



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	25 th February 2014		Holloway

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE VARIATION APPLICATION
RE: FOOD & WINE, UNIT B, 30 NORTH ROAD, LONDON, N7 9GJ.

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 the authorised hours for the supply of alcohol, off sales only, so as to allow its provision Mondays to Saturdays from 07:00 until 23:00 and Sundays 08:00 until 23:00.

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.

- 2.4 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 (See appendix 6);
 - iii. conditions recommended by responsible Authorities (see appendix 6);
 - iv. any conditions deemed necessary by the Committee to promote the four licensing objectives.

3. Background

3.1 The premises currently holds a licence allowing:

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

3.2 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: current premises licence;
- Appendix 3: representations;
- Appendix 4: minutes – Licensing Sub-Committee, 26th August 2010;
- Appendix 5: licensing officer inspection notes, 22nd November 2013; and
- Appendix 6: suggested conditions and map of premise location.

3.3 Licensing history at the premises:

- 6th July 2010, new premises licence application sought. Applicant, Mr Soner Aksu, seeking to permit the sale of alcohol, off supplies only, Sundays to Thursdays from 08:00 until 00:00 and Fridays & Saturdays from 08:00 until 01:00 the following day;
- 26th August 2010, Licensing Sub-Committee 'D' determine application and as a result of local resident concerns authorise the sale by retail of alcohol, off supplies only, Mondays to Sundays from 08:00 until 22:00;
- 18th February 2011, sale of alcohol to a council officer after authorised hours;
- 21st March 2011, licensee and DPS, Mr Soner Aksu, attended a licensing officer panel meeting to discuss premises licence breaches witnessed by officers;
- 22nd November 2013, sale of alcohol to a council officer after authorised hours. In addition to this a number of premises licence condition breaches were witnessed. Mr Kamber Doldur was the responsible person on site and is the cousin of Mr Aksu, the licensee;
- 28th November 2013, transfer and DPS variation application approved. Mr Kamber Doldur now named as the new licensee and DPS;
- 18th December 2013, premises licence variation application received.

3.4 The Licensing Authority has received letters of representation from:

- the Metropolitan Police; and
- four local residents, three of whom have requested that they remain anonymous.

4. Planning Implications

4.1 None

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 13/2/14

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 7527 3031

Fax: 020 7527 3430

E-mail: licensing@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 KAMBER DOLDUR

(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 LN/12571-281113

Part 1 – Premises Details

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

FOOD AND WINE

UNIT B 30 NORTH ROAD

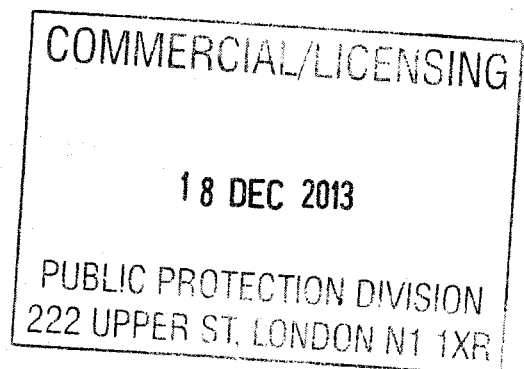
Post town LONDON

Post code N7 9BJ

Telephone number at premises (if any)

Non-domestic rateable value of premises

£ BAND B



0668146
£ 190.00 / 100033
USE
18/12/13



ISLINGTON

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address		57 FERMAIN ROAD NORTH DE BEAUVOIR ROAD	
Post Town	LONDON	Postcode	N1 5SX

Part 3 - Variation

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

If not do you want the variation to take effect from Day Month Year

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

The premises is a shop.

The proposal variation application is for;

Sale of alcohol off the premises from Monday to Saturday
07:00 am to 23:00 pm and Sunday 08:00 am to 23:00 pm.

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

--

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 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)

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

In all cases complete boxes N, O and P

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (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	07:00	23:00			
Tue	07:00	23:00			
Wed	07:00	23:00			
Thur	07:00	23:00			
Fri	07:00	23:00			
Sat	07:00	23:00			
Sun	08:00	23:00			
			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)		

N

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)

NONE

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	07:00	23:00	
Tue	07:00	23:00	
Wed	07:00	23:00	
Thur	07:00	23:00	
Fri	07:00	23:00	
Sat	07:00	23:00	
Sun	08:00	23:00	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)

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

- I have enclosed the premises licence Please tick yes
- 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 failed to enclose the premises licence or relevant part of premises licence

The licence is kept in the council for the reason of transfer application has been made.

P

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,e) (please read guidance note 9)

THE APPLICANT WILL ACCEPT THE FOLLOWING CONDITIONS.

CCTV INSTALLED TO THE PREMISES, THE INSTALLED CCTV SYSTEM THAT MEET THE STANDARD IN 'UK POLICE REQUIREMENTS FOR DIGITAL CCTV SYSTEM'

EMERGENCY LIGHTING ALSO PROVIDED

SMOKE DETECTOR INSTALLED

THE PREMISES OPERATES THE "CHALLENGE 25" THE PROOF OF AGE SCHEME.

b) The prevention of crime and disorder

CCTV ALREADY INSTALLED TO THE PREMISES FOR SAFETY AND CRIME PREVENTION.

INSTALLED CCTV SYSTEMS THAT MEET THE STANDARD IN 'UK POLICE REQUIREMENTS FOR DIGITAL CCTV SYSTEMS'

SHALL OPERATE AND RECORD VIDEO IMAGES AT ALL TIMES THAT PREMISES ARE OPEN TO THE PUBLIC, AND ANY

RECORDINGS MADE WILL BE RETAINED FOR NOT LESS THAN 30 DAYS AND MADE AVAILABLE TO A POLICE OFFICER ON

REQUEST. A MEMBER OF STAFF ON PREMISES AT THE RELEVANT TIME WILL BE CAPABLE OF OPERATING THE CCTV

SYSTEM.

c) Public safety

EMERGENCY LIGHT PROVIDED AND FIRE EXTINGUISHER ALSO INSTALLED

FIRE EXIT WILL BE KEEP CLEAR AT ALL TIMES. FOR SAFETY AND SECURITY REASON THERE WILL BE A SHUTTER.

d) The prevention of public nuisance

ALL OCCASIONS WHEN PERSONS HAVE BEEN REFUSED SERVICE WILL BE RECORDED IN A REFUSALS BOOK, WHICH SHALL BE KEPT AT THE PREMISES FOR NOT LESS THAN 12 MONTHS. SUITABLE SIGNAGE WILL BE DISPLAYED AT THE POINT OF EXIT ADVISING CUSTOMERS LEAVE THE PREMISES QUIETLY.

e) The protection of children from harm

WE WILL BE VERY STRICT TO NOT SELL ALCOHOL TO CHILDREN AND UNDER AGE.

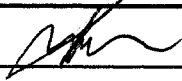
Please tick yes

- 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 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 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	
Date	13/12/2013
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)

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)			



**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/12571-281113		
Postal address of premises, or if none, ordnance survey map reference or description			
<p align="center">FOOD AND WINE UNIT B, 30 NORTH ROAD</p>			
Post town	LONDON	Post code	N7 9GJ
Telephone number			

Where the licence is time limited the dates
Not Applicable

<p>Please note, some or all of the below licensable activities and the times the premises may carry out those licensable activities are currently restricted as a result of outstanding conditions as laid out in Annex 2 of this Premises Licence.</p>
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<p>Licensable activities authorised by the licence</p> <p>Ground Floor</p> <ul style="list-style-type: none"> The sale by retail of alcohol
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<p>The times the licence authorises the carrying out of licensable activities</p> <ul style="list-style-type: none"> The sale by retail of alcohol: <table> <tr><td>Monday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>22:00</td></tr> </table> 	Monday	08:00	to	22:00	Tuesday	08:00	to	22:00	Wednesday	08:00	to	22:00	Thursday	08:00	to	22:00	Friday	08:00	to	22:00	Saturday	08:00	to	22:00	Sunday	08:00	to	22:00
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<p>Gaming Machine Provision:</p> <p>Not Permitted.</p>

<p>The opening hours of the premises:</p> <table> <tr><td>Monday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>22:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>22:00</td></tr> </table>	Monday	08:00	to	22:00	Tuesday	08:00	to	22:00	Wednesday	08:00	to	22:00	Thursday	08:00	to	22:00	Friday	08:00	to	22:00	Saturday	08:00	to	22:00	Sunday	08:00	to	22:00
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<p>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</p> <p>Off supplies</p>

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

Kamber Doldur

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

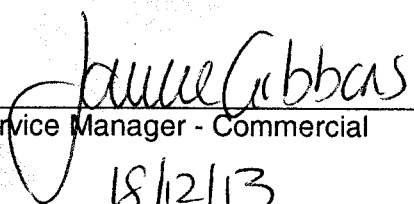
Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Kamber Doldur

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

LBH-PER-N-1458 – London Borough of Hackney

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk



Service Manager - Commercial

18/12/13

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.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003
5. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without the assistance by reason of a disability)
7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
8. The responsible person shall ensure that a proof of age policy is in place.
9. The responsible person shall ensure that the following measures are available, and advertised:
 - a) beer or cider ½ pints;
 - b) gin, rum, vodka or whisky 25ml or 35ml; and
 - c) still wine in a glass 125ml.

Annex 2 - Conditions consistent with the Operating Schedule

1. The premises shall not be used under the licence until the arrangements at the premises are suitable and sufficient for health and public safety and have been approved in writing by the responsible authority for health and public safety.
2. Copies of the inspection and test certificates specified below, properly certified by approved competent persons, shall be available for examination by the responsible authority for health and public safety.
 - Electrical installation periodic inspection report;
 - Emergency lighting;
 - Fire alarm;
 - Fire fighting appliances.
3. CCTV monitoring system to be maintained. Recordings will be kept securely for a minimum of 31 days and shall be made available to the Police on request.
4. Clear and legible notices to be displayed informing customers that CCTV is in operation.
5. All emergency exits shall be kept free from obstructions at all times.

6. All customers are asked to leave quietly. Clear and legible notices will be displayed to remind them of this.
7. Acceptance of only accredited proof of age cards, for example the Connexions Card and Citizen Card, new type of driving licences, a Passport, an official identity card issued by HM Forces or by an EU Country, bearing the photograph and date of birth of the bearer.
8. The licensee shall promote 'Challenge 21', 'Think 21' or similar scheme.
9. Refused sales register to be kept on the premises.
10. Display sign at exit door of premises, requesting customers to be mindful of local residents and to leave area quietly.
11. Door to the premises to be kept closed, unless for entering or leaving.
12. No rubbish including bottles will be moved, removed or placed outside area on Sunday or Bank Holiday and between the hours of 9pm and 7:30am other days of the week. (This is subject to you arranging with your choice operator either Council or a private contractor).
13. No deliveries will take place on Sunday or Bank Holiday and between the hours of 9pm and 7:30am on other days of the week.

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

None

Annex 4 – Plans

Reference Number: 12571-260810-Plan



Premises Licence Summary

Licensing Act 2003

Premises licence number	LN/12571-281113		
Postal address of premises, or if none, ordnance survey map reference or description			
FOOD AND WINE UNIT B, 30 NORTH ROAD			
Post town	LONDON	Post code	N7 9GJ
Telephone number			

Where the licence is time limited the dates
Not Applicable

Please note, some or all of the below licensable activities and the times the premises may carry out those licensable activities are currently restricted as a result of outstanding conditions as laid out in Annex 2 of this Premises Licence.

Licensable activities authorised by the licence
Ground Floor
<ul style="list-style-type: none"> The sale by retail of alcohol

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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

Kamber Doldur
57 Fermain Court North
De Beauvoir Road
London
N1 5SX

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

Kamber Doldur

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

Your
Our Licensing/NI
Date: 18/12/2013



**METROPOLITAN POLICE
SERVICE
Police Licensing Team
Islington Police Licensing Unit
Islington Police Station
2 Tolpuddle Street
London
N1 0YY**

Telephone: 07799133204
Facsimile:
Email:
licensingpolice@islington.gov.uk

Date: 18th December 2013

FOOD and WINE
Unit B
30 NORTH ROAD
LONDON
N79GJ

Dear Sir

Re: FOOD and WINE Unit B 30 NORTH ROAD LONDON N79GJ

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.

Although the venue is not situated in a Cumulative Impact Zone, which is an area where there high levels of crime and disorder which may be affected by sales of alcoholic beverages, the area in which the venue is situated in does experience high levels of Anti-Social Behaviour and crime. Having checked police intelligence systems, there are genuine concerns that this application will cause further policing problems in an already demanding area. Islington has almost double the national average of Licensed premises per resident, and this is why the Police supported the implementation of the Council's Cumulative Impact Policy. After reading the application Operating Policy, there does not appear to be a necessity to increase the licensable hours.

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, Licensing police@islington.gov.uk.

Yours sincerely

Steven Harrington Pc 425NI
Peter Conisbee 575NI
Paul Hoppe 208NI
Islington Police Licensing Officer

Sender, Yesim

From: [REDACTED]
Sent: 31 December 2013 12:14
To: Licensing
Subject: Licensing variation Food & Wine 30 North Road

Good afternoon,

I write in reference to an application to vary the licence of Food & Wine, Unit B, 30 North Road N7 9GJ

We live [REDACTED] and I'd like to make representations in relation to the application on two grounds.

The first is prevention of crime and disorder. North Road has persistent, serious problems with anti-social behaviour, particular in the evening. Youths tend to congregate around the Food & Wine shop entrance. Fights between these youths are frequent, as is their intimidating behaviour as people walk past them. I frequently have to call the police. If the shop is open longer hours selling alcohol I strongly believe that these incidents will increase.

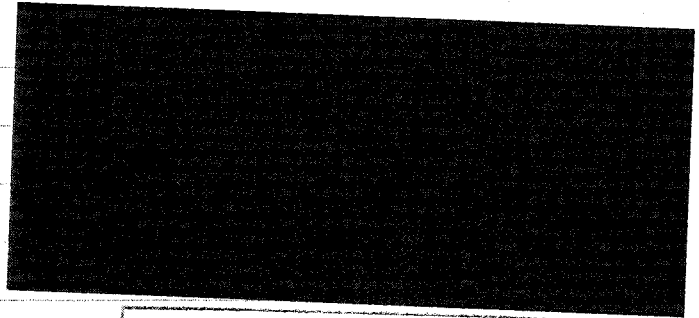
The second is prevention of public nuisance which includes the loitering around of these young men around our communal doorway, and also littering. Every morning there are miniature bottles of Jack Daniels scattered around the street outside the shop and my block of flats. They appear to be being bought at the shop.

My baby's bedroom is [REDACTED]. He is already being woken up by noise on the street outside the shop and if the licence is extended and consequently the shop remains open later, he will be disturbed even later at night. This isn't a main road or a high street, it is a residential block within a primarily residential area and the needs of residents should be a priority.

I would ask that my views and the possible effect that extending the licensing could have on my family and on the people living around the shop be taken into consideration by the licensing committee.

Many thanks
[REDACTED]

3



COMMERCIAL/LICENSING

10/1/14

13 JAN 2014

PUBLIC PROTECTION DIVISION
222 UPPER ST. LONDON N1 1XR

LICENSING SERVICE
LONDON BOROUGH OF ISINGTON
3RD FLOOR, 222 UPPER ST
LONDON N1 1XR

YOUR REF: WK/2013 3363/

Dear Sirs

Re: FOOD & WINE UNIT B
30 NORTH RD, N7 9SJ

On behalf of all the [redacted] residents of [redacted] we wish to object to the above premises' extending their licensing hours, the licensing objectives being

1. Prevention of crime & disorder
2. Prevention of public nuisance
3. Public safety
4. Protection of children from harm.

Originally, when this shop applied for a licence, an undertaking was given by the owner to close at 10 p.m. This has not happened and several complaints have been made about the noise.

We have endured a lot of anti social behaviour in the extreme, while this shop

is open it acts like a magnet for all the undesirables in the area to hang around outside.

The residents [redacted] also feel that if this shop sells alcohol later than 10pm, it will be detrimental to our health as we already witness frightening scenes, in the street, extreme noise and behaviour that we are not used to.

We strongly object to any variation of licensing hours and we would like our names to be withheld as we are worried by repercussions from the criminal element involved.

Some residents have had eggs thrown at their windows or their car damaged when they have complained to the shop, we are entitled to feel safe and comfortable at home. Yours faithfully

Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use this form to help you. Please feel free to attach additional sheets.

You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address Food & wine, units B, 30 North Road
London N7 9 GJ

Your Name: 

Interest: Resident

(E.g. resident, business, TBA Chair, Councillor, solicitor)

Your Address: 

Email: 

Telephone: 

Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

Public Nuisance

Crime and Disorder

There has been increase in ASB near the shop with young people gathering outside the shop smoking Cannabis and drinking alcohol. It has detrimental effect to the local resident, especially those who live directly above.

Further, there are many other shops which sell alcohol within walking distance of the shop. I cannot see any reason for this particular premise to sell alcohol beyond the current Restriction.

Protection of Children from Harm

Public Safety

I wish my identity to be kept anonymous Yes / No –

We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

~~we live at~~
to avoid conflict.

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet; however the published on-line version of the report will have name and address details removed.

Signature _____

Date 13 / 01 / 2014

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

41144M FOOD & WINE, UNIT B
30 NORTH ROAD, N7 94J.

REF. W/C (5)
2013
33631

Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use this form to help you. Please feel free to attach additional sheets.

You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address

Your Name:

Interest:

(E.g. resident, business, TRA Chair, Councillor, solicitor)

Your Address:

Email:

Telephone:

Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

Public Nuisance ALREADY CLOSES AT 11 P.M WHEN THE ORIGINAL LICENSE MEETING THE OWNER GAVE AN UNDERTAKING TO CLOSE 10 P.M BECAUSE OF THE ANTI SOCIAL BEHAVIOUR ALREADY CAUSING ANNOYANCE AND DISTURBING THE RESIDENTS OF NORTH ROAD, WE LIVE IN A SHELTERED HOUSING SCHEME FOR THE ELDERLY AND MOST OF THE PEOPLE ARE VULNERABLE OR SICK. IT IS VERY FRIGHTENING TO HAVE GANGS OF YOUTHS HANGING ABOUT OUTSIDE THIS SHOP TILL IT CLOSES. THE FOOD & WINE SHOP HAS BEEN LIKE A MAGNET TO LATE NIGHT TROUBLE MAKERS.

Crime and Disorder

THE POLICE HAVE BEEN CALLED AND SEVERAL COMPLAINTS HAVE BEEN MADE ABOUT THE FOOD & WINE SHOP CLOSING LATER AND LATER AND TAKING ADVANTAGE OF THE COMMERCIAL LICENSING AROUND THE STREET SO THEY CAN SELL ALCOHOL THIS CAUSING CRIME, CRIMINAL DAMAGE TO OUR CARS, VANDALISM AND THIS SOMETIMES ESCALATES TO FIGHTING. THE AREA HAS A HISTORY OF STABBINGS AND TWO RECENTLY WERE FATAL.

3 JAN 2014
PUBLIC PROTECTION DIVISION
222 UPPER ST. LONDON N1 1XR

Protection of Children from Harm

THE SHOP ATTRACTS GANGS HANGING AROUND OUTSIDE, SOME ARE UNDER 18, AND THE OLDER ONES BUY ALCOHOL FOR THE YOUNGER ONES.

Public Safety

TOD MANY INCIDENTS HAVE HAPPENED IN THE AREA, SOME FATAL, IF ALCOHOL IS AVAILABLE FOR LONGER HOURS THIS WILL INCREASE. IN FACT THE PRESENT SITUATION NEEDS TO BE ADDRESSED EVEN WITH THE CURRENT LICENSING HOURS

I wish my identity to be kept anonymous Yes/~~No~~-

We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

SCARED OF REPERCUSSIONS FROM THE CRIMINAL ELEMENT INVOLVED. THEY KNOW WHERE WE LIVE BECAUSE THEY DELIVER GROCERIES HERE. SOME MINOR INCIDENTS HAVE OCCURRED WHEN WE COMPLAINED

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet; however the published on-line version of the report will have name and address details removed.

Signature 

Date

10/1/2014

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
licensing@islington.gov.uk

or send by email to:

London Borough of Islington

Licensing Sub-Committee 'D' – 26 August 2010

Minutes of the meeting of Licensing Sub-Committee 'D' held at the Town Hall, Upper Street, N1 2UD on 26 August 2010 at 10:15 am

Present: Councillors: Raphael Andrews, Troy Gallagher, Marian Spall (Items B4 & B5) and Claudia Webbe (Items B1-B3),

COUNCILLOR TROY GALLAGHER IN THE CHAIR

11 INTRODUCTIONS (Item A1)

Councillor Gallagher welcomed everyone to the meeting and members introduced themselves. The procedure for the conduct of the meeting was outlined.

12 APOLOGIES FOR ABSENCE (Item A2)

Apologies for absence were received from Councillors Arthur Graves.

13 DECLARATION OF SUBSTITUTE MEMBERS (Item A3)

Councillor Claudia Webbe substituted for Councillor Graves for Items B1 - B3.
Councillor Marian Spall substituted for Councillor Graves for Items B4 and B5.

14 DECLARATIONS OF INTEREST (Item A4)

There were no declarations of interest.

15 ORDER OF BUSINESS (Item A5)

The order of business would be as the agenda.

16 CONFIRMATION OF THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE D ON 12 JULY 2010 (Item A6)

RESOLVED:

That the minutes of the meeting held on the 12 July 2010 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

18 FOOD AND WINE, UNIT B, 30 NORTH ROAD, N7 9GJ APPLICATION FOR A NEW PREMISES LICENCE UNDER THE LICENSING ACT 2003 (Item B2)

The licensing officer reported that noise conditions and health and safety conditions had been circulated separately and these had been agreed by the applicant. These would be interleaved with the agenda papers.

Ms Shapiro, Mr Watkins and Ms Patel spoke against the application and outlined their concerns regarding the proposed late hour in a residential area and near sheltered housing. They informed the Sub-Committee that another local shop in the area had 10pm closing hours.

The applicant, Mr Soner Aksu, spoke in support of the application. He reduced the late hour of the application to 10pm.

RESOLVED:

a) That, having considered all the oral and written evidence submitted and having given consideration to the Licensing Act 2003 and its regulations, the national guidance and the Council's licensing policy, the application for a new premises licence in respect of **Food and Wine, Unit B, 30 North Road, N7 9GJ** be granted to permit the sale of alcohol, off supplies only, Monday to Sunday from 08:00 to 22:00 hours.

Licensing Sub-Committee 'D' – 26 August 2010

b) That the conditions separately circulated and interleaved with the agenda papers be applied to the licence.

REASONS FOR DECISION

The Sub-Committee considered the submissions put forward by the interested parties and the applicant and balanced the conflicting needs of residents and the business interests of the applicant.

The Sub-Committee noted that the applicant had accepted the conditions put forward by the responsible authorities and had agreed to reduce the hours requested to 22:00 hours.

In reaching their decision, the Sub-Committee took into consideration licensing policy 019 regarding the location of the premises, the character of the area, views of the interested parties and the proposed hours of operation, licensing policy 009 regarding the protection of the amenity of residents and businesses in the vicinity and licensing policy 017 regarding licensing hours.

The Sub-Committee were satisfied that, with the conditions detailed in appendix 3, as separately circulated, the licensing objectives would be promoted.

The meeting ended at 12.35 pm

CHAIR

Licensing Out of Hours Inspection – 22nd November 2013Notes of visit – Food & Wine, Unit B, 30 North Road, London, N7 9GJ

Licensing Officers Dan Whitton (DW) & Terrie Lane (TL) were in attendance.

22:10

DW arrived at the premises which was open and trading. Alcohol was available to purchase and was not covered or in any way made to be inaccessible. DW picked up a bottle of Red Wine and purchased it for £5.99 before leaving the premises.

DW & TL returned to the premises approx 22:12 and spoke to the staff member that made the sale, Mr Kamber Doldor (KD). KD was the cousin of Mr Soner Aksu, the Licensee & DPS. There was no written authorisation available on site. We gave advice in regards to making alcohol inaccessible to customers after the terminal hour authorised for the sale of alcohol. KD stated that the premises normally closes at 22:00, the number of locals visiting the premises at the time of our visit would indicate otherwise. DW went through the licence conditions and found a number of breaches:

- There was no refusals log on the premises;
- The CCTV system did not record for the required 31 days, currently only set for 12 days;
- Front door was wedged open;
- Health & Safety works condition was still outstanding; and
- No signage advising customers to leave the premises quietly.

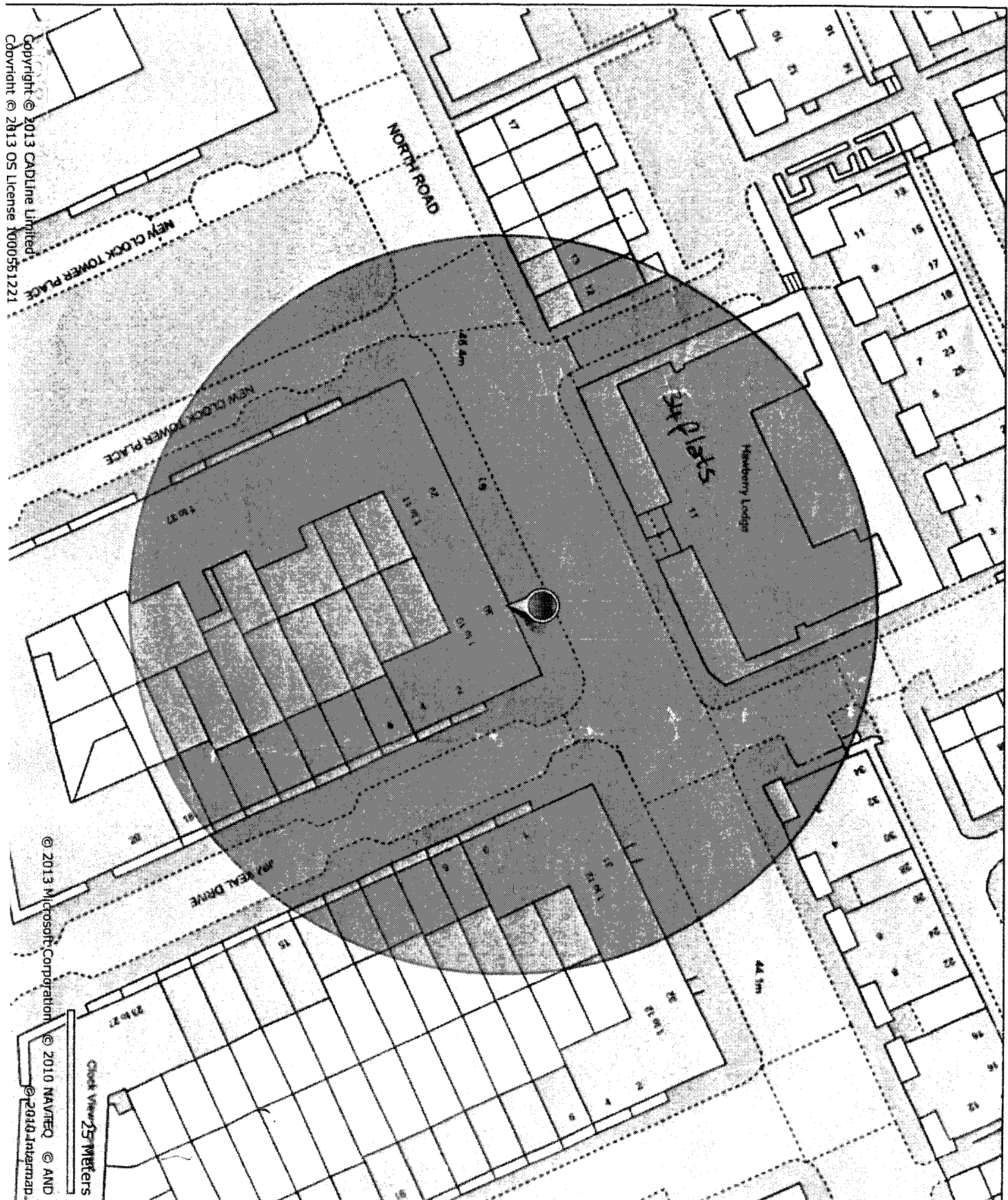
TL explained the importance of adhering to licence conditions, it did not appear that KD had been made aware of these requirements.

DW gave business card to KD and advised that Mr Aksu should call on Monday to discuss these issues.

Left the premises at approx 22:30.

Suggested conditions of approval consistent with the operating schedule

1. 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.
2. The licensee and staff should 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 and will cover a period of not less than the previous 12 months, once this period has elapsed.
3. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme
4. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.



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