



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	9 January 2014	51	Hillrise

Delete as appropriate	Exempt	Non-exempt

**Subject: PREMISES LICENCE NEW APPLICATION**  
**RE: EXPRESS SUPERMARKET, 81 HAZELLVILLE ROAD, LONDON N19 3NB**

### 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 08:00 to 23:00 Monday to Sunday.
  - ii. Agree the opening hours of the premises from 07:00 to 23:00 Monday to Sunday.
- 1.3 History of the application
  - i. The application was originally scheduled to be determined by Licensing Sub Committee on 26 November 13.
  - ii. On Friday 22 November 13 at 17:31 the applicant's solicitors emailed 12 documents in support of the application.
  - iii. On Monday 25 November at 08:57 the licensing officer distributed the additional 12 documents to Democratic Services for the LSC and to the responsible authorities and interested parties who made representations.
  - iv. In response to the additional documentation, the Police submitted further documents in support of their representation on 25 November 13 at 11:20.
  - v. At 13:09 on 26 November 13 the applicant's solicitors requested an adjournment. This request was granted and the hearing has been re-scheduled to 9 January 2014.

## **2. Recommendations**

- 2.1 To determine the application for a new premises licence under Section 19 of the Licensing Act 2003.
- 2.2 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 but had previously been licenced.
- a) The original premises licence was granted on 24 November 2005 as a conversion application.
  - b) On 19 May 2009 the licence was transferred to Mr Hasan Dogus and he also became the DPS.
  - d) On 31 August 2010 the licence was transferred to the current Mr Zeki Erdogan and he also became the DPS.
  - g) On 27 February 2013 Trading Standards reviewed the premises licence following the sale of alcohol to an underage volunteer and the seizure of a large quantity of illicit alcohol.
  - h) On 23 April 2013 the Licensing Sub Committee revoked the premises licence and Highbury Magistrates upheld the decision on appeal on 25 September 2013.

### **3.2 Papers are attached as follows:-**

- Appendix 1: application form and additional materials submitted by the applicant;
- Appendix 2: representation from the Police, Licensing Authority, Health & Safety, Noise Team, Trading Standards and Islington Council's Community Safety Team;
- Appendix 3: suggested conditions and a map of premise location.

## **4. Planning Implications**

- 4.1 The use of this site A1 and considered lawful.

## **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

19.12.13  
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)

wk/2013 26809

Appendix: 1

Licensing Team, Islington Council, 222 Upper Street, London, N1 1XR

**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 MEHMET ASLAN

*(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			
EXPRESS SUPERMARKET 81 HAZELVILLE ROAD UPPER HOLLOWAY			
Post town	LONDON	Postcode	N19 3NB

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£8,700

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)

ISLINGTON COUNCIL LICENSING			
Date	7/10/13	Fee Paid	£190.00
Application Number	101353		
Proposer Name	066542622		

OK  
Kant  
7 Oct 13

- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  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 in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  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)	
<b>Surname</b> ASLAN			<b>First names</b> MEHMET		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		113 BURNHAM ROAD			
Post town	LONDON		Postcode	E4 8PA	
Daytime contact telephone number			07928 282 123		
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?

DD	MM	YYYY
01	11	2013

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Express Supermarket – licensed premises. Please refer to attached plans.

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 any 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)

**Supply 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)			<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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
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					



**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films 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 the exhibition of films</b> (please read guidance note 4)		
Thur					
			<b>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</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Tue			
Wed			
Thur			<b><u>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</u></b> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment 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 boxing or wrestling entertainment</b> (please read guidance note 4)		
Thur								
Fri						<b>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</b> (please read guidance note 5)		
Sat								
Sun								

**E**

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

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music 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			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Wed					
Thur			<b>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</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

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

**H**

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b>                  Standard days and timings                  (please read guidance note 6)</p>					
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><b><u>Please give further details here</u></b> (please read guidance note 3)</p>		
Wed			<p><b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)</p>		
Thur			<p><b><u>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</u></b> (please read guidance note 5)</p>		
Fri					
Sat					
Sun					

I

<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</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3) The applicants wish to be able to provide facilities for late night refreshment as may be required from time to time to compliment the range of activities (whether licensable or not) being provided at the premises whether as principal or in conjunction any other permitted activity					
Mon								
Tue								
Wed						<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur								
Fri						<b><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></b> (please read guidance note 5) Please refer to box J for non-standard timings.		
Sat								
Sun								



**J**

<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</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	08:00	23:00			
Tue	08:00	23:00			
Wed	08:00	23:00			
Thur	08:00	23:00			
Fri	08:00	23:00			
Sat	08:00	23:00			
Sun	08:00	23:00			
			<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 designated premises supervisor:**

Name: MEHMET ASLAN	
Address:	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known) Waltham Forest	

K

**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

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4) The premises may be open to members of the public for non-licensable activities without limit.
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	07:00	23:00	
<b>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</b> (please read guidance note 5) Please refer to box J for non-standard timings.			

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

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

Please refer to the attached continuation sheet.

**b) The prevention of crime and disorder**

As above.

**c) Public safety**

As above.

**d) The prevention of public nuisance**

As above.

**e) The protection of children from harm**

As above.

**Checklist:**

**Please tick to indicate agreement**

- 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 designated 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 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 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	
Date	
Capacity	Applicant’s Solicitor/Advocate

**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)			
Dadds LLP Licensing Solicitors Crescent House 51 High Street			
Post town	Billericay, Essex	Postcode	CM12 9AX
Telephone number (if any)	01277 631 811		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

**Continuation sheet**

**EXPRESS SUPERMARKET, 81 Hazellville Road, Islington, London N19 3NB**

1. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
2. No spirits shall be purchased in resealed boxes.
3. The licensee will immediately report to Trading Standards and the Police any instance of a caller to the shop attempting to sell alcohol.
4. 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.
5. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
6. An ultra-violet light will be available at the premises for the purpose of checking UK duty Stamp on spirits as soon as practical after they have been purchased.
7. If any spirits bought by the business 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.
8. The licensee shall adopt "Challenge 25", the Retail of Alcohol Standards Group's advice for off licences, and promote it through the display of posters.
9. 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 training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
10. The licensee shall put arrangement in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the "PASS" logo (and no others), a Passport, or a UK driving Licence bearing the photograph and the date of the birth of the bearer.
11. 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 upon request by the licensing team, police or trading standards.



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

Our Ref: dd/lb/ASL1-1

Your Ref:

22<sup>nd</sup> November 2013

Dear Sirs,

**Re: Our Client: Mr Mehmet Aslan**  
**Premises: Express Supermarket, 81 Hazellville Road, London, N19 3NB**  
**Application for a New Premises Licence**

We write with reference to the above and further to the letters of representation.

Our client has had an opportunity to consider those representations and seek advice. We wish to make the following comments on his behalf, and would be grateful if this letter can be given to the licensing committee and other persons including responsible authorities in advance of Tuesday's hearing.

1. When considering making the application he has sought advice from licensing solicitors, considered previous Minutes and Agendas and representations, also Islington Council's guidance note on how to apply for a premises licence. We enclose a copy for your reference.
2. In relation to the comment regarding whether advice has been sought you can see that our client has given consideration to various documents before making the application.
3. Our client's application has taken into account predominantly concerns raised by the previous review of the premises licence held by another person. In other words the management (including ownership) illicit alcohol, and the sale and supply of alcohol to those under the age of 18.
4. Our client will submit to the licensing sub-committee that he is familiar with the location on which he seeks to trade and we enclose on his behalf the following documents.
  - (i) Licence to Assign the Lease in relation to 81 Hazelville Road, London, N19 9NB ("the premises").

## Dadds Solicitors

Crescent House, 51 High Street, Billericay, Essex CM12 9AX  
T: 01277 631811 F: 01277 631055 E: office@dadds.co.uk  
W: www.dadds.co.uk DX: 32202 BILLERICAY



- (ii) A letter from Sal & Co Solicitors confirming the completion of the transaction took place on the 17<sup>th</sup> October 2013, including the front page of the Lease dated 18<sup>th</sup> May 2009.
- (iii) Copy Deed of Assignment relating to goodwill of the premises.
- (iv) Receipt for fixtures and fittings.
- (v) Certificate of Registration for Value Added Tax effective date 1<sup>st</sup> November 2013.
- (vi) Non-Domestic Business Rates demand charging period 31<sup>st</sup> October 2013 to 31<sup>st</sup> March 2014.
- (vii) Letter from Barclays Bank dated 22<sup>nd</sup> October 2013 with confirmation a Business Account has been opened.

Our client has provided to us a copy of utility and other bills associated with the premises and will confirm before the licensing sub-committee that utility bills etc. have been notified of the change of ownership which became effective on 1<sup>st</sup> November 2013.

Our client will confirm that he is now the sole proprietor of the premises having made effective changes of lease, appropriate registrations for value added tax, non-domestic rates and utilities associated with the premises. Furthermore and only if it is necessary the applicant will be content to place a condition upon the licence that the previous Premises Licence Holders have no involvement or connection with the business at the premises.

Our client is an Undergraduate undertaking approximately 20 hours of study and works full time at the premises. He has a good education and has been educated at a comprehensive school in the United Kingdom.

Furthermore our client has applied for and obtained a personal licence under Part 6 of the Licensing Act and possesses the licensing qualification accredited by the Secretary of State. He has no relevant offences and is a person of good character.

He knows of no good reason why he would be excluded from owning and operating a retail shop. Furthermore there is no good reason why he should not be granted a Premises Licence under the Licensing Act in relation to his qualification and good character. It is respectfully submitted it would not be appropriate or lawful to restrict his business practices or his right to apply for and obtain a licence on the ground of acts or omissions by another person including his father. The Applicant would offer a condition which excludes Ibrahim Aslan from being involved in the business, as he will not play any role within the business.



Before making the application our client came and sought advice and guidance from Dadds Solicitors in relation to taking on and operating the business at the aforementioned premises. He sought to act proactively by receiving advice and confirmation regarding what steps would be appropriate to promote the licensing objectives including considering the Licensing Policy Statement, training materials and advice on appropriate conditions. Furthermore he has been shown Police information regarding anti-social behaviour and public disorder in and around the vicinity of the premises since October 2012 to September 2013.

Our client encloses herewith a copy of the training records provided and further a witness statement of Alan Aylott in relation to observations in and around the vicinity of the premises.

Yours faithfully



**DADDS LLP**

## Licensing Act 2003

### How to apply for a Premises Licence, a Club Premises Certificate or a Provisional Statement

In July 2003 the Licensing Act 2003 was passed by parliament. This act radically transforms the country's licensing laws and will affect you if you are concerned in the provision of **licensable activities**. The provision of these activities will require authority from Islington as the new licensing authority in the form of a premises licence or club premises certificate. The new law came into effect on 24 November, 2005.

For the purpose of this document any reference to a licence or premises licence includes certificate or club premises certificate unless a distinction is made.

The licensable activities are:

- **The sale or supply of alcohol** –A premises licence authorising the sale of alcohol must have a **Designated Premises Supervisor (DPS)**. A DPS is not required for a club premises certificate.
- **The provision of regulated entertainment** – i.e. plays, films, indoor sporting events, boxing or wrestling, and music and dancing or entertainment of a similar description, provided for an audience, and entertainment facilities to enable people to take part in making music, dancing or entertainment of a similar description.
- **The provision of late night refreshment** - This means the supply of hot food or drink to the public, for consumption on or off the premises, between 11pm and 5am.

If you intend to build premises for the purpose of providing licensable activities or are considering adapting your existing premises to provide new or additional licensable activities you may apply for a provisional statement. A provisional statement does not permit you to carry out licensable activities and an application for a premises licence would need to be made once the building works had been completed. Possession of a provisional statement restricts the grounds on which representations can be made in respect of a subsequent premises licence application.

### Application

The application must be made by a person over 18 years and consist of the following items, a) to e), where applicable:

- a) Application form completed, either:
  - 'Application for a premises licence to be granted under the Licensing Act 2003'.
  - 'Application for a provisional statement to be granted under the Licensing Act 2003'.
  - 'Application for a club premises certificate to be granted under the Licensing Act 2003'.

Please refer to 'A guide for applicants and their representatives' for advice on completing operating schedules. You are also advised to refer to Islington's Licensing Policy.

- b) Relevant fee, according to the rateable value of the property, which must be stated on the application form. The relevant fees are specified in the enclosed fee schedule.

No fee is payable in respect of applications for schools and colleges used for educational purposes, church halls, chapel halls, village halls, parish halls, community halls or other similar buildings, as far as the application relates to the provision of regulated entertainment only.

Relevant documents to be submitted:

- c) A plan of the premises, in the Standard Scale: 1:100. The plan shall show:
- i) the extent of the boundary of the building, if relevant, and any external and internal walls of the building and, if different, the perimeter of the premises;
  - ii) the location of points of access to and egress from the premises;
  - iii) if different from paragraph ii, the location of escape routes from the premises;
  - iv) in a case where the premises is used for more than one existing licensable activity, the area within the premises used for each activity;
  - v) in a case where an existing licensable activity relates to the supply of alcohol, the location or locations on the premises which is or are to be used for consumption of alcohol;
  - vi) fixed structures (including furniture) or similar objects temporarily in a fixed location (but not furniture) which may impact on the ability of individuals on the premises to use exits or escape routes without impediment;
  - vii) in a case where the premises includes a stage or raised area, the location and height of each stage or area relative to the floor;
  - viii) in a case where the premises includes any steps, stairs, elevators or lifts, the location of steps, stairs, elevators or lifts;
  - ix) in a case where the premises includes any room or rooms containing public conveniences, the location of the room or rooms;
  - x) the location and type of any fire safety and other safety equipment; and
  - xi) the location of a kitchen, if any, on the premises.

In the case of provisional statement the application shall be accompanied by a plan of the works being done or intended to be done.

- d) If you intend to sell alcohol then you are required to submit the attached **form of consent** given by the Designated Premises Supervisor (DPS). If you are applying for a club certificate or a provisional statement then you do not need to specify a DPS.
- e) In the case of an application for a club premises certificate, a copy of the club rules and the "Declaration for a club premises certificate to be granted under the Licensing Act 2003" form completed and signed.

#### **Advertising and giving of Notice:**

The application must be advertised on the premises by means of a **notice** for not less than a period of **28 consecutive days**, starting the day following the giving of the application. The notice shall be: at least **A4 size**, of a **pale blue** colour and printed in **black ink** in a font size equal or larger than **16**. The notice must be displayed prominently where it can be read conveniently from outside the premises.

For premises larger than 50 square metres, a further notice in the same form subject to the same requirements shall be erected for every 50 metres along the exterior perimeter of the premises abutting the highway.

The applicant shall also arrange to have published a notice in a newspaper circulating in the vicinity of the premises on at least one occasion in the period of 10 days starting on the day after the day the application was given.

Contact details for local newspapers:

Islington Tribune

40 Camden Road

London NW1 9DR

Tel: 020 7419 9000 ext 250 or 247

Fax: 020 7209 1322

Email: [advert@islingtontribune.co.uk](mailto:advert@islingtontribune.co.uk)

Islington Gazette

161 Tottenham Lane

London N8 9BU

Tel: 020 8342 5700

Fax: 020 8342 5710

Email: [hazel.bryce@archant.co.uk](mailto:hazel.bryce@archant.co.uk)

If you wish to advertise the application in another local newspaper, you are advised to contact the Licensing Team beforehand, to confirm that it is acceptable.

The above notices should briefly describe the licensable activities intended to be carried out. In the case of a provisional statement application the notice shall that representations are restricted after the issue of a provisional statement.

The notices shall further state:

- The name of the applicant;
- The postal address of the premises;
- The postal address, and web address, where the licensing authority register is kept and where and when the record of the application may be inspected;
- The date by which interested parties or responsible authorities may make representations to the Licensing Authority;
- That representations shall be in writing;
- That it is an offence knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence.

The applicant must give a complete copy of the application, together with any relevant attachments, to each responsible authority on the same day as giving the application to the Licensing Authority.

The responsible authorities are:

- (a) **Chief Officer of Police**, Licensing Office, Islington Police Station, 2 Tolpuddle Street, London N1 0YY.
- (b) **Fire Safety Regulation**: North East Area 2, London Fire Brigade, 169 Union Street, London, SE1 0LL.

- (c) The local health and safety enforcing authority. For most business premises in Islington such as pubs, bars, night clubs and restaurants this will be:

**Health & Safety**, Commercial Support Team, Public Protection, 222 Upper Street, London N1 1XR.

Exceptionally, for larger premises including hospitals, education establishments and factories, this will be:

Health & Safety Executive, Rose Court, 2 Southwark Bridge, London SE1 9HS.

- (d) **Development Control Team**, Planning Division, Municipal Office, 222 Upper Street, London N1 1YA.
- (e) **Noise & Pollution Team**, Public Protection, 222 Upper Street, London N1 1XR.
- (f) **The Child Protection Manager**, Children's Social Care, 3 Elwood Street, London N5 1EB.
- (g) in relation to a vessel -
- i) a navigation authority (within the meaning of section 221(1) of the Water Resources Act 1991 (c.57) having functions in relation to the waters where the vessel is usually moored or berthed or any waters where it is, or is proposed to be, navigated at a time when it is used for licensable activities
  - ii) the Environment Agency
  - iii) the British Waterways Board, or
  - iv) the Secretary of State.
- (h) **Trading Standards**, Public Protection, 222 Upper Street, London N1 1XR.

Where application is made in accordance with the above, the licensing authority will grant the licence unless a relevant representation is made, i.e. by an **interested party** or **responsible authority**.

An interested party means:

- A person living in the vicinity of the premises;
- A body representing persons who live in that vicinity;
- A person involved in business in that vicinity;
- A body representing persons involved in such businesses.

### **Representations**

Representations made by interested parties and responsible authorities must be made during a period of 28 consecutive days, starting on the day after the application was given to the Licensing Authority (LA).

### **Determination**

If no representations are made a licence or certificate will be granted subject to any required mandatory conditions and conditions that are consistent with the operating schedule. In the case of a provisional statement if no representations are made than a statement to that effect will be issued.

Where relevant representations are made the LA will hold a hearing, usually within 2 months of receiving the application, to consider the representations, unless all parties agree that a hearing is unnecessary. The LA will, having regard to the representations, take such steps as it considers necessary to promote the licensing objectives. The steps are: modify conditions of licence or refuse whole or part of the application.

### **Appeals**

- Where an application is rejected whole or in part the applicant may appeal.
- Where the licence conditions are modified the applicant may appeal.
- A person making a relevant representation may appeal a decision to grant a licence or the decision to impose or not impose certain conditions.

An appeal must be made to the magistrates' court within 21 days beginning the day on which the appellant was notified by the LA.

DATED 17th October 2013

SHANTUB HAI CHHOTUBHAI PATEL and  
SAVITABEN SHANTUBHAI PATEL

- and -

ZEKI ERDOGAN

-and -

MEHMET ASLAN

-and-

IBRAHIM ASLAN

---

LICENCE TO ASSIGN  
& AUTHORISED GUARANTEE AGREEMENT

- relating to -

81 Hazelville Road London N9 3AY

---

LAYZELLS SOLICITORS  
255 Muswell Hill Broadway  
London N10 1DG

TEL. NO. 0208-444 0202  
FAX NO. 0208-883 2181

Ref: Amm Patel Hazelville

THIS LICENCE is made the 1<sup>st</sup> day of October Two Thousand and Thirteen

**BETWEEN:**

(1) **SHANTUB HAI CHHOTUBHAI PATEL and SAVITABEN SHANTUBHAI PATEL** 81 Hazelville Road London N19 3NB (hereinafter called "the Landlord") of the first part and

(2) **ZEKI ERDOGAN** of \_\_\_\_\_ (hereinafter called "the Tenant") of the second part and

(3) **MEHMET ASLAN** of \_\_\_\_\_ (hereinafter called "the Assignee") of the third part

(4) **IBRAHIM ASLAN** of \_\_\_\_\_ (hereinafter called "the Guarantor") of the fourth part

**THIS DEED WITNESSES that :**

- (1) This Licence is supplemental to the Lease ("the Lease") short particulars of which are set out in Part 1 of the First Schedule and which relates to the property shortly described in Part 2 of that Schedule ("the Property")
- (2) The Landlord hereby permits the assignment of the Leases to the Assignee subject to the Assignee's covenants contained in the Second Schedule and the Tenant's covenants contained in the Third Schedule and the guarantors covenants set out in the Fourth Schedule
- (3) All covenants by any party to this Licence shall be deemed to include the successors in title of that party and to be joint and several covenants where that party is more than one person
- (4) Nothing herein contained shall:
  - 4.1 authorise any assignment underletting parting with or sharing possession of the Property or any part thereof or any works or change of use or other action other than any works or change of use or other action than expressly hereby authorised
  - 4.2 release or in any way lessen the liability of the Tenant or any other party to the Landlord under the covenants and conditions contained in the Lease in respect of breaches committed prior to the date of this Licence



- (5) The provisos for forfeiture contained in the Leases shall be exercisable as well on any breach of any covenant or provision herein contained as on the happening of any of the events mentioned in the said proviso
- (6) If the permission hereby given shall not be implemented within three months of the date hereof this Licence shall become absolutely void.
- (7) All reasonable and proper costs charges fees and expenses together with any VAT thereon incurred by the Landlord in respect of solicitors' architects' surveyors' and other professional fees and all other expenses of and arising out of the preparation execution and completion of this Licence shall be paid by the Tenant

IN WITNESS whereof the parties hereto have executed this Deed the date and year first before written

### THE FIRST SCHEDULE

#### Part 1

(The Original Lease)

Date: 18<sup>th</sup> May 2009

Parties: The Landlord and the Tenant

Term: 20 years from and including 18<sup>th</sup> May 2009

Initial Annual Rent: £13,200.00 (thirteen thousand two hundred pounds) per annum.  
Subject to review.

Title No:- EGL556753

#### Part 2

(The Property)

**Ground Floor Shop, 81 Hazelville Road London N19 3NB**

### THE SECOND SCHEDULE

(The Assignee's Covenants)

1. The Assignee hereby covenants with the Landlord (1) that as from the date of the assignment of the Lease to the Assignee it will perform and observe the covenants on the part of the Tenant and the conditions contained in the Lease to be performed by the Tenant and will pay the rent and other sums reserved and made

payable by the Tenant under the Lease

2. The Assignee will within 28 days after actual completion of the Assignment hereby authorised will apply to the Land Registry to register the transfer of the Lease and use its reasonable endeavours to comply with any Land Registry requisitions or requirements.
3. The Assignee will provide to the Landlord as soon as reasonably possible following registration of the transfer an official copy of the titles showing the Assignee as registered proprietors of the Leases

### THE THIRD SCHEDULE

(Authorised Guarantee Agreement)

The Tenant covenants with the Landlord as set out in this clause, each covenant being an independent, primary obligation on its part.

- (1) The Tenant guarantees that during the Liability Period the rents reserved by the Leases and the other tenant covenants of the Leases will be duly paid, observed and performed.
- (2) If there is any default in payment of those rents or in the observance or performance of those covenants, the Tenant shall:
  - (a) pay or observe and perform them; and
  - (b) indemnify the Landlord against all losses, damages, costs and expenses resulting from the default.
- (3) The liability of the Tenant will not be released or otherwise affected by:
  - (a) any time, indulgence or concession given by the Landlord to the Assignee;
  - (b) any failure or forbearance of the Landlord in enforcing the Assignee's obligations under the Lease, or in making any demand in respect of them;
  - (c) any refusal by the Landlord to accept rent or any other payment in order not to prejudice its ability to re-enter the Premises following a breach of the Lease;
  - (d) the existence of any other security held by the Landlord in respect of the Assignee's obligations under the Leases and any action taken by the Landlord to enforce any such security, or any failure or forbearance of the

- Landlord in enforcing it;
- (e) the release by the Landlord of any other person or security in connection with the Lease;
  - (f) an agreement between the Landlord and the Assignee, any licence or consent granted by the Landlord to the Assignee or any variation of the Lease subject to the provisions of section 18 of the Landlord and Tenant (Covenants) Act 1995;
  - (g) the surrender of part of the Property (except that the Tenant will have no liability in relation to the surrendered part in respect of any period after the surrender);
  - (h) the death (if any individual) or dissolution (if a corporate body) of the Assignee or the Assignee otherwise ceasing to exist;
  - (i) (without prejudice to clause (5) the forfeiture or disclaimer of the Leases;
  - (j) any other act, omission or occurrence other than an express release by deed executed by the Landlord.
- (4) If requested by the Landlord (and without prejudice to clause (3) (f), the Tenant shall join in and give its consent to any agreement between the Landlord and the Assignee relating to the Property, any consent or licence granted by the Landlord to the Assignee in respect of the Property and any variation of the Leases during the Liability Period.
- (5) If the Leases are forfeited or disclaimed during the Liability Period, the Tenant shall, if so required by written notice given by the Landlord no later than 6 months after the forfeiture or the Landlord having received notice of the disclaimer:
- (a) accept a new lease of the Premises in the same form and on the same terms as the Leases but:
    - (i) for a term beginning on the date on which the Leases were forfeited or disclaimed and continuing for the rest of the Term ;
    - (ii) at an initial rent equal to the rent reserved by the Leases immediately before the forfeiture or disclaimer subject to any outstanding review (which the Landlord will be entitled to any outstanding review (which the Landlord will be entitled to implement);

- (iii) subject to any underlease or other derivative interest affecting the Property immediately before the forfeiture or disclaimer and to the right of any person to have the Leases vested in them by the court on whatever terms the court may order;
  - (b) execute and deliver to the Landlord a counterpart of the new lease and pay to the Landlord on demand all legal and other costs, disbursements and any value added tax incurred on them by the Landlord in connection with the preparation of the new lease and the enforcement of the Tenant's obligations under this clause.
- (6) If the Lease is forfeited or, having been disclaimed, is determined during the 6 months' period referred to in the previous clause, the Landlord may, instead of giving the Tenant notice under the previous clause but within the same period, require the Tenant to pay to the Landlord a sum equal to the rent and any other sums reserved by the Lease for that period (or which would have been reserved for it had the Lease not been forfeited or disclaimed and determined) less any rent or other such sum actually paid to the Landlord in respect of that period, and the Tenant shall pay that sum on demand.
- (7) Until all the liabilities guaranteed under clause (1) have been fully discharged, the Tenant shall not without the Landlord's consent:
  - (a) exercise any right or remedy if may have against the Assignee in respect of those liabilities;
  - (b) take any security from the Assignee in respect of any liability of the Assignee to the Tenant, and any security taken in breach of this provision and any such security held at the date of this licence shall be held by the Tenant on trust for the Landlord and delivered to the Landlord on demand (but without prejudice to the Tenant's obligation to make good any shortfall);
  - (c) claim any legal or equitable set-off or counterclaim against the Assignee;
  - (d) claim or prove in the liquidation, bankruptcy, administration or receivership of the Assignee in competition with the Landlord or share in any payment or distribution from or composition or arrangement with the Assignee, and any money or claim acquired in breach of this provision shall be held by the Tenant on trust for the Landlord and delivered to the Landlord on demand (but without prejudice to the Tenant's obligations to make good any shortfall).

## THE FOURTH SCHEDULE

(Guarantor's Covenants)

The Guarantor covenants with the Landlord as set out in this clause, each covenant being an independent, primary obligation on its part.

(1) The Guarantor guarantees until the end of the term of the Lease or until the Assignee is released from the tenant covenants of the Lease by virtue of the Landlord and Tenant (Covenants) Act 1995 (whichever occurs earlier) that if the Assignee is in default of payment of the rents or in the observance or performance of payment of the rent or in the observance or performance of the tenant covenants, the Guarantor shall:

- (a) pay or observe and perform them; and
- (b) indemnify the Landlord against all losses, damages, costs and expenses resulting from the default.

(2) The liability of the Guarantor will not be released or otherwise affected by:

- (a) any time, indulgence or concession given by the Landlord to the Assignee;
- (b) any failure or forbearance of the Landlord in enforcing the Assignee's obligations under the Lease, or in making any demand in respect of them;

(c) any refusal by the Landlord to accept rent or any other payment in order not to prejudice its ability to re-enter the Premises following a breach of the Lease;

(d) the existence of any other security held by the Landlord in respect of the Assignee's obligations under the Lease and any action taken by the Landlord to enforce any such security, or any failure or forbearance of the Landlord in enforcing it;

(e) the release by the Landlord of any other person or security in connection with the Lease;

(f) an agreement between the Landlord and the Assignee, any licence or consent granted by the Landlord to the Assignee or any variation of the Lease;

(g) the surrender of part of the Premises (except that the Guarantor will have no liability in relation to the surrendered part in respect of any period after the surrender);

(h) the death (if any individual) or dissolution (if a corporate body) of the Assignee or the Assignee otherwise ceasing to exist;

- (i) (without prejudice to clause 9.5) the forfeiture or disclaimer of the Lease;
- (j) any other act, omission or occurrence other than an express release by deed executed by the Landlord.

(3) If the Lease is forfeited or disclaimed, the Guarantor shall, if so required by written notice given by the Landlord no later than 6 months after the forfeiture or the Landlord having received notice of the disclaimer:

(a) accept a new lease of the Premises in the same form and on the same terms as the Lease but:

(i) for a term beginning on the date on which the Lease was forfeited or disclaimed and continuing for the rest of the Term ;

(ii) at an initial rent equal to the rent reserved by the Lease immediately before the forfeiture or disclaimer subject to any outstanding review (which the Landlord will be entitled to any outstanding review (which the Landlord will be entitled to implement));

(iii) subject to any underlease or other derivative interest affecting the Premises immediately before the forfeiture or disclaimer and to the right of any person to have the Lease vested in them by the court on whatever terms the court may order;

(b) execute and deliver to the Landlord a counterpart of the new lease and pay to the Landlord on demand all proper and reasonable legal and other costs, disbursements and any value added tax incurred on them by the Landlord in connection with the preparation of the new lease.

(4) If the Lease is forfeited or, disclaimed, the Landlord may, instead of giving the Guarantor notice under the previous clause but within the same period, require the Guarantor to pay to the Landlord a sum equal to the rent and any other sums reserved by the Lease for that period (or which would have been reserved for it had the Lease not been forfeited or disclaimed and determined) less any rent or other such sum actually paid to the Landlord in respect of that period, and the Guarantor shall pay that sum on demand.

(5) Until all the liabilities guaranteed under clause (1) have been fully discharged, the Guarantor shall not without the Landlord's consent:

(a) exercise any right or remedy if may have against the Assignee in respect of those liabilities;

(b) take any security from the Assignee in respect of any liability of the Assignee to the Guarantor, and any security taken in breach of this provision and any such security held at the date of this licence shall be held by the Guarantor on



trust for the Landlord and delivered to the Landlord on demand (but without prejudice to the Guarantor's obligation to make good any shortfall);


(c) claim any legal or equitable set-off or counterclaim against the Assignee:

(d) claim or prove in the liquidation, bankruptcy, administration or receivership of the Assignee in competition with the Landlord or share in any payment or distribution from or composition or arrangement with the Assignee, and any money or claim acquired in breach of this provision shall be held by the Guarantor on trust for the Landlord and delivered to the Landlord on demand (but without prejudice to the Guarantor's obligations to make good any shortfall

SIGNED as a Deed by the said  
SHANTUB HAI CHHOTUBHAI PATEL and  
SAVITABEN SHANTUBHAI PATEL  
in the presence of:

~~S. Patel~~ 15/10/13  
S. Patel 15/10/13

MR CHIRAG J. PARIKH

  
15/10/2013



191 ANGEL PLACE  
FORE STREET  
EDMONTON  
LONDON N1B 2UD

TEL: 020 8807 5888  
FAX: 020 8807 3888  
DX: 36212 EDMONTON  
WWW.SALANDCO.CO.UK  
INFO@SALANDCO.CO.UK

Our Ref : HS/07954/13/ASLAN  
Your Ref :  
22<sup>nd</sup> November 2013

**Mr Mehmet Aslan**  
**81 Hazelville Road**  
**Islington**  
**London**  
**N19 3NB**

Dear Mr Aslan,

**Our Client: Mehmet Aslan**  
**Property: 81 Hazelville Road Islington London N19 3NB**

We write in respect of the above leasehold property.

We write to confirm that we acted for you in the purchase of the leasehold premises along with the business of a supermarket carried on therein. Completion of the transaction took place on the 17<sup>th</sup> October 2013, in confirmation of which we enclose herewith copies the following for your attention;

1. Certified copy of the Contract,
2. Certified copies of the Assignment of Goodwill, TR1 and Receipt for Fixtures and Fittings,
3. A copy of the Lease,
4. A copy of the extract of the HM Land Register showing your seller Mr. Erdogan as the previous owner,
5. A copy of our priority search result on your behalf protecting the title until completion of our registration,
6. A letter received the HM Land Registry. They had raised an enquiry with us and we have already replied to their enquiry by telephone.

We spoke with the Land Registry on the telephone yesterday and they have confirmed that registration has been completed and so we expect to receive an update extract of the HM Land Register shortly.

Please do not hesitate to contact Mr. Hasan Sal of our offices should you have any queries.

Yours sincerely,

Mr. Hasan Sal  
**Sal & Co Solicitors**



DATED

18<sup>th</sup> May

2009

Shantub Hai Chhotubhai Patel and Savitaben Shantubhai Patel

and

Hasan Dogus

---

L E A S E

relating to

premises known as **Ground Floor Shop 81 Hazelville Road London N9 3AY**

N19 3NB

---

TERM: 20 Years  
COMMENCING: 18<sup>th</sup> day of May 2009  
EXPIRING: 17<sup>th</sup> day of May 2029  
YEARLY RENT: £13,200 exclusive of VAT

LAYZELLS  
255 Muswell Hill Broadway  
London N10 1DG

Tel: 020 8444 0202  
Fax: 020 8883 2181  
Ref: AMM LB PATEL

Anna Leases Patel 81 Hazelville 27.03.09 3rd Draft

DATED 17<sup>th</sup> October ..... 2013

Zeki Erdogan (1)

to

Mehmet Aslan (2)

---

**DEED OF ASSIGNMENT**

Relating to Goodwill of

81  
Hazelville Road  
Islington  
London  
N19 3NB

---

**SAL & CO SOLICITORS**

**191 ANGEL PLACE**

**FORE STREET**

**EDMONTON**

**LONDON**

**N18 2UD**

**Tel: 020 8807 5888**

**Fax: 020 8807 3888**

**We certify this to be a true copy  
of the original**  
Sal & Co Solicitors  
191 Angel Place, Fore Street  
London N18 2UD

*[Signature]*  
22/11/13 3PAGES

THIS ASSIGNMENT is made the 17<sup>th</sup> day of October 20 13

BETWEEN Zeki Erdogan of 81 Hazelville Road Islington N19 3NB ("the Assignor") (1) of the one part and Mehmet Aslan of : "the Assignee") (2) of the other part.

**WHEREAS :**

1. This Deed is supplement to an Agreement ("the Agreement") dated the day of 20 and made between the parties hereto.
2. Under the terms of the Agreement the Assignor has agreed to assign to the Assignee All that the goodwill interest and connection of the Assignors in the trade of an Supermarket under the name of "Express Supermarket ("the Business") hitherto carried on by the Assignor at the premises known as 81 Hazelville Road Islington London N19 3NB aforesaid for the consideration price of £20,000.00 (twenty thousand pounds).

**NOW THIS DEED WITNESSETH** as follows :

1. In consideration of the covenants on the part of the Assignee hereinafter set out the Assignor hereby assigns with the full title guarantee to the Assignee all that the goodwill interest and connection of the Assignors in the Business to hold to the Assignee absolutely.
2. The Assignee hereby covenants with the Assignor as follows :
3. To pay all debts and liabilities and observe and perform all obligations relating to the Business and incurred after the date hereof.
4. To indemnify the Assignors against all losses claims and demands arising in respect of any breach or non-performance of the foregoing covenant.
5. The Assignor hereby covenants with the Assignee as follows:

6. To pay all debts and liabilities and observe and perform all obligations relating to the Business and incurred up to date hereof.
  7. To indemnify the Assignee against all losses costs claims and demand arising in respect of any breach or non-performance of the foregoing covenant
  8. Not to directly carry on or undertake or be anyway engaged or concerned or interested either as proprietor partner servant agent or shareholder in a similar business to the Business for the period of two years within a radius of two miles from the Premises
4. It is hereby certified that the transaction hereby effected does not form part of a larger transaction or series of transactions in respect of which the amount or value or aggregate amount or value of the consideration exceeds the sum of £120,000.00

**IN WITNESS WHEREOF** the parties hereto have hereunto set their hands the day and year first before written

Signed as a Deed by the said  
**Zeki Erdogan**  
In the presence of :



<p><i>Fezabim Aytac B.A Hons.</i> <i>Solicitor and Commissioner of Oaths</i> <i>Shari Karatas Solicitors</i> 235 Fore Street Edmonton London N9 6PD</p>
---




Signed as a Deed by the said  
**Mehmet Aslan**  
In the presence of :

RECEIPT FOR FIXTURES & FITTINGS  
RELATING TO

81 Hazelville Road Islington London N19 3NB

I **Zeki Erdogan** of 81 Hazelville Road Islington N19 3NB hereby acknowledge to have received from **Mehmet Aslan** of \_\_\_\_\_ the sum of £10,000.00 (Ten thousand pounds) for fixtures and fittings listed in the Schedule annexed hereto and HEREBY WARRANT that the same are my unencumbered property save where otherwise stated.

Signed .....

DATED this 17<sup>th</sup> day of October 2013

We certify this to be a true copy  
of the original  
Sai & Co Solicitors  
191 Angel Place, Fore Street  
London N18 2UD

  
22/11/13



HM Revenue  
& Customs

CERTIFICATE OF REGISTRATION  
FOR  
VALUE ADDED TAX

MR MEHMET ASLAN  
SUPERMARKET  
81 HAZELVILLE ROAD  
LONDON  
N19 3NB  
250/000001006

REGISTRATION NUMBER ~~250/000001~~

EFFECTIVE DATE 1 NOVEMBER 2013

CERTIFICATE ISSUED ON 7 NOVEMBER 2013

RETURNS TO BE MADE IN RESPECT OF  
PERIOD ENDING 31 DECEMBER 2013  
AND THREE MONTHLY THEREAFTER

BANK CODE NO. ~~250/000001~~  
BANK A/C NO. ~~250/000001~~

LEGAL ENTITY SOLE PROPRIETOR

TRADE CLASSIFICATION 47110 -  
RETAIL PREDOM. FOOD, DRINK OR TOBACCO

This certificate confirms that you are registered for VAT from the date shown above.

The details above include the end date of the next accounting period, the frequency of your VAT returns and the bank details HM Revenue & Customs (HMRC) will use to make any repayments of VAT to your business. These details only apply from the date on which this certificate is issued.

**Please ensure that all the details are correct.** If the information is incorrect or if it changes in the future then you must tell HMRC.

If you pay your VAT by Direct Debit, we record those bank account details separately. You will need to contact your bank if you have to change these details.

For help and information on VAT, including the deadlines for submitting your returns and paying any VAT due to HMRC, you can visit us online at [www.hmrc.gov.uk/VAT](http://www.hmrc.gov.uk/VAT)



# National Non Domestic Rates Demand Notice Financial Year: 2013



The Department of Communities & Local Government under the Local Government Finance Act 1988 requires Islington Council to levy a rate at the multiplier given below for the year commencing 1st April, as shown below. Further details are included in the explanatory notes and in the accompanying information.

Date of Notice  
06-NOV-2013

Telephone number for enquiries  
020 7527 2633

Account Number  
40087624

Property Reference  
N00000426890107

Property Description  
Shop And Premises

Property Address  
81 Hazellville Road  
London  
N19 3NB

P110616507 00019 1/3

MR MEHMET ASLAN  
81 Hazellville Road  
London  
N19 3NB



Rateable Value (£)	Small Business Rate		Standard Business Rate	
	Multiplier	Notional Charge	Multiplier	Notional Charge
8700	0.4620	£4019.40	0.4710	£4097.70

Reason for Bill: New Account

Charge Details	Amount Due (£)
Charge For Period 31-OCT-2013 31-MAR-2014	1673.83
('BRS' is the Business Rates Supplement being levied to fund the Cross Rail scheme)	
Liability for this Year	1673.83

FIRST INSTALMENT DUE ON 01-DEC-2013	1 X	557.83
2 OTHER INSTALMENTS DUE ON 01-JAN-2014 TO 01-FEB-2014	2 X	558.00
INSTALMENTS TO BE PAID BY:CASH PAYMENTS MONTHLY		

# BARCLAYS

BARCLAYS BANK PLC  
Birmingham Processing Centre Business Centre  
3rd Floor, Westgrove House, 38-40 Hagley Road, Edgbaston B16 8PE  
Telephone: 0845 605 2345

002291 BBL1774A 36900 1453818011

Mr M Aslan  
Express Supermarket  
81 Hazellville Road  
London  
N19 3NB

Our Ref: 1723467054/2  
Direct Dial or  
Ext No: 0845 605 2345

22 October 2013

Dear Mr Aslan

## A warm welcome to Business Banking

Our aim is to provide you with a new type of business banking that is shaped around you and your business.

Your Barclays Business Manager, Umit Yilmaz, will be on hand to give you any support and banking advice you need.

Our Business Managers are based in local communities and are committed to helping businesses like yours. You'll benefit from their extensive knowledge of the local business area, which I'm sure will come in useful for everything from general banking advice to reviewing your business needs.

To manage your account you can choose to use our secure Online Banking, Mobile Banking or Telephone Banking service. Both will give you up to date balance and transaction information and allow you to make payments. When you need to speak to someone your Business Banking Team are available to manage your money, night and day on **0845 605 2345\***.

And with our Service Guarantee your Business Banking Telephone Team promise you that they will aim to resolve every query straight away or give you a named point of contact who will take personal responsibility for resolving the query. Your contact will make sure you're fully informed along the way and we will publish our progress on our website, so you can see exactly how we are doing.

## What happens next?

Your account is now open and you can start using it from today. You'll notice that we've enclosed your account details and a summary of your banking package. Everything else you will need to start using your new business account is on its way to you. Here's what to look out for in the next few weeks:

- \* Cheque and paying in books
- \* Business Online Banking or Business Telephone Banking membership details, if you've registered to bank online or by telephone. Pass codes for both services will also arrive separately
- \* Business Debit Card(s) and Personal Identification Number (PIN), if you've requested them
- \* If you've applied for a credit card, a charge card or to take your customers' payments by card, you should hear from Barclaycard Business soon afterwards.

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# BARCLAYS

## The right business and banking solution for you

It was agreed that a business account with MyBusinessWorks and CREDITFOCUS Pro would give you the best tools and support to help you run your business efficiently, with the added bonus of 2 years free banking\*\*, so the following account(s) have been opened for you:

Sort Code                      Account Number

If you would like any further assistance with CREDITFOCUS Pro, simply give your Barclays Business Manager a call.

\*\* If you subscribe to MyBusinessWorks and CREDITFOCUS Pro for a minimum of 9 consecutive months within 12 months of your account being opened, and continue to be a subscriber to both of them in the month your Initial free banking period ends.

If you would like any further assistance with MyBusinessWorks simply email [support@mybusinessworks.co.uk](mailto:support@mybusinessworks.co.uk) or call 0845 60 80 280\*.

## FREE day-to-day banking

You will not be charged for everyday services such as paying in cash or cheques, making payments and even bank statements, until 20/10/2015. However, we will make a charge for non-standard services such as ordering drafts and stopping cheques. Please refer to the Price Plan sheet for full information about our current charges.

\*We will write to you 2 months before your free banking period ends to let you know what your options are.

## For more information

You will find a copy of the Price Plan sheet in your Welcome pack. Alternatively, visit [barclays.co.uk/businesspriceplans](http://barclays.co.uk/businesspriceplans) or call the Business Banking Team on 0845 605 2345\* to request a copy.

## Any Questions?

If you require any further information about charges that are not covered in the Price Plan sheet, please contact the Business Banking Team on 0845 605 2345\*.

If you would like to discuss plans for your business, call the Business Banking Team on 0845 605 2345\*, who will set up a meeting with a Barclays Business Manager. They'd be delighted to help.

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# BARCLAYS

We appreciate you choosing Barclays for your business banking and look forward to supporting you and your business in the years to come.

Yours sincerely



Travers Clarke-Walker  
Sales And Service Director

This item can be provided in Braille, large print or audio, by calling 0800 400 100\* (via Text Relay if appropriate), or order online at [barclays.co.uk/accessible-services](http://barclays.co.uk/accessible-services).

\* Calls may be recorded for security and training purposes. Calls to 0800 numbers are free if made from a UK landline. For BT business customers, 0845 calls will cost no more than 4.5p per minute, min call charge 6.0p (current at May 2013). The price on non-BT phone lines may be different.

Barclays Business is a trading name of Barclays Bank PLC. Barclays Bank PLC is authorised by the Prudential Regulation Authority and regulated by the Financial Conduct Authority and the Prudential Regulation Authority (Financial Services Register No. 122702). Barclays Bank PLC subscribes to the Lending Code which is monitored and enforced by the Lending Standards Board and is licensed and regulated by the Office of Fair Trading for the provision of credit products to consumers and related services. Further details can be found at [www.lendingstandardsboard.org.uk](http://www.lendingstandardsboard.org.uk)

Barclays Bank PLC. Registered in England. Registered No. 1026167. Registered Office: 1 Churchill Place, London E14 5HP.

Ref: WE1.001 Welcome 01/12

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**WITNESS STATEMENT**  
**Alan Aylott**

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I, Alan Aylott of Crescent House, 51 High Street, Billericay, Essex, CM12 9AX, will say as follows:

1. I am employed as a Trainee Solicitor at Dadds LLP Licensing Solicitors.
  
2. I am a retired Police Officer with over 20 years' experience; some of this time as Operations Manager in an East London police station with particular responsibility for Licensing. I was also actively involved with Pubwatch and engaged in teaching licensing law; accredited with the British Institute of Innkeepers. I have been actively engaged in licensing matters since 1997.
  
3. On the 21<sup>st</sup> November 2013 I was tasked to look at the Police.UK web-site in connection with reported crime in and around the premises of Express Supermarket, 81 Hazellville Road, N19 3NB.
  
4. I looked at the yearly figures from October 2011 until September 2013; the most recent figures available on the web-site being September 2013.
  
5. Given that Express Supermarket is a small convenience store it would be my normal practice to look at crime figures based on a smaller surrounding area. However, due to the nature of the representations concerning street drinkers, other nearby shops and the local Elthorne Park, I compiled statistical information with a wider catchment area. The Police.UK web site has a specific function to allow this modification.
  
6. Therefore I indicated the data field on the site utilising the 'draw your own area' tool; incorporating Elthorne Park (a screen copy is produced as exhibit ARA/1).

7. I then extracted crime figures from October 2011 until September 2013 for this area. I recorded crimes which, I believe, are pertinent to a small convenience store. I therefore recorded anti-social behaviour (ASB) and public disorder. I produce the results as Exhibit ARA/2; crimes for the period October 2011 until September 2013.

8. It was brought to my attention that many of the representations against the application made references to the serious problem with street drinkers and young people around the park so I looked at the yearly figures from October 2011 until September 2013 but this time purely for reported crimes in that area. I produce those results as ARA/3.

9. On 22<sup>nd</sup> November 2013 I attended Hazellville Road, N19 3NB with a view to observe the surrounding streets and park for signs of street drinkers and anti-social behaviour generally; test nearby shops for the sale of high strength alcohol and visit Express Supermarket.

10. I arrived in the area about 12.25pm and drove around the park. I noted it was very open and I could see from one side to the other. There was a play area in the middle. I saw just ten people within the whole park none of which appeared to be street drinkers.

11. I drove around the area but I saw no person who appeared to be a vagrant or street drinker.

12. At 12.55pm I visited the shop premises. It is a small convenience store. It is quite narrow but also quite long. I saw a large screen showing current CCTV images of the shop, on view, immediately as I walked in.

13. It is a well-stocked shop with a range of groceries. Although the shop is not licenced there was signage for age-related products and there were 8 CCTV cameras.

14. There were two staff members and I watched the interaction between them and customers. They were polite and friendly and appeared to know most of the customers by name. There were two tills and lottery and pay-point terminals and I noted that in addition to cigarettes, lighter fuel was available for sale but on a high shelf.

15. I left the shop and went to Becky's, 91 Dresden Road. I introduced myself to the cashier and asked whether there was a problem with street drinkers. He said, "No. We have had some occasionally but not now." I asked what he meant and he said that the police had evicted 110 homeless people from a nearby abandoned school in recent days and he believed they were the people that the police classed as street drinkers.

16. I asked him what the cheapest high-strength alcohol was on offer for sale. He told me it was K Cider, 8.4% at £1.29 for a 500ml can. He also pointed out Strongbow cider, 5% at £3.29 for 2 litres as a drink of choice for those homeless people. I asked if he sold to them and he replied, "Not if they are drunk. But otherwise, why not? They are human beings too."

17. I then went to Aksu Supermarket, 52 Cressida Road, and went through the same process. I was told there was no trouble at all with street drinkers. It was pointed out this was a residential area and very peaceful. The cashier seemed quite puzzled about the questions regarding street drinkers. The cheapest high-strength alcohol there was Ace at 99p for a 500ml can at 7.4%.

18. I then went to Whitehall Wines at 89 Cheverton Road. It was closed but I could see the window display and the shelves inside which appeared well-stocked with wine.

19. At Hilltop Supermarket, 1 Hornsey Rise, I again explained the purpose of my visit and received a similar reaction; there was no problem with street drinkers. Special Brew was £1.50p for a 500ml can at 9% with the Strongbow cider at £3.29.

20. I then went to Costcutter, Hornsey Road. Special Brew was also £1.50p for a 500ml can at 9% with the Strongbow cider at £3.29.

21. The nearby Londis was different in that they did not stock high strength alcohol but did not have a problem with street drinkers.

22. I finally just walked into the Shell Service Station at Hornsey Rise and Crouch Hill Supermarket to examine their products. Both displayed the same alcohol as the other shops.

23. I believe that the facts stated in this witness statement are true.

A handwritten signature in black ink, appearing to read 'Alan Aylott', is written over a horizontal line.

Alan Aylott, dated 22<sup>nd</sup> November 2013



# Crime map



ASB & PUBLIC DISORDER CRIME REPORTED IN AND AROUND EXPRESS SUPERMARKET, 81 HAZELLVILLE ROAD, N19 3NB INCORPORATING PARTS OF:- HORNSEY LANE, HORNSEY LANE ESTATE, DRESDEN ROAD, CHEVERTON ROAD, PILGRIMS WAY, SUNNYSIDE ROAD, BEAUMONT RISE, HORNSEY RISE, ELTHORNE PARK AND HAZELLVILLE ROAD, TAKEN FROM WWW.POLICE.UK FROM OCTOBER 2011 UNTIL SEPTEMBER 2012

Month	ASB	Public Disorder
Sept 12	6	0
Aug 12	1	0
July 12	2	6
Jun 12	5	4
May 12	2	0
Apr 12	2	0
Mar 12	3	1
Feb 12	9	4
Jan 12	3	3
Dec 11	8	1
Nov 11	8	1
Oct 11	7	1

<b>Totals</b>	56	21
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ASB & PUBLIC DISORDER CRIME REPORTED IN AND AROUND EXPRESS SUPERMARKET, 81 HAZELLVILLE ROAD, N19 3NB INCORPORATING PARTS OF:- HORNSEY LANE, HORNSEY LANE ESTATE, DRESDEN ROAD, CHEVERTON ROAD, PILGRIMS WAY, SUNNYSIDE ROAD, BEAUMONT RISE, HORNSEY RISE, ELTHORNE PARK AND HAZELLVILLE ROAD, TAKEN FROM WWW.POLICE.UK FROM OCTOBER 2012 UNTIL SEPTEMBER 2013

Month	ASB	Public Disorder
Sept 13	1	0
Aug 13	0	0
July 13	1	0
Jun 13	0	0
May 13	6	6
Apr 13	0	1
Mar 13	0	0
Feb 13	0	0
Jan 13	0	0
Dec 12	1	0
Nov 12	2	0
Oct 12	0	0
<b>Totals</b>	<b>11</b>	<b>7</b>

# Express Supermarket

## IMPORTANT INSTRUCTION - THE LAWS AND REGULATIONS COVERING THE SALE OF ALCOHOLIC DRINKS

### THE TEN GOLDEN RULES

- 1(a) Any person who you believe looks under the age of 25 **must** produce identification to prove that they are over 18 years of age. See Rule 8.
- 1(b) Young persons under 18 must not be permitted to sell alcohol without direct supervision by a senior member of staff who must be over 18.
2. Persons who are under the influence of drink **must not** be sold alcoholic drinks.
3. A Police Officer in uniform **must not** be sold alcoholic drinks.
4. You **must not** allow people to drink on or outside the premises.
5. You must ensure that the 25 year old prohibitive sign and the trading hours are prominently displayed.
6. Be very aware of persons over 18 who try to buy for under 18's (proxy sales) and refuse such sales. Record such incidents in the refusal book.
7. Be vigilant: constant supervision of the drinks area is not only necessary to deter pilferage, but to prevent under 18's trying to select alcohol.
8. Before each transaction identify the customer. If in doubt, ask for proof of age.  
For this you can accept:-
  - a) a Recognised proof of age card with the PASS logo which include the Bite, Portman Group, Citizen, Connexions, Validate, Young Scot etc. identity cards, showing photo, date of birth and signature;
  - c) a Current Passport; or
  - d) the new style Driving Licence with photo.

THE OLD STYLE DRIVING LICENCE WITHOUT A PHOTO IS NOT ACCEPTABLE





# EXPRESS SUPERMARKET

## INCIDENT REGISTER

Date	Time	Description of person(s) involved	Staff member
Description of incident			

Date	Time	Description of person(s) involved	Staff member
Description of incident			

# **EXPRESS SUPERMARKET**

## **IMPORTANT INSTRUCTION**

### **OPERATING PROCEDURES (ALL STAFF TO READ)**

It is illegal to sell alcoholic drinks to young people under the age of 18 (Company Policy 25). As such, it is the responsibility of all staff to make sure that this does not take place.

You must therefore ensure that you do not sell alcoholic drinks to any person who appears to be under 25. You must assess the age of each customer before selling alcohol and ask for proof of age if they appear to be under 25 years old. If in doubt you must seek assistance from your Manager who will support you.

You may be required to explain to an underage customer that it is illegal to sell drinks to them. When this situation arises you must refuse the sale politely and firmly but, at the same time, explain why. If there is any doubt at all you must refuse the sale and record this in the Refusals Book. If the customer becomes angry, remain calm and firm - remember, if you need assistance, call your Manager. To prevent pilferage, constant vigilance is necessary in those parts of the store in which wines, beers and spirits are displayed.

<b>Signed</b>	<b>Print Name</b>	<b>Date</b>	<b>Position</b>

Note: Two copies to be signed – one for the staff member and one to be filed in the premises manual





REFUSALS REGISTER – NO I.D. NO SALE

Date <i>Tarih</i>	Product <i>Ne İstendi</i>	Time <i>Saat</i>	Name of Person Or Description <i>Kişinin İsmi Veya Görünüşü (Tipi)</i>	Observations <i>Görüşleriniz</i>	Staff Member <i>Elemanın İsmi</i>

MANAGER'S SIGNATURE \_\_\_\_\_

DATE \_\_\_\_\_

# Express Supermarket

81 Hazellville Road  
Islington  
London  
N19 3NB

Lisans  
Eđitim Kitabı

## YAŞ SINIRLAMASI OLAN ÜRÜNLERİN SATIŞI – KANUNLAR

Dükkan Müdürleri yaş sınırlaması olan ürünlerin ilk defa satışının yapılmasından **ÖNCE**, satış elemanlarına uygun eğitimin verildiğinden emin olmakla sorumludurlar. Şirket Tüzüğü, daha yüksek bir yaş sınırlamasının uygulanmasını şart koşabilir. **ELEMANLAR, TAKİP EDEN TALİMATLARI DİKKATE ALMAKTA HATA YAPTIKLARINDA, ŞİRKET İÇİ DİSİPLİN CEZASI VEYA HAKLARINDA DAVA AÇILMASIYLA YÜZYÜZE KALABİLİRLER.** Kanunlar, yaş sınırlaması olan ürünlerin, kendileri yaş sınırlamasının altında kalan elemanlar tarafından satışının yapılmasına, ancak bir yetişkinin sürekli olarak ve yönetimi altında olanak tanır. **ŞÜPHENİZ OLDUĞUNDA SATIŞ YAPMAYIN.**

### SATIŞIN YASADIŞI OLDUĞU DURUMLAR:

<b>25</b> Şirket Tüzüğü	<b>ALKOL</b> 18 yaşın altında olanlara alkol satmak yasadışıdır. Lisans sahipleri, kasiyerler ve diğerlerin hepsi tutuklanabilir. Şirket tüzüğüne göre, 25 yaş altında görünenlerden, 18 yaşından büyük olduklarını kanıtlayacak belge göstermeleri istenecektir. Bir tüccarın, yaşından şüphe duyduğu birisinin, yaş sınırı altında bir başkasına alkolü içki almasına göz yumması kanunlara aykırıdır. <b>HAVAI FİŞEKLER</b> "Görünüşte" 18 yaş altında olanlara satışı yasalara aykırıdır. Satışına izin verilen ürünler yalnızca istisna olanlardır. Bu maddeler 16 yaş ve üzerinde olanlar için uygun olarak sınıflandırılmıştır. Şirket tüzüğüne göre, 25 yaş altında görünenlerden, 18 yaşından büyük olduklarını kanıtlayacak belge göstermeleri istenecektir.
<b>18</b>	<b>KEYİF VERİCİ MADDELER (ERİYİKLER)</b> Yaşı 18'in altında olanlara, veya birisi 18 yaş altında olan kişi adına alım yapıyorsa, tüccarın bahsi geçen maddelerin veya kokularının, kişi tarafından keyif almak amacıyla solunacağını bildiği veya buna inanmak için geçerli nedeni olduğu durumlarda. <b>Eriyikler şunları kapsar:</b> bütan gazı, hafif benzin/likit, eriyik bazlı yapıştırıcılar, aerosollar, tırnak cilası temizleyicileri, donma önleyiciler ve yazı makinesi düzeltme sıvıları. 18 yaşından küçüklere, bütan gazı içeren sigara çakmağını yeniden doldurmayı sağlayan kutuları veya içinde bütan gazı bulunan herhangi bir maddeyi, bir şeyin tamamlayıcı unsuru olarak satmak yasalara aykırıdır. <b>VİDEO KAYITLARI</b> 18 olarak derecelendirilmiş bir filmi, 18 yaşına henüz girmemiş birine satmak.
<b>18</b>	<b>SİGARALAR VE TÜTÜN</b> 18 yaş altındakilere satışı. Parekende satış yapanlar bunu belirten uyarıları görünür yerlere koymalıdır. Sigaralar kendi orijinal paketlerinde satılmalı ve paketten çıkarılarak adet olarak satılmamalıdır.
<b>16</b>	<b>SAPKALAR VE PARTİ PATLANGAÇLARI</b> 16 yaşından küçüklere satılması yasaktır. Havai fişekleri uyarılar içeren kendi orijinal paketlerinde ve ayrılarak adet olarak satılmalıdır. <b>LİKÖRLÜ ÇİKOLATALAR</b> 16 yaşından küçüklere satılması yasaktır. <b>PİYANGO BİLETLERİ VE KAZI-KAZAN KARTLARI</b> 16 yaşından küçüklere satılması yasaktır. Millî Piyango satışı yapan perakendeciler bunu belirten uyarıları görünür yerlere koymalıdır. Piyango Biletlerini satanlar 16 yaşından büyük olmalıdırlar. <b>TEHLİKELİ SİLAHLAR</b> 16 yaşından küçüklere satılması yasaktır.

<b>15</b>	<b>VIDEO KAYITLARI</b> 15 olarak derecelendirilmiş filmlerin, 15 yaşına henüz girmemiş kişilere satışı yasaktır.
<b>12</b>	<b>VIDEO KAYITLARI</b> 12 olarak derecelendirilmiş filmlerin, 12 yaşına henüz girmemiş kişilere satışı yasaktır.

**ÖNEMLİ BİLGİLER**  
**ALKOLLÜ İÇKİLERİN SATIŞINI KAPSAYAN KANUN VE**  
**YÖNETMELİKLER**

**ON ALTIN KURAL**

1. (a) 18 yaşın altında gençlerin (Şirket Tüzüğü, 25) alkollü içecekleri satın almalarına izin verilmemelidir.  
(b) 18 yaşın altında gençlerin, yaşı 18'in üzerinde olan yönetim kademesinde bir elemanın direk denetimi olmaksızın alkollü içecekleri satmalarına izin verilmemelidir.
2. İçeceğin etkisi altında olan kişilere, alkollü içecekler satılmamalıdır.
3. Üniformasını giymekte olan bir polis görevlisine alkollü içecekler satılmamalıdır.
4. Kişilerin şirket binası içinde veya dışında alkollü içki içmelerine izin verilmemelidir.
5. 25 yaş yaşağını belirten tabela ve ticaret yapılan saatlerin görünür bir yerde sergilendiğinden emin olunuz.
6. 25 yaşından küçükler için yasak ürünleri satın almayı deneyen 25 yaşından büyüklere dikkat ediniz, ve bu kişilere satışı reddederek ve iade kitabına kaydını yapınız.
7. Dikkatli olun, içecek bölümünü sürekli denetim altında tutmak yalnızca hırsızlığı engellemek için değil, aynı zamanda 25 yaşın altında olanların alkol almalarını önlemek için gereklidir.
8. Herbir satıştan önce müşterinin kimliğini belirleyin. Emin olmadığınız zamanlarda müşterinin yaşını kanıtlayacak belge isteyin.  
Yaş kanıtı olarak kabul edebileceğiniz belgeler:
  - a) Fotoğraf, doğum tarihi ve imzayı gösteren bir görevli kimlik kartı.
  - b) Fotoğraf, doğum tarihi, ve imzayı gösteren vatandaşlık kimlik kartı,
  - c) Pasaport,
  - d) Fotoğraf bulunan yeni sürücü ehliyeti

**ÜZERİNDE FOTOĞRAF BULUNMAYAN ESKİ SÜRÜCÜ EHLİYETLERİ KABUL EDİLMEZ**

**TAKİP EDİLMESİ GEREKEN KURALLAR: -**

9. Emin olmadığınız zamanlarda satış yapmayın. Satış yapmayı reddetme hakkına sahipsiniz ve bu kararınız Yöneticiniz ve Şirketiniz tarafından desteklenecektir. Satışı reddetme kararı aldığınızda, detayları red kitabına kaydediniz; erkek/kadın, tarih, saat, neden-yaş sınırı altı, sarhoş ve rahatsız edici, vb.
10. Lisanslı olduğunuz saatlerin farkında olun, alkollü içki satışlarına izin verilen saatlerin dışında, bu içeceklere ulaşımı önlemek için, ilgili bölümlerin önünde perdelerin kapatılmış veya gergi bariyerlerin yerlerinde olduğundan, ve bu saatlerin dışında satış yapılmadığından emin olun.

İmza için: -

Yukarıda yazılanları okudum ve alkol satışlarını kapsayan kanun ve yönetmeliklere uymakla yükümlü olduğumu, sorumluluklarımı tamamıyla anladım.

İsim	İmza	Tarih	Görev

## Bölüm 1:

### Kanunsuz Satışları

#### 1.1.1 Lisanslar

Alkolün parakende satışı yalnızca lisanslı olduğunda yasaldir. İngiltere ve Galler'de ikili bir lisans sistemi kullanılır. Alkolün satıldığı bir binanın, bu binada alkolün parakende satışının lisanslı bir aktivite olduğunu belgeleyen 'işletme lisansı'nın olması şarttır. İşletmelerin içinde ya da dışında içilmesi bir şey değiştirmez. İşletme lisansı olan bir binada içki satışı yapılması yalnızca kişisel lisans sahibinin onay vermesi halinde yasaldir.

#### 1.1.2 Bar ve Kasa Elemanlarının Alkollü İçki Satışı Yapmalarına İzin Verilmesi

2003 tarihli Lisans Yasasına göre, tüm alkollü içkilerin işletme lisansına sahip bir işyerinde satılabilmesi için, bir kişisel lisans sahibi tarafından satışının yapılması veya satışına izin verilmiş olması şartı aranır. İşletmede birden fazla kişisel lisans sahibi olabilir, ancak yalnızca bir tek 'Seçilmiş İşletme Yöneticisi' (DPS) vardır. 'DPS' işletmeyi hergün kontrol eden kişidir ve işyerinde çalışan bütün diğer kişisel lisans sahipleri DPS'in kontrolü altında çalışırlar.

- Bar ve kasa elemanları olarak çalıştığınız işyerinde alkol satılıyorsa, alkollü içkiler satışın çok küçük bir bölümünü bile oluştursa, bu içkileri satmanızın kanuna uygun olması için, bir kişisel lisans sahibinin onayının almak zorundasınız.
- Bu nedenle alkollü içki satışı yapmak için bir kişisel lisans sahibinin onayını bizzat aldığınızdan emin olmalısınız – özellikle kişisel lisans sahibinin, işletmenin alkollü içki satışına açık olduğu saatlerde her zaman mevcut bulunmadığı durumlarda.
- 18 yaş altında bir eleman, alkollü içkileri, yalnızca, işletme lisansı sahibi, DPS veya bu kişilerin onayladığı yaşı 18 üzerinde olan herhangi bir çalışan tarafından her seferinde özellikle tek tek onaylanması halinde, satılabilir ya da temin edebilir.
- 18 yaşın altında elemanların yemek yenilen bir masaya alkollü içecek satmaları ya da temin etmeleri suç değildir. Tipik olarak bu kural garson olarak çalışan kişileri kapsar.

### 1.1.3 Lisansın Dört Amaç

2003 tarihli Lisans Kanunu (The Licencing Act 2003), 'Lisansın Amaçları' olarak bilinen bazı temel kuralları belirler. Bu amaçlar dört tanedir ve aşağıda sıralandığı gibidir:

1. Suç ve kanunsuzluğun önlenmesi
2. Halk güvenliği
3. Halk huzurunun bozulmasının önlenmesi
4. Çocukların zarar görmelerinin engellenmesi

Lisans amaçlarının herbiri eşit derecede önem taşır ve bu amaçlara ulaşılmasının sağlanması, 2003 tarihli Lisans Kanunu'nun ana gayesidir. Buna ek olarak, lisanslı işletmelerin bu amaçları gözetmeksizin çalışmaları halinde, polis ve ticaret standartları görevlileri, söz konusu işletmelerin lisanslarının gözden geçirilmesi için lisans kurumuna başvurma hakkına sahiplerdir. Yaş sınırının altındaki kişilere veya sarhoşlara alkollü içki satmak, kesinlikle çocukların zarar görmelerinin önüne geçilmesi amacını ve büyük olasılıkla yukarıda sıralanan bütün diğer amaçları çiğner – sarhoşluk ve yaş sınırının altında kalan kişilerin alkollü içecek tüketmeleri suç ve kanunsuzluğun artmasına neden olur.

Satış elemanlarının bu nedenle yaş sınırının altında kalanlara ve sarhoşlara servisi reddetmeleri çok önemlidir.

### 1.1.4 Yaş Sınırının Altında Kalanlara Satış ve Sarhoşlara Servis Yapılmasıyla İlgili Kanun

#### Çocuklara Alkol Satışı

Şu durumlarda yasadışıdır:

- Satış elemanlarının 18 yaş altındakilere alkol satmaları veya temin etmeleri. Aynı zamanda, 18 yaş altındakilere alkol satışına bilerek izin vermek bir suçtur. Bu kural yalnızca işletme veya kişisel lisans sahipleri için değil aynı zamanda bar ve kasa elemanlarını da kapsar – çünkü bu kişilerin satışı engelleme yetkileri vardır.
- 18 yaş altında olanların alkol satın almaları veya satın alma girişiminde bulunmaları
- 18 yaş üzerinde kişilerin, 18 yaş altındakiler için alkol almaları veya alma girişiminde bulunmaları
- Lisanslı işletmelerde 18 yaş altındakilerin alkol tüketmeleri veya elemanlardan birisinin bunu yapmalarına izin vermesi

- 16 yaş altında çocukların, yanlarında bir yetişkin olmaksızın, alkolün işletme içinde tüketilmek üzere satışının yapıldığı bar, gece klübü, vb. Lisanslı işletmelere girmeleri
- 16 yaş altında çocukların, yanlarında bir yetişkin olmaksızın, geceyarısı ile 5.00 am arasında, içeride tüketilmek üzere alkol satışının yapıldığı, ve bu saatler arasında açık olan, geceklübü ve geç saatlere kadar açık barlar vb. işletmelerde bulunmaları

Satış elemanlarından herhangi biri yaşı 18 altındakilere alkol sattıklarında bir suç işlemişlerdir. Elemanlardan biri veya böyle bir satışı engelleyebilecek konumda olan herhangi biri, 18 yaşın altında olup alkol almak, vermek veya kullanmak isteyenlere veya bu kişiler için alkol satın almak isteyenlere satışa bilerek izin verdiği takdirde, aynı şekilde suç işlemiş kabul edilir ve tutuklanabilir.

### **1.1.5 Yaş Sınırının Altında Kalan Çocuklara Alkol Satışıyla İlgili Kanunda İstisnalar**

Kanuna aykırı sayılmayan durumlar:

- 16 veya 17 yaşında bir kişinin, yetişkin birisinin kendisi için satın alması ve yemekte eşlik etmesi halinde, yemek masasında bira, şarap veya cider tüketmesi
- 18 yaş altında bir çocuğun, polis veya ticari standartlar görevlisinin kontrolü altında kalanlara yönelik kanunların uygulanması amacıyla, alkolü test amaçlı satın alması

### **1.1.6 Alkol Satışı ve Sarhoşlar**

Satış elemanlarının:

- Sarhoş olan bir kişiye alkol satmaları
- Yanındaki sarhoşun tüketmesi için alkol satın almak isteyen kişiye satış yapmaları
- Sarhoş bir kişiye alkollü içki satışına bilerek izin vermeleri yasaktır.

## **1.2 Yaş Sınırlaması Olan Diğer Ürünlerle İlişkin Kanun**

Belirli Yaş Altında Kişilere Belirli Ürünlerin Sağlanması (Satışı veya Kiralanması)

### **1.2.1 Yalnızca 18 Yaş ve Üzerinde Olanlara Sağlanabilen Ürünler**

1. Tütün ürünleri
2. 'Yetişkin' havai fişekleri
3. DVD'ler, videolar, video oyunları: 18 klasifikasyonu



4. Uçucu maddeler ve çözücü madde içeren ürünler – bu maddelerin kendinden geçmek amacıyla kullanılabilmesine inanıldığı takdirde
5. Hafif benzin içeren bütan gazı

#### 1.2.2 Yalnızca 17 Yaş ve Üzerinde Olanlara Temin Edilebilecek Ürünler

1. Yaylı tüfekler
2. Hava tüfekleri ve saçmalar  
(Yaş sınırlaması yakında 18 yaşa yükseltilecek)

#### 1.2.3 16 Yaş ve Üzerindekilere Temin Edilebilecek Ürünler

1. Petrol
2. Tehlikeli silahlar / bıçaklar  
(Yaş sınırlaması yakında 18 yaşa yükseltilecek)
3. Şapkalar, patlayan krakerler, yeni kibritler, parti patlangaçları, kıvrık havai fişekleri ve throw downs
4. Piyango biletleri ve kazı-kazan kartları
5. Sprey boyalar

#### 1.2.4 Yalnızca 15 Yaş ve Üzerinde Olanlara Temin Edilebilecek Ürünler

1. DVD'ler, videolar, video ve bilgisayar oyunları: klasifikasyon 15

#### 1.2.5 Yalnızca 12 Yaş ve Üzerinde Olanlara Temin Edilebilecek Ürünler

1. DVD'ler, videolar, video ve bilgisayar oyunları: klasifikasyon 12

**NB: bıçak satın alınması için aranan minimum yaş 18'dir.**

Aşağıdaki ürünleri 18 yaş altındakilere satmak kanuna aykırı değildir:

- Katlanabilir cep bıçakları; eğer bıçağın keskin yanı 3 inche veya 7.62cm'den küçükse
- güvenlik jiletlerinin değiştirilebilir bıçaklarının paketleri; bıçağın 2mm'den daha az bölümünün dışarıda olması durumunda

#### 1.2.6 Kayıtların Satışı veya Kiralanmasına Dair Ek Bilgi

Aşağıdaki tablo, kayıtların satışı veya temin edilmesine dair yaş kategorilerini gösterir:

SEMBOL	KLASİFİKASYON	EN DÜŞÜK YAŞ SINIRI
U	Uluslararası – her yaşa uygun	Sınırlamasız
Uc	Uluslararası – özellikle çocuklara uygun	Sınırlamasız
PG	Genel izleme için uygun, ancak bazı sahneler çocukların izlemesi için uygun olmayabilir	Sınırlamasız – ancak elemanlar ebeveynleri bilgilendirmeyi tercih edebilirler
12	12 yaş ve üzerindeki için uygun	12 yaş ve üzeri
15	15 yaş ve üzerindeki için uygun	15 yaş ve üzeri
18	18 yaş ve üzerindeki için uygun	18 yaş ve üzeri
R18	'Sınırlanmıştır 18' – lisanslı bir seks dükkanında, 18 yaş ve üzerindeki için uygundur	18 yaş ve üzeri

## Ünite 2

### Kanunsuz Satışların Önlenmesi

#### 2.1 Alkolden etkilenmiş kişilere servisin reddedilmesi

Satış elemanları, sarhoşlara içki servisi yapmamakla yükümlüdürler. Alkolden etkilenmiş olmanın erken göstergelerini (Derece 1 ve 2) farketmek zor olabilir, ancak daha sonraki aşamalar (Derece 3 ve 4) açıkça görülebilir, ve elemanların içkili kişilerin bu etkilenme derecelerine ulaştıklarını anlayabilmeleri gerekir.

Sarhoşluk belirtileri ayrıca şunları kapsar:

- anlaşılmaz konuşma
- yüksek sesle konuşma
- çok hızlı konuşma
- fiziksel koordinasyonun kaybedilmesi
- birşeyleri devirme / mobilyalara çarpma
- sendeleme, yalpalama veya düşme
- parlayan gözler ve / veya küçülmüş göz bebekleri
- aşırı terleme
- kusma
- yavaş veya düzensiz nefes alıp verme
- uyku hali veya baygınlık

Sarhoşluk nedeniyle servisin reddedilmesi, yaş sınırının altında alkollü içki alınmasında olduğu gibi kayıtlara geçirilmelidir.

## **2.2 Yaş sınırlaması olan diğer ürünlerin servisinin reddedilmesi**

### **2.2.1 Ürün yelpazesinin bilinmesi ve ek bilgi**

**Alkol** satışında yaş sınırlaması olan en tanınan üründür ve görsel olarak herkes alkol almak isteyen bir müşterinin en az 18 yaşında olması gerektiğini bilir.

**Uçucu maddeler ve çözücü-içerikli ürünler** – Bu ürünlere, çözücü maddelerin tehlikeli kullanımını engellemek için yaş sınırlaması getirilmiştir. Çözücü maddelerin tehlikeli kullanımı, bu maddelerin geniş bir yelpazesinin dışarıya bıraktığı kokuların nefes alırken içe çekilmesidir. Bu ürünlerin satışları, iki ayrı kanunla düzenlenmiştir:

**Sigara Çakmağı Kartuşu (Güvenlik) Yönetmeliği 1999 (The Cigarette Lighter Refill (Safety) Regulation 1999)** – 18 yaşın altında olan herhangi bir kişiye, bütan gazı içeren sigara çakmağı kartuş kutusu veya bütan gazı içeren bir maddeyi parça olarak temin etmek veya temin etmeyi önermek suçtur.

**Keyif Verici Maddeler (Temin Etme) Yasası 1985 (The Intoxicating Substances (Supply) Act 1985)** – Keyif verici maddeleri, kendinden geçmek amacıyla kullanacağını bildiğiniz veya buna inanmak için geçerli nedenleriniz olan, aynı zamanda 18 yaşın altında olduğunu bildiğiniz veya inandığınız kişilere temin etmek ya da temin etmeyi teklif etmek suçtur.

Bazen kötüye kullanılan keyif verici maddeler şunlardır:

- çözücü bazlı yapıştırıcılar
- kuru temizleme sıvıları
- düzeltme sıvıları ve incelticiler
- keçeli kalemler
- Aerosoller (örn. kokulu hava temizleme spreyleri, saç spreyleri, deodorantlar)
- 'Cold Start' ve anti-friz
- Tırnak cilaları ve tırnak cilası çözücüler

### **Petrol satışları**

Bir petrol istasyonunu yönetmek için aranan minimum yaş sınırı 18'dir. Bir petrol istasyonu çalışanının petrol satabilmesi için aranan minimum yaş sınırı 16'dır. Petrol istasyonunun çalışanı olmayan 16 yaşından küçük bir kişinin petrol alması ve dağıtması yasadışı değildir. Bununla birlikte, Sağlık ve Güvenlik yönetimi klavuzuna göre, bu kişilerin yanlarında yetişkin birisinin olması gerekir. 16 yaşın altındaki bir elemanın petrol dağıtımını yapmasına izin vermenin £5000 maksimum para cezası vardır.

## SALE OF AGE RESTRICTED PRODUCTS - THE LAW

Shop Managers are responsible for ensuring that adequate training is given to sales staff **BEFORE** they sell any of these items for the first time. **STAFF MAY FACE PERSONAL PROSECUTION OR INTERNAL DISCIPLINARY ACTION OF THEY FAIL TO OBSERVE THE FOLLOWING INSTRUCTIONS.** Where the law allows age restricted products to be sold by sales assistants who are themselves under age **then strict supervision at all times by an adult is vital. IF IN DOUBT DO NOT SELL.**

### IT IS ILLEGAL TO SELL:

<p><b>25</b> Company Policy</p>	<p><b>ALCOHOL</b></p> <p>To anyone under 18 or to purchase alcohol if you are under 18. Licensees, cashiers and buyers could all be prosecuted. <u>It is Company policy that people who appear to be under 25 will be asked for proof of age showing them to be over 18.</u></p> <p>It is illegal for a trader to sell to someone they suspect is making a purchase for an under-age person.</p> <p><b>FIREWORKS</b></p> <p>To anyone 'apparently' under 18. The only exceptions are those items classified as suitable for persons 16 and over. <u>It is Company policy that people who appear to be under 25 will be asked for proof of age showing them to be over 18.</u></p>
<p><b>18</b></p>	<p><b>INTOXICATING SUBSTANCES (SOLVENTS)</b></p> <p>To anyone under 18, or a person acting on behalf of someone under 18, if the trader knows or has reasonable cause to believe that the substances, or its fumes, is likely to be inhaled by the person to achieve intoxication.</p> <p>Solvents include: butane gas, lighter fuel/fluid, solvent based glues and adhesives, aerosols, nail varnish remover, anti-freeze and typewriter correction fluid.</p> <p><b>It is illegal to sell any cigarette lighter refill canister containing butane or a substance with butane as a constituent part to any person under 18.</b></p>

<p style="text-align: center; font-size: 2em; font-weight: bold;">18</p>	<p><b>VIDEO RECORDINGS</b></p> <p>To a person who has not attained the age of 18, an 18 rated film.</p> <p><b>OFFENSIVE WEAPONS</b></p> <p>To a person under 18.- includes knives, blades and similar items</p>
<p style="text-align: center; font-size: 2em; font-weight: bold;">18</p>	<p><b>CIGARETTES AND TOBACCO</b></p> <p>To a person under 18.</p> <p>Retailers must display notices to this effect.</p> <p>Cigarettes must be sold in their original packaging and must not be split and sold as a separate item.</p>
<p style="text-align: center; font-size: 2em; font-weight: bold;">16</p>	<p><b>CAPS AND PARTY POPPERS</b></p> <p>To a person under 16.</p> <p>Fireworks must be sold in their original packaging which includes warnings, and should not be split into single items.</p> <p><b>LIQUOR CHOCOLATES</b></p> <p>To anyone under 16.</p> <p><b>LOTTERY TICKETS AND SCRATCH CARDS</b></p> <p>To a person under 16. National Lottery retailers must display notices to this effect.</p> <p>Anyone who sells Lottery Tickets must be over 16.</p>
<p style="text-align: center; font-size: 2em; font-weight: bold;">15</p>	<p><b>VIDEO RECORDINGS</b></p> <p>To a person who has not attained the age 15 and 15 rated film.</p>
<p style="text-align: center; font-size: 2em; font-weight: bold;">12</p>	<p><b>VIDEO RECORDINGS</b></p> <p>To a person who has not attained the age 12 to a 12 rated film.</p>

Licensing rules for shopkeepers. Sale of age restricted products, Dadds LLP 2011

# ↓ UNDER ↓ 25? ↓

Please do not be offended  
if we ask you to show I.D.  
when you purchase  
alcohol

Thank you for your co-operation

Valid forms of ID include:

1. Photographic Driving Licence
2. Passport
3. Cards bearing the PASS hologram



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# POLITE NOTICE

Please leave quietly  
and respect our  
neighbours.

Customers who Fail  
to comply with this  
request will be  
banned.



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w: [www.dadds.co.uk](http://www.dadds.co.uk)  
e: [help@dadds.co.uk](mailto:help@dadds.co.uk)

Express Supermarket

Training Manual  
Licensing



## IMPORTANT INSTRUCTION

### THE TEN GOLDEN RULES

1. (a) Young persons under the age of 18 must not be permitted to buy alcoholic drinks. (Our Company Policy is that anyone appearing to be under 25 must prove that they are 18 or over, by providing acceptable proof of age ID)  
  
(b) Young persons under 18 must not be permitted to sell alcohol without direct supervision by a senior member of staff, who must be over 18.
2. Persons who are under the influence of drink must not be sold alcoholic drinks.
3. A Police Officer in uniform must not be sold alcoholic drinks.
4. You must not allow people to drink on or outside the premises.
5. You must ensure that the "Challenge 25" prohibitive sign and the Trading Hours are prominently displayed.
6. Be very aware of persons over 18 who try to buy for under 18's. Refuse the sale and record in the refusal book.
7. Be vigilant, constant supervision of the drinks area is not only necessary to deter pilferage, but to prevent under 18's trying to select alcohol.
8. Before each transaction identify the customer. If in doubt ask for proof of age.  
For this you can accept:-
  - a) a Recognised proof of age card with the PASS logo which include the Bite, Portman Group, Citizen, Connexions, Validate, Young Scot etc. identity cards, showing photo, date of birth and signature.
  - c) a Current Passport
  - d) the new style Driving Licence with photo

### THE OLD STYLE DRIVING LICENCE WITHOUT A PHOTO IS NOT ACCEPTABLE

#### **THE MAXIM YOU MUST FOLLOW IS:-**

9. If in doubt do not make the sale. You have the right of refusal which will be backed up by the Manager and the Company. If a refusal is actioned, record the details in the refusal book e.g. male/female, date, time, reason – underage, drunk abusive.
10. Be aware of the licensing hours and ensure that the blinds are down or tensor barriers in place to prevent access to alcohol displays outside of permitted alcohol trading hours and that no sale takes place outside these hours.

# **Unit 1:**

## **Unlawful Sales**

### **1.1 Authorising alcohol sales**

#### **1.1.1 Licenses**

The retail sale of alcohol is only lawful if it is licensed. In England and Wales we have a dual licensing system. A building from which alcohol is sold must have a *premises licence* that states that the retail sale of alcohol is a licensable activity to be conducted on those premises. It makes no difference whether the premises are for 'on-sales' or 'off-sales'. Sales of alcohol from a building with a premises licence are lawful only if they are authorised by the holder of a *personal licence*.

#### **1.1.2 Authorising bar and counter staff to make alcohol sales**

Under the Licensing Act 2003 all sales of alcohol from a building with a premises licence must either be made or be authorised by a personal licence holder. There may be any number of personal licence holders working in a premises but only one Designated Premises Supervisor (DPS). The DPS will be the person in day-to-day control of the premises and all other personal licence holders working on the premises will be working under his or her control.

- As bar or counter staff, if the premises in which you work sells alcohol, even if alcohol sales are a very small part of the sales mix, you must have the authorisation of a personal licence holder for any alcohol sales you make to be lawful.
- You must therefore make sure you personally are authorised by a personal licence holder to make sales of alcohol – particularly in circumstances where a personal licence holder may not be on the premises all the time it is open for the sale of alcohol.
- A member of staff under the age of 18 may sell or supply alcohol only if each sale or supply is specially approved by the premises licence holder, the DPS or another person over the age of 18 authorised to give such approval by the premises licence holder or DPS.

- Staff members under 18 are not committing an offence if they sell or deliver alcohol for consumption with a table meal. Typically this would include someone working as a waiter or waitress.

## **1.2 The four licensing objectives**

The licensing Act 2003 is underpinned by some basic principles known as the 'licensing objectives'. There are four of these and they are:

- 1. The prevention of crime and disorder**
- 2. Public safety**
- 3. The prevention of public nuisance**
- 4. The protection of children from harm**

The licensing objectives are all of equal importance and the promotion of these objectives is the main purpose of the licensing Act 2003. In addition, if licensed premises are operated in such a way as to undermine any of these objectives, then the police or trading standards officers could apply to the licensing authority to review the premises licence. Making underage sales of alcohol, or selling alcohol to drunks, could certainly undermine the protection of children from harm objective and possibly any or all of the other three objectives – because drunkenness and underage drinking fuel crime and disorder.

It is therefore very important that sales staff refuse service to underage drinkers and to drunks.

## **1.3 The law relating to underage sales and servicing drunks**

### **1.3.1 Sale of alcohol to children**

It is illegal for:

- Sales staff to sell or supply alcohol to anyone under 18. It is also an offence to knowingly allow the sale of alcohol to someone under 18. This applies not just to premises or personal licence holders but to bar and counter staff as well – because they have the capacity to prevent the sale.

- Anyone under 18 to buy or attempt to buy alcohol
- Anyone over 18 to buy or attempt to buy alcohol on behalf of someone under the age of 18
- Children under 18 to consume alcohol in licensed premises, or for a member of staff to allow them to do so
- Unaccompanied children, under the age of 16, to enter licensed premises where alcohol is sold for consumption on the premises, e.g. pubs, clubs and bars
- Unaccompanied children under 16 to be on premises licensed to sell alcohol for consumption on the premises between midnight and 5.00 a.m., when those premises are open, e.g. nightclubs and late-night bars

If a member of the sales staff sells alcohol to someone under the age of 18 they commit an offence. If a member of staff, or anyone else in a position to prevent such sales, knowingly allows the sale, delivery or consumption of alcohol to under – 18s, or to someone over 18 attempting to purchase alcohol for them, then likewise, they are committing an offence and can be prosecuted.

### **1.3.2 Exceptions to laws in relation to selling alcohol to underage children**

It is *not* illegal for:

- A 16 or 17 year old to consume beer, wine or cider with a table meal, provide that an adult buys it for them and accompanies them at the meal
- A child under 18 to carry out a test purchase of alcohol when supervised by police or trading standards officers for the purposes of enforcing the laws on underage drinking.

### **1.3.3 Sale of alcohol and drunks**

It is illegal for sales staff to:

- Sell alcohol to a person who is drunk
- Sell alcohol to someone in the company of a drunk who is buying the alcohol for consumption by the drunken person

- Knowingly allow alcohol to be sold to someone who is drunk

## **1.4 The law relating to other age-restricted products**

### **1.4.1 Supply (sale or hire) of specific products to person under certain ages**

In addition to restricting the sale of alcohol, the law prohibits the supply (sale or hire) of a range of other products to persons under certain ages. Some of these products may be sold in premises that also sell alcohol, some may not.

### **1.4.2 Products that may be supplied only to persons aged 18 and over**

1. Tobacco products
2. 'Adult' fireworks
2. DVDs, videos, video games: classification 18
3. Volatile substances and solvent-based products – if it is believed that they may be inhaled for the purposes of becoming intoxicated
4. Lighter fuel containing butane

### **1.4.3 Products that may be supplied only to persons aged 17 and over**

1. Crossbows
2. Airguns and pellets  
(*Age restriction soon to be raised to 18 years old*)

### **1.4.4 Products that may be supplied only to persons aged 16 and over**

1. Petrol
2. Offensive weapons / knives  
(*Age restriction soon to be raised to 18 years old*)
3. Caps, cracker snaps, novelty matches, party poppers, serpents and throw downs
4. Lottery tickets and the instant win cards
5. Aerosol paint

### **1.4.5 Products that may be supplied only to persons aged 15 and over**

1. DVDs, videos, video and computer games: classification 15

#### 1.4.6 Products that may be supplied only to persons aged 12 and over

1. DVDs, videos, video and computer games: classification 12

#### 1.4.7 Further information on selling offensive weapons and knives

'Offensive weapons and knives' include:

- Any knife, knife blade or razor blade
- Any axe
- Any other article that has a blade or sharp point, and that is made or adapted for the purpose of causing personal injury

Examples of knives that it would be an offence for sales staff to sell to persons under the age of 16 would include:

- Combat knives, such as sheath knives or bladed martial arts weapons
- Kitchen knives
- Craft knives

**NB: the minimum age for buying knives is 18 years.**

It is *not* an offence to sell the following products to persons under 16:

- Folding pocket knives if the cutting edge of the knife is less than 3 inches or 7.62cm
- Replacement cartridges for the safety razors provided less than 2mm of the blade is exposed.

#### 1.4.8 Further information on selling or hiring recordings

Below is a table showing the age classification in respect of the sale or supply of recordings:

SYMBOL	CLASSIFICATION	MINIMUM AGE REQUIREMENT
U	Universal – suitable for all	Unrestricted
Uc	Universal – particularly suitable for children	Unrestricted
PG	Suitable for general viewing but	Unrestricted – but staff may wish

	some scenes may not be suitable for children	to consult a parent
12	Suitable for persons aged 12 and over	12 and over
15	Suitable for persons aged 15 and over	15 and over
18	Suitable for persons aged 18 and over	18 and over
R18	'Restricted 18' – suitable for persons aged 18 and over in a licensed sex shop	18 and over

### **Exemptions**

Works in categories that are solely designed to inform, educate or instruct or other works that concern only sport, religion or music and comprise only video game are exempt from classification – provided they do not contain scenes of a violent or sexual nature. Some producers of videos and DVDs label exempt products with an 'E', but this is not a legal requirement.

## **Unit 2:**

# **Preventing Unlawful Sales**

## **2.1 Refusing service to persons intoxicated by alcohol**

### **2.1.1 Recognising the signs of drunkenness**

Sales staff have a duty not to serve alcohol to drunks. The early signs of intoxication may be difficult to spot (Level 1 and 2), but the later stages of intoxication can be obvious (Level 3 and 4), and the staff members need to be able to recognise the signs that drinkers may have reached these levels of intoxication.

Signs of drunkenness include:

- Slurred speech
- Speaking too loud
- Speaking too fast
- Loss of physical co-ordination
- Knocking things over / bumping into furniture
- Staggering, weaving or falling over
- Glazed eyes and / or small pupils
- Heavy sweating
- Vomiting
- Slow or irregular breathing
- Sleepiness or unconsciousness

## **2.2 Refusing service of alcohol to underage persons**

### **2.2.1**

#### **Proof of age**

Acceptable identification and proof of age include:

- Passport
- Photo driving licence
- Recognised proof age card incorporating the PASS logo



Any card incorporating the PASS logo should be accepted as a valid photo- ID and proof of age.

## 2.3 Refusing service of other age-restricted products

### 2.3.1 Knowing the product range and further information

**Alcohol** is the most well known age-restricted product and virtually everyone knows that a customer must be at least 18 years old to buy it. Many people do not know the full range of other products that are age-restricted, or, if they do, what the minimum age for purchasing a product might be. It may well be that underage customers for age-restricted products other than alcohol are attempting to buy without any deliberate intention of breaking the law.

**Volatile substance and solvent-based products** - These products are age-restricted because of the danger of solvent abuse. Solvent abuse is the inhaling of fumes given off by a wide range of solvent based products. The supply of such products is controlled by two pieces of legislation:

- **The Cigarette Lighter Refill (Safety) Regulation 1999** – makes it an offence to supply or offer to supply any cigarette lighter refill canister containing butane or a substance containing butane as a constituent to any person under 18.
- **The Intoxicating Substances (Supply) Act 1985** - makes it an offence to supply or offer to supply an intoxicating substance to a person you know, or have reasonable cause to believe is under 18, if you know or have reasonable cause to believe that person is going to use the substance in order to get intoxicated. An offence is also committed if you supply or offer to supply an intoxicating substance to someone you know or have reasonable cause to believe is purchasing the substance on behalf of someone who will use it to get intoxicated. This is sometimes called a 'proxy purchase'.

'Intoxicating substances' that are sometimes abused include:

- Solvent based glue
- Dry cleaning fluid
- Correction fluid and thinner
- Marker pens
- Aerosols (e.g. air freshener, hair spray, deodorant)
- 'Cold Start' and Antifreeze

- Nail varnish and varnish remover

### **How sales staff can recognise an abuser:**

If you think someone is a solvent abuser you should not serve them.

Signs of abuse include:

- Slurred speech and behaviour
- Spots and sores around the mouth
- The smell of glue or solvents on the person's clothes

### **Your suspicions should be aroused if someone:**

- Is a frequent buyer of solvents
- Buys large quantities
- Purchases solvents and plastic bags at the same time

### **Petrol sales**

The minimum age that must have been reached to manage a petrol station is 18 years. To dispense petrol, as an employee of a petrol station, the minimum age is 16 years. A person under 16 who is not an employee of a petrol station may purchase petrol and it is not illegal for them to dispense it. However, the Health and Safety Executive guidance is that they must be closely supervised by an adult if they do. Allowing an employee under 16 to dispense petrol carries a maximum fine of £5000.

Your

Our Licensing/NI

Date: 04/11/2013



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

Telephone: 07799133204  
Email:  
Licensingpolice@islington.gov.uk

**Date 4th November 2013**

Express Supermarket  
81 Hazelville Road, Upper Holloway  
London N19 3NB

Dear Sir

**Re: Express Supermarket: 81 Hazelville Rd, Upper Holloway N19 3NB**

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

This venue has recently been the subject of License revocation. Parts of the evidence for the revocation were underage sales and illicit alcohol.

The business at the time was owned by Mr Ibrahim Aslan and Mr Zeki Erdogan. The applicant for the new license is Mr Mehmet Aslan who is Mr Ibrahim Aslan's son.

The Police as a Responsible Authority have concerns that the one or both of the original license holders will still play a large part in the day to day running of the premises and we have not seen any evidence to the contrary of this.

This premise is in close proximity to Elthorne Park, an area frequented by street drinkers and groups of youths drinking alcohol. These groups and the street drinkers take up valuable Police resources when engaging in Anti Social Behaviour. These persons are attracted to the area by the cheap high strength alcohol on sale in the area.

Alcohol related crime and violence are at levels that need to be addressed. Alcohol related violence within a 500m radius of the premises shows that the peak times are between 2000-0400hrs and equate to 2.7% of the Islington Borough total over the last 12 months. Alcohol related crime within a 500m radius of the premises shows that offences of ABH, GBH and Common Assault are the most common offences with peaks times between 2000 - 0800hrs and equates to 1.7% of the Islington Borough total over the last 12 months.

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. This large number of licensed premises and the issues associated with these impacts greatly on the Police and all other emergency services resource.

We appreciate that this premises does not fall within a cumulative impact area but we do feel that if this premises is granted another license then it is a distinct possibility that it could impact on the level of crime and disorder within the locality.

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 us on Mobile 07799133204 or via email, Licensingpolice@islington.gov.uk

Yours sincerely

Steven Harrington Pc 425NI  
Paul Hoppe Pc 208NI  
Pete Conisbee Pc 575NI

Islington Police Licensing Team

## **Tomashevski, Katie**

---

**From:** Hoppe, Paul  
**Sent:** 25 November 2013 11:20  
**To:** Louise Bailey (louise.bailey@dadds.co.uk)  
**Cc:** Tomashevski, Katie  
**Subject:** 81 Hazelville Road  
**Attachments:** DOC.PDF

Dear Louise,

Please find attached a further piece of work (using the police.uk website) I plan to present tomorrow at the Committee.

Best wishes

Paul  
Paul Hoppe  
Pc 208NI  
Islington Licensing Team

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

**From:** [TSG101039@islington.gov.uk](mailto:TSG101039@islington.gov.uk) [mailto:[TSG101039@islington.gov.uk](mailto:TSG101039@islington.gov.uk)]  
**Sent:** 25 November 2013 12:08  
**To:** Hoppe, Paul  
**Subject:** Scan from a Xerox WorkCentre

Please open the attached document. It was scanned and sent to you using a Xerox WorkCentre.

Attachment File Type: PDF

WorkCentre Location: MO 3rd Flr Laycock Wing B&W  
Device Name: TSG101039

For more information on Xerox products and solutions, please visit <http://www.xerox.com>

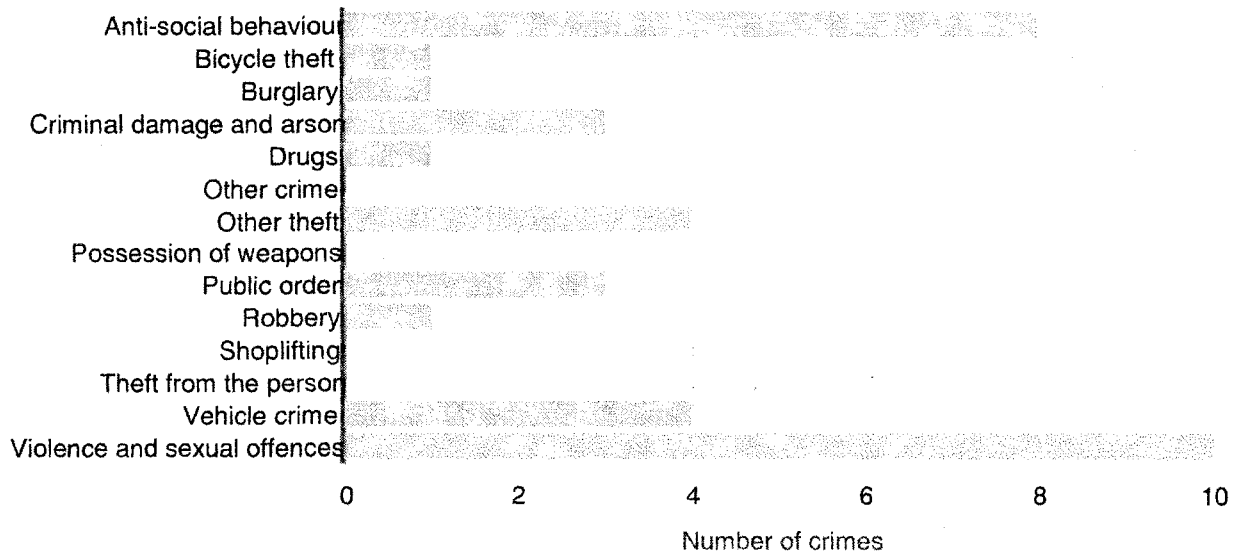
Crime No Hyperlink	Current Classification	CLASS CR Status	SUPV CR Recorded Date	Address	Address Type	IO Investigating Officer	
2715703/12	S105/01 Common Assault	U	25/Jun/12	ELTHORNE PARK,HORNSEY RISE, LONDON,N19 3SB	VEN	224401	DC ROSE
2715877/12	S008/06 ABH & M/Wound	D	27/Jun/12	Elthorne park,HAZELLVILLE ROAD, ISLINGTON,N19	VEN	218904	DC PRICE
2718198/12	S008/06 ABH & M/Wound	D	23/Jul/12	ELTHORNE PARK,LONDON	VEN	218904	DC PRICE
2719623/12	S105/01 Common Assault	U	06/Aug/12	NR,elthorne park,HAZELLVILLE ROAD, LONDON,N19 3LW	VEN	232393	PC 285NI AHMED
2719713/12	S008/06 ABH & M/Wound	U	07/Aug/12	NR,ELTHORNE PARK 9SUNNYSIDE PARK),HAZELLVILLE ROAD, LONDON,N19 3LW	VEN	225883	ADS ROBERTS
2723501/12	S008/06 ABH & M/Wound	U	20/Sep/12	ELTHORNE PARK,HORNSEY ROAD, LONDON	VEN	231167	PC 747NI NICOLAOU
2727701/12	S005/01 GBH W/I	U	07/Nov/12	ELTHORNE PARK, LONDON	VEN	218049	DC ELLIOTT
2701416/13	S105/01 Common Assault	U	18/Jan/13	NR,ELTHORNE PARK, LONDON,N19 4AG	VEN	232688	PC DARRAT
2702117/13	S125/09 Pub Order S 4a	U	27/Jan/13	ELTHORNE PARK,HORNSEY ROAD, LONDON,N19 3QL	VEN	234148	PC CROSSAN
2703179/13	S008/06 ABH & M/Wound	U	08/Feb/13	NR,Islington Boys Club,ELTHORNE PARK SOUTH SIDE,HAZELLVILLE ROAD, LONDON,N19 3LP	VEN	224929	PC 547NI MURRAY
2704753/13	S105/01 Common Assault	U	26/Feb/13	Elthorne park,SUNNYSIDE ROAD, LONDON,W5 5HT	VEN	231449	PC 651NI DE ASHA
2710194/13	S125/11 Pub Order S 4	D	08/May/13	Elthorne Park,HAZELLVILLE ROAD, LONDON,N19 3LP	VEN	222205	PC SEYMOUR
2710377/13	S149/78 C/Dam Veh U500	U	11/May/13	O/S,ELTHORNE PARK,HAZELLVILLE ROAD, LONDON,N19 3LW	VEN	200059	ADS BHABRA
2712017/13	S105/01 Common Assault	U	31/May/13	ELTHORNE PARK,HAZELLVILLE ROAD, LONDON,N19 3NF	VEN	202785	PC 431NI MARTINS
2714853/13	S049/10 Other theft	U	07/Jul/13	ELTHORNE PARK,HORNSEY ROAD, LONDON,N19 4AB	VEN	12169	CIV MAHER
2715858/13	S008/26 Bladed Art	D	20/Jul/13	ELTHORNE PARK, LONDON,N19 3LP	VEN	215284	PC 412NI LAGARES
2716039/13	S049/10 Other theft	U	22/Jul/13	ELTHORNE PARK,ELTHORNE ROAD, LONDON,N19 4AB	VEN	215222	PC 914TP OSBORNE
2718882/13	S039/00 Theft Person	U	28/Aug/13	ELTHORNE PARK, LONDON,N19	VEN	223879	PC 601NI CLARK
2718966/13	S034/11 Rob pers	U	29/Aug/13	O/S,ELTHORNE PARK, LONDON	VEN	194559	DS ATTRIDGE
2719618/13	S008/01 GBH/Wound	U	05/Sep/13	Elthorne park,HAZELLVILLE ROAD, LONDON,N19 3LP	VEN	224401	DC ROSE
2721059/13	S034/11 Rob pers	U	23/Sep/13	Elthorne Park,HAZELLVILLE ROAD, LONDON,N19 3LP	VEN	227466	DC JENKINSON

2723327/13	S005/01 GBH W/I	U	21/Oct/13	OPP 18-20,HORNSEY RISE, ELTHORNE PARK,LONDON,N19 3SB	VEN	227045	TDC CALLAGHAN
2723744/13	S008/06 ABH & M/Wound	U	26/Oct/13	HORNSEY RISE, ELTHORNE PARK,LONDON,N19 3YU	VEN	185696	DS LUTES



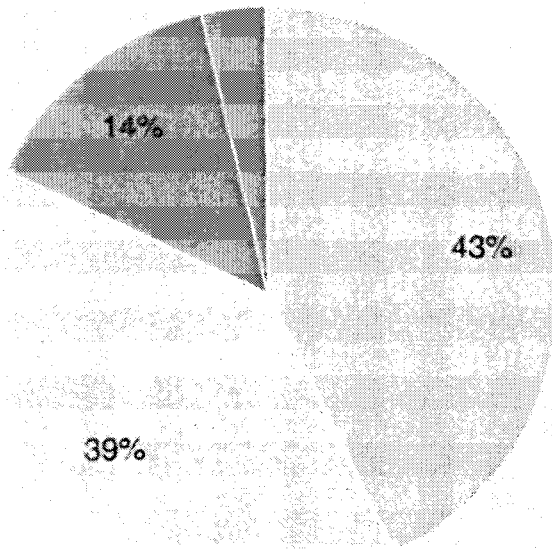







## Comparison of crime types in this area between May 2013 and September 2013



<b>Anti-social behaviour</b>	8	22.22%
<b>Bicycle theft</b>	1	2.78%
<b>Burglary</b>	1	2.78%
<b>Criminal damage and arson</b>	3	8.33%
<b>Drugs</b>	1	2.78%
<b>Other crime</b>	0	0.00%
<b>Other theft</b>	4	11.11%
<b>Possession of weapons</b>	0	0.00%
<b>Public order</b>	3	8.33%
<b>Robbery</b>	1	2.78%
<b>Shoplifting</b>	0	0.00%
<b>Theft from the person</b>	0	0.00%
<b>Vehicle crime</b>	4	11.11%
<b>Violence and sexual offences</b>	10	27.78%

## Comparison of outcomes in this area between May 2013 and September 2013



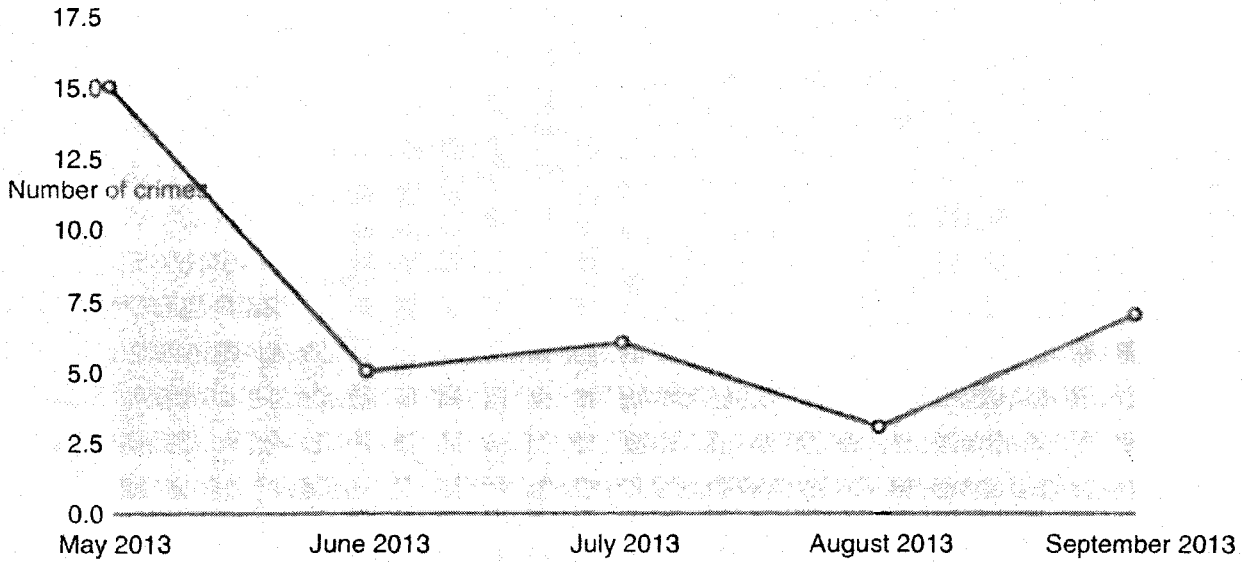
-  Under investigation
-  No further action
-  Offender dealt with by police
-  Offender sent to court
-  Offender dealt with at court

Outcome type	Total	Percentage
<b>Under investigation</b>	<b>12</b>	<b>42.86%</b>
Under investigation	12	42.86%
<b>No further action</b>	<b>11</b>	<b>39.29%</b>
Unable to prosecute suspect	0	0.00%
No further action at this time	11	39.29%
<b>Offender dealt with by police</b>	<b>4</b>	<b>14.29%</b>
Local resolution	0	0.00%
Offender given penalty notice	0	0.00%

Offender given a caution	4	14.29%
<b>Offender sent to court</b>	<b>1</b>	<b>3.57%</b>
Suspect charged	1	3.57%
Suspect charged as part of another case	0	0.00%
<b>Offender dealt with at court</b>	<b>0</b>	<b>0.00%</b>
Offender otherwise dealt with	0	0.00%
Offender sent to prison	0	0.00%
Offender given suspended prison sentence	0	0.00%
Defendant sent to Crown Court	0	0.00%
Offender given absolute discharge	0	0.00%
Offender deprived of property	0	0.00%
Offender given conditional discharge	0	0.00%
Offender ordered to pay compensation	0	0.00%
Defendant found not guilty	0	0.00%
Court case unable to proceed	0	0.00%
Offender given community sentence	0	0.00%
Offender fined	0	0.00%

## Crime levels in this area between May 2013 and September 2013

### All crime



Month	Total
September 2013	7
August 2013	3
July 2013	6
June 2013	5
May 2013	15

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**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 Projects 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>	Express Supermarket
<b>Address of the premises you are making a representation about</b>	81 Hazellville Road Islington N19 3NB

***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. The Operating Schedule put forward by the Licensee is relatively thin in relation to steps that will be taken to meet the public nuisance licensing objective and indicates a style of management that will be reactive rather than proactive.

We support the comments of the Licensing Authority and recommend that in order to promote the licensing objectives the application is refused.

However, should the Licensing Sub Committee be minded to grant the Application we would advise that the suggested conditions below are placed on the Licence.

<b>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.</b>	<p>A. Notices</p> <p>1. A prominent and clear notice will be displayed at the premises exit requesting customers to be considerate to local residents by leaving the premises and the area quietly.</p> <p>B. Roof Top Condensing Units</p> <p>1. No noise or vibration shall emanate from the Roof Top Refrigeration Condensing Units to the rear of the premises to cause noise disturbance to neighbours.</p>
--	--

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

Date: 29<sup>th</sup> October 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](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**

## **Tomashevski, Katie**

---

**From:** Armstrong, Sarah  
**Sent:** 04 November 2013 12:12  
**To:** Licensing  
**Cc:** Tomashevski, Katie  
**Subject:** 81 Hazelville Road

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 issues are a priority for Islington Councils community safety team.

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 81 Hazelville Road and other 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: Express Supermarket 81 Hazelville Road London N19 3NB**

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 Express Supermarket from 8am to 11 pm daily.

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**

*Licensing Policy 1*

*Licensing Policy 4*

*Licensing Policy 9 & 10*

*Location, cumulative impact and saturation*

*Shops selling alcohol*

*Operating schedules*

**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 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 81 Hazelville Road.

Address 1	Address 2	Post code	Alcohol sales hours
Londis,	511-513 Hornsey Road,	N19 3QL.	8am - 11pm (M-S)/10-10.30 (SUN)
Hilltop Supermarket	1 Hornsey Rise	N19 3PP.	8am - 11pm (M-S)/10-10.30 (SUN)8am - 11pm/10-10.30
Shell Service Station	89 Hornsey Rise,,		24 hour
Costcutter	Ground Floor Shop, 495-497 Hornsey Road,	N19 3QL.	7am-1am (M, T,W), 7am-2am (T,F,S) 9am - 12(S)
Becky's,91	91 Dresden Road	N19 3BG	8am - 11pm (M-S)/10-10.30 (SUN)
Whitehall Wines	89 Cheverton Road,		8am - 11pm (M-S)/10-10.30 (SUN)
Crouch Hill Supermarket	60 Crouch Hill,,	N4 4AD	8am - 11pm (M-S)/10-10.30 (SUN)
Aksu Supermarket	52 Cressida Road,	N19 3LB	8am - 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 relate solely to sale of alcohol to children and illicit sales of alcohol.

This is a new application as the previous premises licence was revoked as a result of underage sales and the sale of illicit alcohol. It is understood that there is a family connection between the new applicant and the previous licensees and managers of the business. This, combined with the lack detail in the operating schedule, indicates that granting this application could undermine the licensing objectives.

#### **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 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 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  
[Janice.gibbons@islington.gov.uk](mailto:Janice.gibbons@islington.gov.uk)  
020 7527 3212

24 October 2013

Dadds LLP Licensing Solicitors  
Crescent House  
51 High Street  
Billericay  
Essex  
CM12 9AX

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: 21 October 2013

Dear Sirs

**Licensing Act 2003  
Representation from Responsible Authority for Health and Public Safety  
Express Supermarket 81 Hazellville Road N19 3NB**

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 25 March 2013 it was found that the requirements specified in the attached schedule were 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 the attention of the licensee 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>	Express Supermarket 81 Hazellville Road N19 3NB
<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 21 October 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 21 October 2013 for  
Express Supermarket 81 Hazellville Road N19 3NB**

- (1) Mechanical extract ventilation should be installed in the toilet extracting direct to external air at a rate of not less than 6 litres/second. The extract fan should have a 15 minute over-run controlled by the light switch or occupant detecting sensor. Air inlet to the toilet should be provided, e.g. 10mm gap under the door.
- (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) In addition to the lighting, emergency lighting in compliance with BS 5266 – 1 should be provided in the trading area of the shop so all gangways are clearly illuminated.

Note: Non-maintained emergency lighting 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) One foam fire extinguisher (rating 13A) and one carbon dioxide fire extinguisher (rating 34B) should be provided adjacent to the entrance/exit door.

Fire extinguishers 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 extinguishers indicating the type of fire fighting appliance and the class of fire covered.

- (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

An approved competent person for the testing and certification of electrical installations and emergency lighting should be one of the following:

- (i) A qualified member of the Institution of Engineering and Technology, or
- (ii) A contractor enrolled with the National Inspection Council for Electrical Installation Contracting, or a member of the Electrical Contractors Association, or a competent person from an appropriate approved organisation.

For fire alarms any of the above, or  
A member of the Loss Prevention Council 1014 Scheme, or a member of the British Approvals for Fire Equipment SP203 Scheme.

Inspection and service certificates for fire fighting appliances should be obtained from an organisation certified by the British Approvals for Fire Equipment (BAFE), or a competent person from an appropriate approved organisation.

- (6) On inspection of the arrangements at the premises, any additional health and public safety requirements found to be necessary should be carried out without delay.



**ISLINGTON**

**PUBLIC PROTECTION DIVISION**

Trading Standards  
222 Upper Street  
London N1 1XR

Tel: x 3874  
E-mail: doug.love@islington.gov.uk

Please reply to: Doug Love

**MEMO TO:**

**LICENSING TEAM  
222 UPPER STREET**

Our Ref:  
Your Ref: dd/lb/ASL1-1  
Date: 21/10/2013

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

**Express Supermarket, 81 Hazellville Road, N4 3PX**

I have had the opportunity to examine the application for a new premises licence made by Mehmet Aslan on behalf of Trading Standards and wish to make the following representation.

1. This previous premises licence for this location was revoked after Trading Standards applied for it to be reviewed following an underage sale of alcohol and a large seizure of wine. This decision was upheld at Magistrates Court on appeal.
2. At the time of the review and the appeal, the business was owned by two partners Ibrahim Aslan and Zeki Erdogan, the latter also being licensee and DPS. Mehmet Aslan, the applicant, is Ibrahim's son and worked in the business at the time of the events that led to the review. As far as I am aware, the ownership of the business remains the same.
3. Neither Mr Aslan nor his representative approached Trading Standards prior to making this application. I have not spoken with either since the application was received.
4. No evidence, beyond the offering of conditions that Trading Standards regularly request, has been provided that the management of the business has changed in any respect, let alone that the management has improved significantly as LP10 states is necessary.
5. Should evidence of improved management be forthcoming, I believe that the LS-C are the appropriate body to evaluate it, so I will not withdraw this representation. On what I have seen at the moment, however, I recommend that the application is refused.
6. Should the LS-C feel it appropriate to grant the application, I suggest that they should consider a condition that ensures the applicant, rather than the current owners, is the person making decisions about licensable activities at the premises.

I believe these representations are appropriate and proportionate and are consistent with the Licensing Act and Islington Council's Licensing Policy 2013-16.

Doug Love  
Principal Consumer Services Officer

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

1. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
2. No spirits shall be purchased in a resealed box.
3. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
4. 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.
5. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
6. 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.
7. If any spirits bought by the business 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.
8. The licensee shall adopt 'Challenge 25', the Retail of Alcohol Standards Group's advice for off licences and promote it through the display of posters.
9. 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 training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instruction given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
10. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, 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.
11. 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 upon request by the licensing team, police or trading standards.

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

1. A prominent and clear notice shall be displayed at the premises exit requesting customer to be considerate to local residents by leaving the premises and the area quietly.
2. Noise or vibration must not emanate from the roof top refrigeration condensing units to the rear of the premises to cause a nuisance to nearby properties.

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

3. The premises shall not be used under the licence until the requirements specified in the schedule dated 21 October 2013 have been completed and approved in writing by the responsible authority for health and public safety.



Title : 81 Hazelville

Islington Borough  
Boundary

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Printed at :  
07-10-2013

