



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	22 October 2013	B3	Tollington

Delete as appropriate	Exempt	Non-exempt

**Subject:** PREMISES LICENCE NEW APPLICATION

**RE:** ASJ NEWS, 508 HORNSEY ROAD, LONDON N19 3QW

## 1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
  - i) Supply alcohol for consumption off the premises 07:00 to 21:00 Monday to Saturday and 07:00 to 18:00 Sunday;

## 2. Recommendations

- 2.1 To determine the application for a new premises licence under Section 19 of the Licensing Act 2003.
- 2.2 **2.3 If the Committee grants the application it should be subject to:**
  - i) conditions of the current premises licence;
  - ii) conditions prepared by the Licensing Officer which are consistent with the Operating Schedule
  - iii) conditions recommended by responsible Authorities
  - iv) any conditions deemed necessary by the Committee to promote the four licensing objectives.

## 3. Background

- 3.1 The premises is currently unlicensed.

3.2 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2a: name & address details of those persons making representations;
- Appendix 2: representations;
- Appendix 3: suggested conditions and map of premise location.

3.3 The Licensing Authority has received representations from the Police, Licensing Authority, Trading Standards, Health & Safety, Noise Team and two local residents.

#### **4. Planning Implications**

4.1 The current use is accepted as shop and the application is consistent with its current use.

#### **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

Date

#### **Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Team

Tel: 020-7527-3031

Fax: 0207-527-3057

E-mail: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

7527 3031  
JOHN WILLIAMS

WK/20132282 9



ISLINGTON

**APPLICATION FOR A PREMISES LICENCE TO BE GRANTED  
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** MOHAMMED ALAMGIR KHAN

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description ASJ NEWS 508 HORNSEY ROAD LONDON N19 3QW			
Post town	LONDON	Post code	N19 3QW
Telephone number at premises (if any)		0207 263 6109	
Non-domestic rateable value of premises		£ 8,000	

ISLINGTON COUNCIL LICENSING			
Date	23/8/13	Fee Paid	190-00
Cash/Check	100101		
Number (please circle)	0668348		
Receipt Number	AF1		
Received By			

COMMERCIAL LICENSING

23 AUG 2013

PUBLIC PROTECTION DIVISION  
232 UPPER ST, LONDON N1 1XR

## Part 2 - Applicant Details

Please state whether you are applying for a premises licence as  
Please tick yes

- |   |                          |                             |
|---|--------------------------|-----------------------------|
| a) an individual or individuals *   | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual *  |                          |                             |
| i. as a limited company   | <input type="checkbox"/> | please complete section (B) |
| ii. as a partnership  | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or  | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation)   | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club  | <input type="checkbox"/> | please complete section (B) |
| d) a charity  | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment   | <input type="checkbox"/> | please complete section (B) |
| f) a health service body  | <input type="checkbox"/> | please complete section (B) |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital | <input type="checkbox"/> | please complete section (B) |
| h) the chief officer of police of a police force in England and Wales   | <input type="checkbox"/> | please complete section (B) |

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☐
- I am making the application pursuant to a
  - statutory function or ☐
  - a function discharged by virtue of Her Majesty's prerogative ☐

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname <i>KHAN</i>			First names <i>MOHAMMED . A</i>		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

### (B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
2	1	0 9 2 0 1 3

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

Please give a general description of the premises (please read guidance note1)

NEWS AGENT

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?  
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

**Please tick yes**

- 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 entertainment facilities:**

- i) making music (if ticking yes, fill in box I) ☐
- j) dancing (if ticking yes, fill in box J) ☐
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) ☐

**Provision of late night refreshment** (if ticking yes, fill in box L) ☐

**Supply of alcohol** (if ticking yes, fill in box M) ☒

**In all cases complete boxes N, O and P**

# A

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					



M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (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	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	7-00	9-00			
Tue	7-00	9-00			
Wed	7-00	9-00			
Thur	7-00	9-00			
Fri	7-00	9-00			
Sat	7-00	9-00			
Sun	7-00	18-00	<b>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</b> (please read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

<b>Name</b> MOHAMMED ALAMGIRKHAN	
<b>Address</b>	
<b>Postcode</b>	
<b>Personal Licence number (if known)</b>	
<b>Issuing licensing authority (if known)</b>	

L

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)</b>		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here (please read guidance note 3)</b>			
Mon						
Tue						
Wed						
Thur			<b>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</b>			
Fri						
Sat						
Sun						
			<b>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 (please read guidance note 5)</b>			

N

X

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)

O

Hours premises are open to the public

Standard days and timings (please read guidance note 6)

Day	Start	Finish
Mon	7-00	9-00
Tue	7-00	9-00
Wed	7-00	9-00
Thur	7-00	9-00
Fri	7-00	9-00
Sat	7-00	9-00
Sun	7-00	18-00

State any seasonal variations (please read guidance note 4)

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 (please read guidance note 5)

F

Describe the steps you intend to take to promote the four licensing objectives:

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

b) The prevention of crime and disorder

Report any crime regarding Alcohol relating incident to the police. Maintain CCTV System.

c) Public safety

Fire equipment up to date. Maintain emergency lighting. Keep exit clear and fire Exit Sign.

d) The prevention of public nuisance

Keep outside area clear of clutter  
ASK customers to <sup>leave</sup> quietly.

e) The protection of children from harm

Keep to retail.  
Adopt challenge 21, and asked for ID.

Please tick yes

- I have made or enclosed payment of the fee ☐
- I have enclosed the plan of the premises ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☐
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable ☐
- I understand that I must now advertise my application ☐
- 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 4 – Signatures** (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (**See guidance note 11**). If signing on behalf of the applicant please state in what capacity.

Signature	<i>Md Afangir Khan</i>
Date	<i>21-08-2013</i>
Capacity	<i>LICENSOR - PROSPECTIVE</i>

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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 postal address for correspondence associated with this application** (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

**Nash, Rosemary**

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**From:**  
**Sent:** 18 September 2013 12:17  
**To:**  
**Cc:** Licensing  
**Subject:** Re: New Premises Licence Representation  
**Attachments:** New Premises Licence representation.doc

Sorry, attached is the form I received which omits the applicant and/or premises name.

On 18 September 2013 12:16, wrote:

Hello, I would have made this representation online, but the attached form doesn't give enough details to find it online (Applicant and/or premises name is blank)

--

LICENSING ACT 2003 –PREMISES LICENCE APPLICATION NEW  
ADDRESS: 508 HORNSEY ROAD, LONDON, N19 3QW

Representation Type: Neighbour (Resident)  
Name:

Address:  
Postcode:

I live premises. I have an ongoing Public Nuisance problem with drinking on the street outside my home, including one drinker who sits on the pavement outside my door and leaves empty alcohol containers behind. The PCSOs are trying to help, but so far have had little effect. There are others that drink alcohol in Elthorne Park and have threatened me and my partner with violence, creating a problem with Crime and Disorder. The police have arrested them, but the public prosecutor refuses to prosecute, so the problem continues. There are already three off-licences on this parade. That is enough. Please refuse this application.

Kind regards,

## Nash, Rosemary

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**From:**  
**Sent:** 24 September 2013 16:06  
**To:** Licensing  
**Subject:** Re: Re licensing application by 508 Hornsey Road, N19 3QW

My address is do NOT wish for this to be published but for it to remain anonymous. Very best,

On 24 Sep 2013, at 16:04, Licensing wrote:

> Dear  
>  
> Can you please sent you home address . This will be used for council purposes and kept anonymous if you so wish. If the representation is on behalf of an organisation had you send that address.  
>  
> Regards  
> Rosemary Nash  
> Licensing Support Officer  
> Licensing Team  
> Public Protection Division  
> Environment & Regeneration  
> Islington Council  
> 3rd Floor, 222 Upper Street, London, N1 1XR  
> Tel: 020 7527 3031  
> e-mail: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)  
> website: [www.islington.gov.uk](http://www.islington.gov.uk)  
>  
> The information contained in this E-Mail may be subject to public disclosure under the Freedom of Information Act 2000. Unless the information is legally exempt from disclosure, the confidentiality of this E-Mail and your reply cannot be guaranteed.  
> The information in this message is confidential and may be legally privileged. It is intended solely for the addressee. Access to this message by any other person is not permitted. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful.  
>  
> Please help save resources by not printing this e-mail if you can avoid it, and by using recycled paper.  
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>  
> -----Original Message-----  
> From:  
> Sent: 16 September 2013 09:30  
> To: Licensing  
> Subject: Re: Re licensing application by 508 Hornsey Road, N19 3QW  
>  
>  
> Dear Sirs/Madam,  
>  
>

> I am writing to object in the strongest possible terms to the granting of this licence at the above premises. I have been a local resident for over twenty years and actively involved in the community in many ways, in particular with the regeneration and improvements to Elthorne Park, and am the secretary of the Friends of Elthorne Park group, which I helped set up.

>

>

> Despite constant help and pressure from the local police, council staff, local councillors and outreach workers the park and surrounding area (most notably outside St Mary's church on Ashley Road) have been plagued by large groups of street drinkers for years. Every day a group numbered anywhere between 6 and 12 gathers to drink in Elthorne Park, whilst another, smaller, group of about 4-6 sit on the bench outside the church - these drinkers buy their drink from the number of shops already licensed to sell alcohol on Hornsey Road. Not a week goes by when one or more of the drinkers will urinate in the street, defecate in the park, start some sort of altercation with one of their own number or a passer-by and heavily litter the park and streets with their empty cans, bottles and cigarette butts; it is not a rare sight to see one of them lying in the road asleep and more often than not semi-naked. The problem is so widespread and, sadly now commonplace, that local residents advise their children, as a matter of course, to avoid Ashley Road completely when walking home from school. Only last week, one of the drinkers was lying, comatose, in Highcroft Road, with his trousers and underpants around his knees - at three o'clock <x-apple-data-detectors://1> in the afternoon.

>

>

> I am aware that over the years the involved authorities have asked the local shops not to sell alcohol to these street drinkers but clearly this request has been ignored. The very last thing this serious and persistent problem needs is another source of supply.

>

>

> I very much trust the council will reject this application.

> Yours faithfully,

>

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> On 16 Sep 2013, at 09:27, Licensing <Licensing@islington.gov.uk> wrote:

>

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>

> Please could you resent the email below in a more readable format.

>

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> -----Original Message-----

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> From:

> Sent: 14 September 2013 10:18

> To: Licensing

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> Subject: Re licensing application by 508 Hornsey Road, N19 3QW

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## **Nash, Rosemary**

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**From:** Armstrong, Sarah  
**Sent:** 16 September 2013 10:00  
**To:** Licensing  
**Cc:** Tomashevski, Katie  
**Subject:** Re licensing application by 508 Hornsey Road, N19 3QW

To whom it may concern

I work within Islington Council's Community Safety Team and lead a multi-agency problem solving panel that looks to address low level crime and anti-social behaviour.

Street population has always been an issue and we have seen an almost 30% increase in street drinking, begging and rough sleeping over the last year.

Elthorne Park is a long standing Islington hotspot for street drinking, a lot of partnership work has taken place to address the behaviour and minimise the impact on the local community. We have received a number of complaints direct to the Council regarding drinkers in Elthorne Park ranging from concerns about shouting, swearing and bad language, violence, drug taking and other dangerous situations where drinkers have almost caused road traffic incidents by wandering into the road. Both the police and ParkGuard also receive regular calls from concerned residents and over the last 6 months I know ParkGuard have carried out over 200 hours of pro-active patrols in the park, they have found street drinkers there on almost every occasion although often they aren't found causing ASB which limits the use of the DPPO powers.

There have been a number of violent incidents and one individual was recently arrested for GBH – within the group itself there are concerns about intimidation and domestic violence. Many of the clients are vulnerable and we have been working to identify individuals and their housing support providers so we can share information and safeguard against harm. We work closely with the nearby hostel to inform them when their clients are engaged in drinking in the park because of concerns for their welfare.

We have made a number of environmental improvements to the area, cutting back bushes, removing benches and increasing litter provision in order to make the area less attractive and reduce the impact and currently both the police and colleagues ParkGuard use the DPPO powers to remove groups from the park or take away their alcohol if they are acting anti socially. There are groups of drinkers who don't cause ASB and therefore the DPPO powers aren't applicable but we have still have concerns for their welfare and the enabling of their alcohol abuse.

Some groups in the park are often drunk early in the day and therefore unable to engage with the outreach teams, once they have consumed their alcohol they continue to sit in the park, causing harassment alarm and distress to the members of the community but officers are unable to use powers to confiscate alcohol because this has already been drunk.

I believe that the drinkers use this area because they are able to buy cheap, strong alcohol nearby. They are obviously under the influence and continue to be allowed to purchase alcohol. I don't believe that the licenced premises in the area are accepting any responsibility for the problem or acting in a responsible manner despite our team having organised joint visits from police and licensing officers and following up with a visit to provide information about the support services available.

In the case of 508 Hornsey Road and existing licenced premises, I don't believe their operating schedule is robust enough or has given enough consideration to the local issues. I think prohibiting the sale of high strength larger and individual cans, which are both attractive to street drinkers, would be appropriate and I think there should be mention of training around the challenging and refusal of selling to those already intoxicated as this could be putting members of staff at risk and needs to be managed effectively.

Many thanks

Sarah Armstrong

MAGPI North Neighbourhood Officer

Islington Anti Social Behaviour Team

Community Safety Partnerships Unit

Islington Council

Room G05

Town Hall

Upper Street

N1 2UD

Tel: 0207 527 3304 / 07584174154

Fax: 0207 527 3098

Alternative Contact: Chezerina Dhaliwal on 020 7527 3856

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

<file:///C:/Documents%20and%20Settings/sarah%20armstrong/Application%20Data/Microsoft/Signatures/www.islington.gov.uk> <<http://www.islington.gov.uk> <<http://www.islington.gov.uk>/> >

**Licensing Act 2003- Representation from the Licensing Authority**  
**Application: ASJ News 508 Hornsey Road London N19 3QW**

I am submitting a representation on behalf of the Licensing Authority with respect to the new premises licence application to permit off sales of alcohol from ASJ News.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

The premises is not located in a cumulative impact area so there is no presumption that the application should be refused and the onus is on responsible authorities and residents to demonstrate that granting the licence will undermine the licensing objectives.

**Licensing Policy Considerations**

<i>Licensing Policy 1</i>	<i>Location, cumulative impact and saturation</i>
<i>Licensing Policy 4</i>	<i>Shops selling alcohol</i>
<i>Licensing Policy 9 &amp; 10</i>	<i>Operating schedules</i>

**Licensing Policy 1**

The key issues are: the type of premise; their cumulative impact and the mix of premises in the area.

The premise is located in Tollington ward on the boundary with Hillrise ward and is less than 200m from Elthorne Park. The area has a long standing problem with street drinking and Islington Council has worked with partners to tackle the problem through multiagency intervention strategies.

The map attached and table below show the premises licenced for off sales within 250m of 508 Hornsey Road.

Address 1	Address 2	Post code	Alcohol sales hours
Hornsey Road Supermarket	504-506 Hornsey Road	N19 3QW	8am - 12pm
Costcutter	495-497 Hornsey Road	N19 3QL	7am - 1am/2am
Chris & Sons	526 Hornsey Road		8am- 11pm
Londis	511-513 Hornsey Road	N19 3QL	8am -11pm
Shaftsbury Tavern	534 Hornsey Road		10am - 11pm/12.30am
Hornsey Tap	498 Hornsey Road	N19 4EF	6am -1am
Rishin Two Newsagents	476 Hornsey Road	N19 4EF	8am-11pm
Corner Flag Public House	472 Hornsey Road	N19 4EF	10am -11pm
White Hill Stores	431-433 Hornsey Road	N19 4DX	7am-11pm

The area is well served by off licences to the extent that it could be argued that the area is saturated. Given that the area already has a street drinking problem another off licence would exacerbate the situation and ultimately undermine the licensing objectives.

**Licensing Policy 4**

This policy outlines the Licensing Authority's approach to shops selling alcohol. It recognises that the statutory guidance issued to Local Authorities suggests that shops should be permitted to sell alcohol during opening hours unless there is 'good reason'. In

view of the number of premises in the area and the existence of a street drinking problem Licensing Policy 4 is applicable to this application.

### **Licensing Policies 9 & 10**

The operating schedule contains insufficient information to demonstrate that high standards of management will operate on the premises. The applicant does not appear to have considered the Licensing Policy in preparing the application, there is no reference to the local context and the proposed controls in the operating schedule are very basic.

### **Summary and recommendations**

The Licensing Authority has considered this application using the Licensing Policy framework, in particular:

- the location of the premises
- the style and hours of operation proposed by the applicant
- feedback from residents and partners
- the management arrangements described in the operating schedule,

The applicant does not appear to have considered the local area, nor sought advice on measures to put in place to put in place to promote the licensing objectives indicating that the style of management will be reactive rather than proactive.

The Licensing Authority recommends that in order to promote the licensing objectives this application is refused.

Janice Gibbons  
Service Manager  
Islington Council  
Public Protection Division  
222 Upper St  
London N1 1XR

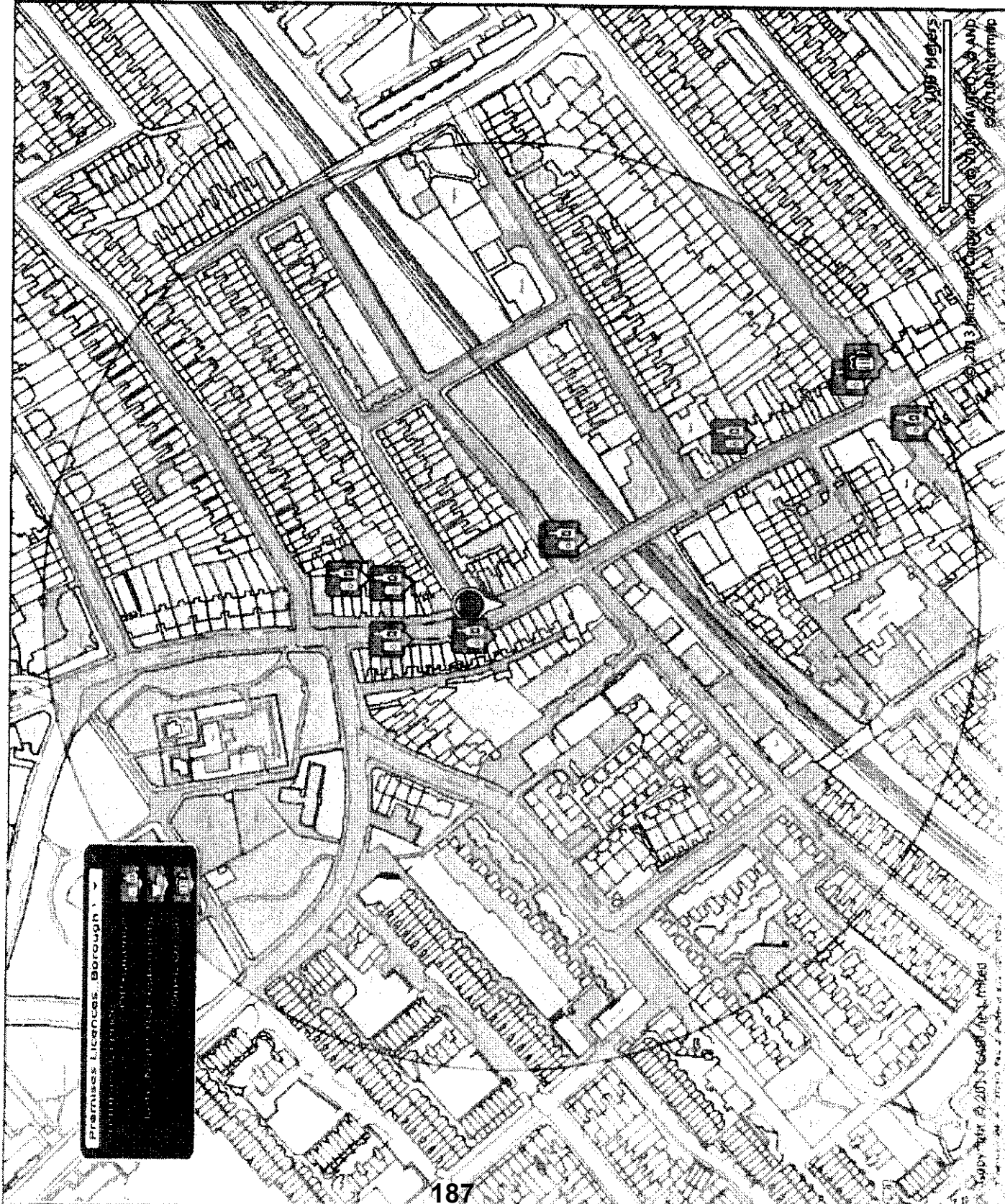
19 September 2013

Title : 508 Hornsey  
Road N19

Islington Borough  
Boundary  
Premises Licences

Printed by :  
RO RO

Printed at :  
19-09-2013



**Your**

**Our** Licensing/Ni

**Date:** 14/09/2013



**METROPOLITAN POLICE  
SERVICE**

**Steven Harrington PC 425NI  
Islington Licensing Officer  
Islington Police Station  
2 Tolpuddle Street  
London  
N1 0YY**

Telephone: 07799133204  
Facsimile: 020 7421 0138  
Email:  
Nlmailbox-  
.licensing@met.pnn.police.uk

**14th September 2013**

ASJ NEWS  
508 HORNSEY ROAD N19 3QW

Dear Sir

**Re: ASJ NEWS: 508 HORNSEY ROAD N19 3QW**

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 in its present form as it is our belief that if granted the application would undermine the Licensing Objectives, in particular the crime and disorder and prevention of public nuisance.

I am aware that this area is frequented by street drinkers attracted to the high strength, cheap alcohol available from Licensed premises within the locality. There have been reports from Parkguard officers that there area a large number of street drinkers who frequent the Elthorne Park , which is a few minutes walk from where this proposed licensed premises will be. I have also spoken with Pc Mick Murray who works in that area and he has highlighted his concerns to me regarding the street drinkers in and around this location.

I would make the recommendation that the following conditions be added to the license.

- No super-strength beer, lagers or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
- No single cans or bottles of beer or cider shall be sold at the premises.
- No more than (15)% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
- CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.

Should you wish to discuss the matter further please contact me on Tel 07799133204

Nlmailbox-.licensing@met.pnn.police.uk

Yours sincerely

Steven Harrington PC 425NI

Islington Police Licensing Officer

Your

Our Licensing/NI

Date:



**METROPOLITAN POLICE  
SERVICE  
Mick Murray Pc 547NI**

.....  
**Holloway police station  
284 Hornsey rd  
London  
N19 7QY**

Telephone: 020 7421 0549  
Facsimile:  
Email: murray.mick@met.police.uk

**30th September 2013.....**

ASJ NEWS  
508 HORNSEY ROAD N19 3QW

Dear Sir

**Re: ASJ NEWS: 508 HORNSEY ROAD N19 3QW**

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 in its present form as it is our belief that if granted the application would undermine the Licensing Objectives.

I am the Dedicated Ward Officer for Hillrise, in which the above establishment is located; I have been in this position for over 5 years. The ward is served by Elthorne park, a small park which is located to the South at the top of Hornsey road. On joining the team, in 2007, it became apparent that the park was being frequented by street drinkers and that their behaviour was impacting on the recreational use of the park and its facilities by local residents.

The drinkers would invariably gather from around 9am, at the South east corner nearest the shops on Hornsey rd, which is a quieter part of the park and is surrounded by trees and bushes. Their numbers would build throughout the day up to as many as twenty. Most drinkers would have their preferred alcoholic drink but it would be either strong cider or strong lager, with the former usually being 1ltr bottles.

As their numbers grew and they became more intoxicated, arguments and fights would break out amongst themselves, often resulting in police being called by members of the public. Some of the more intoxicated drinkers would use the bushes to urinate or defecate in, and at the height of the trouble, there were used by some of the female drinkers who would prostitute themselves. Over the course of 12 hours, hundreds of cans and bottles would be discarded on the ground and the surrounding undergrowth. The local authority eventually installed a recycling bin, however, even though it was (and still is) emptied on a daily basis, it was full to overflowing by midday.

The secondary effect of the presence of the drinkers was the use and selling of class A drugs; resulting in associated acquisitive crime.

Following consultation local residents by way of Ward Panel meetings, the problems in Elthorne park became a Ward Priority, and the following year, in 2008, the local authority deemed the park a Designated Area, giving police officers the power to seize alcohol.

Further improvements in subsequent years included the installation of a basketball court, a 5 a-side football pitch and an upgrade of the children's play area. With these changes and communication with local off-licences, over the course of the following months, the numbers of street drinkers fell and currently lie at around half a dozen.



Elthorne Park is now a very successful park that is very popular and has been further boosted by the presence of a dedicated park keeper.

Complaints do still come into the office about the remaining street drinkers, with callers mostly feeling intimidated by the presence of the drinkers. Myself and colleagues still patrol the park on a daily basis and move on the drinkers and confiscate alcohol as necessary.

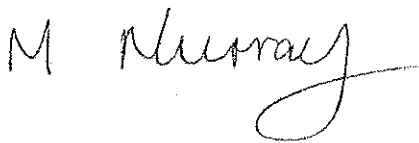
Currently, there are 3 off-licences within 100m of Elthorne Park, all of which are located in Hornsey road. My patrol duties will include visiting these establishments to ensure they are complying with the Licensing Act in terms of the sale of alcohol as well as enforcing the designated area in the park. The issue of alcohol-related anti social behaviour in Elthorne park takes up much of my time in terms of time patrolling, and administrative duties with regard to handling complaints and liaising with the local authority and other agencies.

In light of this I would make the recommendation that the following condition be added to the license.

- No super-strength beer, lagers or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
- No single cans or bottles of beer or cider shall be sold at the premises.
- No more than (15)% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
- CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.

Should you wish to discuss the matter further please contact me on Tel ..... or via email,

Yours sincerely

A handwritten signature in black ink, appearing to read 'M. Murray'. The signature is fluid and cursive, with a long, sweeping underline that extends to the right.

**Islington Licensing Authority  
Licensing Act 2003**

**REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES**

**Responsible Authority - Environmental Protection**

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

<b>Name of the premises you are making a representation about</b>	ASJ News
<b>Address of the premises you are making a representation about</b>	508 Hornsey Road Islington N19 3QW

***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 making our representation for the minimisation and prevention of the risk of noise pollution to neighbouring occupiers.

Noise Team has visited the premises and has considered the current Licensing Policy.

We object to the application however this can be withdrawn if the Applicant agrees to the conditions set out below.

**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.**

**A. Deliveries**

1. No deliveries of licensable goods will take place on Sundays or Bank Holidays nor between the hours of 23:00 and 07:00 hours on any other days of the week.

**B. Rubbish Clearance**

1. No rubbish will be moved, removed or placed, in bins outside the premises on Sundays or Bank Holidays, nor between the hours of 23:00 and 07:00 hours on any other days of the week.

**C. Notices**

1. The Premises Licence Holder or nominated person shall erect and maintain, in a prominent position at every exit a clear, conspicuous and legible notice requesting customers to avoid causing noise disturbance to local residents.

Signed: \_\_\_\_\_

Date: 19<sup>th</sup> September 2013

Please send this form along with any additional sheets to the applicant. A copy should be sent to: Islington Council, Licensing Team, 222 Upper Street London N1 1XR or email to [licensing@islington.gov.uk](mailto: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**

**MEMO TO:**

**LICENSING TEAM  
222 UPPER STREET**

Please reply to: Doug Love

Our Ref:  
Your Ref:  
Date: 20/09/13

**LICENSING ACT 2003: REPRESENTATIONS BY RESPONSIBLE AUTHORITY**

**ASJ News, 508 Hornsey Road, N19 3QW**

The application for a licence for the above premises has been examined by me and I wish to make the following representations on behalf of Trading Standards. I make them as I have concerns over the steps to prevent crime and disorder and to protect children from harm outlined in the application.

1. I have had recent dealings with this business. On 19/02/13 the applicant's wife and business partner, Mrs Selina Khan, sold cigarettes to a 16 year old boy who was assisting Trading Standards during a test purchasing operation. I understand that on the day, an advice pack detailing precautions that can be taken to prevent underage sales and the innocent supply of illicit alcohol was left with Mrs Khan.
2. Mrs Khan subsequently attended an Officers' Panel meeting where she was advised in person of the precautions the business should be taking to prevent underage sales. This advice was followed up in writing in a letter sent on 22<sup>nd</sup> April.
3. I was, therefore, disappointed to note the almost total lack of suitable precautions to prevent underage sales or the distribution of illicit alcohol in the application's operating schedule. It appears to me that the applicant has not read the advice pack left or taken heed of the advice in the letter to Mrs Khan.
4. In its current format, I believe that the application should be rejected.
5. I am, of course, willing to offer further advice to the applicant should he need it, or to comment on an improved operating schedule should he add to it prior to the meeting where the application is heard. I recommend that he looks at Islington's Licensing Policy – and in particular Licensing Policy 10 and the model conditions in Appendix A.

I believe these representations are specific and proportionate to the known trading characteristics of this retail sector and are consistent with the Islington Council Statement of Licensing Policies 25, 26 & 10.

Yours sincerely,

Doug Love  
Principal Consumer Services Officer  
Islington Trading Standards

020 7527 3874



ISLINGTON

Mr M A Khan  
ASJ News  
508 Hornsey Road  
London  
N19 3QW

Building Control Service  
Planning and Development  
222 Upper Street  
London  
N1 1XR

T 020 7527 5986  
F 020 7527 5998  
E [geoff.weaver@islington.gov.uk](mailto:geoff.weaver@islington.gov.uk)  
W [www.islington.gov.uk](http://www.islington.gov.uk)

Our ref : GW  
Your ref:

Date: 16 September 2013

Dear Sir

**Licensing Act 2003  
Representation from Responsible Authority for Health and Public Safety  
ASJ News 508 Hornsey Road N19 3QW**

With reference to the recent application for a premises licence under the Licensing Act 2003 at the above named premises, as the health and safety consultant for the responsible authority for health and public safety I will be making a representation to this application.

At a survey of the premises on 12 September 2013 it was found that the requirements specified in the attached schedule are in need of urgent attention to ensure the existing arrangements at the premises are adequate for health and public safety.

The premises should be maintained in good condition. Staff should be trained in the health and safety measures applicable to the premises and the action to be taken in the event of an emergency or evacuation. Enclosed for your attention are **Health and Safety Standards for Places of Assembly, Shops and Commercial Premises**.

This communication is without prejudice to the necessity of complying with any other statutory controls which may be applicable, whether administered by the council or by any other authority.

Please give notification of the commencement and completion of the works.

Should you require any advice or information please contact me at the above address.

Yours faithfully

Geoff Weaver  
Senior Building Surveyor (Licensing Health and Safety)

**Islington Licensing Authority  
Licensing Act 2003**

**Representation form from Responsible Authority for Health and Public Safety**

<b>Name</b>	Geoff Weaver
<b>Job title</b>	Senior Building Surveyor (Licensing Health and Safety)
<b>Postal address</b>	Islington Council, Building Control Service 222 Upper Street, London N1 1XR
<b>email</b>	geoff.weaver@islington.gov.uk
<b>Contact telephone number</b>	020 7527 5986
<b>Name and address of the premises concerning the representation</b>	ASJ News 508 Hornsey Road N19 3QW
<b>Public Safety</b>	The arrangements at the premises are insufficient for health and public safety. See attached requirements schedule.
<b>Suggested conditions that could be added to the licence to remedy the public safety representation</b>	The premises shall not be used under the licence until the requirements specified in the schedule dated 16 September 2013 have been completed and approved in writing by the responsible authority for health and public safety.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Please return this form along with any additional sheets to: Applicant and Islington Council, Licensing Team, 222 Upper Street, London N1 1XR or email to [licensing@islington.gov.uk](mailto: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.

**Licensing Act 2003 – Requirements schedule dated 16 September 2013 for  
ASJ News 508 Hornsey Road N19 3QW**

- (1) Electrical cables should not be located where they can be walked on or damaged.
- Electrical socket outlets should be provided adjacent to each item of electrical apparatus using an approved protected system of wiring in compliance with BS 7671.
- (2) The existing fire alarm and fire detection system should be overhauled and put into full working order in accordance with BS 5839 – 1. Fire alarm sounders should give clear audible warning of 65 dB(A) in all areas of the premises.
- (3) The existing emergency lighting luminaires and the exit sign over the front door should be overhauled, cleaned and put into full working order.

Any damaged or missing emergency lighting luminaires should be replaced.

All non-maintained emergency lighting within the premises should be wired to the local lighting circuit in such a manner as to operate not only in the event of failure of the mains supply but also on failure of the supply to the local lighting circuit.

- (4) The powder and water fire extinguishers adjacent to the server counter should be on brackets or stands and located so as not to obstruct exit routes or cause a hazard to persons in and about the premises.

Appropriate signs should be fixed adjacent to the fire fighting appliances indicating the type of fire fighting appliance and the class of fire covered.

All fire extinguishers within the premises should be inspected and serviced.

- (5) Copies of the inspection and test certificates specified below, certified by an approved competent person, should be submitted to the responsible authority for health and public safety.

- Emergency lighting
- Fire alarm
- Fire fighting appliances

Note: Approved competent persons for certification are specified in the attached document **Health and Safety Standards for Places of Assembly, Shops and Commercial Premises**.





**Suggested conditions of approval consistent with the operating schedule**

1. All incidents of alcohol related incidents shall be reported to the Police.
2. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time with a date and time stamp and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.
3. All fire equipment shall be kept up to date.
4. The maintained emergency lighting and fire exit signage shall be kept in good working order.
5. The licensee shall ensure have the front outside the premises is monitored to keep the area clear of rubbish.
6. The licensee shall adopt the Challenge 21 Proof of Age Scheme.

**7. Suggested conditions for approval from the Police**

8. No super-strength beer, lagers or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
9. No single cans or bottles of beer or cider shall be sold at the premises.
10. No more than 15% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
11. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.

**Suggested conditions of approval from the Noise Team**

12. No deliveries shall take place on Sundays or Bank Holidays and between the hours of 22:00 and 07:00 other days of the week.
13. No rubbish shall be moved, removed or placed in bins outside the premises on Sunday or Bank Holiday and between the hours of 23:00 and 07:00 other days of the week.
14. The Premises Licence holder or nominated person shall erect and maintain, in a prominently position at ever exit requesting the public to avoid causing noise disturbance to local residents.

**Suggested conditions of approval from Health & Safety**

15. The premises shall not be used under the licence until the requirements specified in the schedule dated 16 September 2013 have been completed and approved in writing by the responsible authority for health and public safety.

