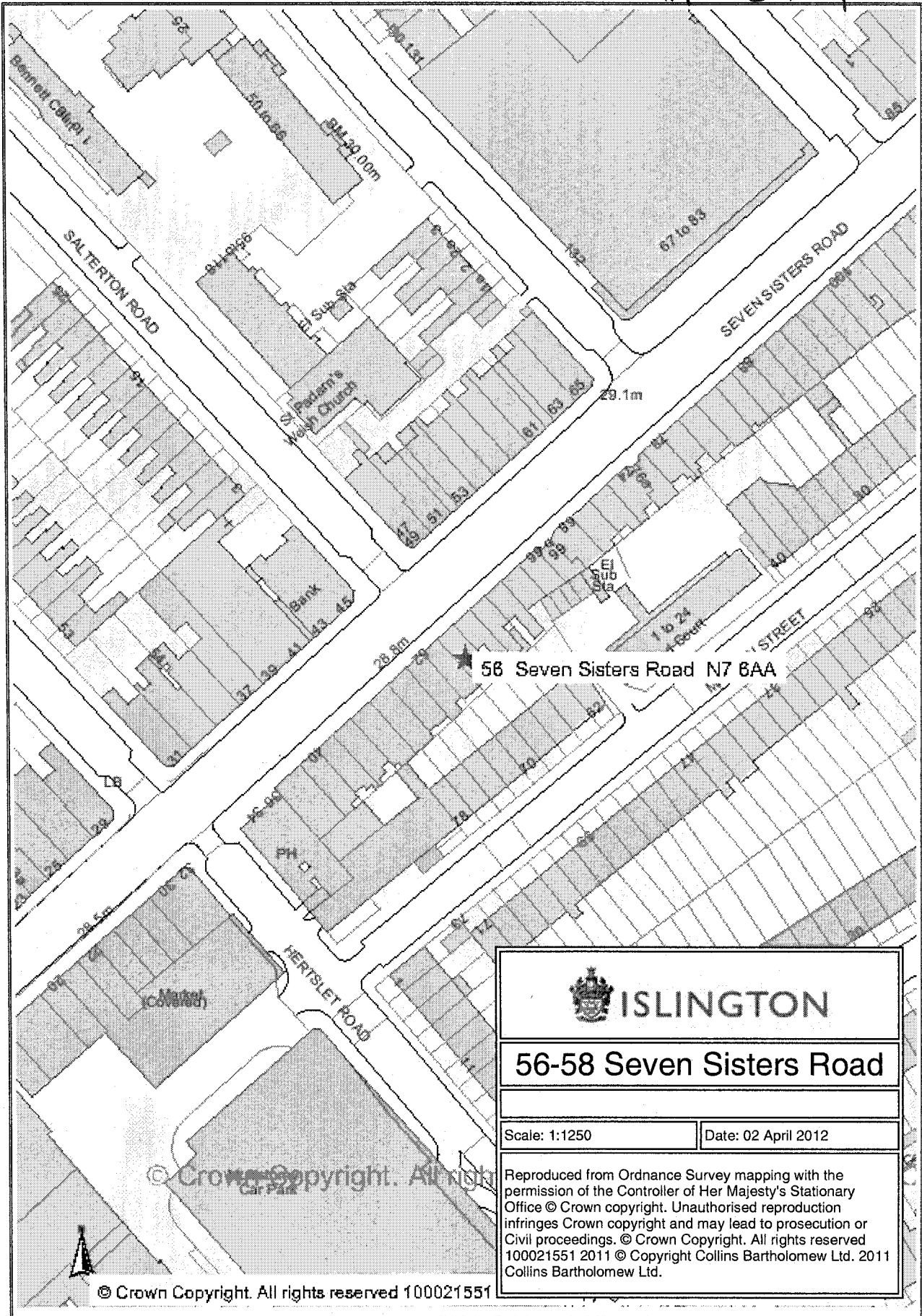
- a) Is the witness willing and likely to attend court? **No.** If 'No', include reason(s) on **MG6.**
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?  
**No.** If 'Yes' submit **MG2** with file.
- d) Does the witness have any specific care needs? **No.** If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)


<b>Witness Consent (for witness completion)</b>		Yes	No		
a)	The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me	<input type="checkbox"/>	<input type="checkbox"/>		
b)	I have been given the Victim Personal Statement leaflet	<input type="checkbox"/>	<input type="checkbox"/>		
c)	I have been given the leaflet 'Giving a witness statement to police — what happens next?'	<input type="checkbox"/>	<input type="checkbox"/>		
d)	I consent to police having access to my medical record(s) in relation to this matter: <small>(obtained in accordance with local practice)</small>	<input type="checkbox"/>	<input type="checkbox"/>	N/A	<input type="checkbox"/>
e)	I consent to my medical record in relation to this matter being disclosed to the defence:	<input type="checkbox"/>	<input type="checkbox"/>	N/A	<input type="checkbox"/>
f)	I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA	<input type="checkbox"/>	<input type="checkbox"/>		
g)	The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to <u>decline</u> their services:				<input type="checkbox"/>
Signature of witness: .....		Print name: .....			
Signature of parent/guardian/appropriate adult: .....		Print name: .....			
Address and telephone number if different from above: .....					

Statement taken by (print name): **PS45NI 181475 Robin CLARK**..... Station: **Islington**.....

Time and place statement taken: .....

APPENDIX 4.



 <b>ISLINGTON</b>	
<b>56-58 Seven Sisters Road</b>	
Scale: 1:1250	Date: 02 April 2012
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