



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	29 th August 2013	B2	St Peter's

Delete as appropriate	Non-exempt
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Subject: PREMISES LICENCE VARIATION APPLICATION
RE: FOOD AND WINE, 285 CITY ROAD, LONDON, EC1V 1LA

1. Synopsis

- 1.1. This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2. The variation application is to:
 - i. Extend opening hours for sale by retail of alcohol from 06:00 till midnight to 06:00 till 03:00 the following day.

2. Recommendations

- 2.1. To determine the application for a variation of the premises licence under Section 34 of the Licensing Act 2003.
- 2.2. To consider the representation from the Police in the light of the revised Secretary of State Guidance to Local Authorities issued on 25th April 2012 namely:

The Licensing Authority should accept all reasonable and proportionate representations made by the Police unless the Authority has evidence that to do so would not be appropriate for the promotion of the Licensing Objectives.

- 2.3. To consider that this address is in the Bunhill Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate

why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

- 2.4. If the Committee grants the application it should be subject to:
 - i. conditions on the current licence.
 - ii. conditions recommended by responsible Authorities;
 - iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

3. Background

- 3.1. Islington Council has received 8 representations from local residents as well as representations from the Police, Licensing Authority and Noise Team.
- 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 premises location.
- 3.3. Licensing history of the premises
On 11th May 2011 HMRC seized alcohol that had not had duty paid. Trading Standards called a review of the license and a two week suspension was given by the Sub Committee dated 20th September 2011.

4. Planning implications

- 4.1. Planning records indicate that no specific planning permission of this property as a retail shop within use class A1. However, planning permission (Ref: 94/1207) was granted ON 13.02.1995 for change of use of the basement and ground floor to a wine bar (A4) and restaurant (A3). Within this context, if the planning permission was implemented and the use of the premises can be converted to A1 (retail) without the need to obtain planning permission.

If however, the planning permission was not implemented, planning records indicate that the premises were use as an office (B1). The change of use from B1 (office) to A1 (retail shop) requires planning permission for which it appears has not been sought or granted. No comments can be made to the suitability to extend the hours of business to 3.00 until the matter has been regularised. Accordingly, I would suggest that the applicant should be notified/advised to submit an application for a certificate of lawfulness under Sections 191-2 of the Town and Country Planning Act 1990 (as amended).

There are outstanding planning enforcement investigations in relation to this site. The enforcement matter relates to the unauthorised use of the roof of the premises as an outdoor amenity area.

5. Conclusion and reasons for recommendations

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

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

16.8.13

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Anthony Baptiste

Tel: 020 7527 3014

E-mail: Anthony.baptiste@islington.gov.uk



Application to vary a premises licence 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/We MR ISMET DOGAN

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

LN12968-17032011

Part 1 – Premises Details

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

FOOD AND WINE
285 CITY ROAD

Post town	LONDON	Postcode	EC1V 1LA
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Telephone number at premises (if any)

Non-domestic rateable value of premises £4301 TO £33,000

Part 2 – Applicant details

Daytime contact telephone number	07438000014		
E-mail address (optional)			
Current postal address if different from premises address	40 SAPPERTON COURT GEE STREET		
Post town	LONDON	Postcode	EC1V 3RR

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

THE PROPOSED VARIATION IS TO EXTEND THE HOURS OF SALE FOR ALCHOL FOR THE PREMISES ADDRESS 285 CITY ROAD EC1V 1LA. THE PREMISES IS A RETAIL SUPERMARKET. THE TIME OF SALE AT PRESENT IS 06.00 TO 00.00, THE PROPOSED TIME IS 06.00 TO 03.00.

THE REASON FOR THIS EXTENSION OF SALES OF ALCHOL IS THERE IS A NUMBER OF SHOPS IN THE SURROUNDING AREA THAT SELL ALCOHOL TWENTY FOUR HOURS A DAY. THERE IS A NEW TESCO BEING OPENED IN CENTRAL STREET, NEXT TO THE PREMISE ADRESS, AND A SAINSBURYS OPENING IN ST JOHNS STREET, ALSO NOT TOO FAR FROM THE PREMISE ADDRESS. WITH THESE TWENTY FOUR HOUR SALE SHOPS AND 2 MAJOR SUPERMARKETS OPENING UP, THE ONLY WAY THE PREMISES ADDRESS WILL STAY IN BUISNESS IS BY EXTENDING THE SALE OF ALCOHOL. I UNDERSTAND THAT THE AREA THE SITE IS ON IS WITHIN A SATURATION AREA, THAT'S WHY I HAVE PROPOSED THE END TIME 03.00 INSTEAD OF TWENTY FOUR HOURS.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

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Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

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

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

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

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

H

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

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	06.00	03.00			
Tue	06.00	03.00			
Wed	06.00	03.00			
Thur	06.00	03.00			
Fri	06.00	03.00			
Sat	06.00	03.00			
Sun	06.00	03.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

K

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

L

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

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	Y.HASI
Date	11/07/13
Capacity	AGENT

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

YAZEN HASI,

ATLANTIC BUISNESS CENTRE
SUITE 9
THE GREEN
CHINGFORD

Post town	LONDON	Post code	E4 7ES
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Telephone number (if any)	0208 501 7750
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

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



ISLINGTON

**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN12968-17032011		
Postal address of premises, or if none, ordnance survey map reference or description			
FOOD AND WINE SHOP 285 CITY ROAD			
Post town	London	Post code	EC1V 1LA
Telephone number	07725 488 479		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground floor
<ul style="list-style-type: none"> 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>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Tuesday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Wednesday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Thursday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Friday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Saturday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Sunday</td><td>06:00</td><td>to</td><td>00:00</td></tr> </table> 	Monday	06:00	to	00:00	Tuesday	06:00	to	00:00	Wednesday	06:00	to	00:00	Thursday	06:00	to	00:00	Friday	06:00	to	00:00	Saturday	06:00	to	00:00	Sunday	06:00	to	00:00
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Friday	06:00	to	00:00																									
Saturday	06:00	to	00:00																									
Sunday	06:00	to	00:00																									

The opening hours of the premises:																												
<table> <tr><td>Monday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Tuesday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Wednesday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Thursday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Friday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Saturday</td><td>06:00</td><td>to</td><td>00:00</td></tr> <tr><td>Sunday</td><td>06:00</td><td>to</td><td>00:00</td></tr> </table>	Monday	06:00	to	00:00	Tuesday	06:00	to	00:00	Wednesday	06:00	to	00:00	Thursday	06:00	to	00:00	Friday	06:00	to	00:00	Saturday	06:00	to	00:00	Sunday	06:00	to	00:00
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Friday	06:00	to	00:00																									
Saturday	06:00	to	00:00																									
Sunday	06:00	to	00:00																									

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 Ismet Dogan 40 Sapperton court Gee Street London EC1V 3RR

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

Not applicable

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

Mr Ismet Dogan
40 Sapperton court
Gee Street
London
EC1V 3RR

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 LN 88969

Islington Council
Public Protection Division
222 Upper Street
London N1 1XR

Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Service Director - Public Protection

17 March 2011

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 licensing shall liaise with the local the Police.
2. The licence holder shall CCTV cameras to record for a minimum of 30 days.
3. The licence holder shall display signs informing customers that anti – social behaviour will not be tolerated.
4. Staff shall be regularly trained on health and safety requirements.
5. Customers shall be requested by way of notice to leave the premises in a quiet and orderly manner.
6. Deliveries shall not be allowed at anti social times, so as to not disturb residents.
7. There shall be sign displayed inside the premises requesting that adult's keep children with them at all times.
8. Sharp or flammable objects shall be kept out of the reach of children.
9. The licence holder shall prevent under age sales by requesting valid photographic identification from any customer who appears underage.

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

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, to 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-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

Annex 4 – Plans

Reference Number: 02/02/2011 VG

Premises Licence Summary
Licensing Act 2003

Premises licence number LN12968-17032011

Premises details

Postal address of premises, or if none, ordnance survey map reference or description
FOOD AND WINE SHOP
285 CITY ROAD

Post town	London	Post code	EC1V 1LA
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Telephone number 07725 488 479

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Ground floor

- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The sale by retail of alcohol:

Monday	06:00	to	00:00
Tuesday	06:00	to	00:00
Wednesday	06:00	to	00:00
Thursday	06:00	to	00:00
Friday	06:00	to	00:00
Saturday	06:00	to	00:00
Sunday	06:00	to	00:00

The opening hours of the premises:

Monday	06:00	to	00:00
Tuesday	06:00	to	00:00
Wednesday	06:00	to	00:00
Thursday	06:00	to	00:00
Friday	06:00	to	00:00
Saturday	06:00	to	00:00
Sunday	06:00	to	00:00

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

Off supplies

Name, (registered) address of holder of premises licence

Mr Ismet Dogan
40 Sapperton court
Gee Street
London
EC1V 3RR

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 Ismet Dogan

State whether access to the premises by children is restricted or prohibited
No restrictions

Islington Council
Public Protection Division
222 Upper Street
London N1 1XR

Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Baptiste, Anthony

Subject: FW: RepresentationFW: Premises Licence Variation: Food & Wine Shop, 285 City Road

I write to OBJECT to the proposed Premises Licence Variation (worksheet number WK/201318010) for Food & Wine Shop, 285 City Road. requesting an extension of permitted hours to sell alcohol from 12 midnight to 3am.

This is a densely populated residential area with no wish nor demand for an outlet selling alcohol at this late hour of the night, and it will only increase anti-social behaviour. There are already too many such outlets and we are recognized as being in a saturated area – so this application goes against Council policy and should be refused. There can be no justification to do otherwise.

Baptiste, Anthony

To: Baptiste, Anthony
Subject: FW: 285 City Road Licence Extension

Dear Sirs

I am writing to object in the strongest possible terms to the above license extension application.

This premises is located in the saturation zone as defined by the Council and thus there can be no justifiable reason for it to be considered, let alone granted.

It lies within a densely populated residential area and there can be no reason for the encouragement of the purchase of late night alcohol with the attendant problems which arise therefrom, such as ASB, noise and littering.

I urge you to reject this application.

Yours faithfully

Baptiste, Anthony

Subject: FW: Representation FW: 285 City Road license extension

Dear Sir/Madam

I strongly object to this license-extension application.

It is within the saturation zone previously defined by the Council and there seems no possible justification for allowing it to be granted. Increasing access to alcohol in the area at this time of night would encourage the purchase and consumption of alcohol after midnight, with significant knock-on-consequences, such as noise, ASB, littering [including broken glass], streets being used as public urinals, etc, in what is broadly a residential area. In addition there are clear negative health consequences which outlets such as these would almost certainly take no steps to mitigate.

Again, this is a densely populated residential area, and becoming more so, it would be totally inappropriate to allow this to happen.

If I might say, it seems illogical that applications for licenses or extensions to licenses from inside the clearly defined saturation zone are considered at all by the council. Surely given they are so clearly in breach of council policy they should be rejected out of hand. If this was the case, the Council could substantially reduce costs on the public purse.

Best wishes

REP 4

Baptiste, Anthony

From:
Sent: 24 July 2013 10:18
To: Licensing
Subject: FW: 285 City Road license extension

Dear Sirs

I object to this license-extension application.

It is within the saturation zone previously defined by the Council and there seems no possible justification for allowing it to be granted. Increasing access to alcohol in the area at this time of night would encourage the purchase and consumption of alcohol after midnight, with significant knock-on-consequences, such as noise, ASB, littering [including broken glass], streets being used as public urinals, etc, in what is broadly a residential area. In addition there are clear negative health consequences which outlets such as these would almost certainly take no steps to mitigate.

This is a densely populated residential area, and becoming more so, it would be totally inappropriate to allow this to happen.

Yours Faithfully

REP 5

Baptiste, Anthony

From:
Sent: 15 July 2013 10:41
To: Licensing
Subject: 285 City Road license extension

I strongly object to this license extension application.

We are in a saturated area from the point of view of licensing, as recognised by the Council and there is no possible justification for increasing the provision of alcohol in the area. To encourage the purchase of alcohol after midnight will only increase ASB in this area.

In fact it seems ridiculous that, since this application breaches the Council's own policies on licensing that it is down to residents to object, but you make the rules so here I am objecting again [REDACTED]

This shop has already become a nuisance to the area. They are always open late past their closing hours and will create more noise and drunk and disorderly behaviour. They have no respect for the community.

Baptiste, Anthony

Subject: FW: Fw: Premises Licence Variation: Food & Wine Shop, 285 City Road
Attachments: Application.doc

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

From: Cllr Klute [\[mailto: \]](#)
Sent: 21 July 2013 17:33

Aiden,

I was somewhat miffed to find out about this particular application from an eagle-eyed resident, who spotted i wasn't included on the distribution.

that aside, I wish to object in the strongest terms to the application. The premises are, by their own acknowledgement within the saturation zone, and the hours applied for breach Islington's current policy on restricting opening hours in order to reduce crime, antisocial behaviour and health impacts resulting from excessive drinking at late hours. the applicant's argument that he should be allowed longer hours because other premises nearby are being allowed is no argument at all, reinforcing the saturation point, and under the current licensing policy I would be surprised if his assertions about the nearby premises are correct.

Best regards,

Cllr Martin Klute
Labour Member for St Peters Ward

Chair: Health Scrutiny Committee

Chair: Planning Sub-Committee 'B'

REP 8

Baptiste, Anthony

Subject: FW: Premises Licence Variation: Food & Wine Shop, 285 City Road

Dear Mr Fitzsimons,

The Angel Association wishes to object to this application.

This application does not comply with the new Islington Policy on restricting hours and the premises are in the saturation zone.

It is difficult to see why this application is being made. This very late sale of alcohol must be aimed at those clubbing or who have already been enjoying the Night Time Economy in Islington and surrounding areas. Local residents have concerns about the social effects of a shop being open so late nearby particularly one selling alcohol after midnight.

We would be grateful if you would take these objections into consideration. Thank you.

Licensing Act 2003- Representation from the Licensing Authority
Application: 285 City Road London N1

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application to extend the sale of alcohol from midnight until 3am Mondays to Sundays

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

<i>Licensing Policy 1</i>	<i>Location, Cumulative Impact and Saturation</i>
<i>Licensing Policy 2</i>	<i>Cumulative Impact Areas</i>
<i>Licensing Policy 4</i>	<i>Shops selling alcohol</i>
<i>Licensing Policy 7 & 8</i>	<i>Licensing Hours</i>

The premises is located in the Bunhill Cumulative Impact area which means that the council has determined that the area is already saturated with licenced premises and any licence applications need to be carefully examined to ensure that the proposed activities, opening hours, style of operation and management arrangements contained in the operating schedule will not add to the cumulative impact to such an extent that the licensing objectives are undermined.

A late night off licence in this part of City Road will:

- increase the supply of alcohol in the area
- make it easier for people to purchase alcohol, particularly at night
- encourage more people to visit and remain longer in the area during the early hours of the morning

There are 172 premises licenced to supply off sales of alcohol in St Peter's and Bunhill wards. Of these 7 are licenced to sell alcohol 24hours a day:

132-136 Whitecross St
 152 Central St
 120 Old St
 122-128 Old St
 87-91 Old St
 126-128 Essex Road

The chain supermarkets that operate in the borough tend to cease selling alcohol at 11pm.

Recommendation and Reasons

The Licensing Authority has considered the hours of operation proposed by the applicant and noted there are no additional proposals contained in the operating schedule.

Whilst it is appreciated that the applicant has decided not to apply for a 24 hour licence because the premises is in a cumulative impact area, the applicant has not presented any evidence to indicate there will be no adverse cumulative impact on the licensing objectives if this 3am licence is granted.

It is recommended that this application is refused.

Janice Gibbons
 Service Manager

Rep 10

**Islington Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority - Environmental Protection

Your Name	Eryka Bancroft
Job Title	Senior Environmental Health Officer
Postal and email address	Pollution Projects Team Public Protection Division 222 Upper Street London N1 1XR
Contact telephone number	020 7527 3846

Name of the premises you are making a representation about	Food and Wine
Address of the premises you are making a representation about	285 City Road Islington London EC1V 1LA

***Please detail the evidence supporting your representation. Or the reason for your representation.
Please use separate sheets if necessary***

To prevent public nuisance

We are make this representation for the minimisation and prevention of the risk of noise pollution to neighbouring occupiers.

We have visited the premises and has serious reservations regarding its management from a noise perspective.

We note that it is in the Bunhill Cumulative Impact Area.

We object to the granting of the Licence.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.

Signed: _____

Date: 8th August 2013

Please send this form along with any additional sheets to the applicant. A copy should be sent to: Islington Council, Licensing Team, 159 Upper Street London N1 1RE or email to licensing@islington.gov.uk

This form must be returned within the Statutory Period. For more details please check with the Licensing Support Team on 020 7527 3031

Your
Our Licensing/NI
Date: 15/07/2013



**METROPOLITAN POLICE
SERVICE**

Steven Harrington Pc 425NI
Islington Police Licensing Unit
Islington Police Station
2 Tolpuddle Street
London
N1 0YY

Telephone: 07799133204
Facsimile: 020 7421 0138
Email:
nimailbox-.licensing@met.police.uk
15th July 2013

FOOD AND WINE
285 CITY ROAD EC1V 1LA

Dear Sir

Re: FOOD AND WINE: 285 CITY ROAD EC1V 1LA

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

The venue is situated in the 'Bunhill Cumulative impact zone', an area which traditionally suffers from high levels crime and disorder and there are concerns that this application will cause further policing problems in an already demanding area.

I am also aware that the premises license was previously suspended in September 2011 for a period of 14 days after Mr DOGEN bought illicit alcohol from an unknown visitor to his premises and then sold this alcohol from his premises.

It is for these reasons that we are objecting to the application and propose that it is refused.

Should you wish to discuss the matter further please contact me on Mobile 07799133204 or via email, nimailbox-.licensing@met.police.uk

Yours sincerely

Steven Harrington Pc 425NI
Islington Police Licensing Officer

No suggested conditions on the applicants operating schedule

