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Resources Department Town Hall, Upper Street, London, N1 2UD

AGENDA FOR THE LICENSING SUB COMMITTEE D

Members of Licensing Sub Committee D are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **18 July 2017 at 6.30 pm.**

Yinka Owa Director of Law and Governance

Enquiries to : Jackie Tunstall Tel : 020 7527 3068

E-mail : democracy@islington.gov.uk

Despatched : 10 July 2017

<u>Membership</u> <u>Substitute</u>

Councillor Nick Wayne (Chair)
Councillor Satnam Gill OBE (Vice-Chair)
Councillor Marian Spall

All other members of the Licensing committee

Quorum: is 3 Councillors

Welcome: Members of the public are welcome to attend this meeting.

Procedures to be followed at the meeting are attached.

A.	Formal matters	Page
1.	Introductions and procedure	
2.	Apologies for absence	
3.	Declarations of substitute members	
4.	Declarations of interest	
	If you have a Disclosable Pecuniary Interest* in an item of business: if it is not yet on the council's register, you must declare both the existence and details of it at the start of the meeting or when it becomes apparent; you may choose to declare a Disclosable Pecuniary Interest that is already in the register in the interests of openness and transparency. In both the above cases, you must leave the room without participating in discussion of the item. If you have a personal interest in an item of business and you intend to speak or vote on the item you must declare both the existence and details of it at the start of the meeting or when it becomes apparent but you may participate in the discussion and vote on the item.	

- *(a)Employment, etc Any employment, office, trade, profession or vocation carried on for profit or gain.
- (b) Sponsorship Any payment or other financial benefit in respect of your expenses in carrying out duties as a member, or of your election; including from a trade union.
- (c) Contracts Any current contract for goods, services or works, between you or your partner (or a body in which one of you has a beneficial interest) and the council.
- (d) Land Any beneficial interest in land which is within the council's area.
- (e) Licences- Any licence to occupy land in the council's area for a month or longer.
- (f) Corporate tenancies Any tenancy between the council and a body in which you or your partner have a beneficial interest.
- (g) Securities Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

This applies to **all** members present at the meeting.

5. Order of Business

В.

Minutes of Previous Meeting 6.

Items for Decision

1 - 8

1. Essex Alternative Supermarket, 360 Essex Road, N1 3PD - Premises licence 9 - 76

review

Page

C. Urgent non-exempt items

Any non-exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

D. Exclusion of public and press

To consider whether, in view of the nature of the remaining items on the agenda, any of them are likely to involve the disclosure of exempt or confidential information within the terms of the Access to Information Procedure Rules in the Constitution and, if so, whether to exclude the press and public during discussion thereof.

E. Urgent Exempt Items (if any)

Any exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

ISLINGTON LICENSING SUB-COMMITTEES -

PROCEDURE FOR HEARING LICENSING REVIEW APPLICATIONS UNDER THE LICENSING ACT 2003

INTRODUCTION TIME
GUIDE

- 1) The Chair of the Sub-Committee will open the meeting and invite all members of the Sub-Committee, Officers, the applicant and anybody making representations, including witnesses (who have been given permission to appear) to introduce themselves.
- 2) The Chair will introduce the application and draw attention to the procedure to be followed as detailed below.

CONSIDERATION OF APPLICATIONS:

N.B. The Sub-Committee have read all the papers. All parties should use this time to present a summary of their key points and not to repeat the detail already provided in the report.

- 3) **The Licensing Officer** will report any further information relating to the application or representations. Where necessary the relevant parties will respond to these points during their submissions.
- 4) **The applicant (interested party or responsible authority)** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear.

10 mins

- 5) The Sub-Committee to question the applicant (interested party or responsible authority) on matters arising from their submission.
- 6) Other representatives (interested party or responsible authority) to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear.

10 mins

- 7) The Sub-Committee to question the other representatives (interested party or responsible authority) on matters arising from their submission.
- 8) **The licensee** to present the key points of their application, address the representations and clarify any points requested by the Authority. Witnesses given permission by the Authority may appear.

10 mins

- 9) The Sub-Committee to guestion the applicants on matters arising from their submission.
- 10) If required, the Licensing Officer to clarify matters relating to the application and the Licensing Policy.
- 11) The Chair may give permission for any party to question another party in the order of representations given above.

CASE SUMMARIES

- 12) Applicant
- 13) Other representatives
- 14) Licensee

2 mins each

DELIBERATION AND DECISION

- 15) The Sub-Committee may retire to consider its decision. The Committee Clerk and Legal Officer will remain with the Sub-Committee.
- 16) If the Sub-Committee retires, all parties should remain available to provide further information or clarification.
- 17) The chair will announce their decision giving reasons and any conditions to be attached to the licence. All parties will be informed of the decision in writing.

Agenda Item A6

London Borough of Islington

Licensing Sub Committee D - 22 May 2017

Minutes of the meeting of the Licensing Sub Committee D held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 22 May 2017 at 6.30 pm.

Present: Councillors: Nick Wayne (Chair), Satnam Gill (Vice-Chair) and

Marian Spall

Councillor Nick Wayne in the Chair

168 INTRODUCTIONS AND PROCEDURE (Item A1)

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

169 APOLOGIES FOR ABSENCE (Item A2)

There were no apologies for absence.

170 <u>DECLARATIONS OF SUBSTITUTE MEMBERS (Item A3)</u>

There were no declarations of substitute members.

171 DECLARATIONS OF INTEREST (Item A4)

None.

172 ORDER OF BUSINESS (Item A5)

The order of business would be B1, B4, B3 and B2.

173 MINUTES OF PREVIOUS MEETING (Item A6)

RESOLVED

That the minutes of the meeting held on the 31 January 2017 be confirmed as a correct record and the Chair be authorised to sign them.

174 <u>HUMBLE GRAPE, 11-13 THEBERTON STREET, N1 0QY - NEW PREMISES LICENCE</u> (Item B1)

The Sub-Committee noted that following receipt of late papers from the applicant, the residents had discussed the matter of an adjournment with the applicant. The applicant agreed that the matter be adjourned until the next meeting of the Licensing Sub-Committee.

RESOLVED

That this matter be adjourned until the next Licensing Sub-Committee, on the 1 June 2017.

175 <u>SOURCED MARKET. GROUND FLOOR, 7-12 GOSWELL ROAD, EC1M 7AH - NEW PREMISES LICENCE (Item B2)</u>

The Sub-Committee noted the advice from the planning officer that a change of use application would be required. The Sub-Committee noted the advice from the legal officer that licensing policy 6 set out that the licensing authority would only grant licences for premises without planning consent in exceptional circumstances.

The applicant stated that the proposed use would remain ancillary as the primary use for sales of alcohol would be to hotel residents. It had been set out in the certificate of lawfulness that there would be an amount of public use. He stated that he had a letter from the planning consultants that the use envisaged would fall within the certificate of lawfulness as issued.

In response to questions it was noted that the applicant considered that planning use had already been resolved. It was noted that customers would be aware that they were entering a hotel even when using the Goswell Road entrance. It was noted that the Certificate of Lawfulness gave a percentage figure for the split between hotel use and public use. The applicant stated that for breakfast and for the evening there would be greater use by hotel residents and at lunchtime it was expected there would be more public use.

The Sub-Committee adjourned the meeting to consider the Certificate of Lawfulness.

During the adjournment it was noted that, following discussions with residents, the applicant agreed to a revision of hours for the sale of alcohol from 11am until 10pm Monday to Sunday and a closing time of 10pm.

RESOLVED

That the application be deferred until the planning matter has been resolved to the satisfaction of the Planning Authority.

Note of the Sub-Committee

Before the Sub-Committee agreed to defer the application the applicant advised that the application had been revised as follows:-

- 1) To allow the supply of alcohol on the premises from 11am until 10pm Monday to Sunday.
- Opening hours to be:- 7am to 10pm Monday to Sunday.

The applicant indicated that the revision to the application had been proposed following discussions with a local resident who was in attendance at the hearing.

176 LOST RIVERS CAFE, 122 OLD STREET, EC1M 9RD - NEW PREMISES LICENCE (Item B3)

The licensing officer reported that the conditions on page 137 were detailed in conditions 4-18 at appendix 3 of the report. There would be no use of the courtyard by the customers as this was for the exclusive use of the students. A condition could be applied to prevent drinking outside the premises. Off sales would be in sealed containers.

The licensing authority was concerned that the proposed hours were in excess of the licensing policy suggested hours for a bar. The cumulative impact policy had not been dealt with in the application and the nature of the business was not clear. The applicant confirmed that the capacity would be for a maximum of 150 people. Layout plans were tabled at the meeting and would be interleaved with the agenda papers. A fire risk assessment would also be required.

A local resident stated that the cumulative impact policy placed the burden of proof on the applicant that the premises would not add to the cumulative impact. The area was already saturated with licensed premises with intoxicated people and anti-social behaviour problems. He stated that this was not a café but was a bar that would operate seven days a week until 1am on Fridays and Saturdays. The applicant managed other late night venues. If the premises were a café why would the proposals be for a 1am licence, with more conditions than a restaurant licence and proposing extra security on Friday and Saturday. The applicant emphasised good links with public transport and as a late night venue would attract customers from outside the area. There was an emphasis on a considerable bar and music at the venue and it could not fail to add to the cumulative impact. If this was an application for a café or restaurant there would be no vertical drinking and hours proposed would be reasonable. He stated that this type of premises was the reason that the cumulative impact policy had been brought in to protect residents. He did not consider that the conditions would help. The grant of the licence would add a large number of people to the street and would impact considerably on the area.

The applicant stated that each site they had was different. This premises was to be a high end café which sold craft ales. The applicant reported that they would remove the live music element of the application. The ground floor would hold from 25 to 30 people vertically drinking. The food was good quality and was not cheap. The space was not appropriate for live music. Regarding the cumulative impact, customers would leave as the last trains departed and would filter out. Most customers would leave via the back door.

In response to questions it was noted that above the premises was high end student accommodation. Rents were high and this was a high end fit out. Late hours were requested in order to have the opportunity to fit in two food sittings on Friday and Saturday. There would be supervision of the smoking area and customers would be prevented from taking drinks outside. Drinks were priced at a level where it was not expected there would be problems from anti-social behaviour. It was noted from the Lost Rivers brewery website regarding Canto Court that it was advertised as having a reasonably priced take away menu, known for its craft beers and music and was an all day and evening destination which was looking to bring in custom from both locals and city workers. The applicant stated that trade at lunchtime would be from local customers but extra revenue was required. There were 162 student bedrooms and students would not always eat at the premises. Members raised concerns about the trade after 9pm and the applicant stated that the capacity was realistically expected to be in the region of 70 or 80 customers and not 150. Upstairs was a seated area while there could be 20 - 30 people vertically drinking downstairs. Safety of staff was a major concern and customers would not be served if they were likely to cause problems. There was a very tight lease on the premises. It was noted that snacks could be consumed on the ground floor, not necessarily a full table meal. Live music may be played prior to 11pm although there was no stage area.

In summary, the local resident stated that the hours did not need to be beyond 11pm. If hours were later the venue would attract customers who had left other places. He considered that the applicant could not say that they would not add to the cumulative impact even if the hours were decreased. He considered that if the licence was granted there should be no vertical drinking and it be granted until 11pm with usual restaurant conditions. However, he stated that the application should be refused. He was concerned that it was proposed that security guards be employed on the premises, which was in line with conditions in a late night venue. He considered that the premises should be in a more appropriate area where residents would not be disturbed.

The applicant stated that he considered that local people would be proud of this type or premises in the area. He was happy to reduce the hours by 30 minutes. They would lose

the option of security guards if this would give the wrong visual image. There was accommodation for 162 people above the premises so he considered that there would not be an impact on the area.

RESOLVED

- 1) That the application for a new premises licence in respect of Lost Rivers Café, Ground Floor, 122 Old Street, EC1M 9RD be granted:
 - a) To supply alcohol for consumption on and off the premises from 11am until 11pm Sunday to Thursday and from 11am until midnight Friday and Saturday.
 - b) That the provision of recorded music be refused.
 - c) For the provision of late night refreshment 11pm to midnight on Friday and Saturday.
 - d) Opening hours to be:- 8am to 11.30 pm Sunday to Thursday and from 8am to half past midnight Friday and Saturday.
- 2) Conditions detailed on pages 174 and 175 of the agenda shall be applied to the licence with the following condition.
 - No vertical drinking in the premises except for on the ground floor and limited to 30 people.
 - Condition 4 to read. Consumption of alcohol outside the premises shall be prohibited at all times.

REASONS FOR DECISION

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee noted that the maximum capacity for the venue was 150 but that the applicant indicated that the premises would generally operate with a capacity of 70 to 80. The premises were situated on the ground floor with student accommodation above and with no access to the adjacent courtyard. The Sub-Committee noted that the premises would be providing quality craft beer with a food offer. The applicant stated that their business would be to provide a venue for the students and locals although it was acknowledged that there would be other customers. At the hearing the applicant offered to withdraw the part of the application seeking provision of live music after 11pm.

The Sub-Committee noted that residents in the locality of the premises had experienced problems with intoxicated people and anti-social behaviour in the area. The Sub-Committee noted that local residents were concerned that the premises would add to the Bunhill cumulative impact area. The Sub-Committee took into consideration Licensing Policy 2. The premises fall within the Bunhill cumulative impact area. Licensing policy 2 creates a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

The Sub-Committee deliberated on whether the premises were likely to add to the cumulative impact. The Sub-Committee considered the impact of the application in the Bunhill area in light of the style and characteristics of the venue. The Sub-Committee noted that the venue was relatively small and that the specialist beer that would be on offer was

expensive and of interest to a particular demographic of clientele. The Sub-Committee was reassured by the relatively small proposed number of covers.

The Sub-Committee was not satisfied that the licensing objectives would be promoted if the premises provided the licensable activities as sought in their application. However, the Sub-Committee was satisfied that if the premises operated in accordance with the core hours set out in licensing policy 8 that the licensing objectives would be promoted. It was accepted by the Sub-Committee that the premises would bring increased footfall into the area but that by operating within the core hours and with the proposed conditions, the premises were unlikely to add to the cumulative impact on the licensing objectives.

The Sub-Committee considered that the conditions set out in Appendix 3, and the amended condition 4 and the additional condition restricting the numbers of vertical drinkers at any one time were appropriate and proportionate to the promotion of the licensing objectives.

The Sub-Committee also considered that it was appropriate and proportionate to refuse the application for the provision of recorded music from 11pm. The applicant had already withdrawn the application for live music and the Sub-Committee's decision was in line with this revised operational approach at the premises. Furthermore, as the licensable activities and the hours of operation were to be reduced it was appropriate for music to cease at the venue at 11pm.

177 FESTAC, 148 HOLLOWAY ROAD, N7 8DD - TEMPORARY EVENT NOTICE (Item C1)

The police reported that at the previous temporary event there had been a large fight in the street involving approximately 20 people. A claw hammer had been found at the scene with blood on it. The injured parties did not want to pursue the matter but the police had concerns due to this event. He stated that there had been problems at Festac three years ago and he was concerned that these problems would return.

In response to questions, it was noted that the previous temporary event had been a private party and the police had agreed the temporary event noticed based on this information. However, due to the problems at the last event they were concerned about the type of crowd they would get at this event. The police stated that the incident had occurred near closing time and conditions required that customers leave the area quietly. He stated that security should be proactive when customers were dispersing.

The licensee reported that the fight that took place was not directly opposite the premises but was about 30 yards down the road. There was security in place. Customers had started to leave but there were still customers on the premises when the fight started. The police were driving by and saw the fight. The licensee accepted that the people involved had been Festac customers. It was the submission of the police that he had not been cooperative. He considered that this was a misunderstanding. The shutters were already down and the police banged on the shutters. The licensee informed police that he had not slept for three days so would provide the CCTV the following morning. He considered that the police misunderstood and had stated that CCTV would not be provided for three days. The officer had not called back for the CCTV and the first he knew that it was still required was following the objection to this temporary event notice. He was happy to provide CCTV and had received letters of thanks for providing it in the past. He did not consider it would be workable to ask security to encourage customers to disperse as he would have to move more security from inside the premises to outside. He had about six or seven security personnel. He considered that this was a low risk even. He already had a licence until 2am on Sundays and just wanted an additional 2 ½ hrs. Security and the DJs had been booked for this event. He stated that there would be a different crowd to this event as the last event had under 21s. He stated that it would be difficult to change this event at this stage.

In response to questions it was noted that security and DJs had been booked for this event. Customers had purchased tickets and had been informed of the end time for the event. It was noted that a promoted birthday party would occur when a birthday party was held but to cover costs friends would pay at the door. This was common practice. It was accepted by the licensee that he would have no control over ticket sales. The licensee informed the Sub-Committee that he had told the police officer at the time of the previous incident that he had not slept for three days, he gave the officer his telephone number and informed him that the CCTV would be ready for him. The officer did not call him back. He provided CCTV after the objection to the temporary event notice. The police officer informed the Sub-Committee that there had not been a formal request for the CCTV as the injured parties did not wish to pursue the matter. The licensing officer had subsequently requested the CCTV and it had been provided to him. The licensee did not think it was possible for someone to take a claw hammer into the premises as all patrons were searched. He thought that they would have obtained the weapon away from the premises.

In summary, the police officer stated that they had worked closely with the licensee but considered that rules had been relaxed and perhaps previous problems were starting to come back. He was concerned that security did not deal with the fight even though it was only 30 yards away. If there were six security officers at the premises he considered that three could have dealt with the fight. Patrons were the responsibility of the premises until they had left the area. If the party had been planned for three months then a temporary event application could have been made earlier and then matters could have been discussed. He did not consider that anything could be put in place at this stage.

The licensee considered that the best he could do was to send one or two security personnel to the incident. If there was an incident customers might want to see the fight and cause problems inside the premises. He was always happy to provide CCTV and had provided CCTV in this case. There were few under 21s at this event. Often the over 21s caused more problems.

RESOLVED

That the application for a temporary event notice in respect of Festac, 148 Holloway Road, N7 8DD for the period 21:00 hours on Sunday 28 May 2017 until 04:30 hours on Monday 29 May be refused and a counter notice be issued under Part 5, Section 105.

REASONS FOR DECISION

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee noted that the licensee accepted that the people involved in the fight were customers of Festac. The Sub-Committee also noted that the licensee had adequate security at the premises although this had not been deployed to deal with the incident in question. The police had raised this in their submissions and had also had discussions with the licensee but he did not have an operation plan in place to prevent any similar violent incident

The Sub-Committee noted the police's submissions regarding relaxation of conditions at the premises and their concern that this may be leading to a return of customers that could cause problems in and around the venue. A risk assessment had not been provided for the TEN event which led to the fight as required and on receipt of the current TEN application the police were able to consider the risk posed by the proposed event more carefully and in light of what happened previously.

The Sub-Committee heard evidence that the event had been planned for three months and DJs had been booked. However the police only received the application for the TEN on the 12 May 2017. The event was a ticketed event and the sale of tickets was not under the control of the licensee.

The Sub-Committee was guided by paragraph 9.12 of the Home Office guidance which provides that the licensing authority should accept all reasonable and proportionate representations made by the police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives. The Sub-Committee concluded that the licensee was only seeking 2 ½ additional hours and that it would be proportionate and appropriate for the police objection to be accepted in order to promote the licensing objective on crime and disorder.

The Sub-Committee noted licensing policy 27 which states that applicants are encouraged to submit TEN notifications at least four weeks prior to the event. The licensee failed to follow the licensing policy in this regard. The Sub-Committee also noted licensing policy 28 and considered the circumstances of the police objection which focussed on a serious violent incident amongst customers from the venue and involving a claw hammer where the indication is that the customers involved were already armed with this weapon.

In deciding to direct the licensing authority to issue a counter notice, the Sub-Committee were satisfied that it was reasonable and proportion for the promotion of the licensing objectives.

The meeting ended at 8.40 pm

CHAIR



Agenda Item B1

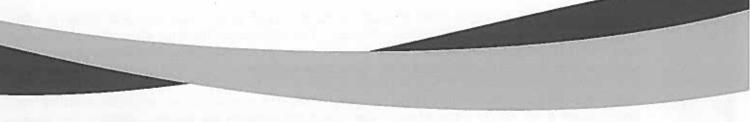


Environment & Regeneration Municipal Office, 222 Upper Street, London, N1 1XR

Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 July 2017		Canonbury

Delete as	Non-exempt
appropriate	



Subject:

REVIEW APPLICATION

ESSEX ALTERNATIVE SUPERMARKET, 360 ESSEX ROAD, LONDON N1 3PD

1. Synopsis

- 1.1 This is an application by the Licensing Authority for a Review of the Premises Licence under Section 51 of the Licensing Act 2003 made by Islington Council's Trading Standards Service.
- 1.2 The grounds for review is related to the licensing objective:
 - i) Prevention of crime and disorder.
 - j) The protection of children from harm.

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	Yes
Noise	No
Health and Safety	No
Trading Standards	NA
Public Health	Yes

Safeguarding Children	No
London Fire Brigade	No
Local residents	No
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

Appendix 1:

review application form

Appendix 2:

current premises licence

Appendix 3:

representations

Appendix 4:

map of premises location.

- The premises is currently licensed for the sale of alcohol for consumption off the premises from 07:00 until 00:00 Monday to Sunday. The opening times of this premises are the same as the times for the sale of alcohol.
- 3.3 This property held a licence from at least November 2005 until March last year, when it was revoked following a Trading Standards Review. The Licence at this time allowed the 24 hours sale of alcohol off the premises. The premises licence holder at this time was Turac Ltd and the Designated Premises Supervisor was Mr Selahattin Aydemir
- 3.4 A new licence was applied for in May last year. This was granted to Mr Ismet Bayeren for the hours listed in 3.2 above. The licence was then transferred to the current Licensee, Mr Ismail Kurt in August last year. Mr Kurt also applied to become the Designated Premises Supervisor.

4. Planning Implications

4.1 There are no planning implications.

Recommendations

- 5.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.
- 5.1 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as appropriate for the promotion of the four licensing objectives:
- 5.2 The steps stated in Sections 52(4) of the Act are as follows:
 - a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
 - b) to exclude a licensable activity from the scope of the licence;
 - c) to remove the designated premises supervisor;
 - d) to suspend the licence for a period not exceeding three months;
 - e) to revoke the licence;
 - f) the Committee also have the option to leave the licence in its existing state;

g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

6 Conclusion and reasons for recommendations

6.1 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 as appropriate 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

Jan Hart

Date 7 July 2017

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

WK/170014350

Appendix I

Application for the review of a premises licence or club premises certificate 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 lnk. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I Alonso Ercilla, Trading Standards Manager

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described on Part-1-below (delete as applicable)

Part 1 - Premises or club premises details

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

Essex Alternative Supermarket

360 Essex Road

Post town: London

Post code: N1 3PD

Name of premises licence holder or club holding club premises certificate: **Ismail Kurt**

Number of premises licence or club premises certificate: LN / 16462-100816

16/5/17.

lam		
an interested party (please	Ple complete (A) or (B) below)	ease tick ✓yes
a person living in the vicinit a body representing person a person involved in busine		
a responsible authority (ple	ease complete (C) below)	
	nich this application relates (please complete	
	NSIBLE AUTHORITY APPLICANT	
Name and address	Alonso Ercilla Trading Standards Manager Public Protection Division 222 Upper Street London N1 1XR	
Telephone number:	020 7527 4028	
E-mail:	alonso.ercilla@islington.gov.uk	
This application to review re the prevention of crime and public safety the prevention of public nuis the protection of children fro		more

Investigation findings

- On 8th December 2016 we carried out a test purchase of alcohol using a young adult (21) to see if Challenge 25 was being operated in practice. The DPS/PLH, Mr Ismail Kurt, sold alcohol to our test purchaser without asking for ID (ie not operating Challenge 25).
- The DPS/PLH was not receptive to feedback and rejected training.
- On 28th January 2017, we carried out a formal test purchase of alcohol using a minor and the business sold alcohol, contrary to s146 Licensing Act 2003.
- Subsequently a number of licensing conditions have been found to have not been complied with.

Conclusion

Following our evidence that Challenge 25 was not being operated properly by the DPS/PLH, the DPS and PLH has interacted very poorly with us and shown no signs of engagement. The matter has become significantly more serious with the sale of alcohol to a minor in January 2017. Further enquiries have shown that a number of licensing conditions are not being met, which is aggravated by the difficulty that we have had getting engagement and cooperation from the DPS/PLH. We therefore have serious concerns about the sultability of the joint DPS/PLH for the roles occupied. A premises licence not only gives rights to its holder but responsibilities. The concern here, in simple terms, is that the DPS/PLH seems to have little regard for the responsibilities as is demonstrated by our officers' evidence.

Recommendations

Given:

- the evidence of the DPS/PLH not operating Challenge 25
- the sale of alcohol to a minor in January 2017 and the absence of evidence of training of the seller
- · the breach of the multiple licence conditions; and
- the hostility that we have encountered when trying to engage with the PLH/DPS

we would ask the committee to be minded to revoke the premises licence or, alternatively, impose a suspension of the premises licence for a significant period.

The premises licence is suitably equipped with licence conditions. The problem has been having them complied with and getting the PLH/DPS to give the conditions the seriousness that they deserve and us the cooperation and confidence that we would expect.

Page 4 of 5		Pa	ge 15	
	94			
		*		
				8

Please tick ✓ yes

		-						
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If you have made representations before relating they were and when you made them	to this	pren	nises	pleas	se sta	ate	wha	ıt
N/A								
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I have sent copies of this form and enclosures to t authorities and the premises licence holder or club premises certificate, as appropriate				b		×	-	
I understand that if I do not comply with the above application will be rejected	requi	reme	nts m	ny		X		
IT IS AN OFFENCE, LIABLE ON CONVICTION T THE STANDARD SCALE, UNDER SECTION 158 TO MAKE A FALSE STATEMENT IN OR IN CON APPLICATION Part 3 – Signatures (please read guidance note	OF T	HE L	ICE!	ISING	G AC			,
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Have you made an application for review relating to this premises before

STATEMENT OF DOUGLAS LOVE FIRST STATEMENT NO. OF EXHIBITS. 8 DATED: 09/05/17

Licensed Premises:

Essex Alternative Supermarket 360 Essex Road, N1 3PD

WITNESS STATEMENT OF DOUGLAS LOVE

I have worked in Trading Standards since 1990. Since June 2010 I have been employed by Islington Council. My main responsibilities during this employment have been to lead the Trading Standards team's work on age-restricted goods and on illicit alcohol and tobacco.

- 1. I have been aware of these premises for some years. In March 2016, Islington Council revoked the premises licence after a seizure of illicit tobacco had been made. In May 2016, a new licence was granted to a licensee believed to have no link to the previous management. This licence was then transferred to the current premises licence holder (PLH), Ismail Kurt in August 2016.
- 2. Although Trading Standards have no role to play when premises licences are transferred, I try to contact new PLHs soon after a transfer to introduce myself and to ensure that they are aware of the training and other support that we can offer licensees.
- 3. I first met Mr Kurt sometime in October 2016 when I called at the shop. He was behind the counter. I told him about the training courses and suggested that, as a new PLH, he may find the course very helpful, but he said that he was "too busy" to attend. I left a letter with him describing the course contents and giving the dates

- the courses were to be held. I produce a copy of this letter as exhibit DL/1. Mr Kurt would have been eligible for the discounted rate of £15.
- 4. On 8th December 2016, I was leading a 'Challenge 25' test purchasing operation, where I asked a 21 year old volunteer to attempt to buy age-restricted goods without showing proof of age. One of the businesses we visited was Essex Alternative Supermarket. The volunteer entered the premises alone and was able to buy alcohol without being required to produce proof of age.
- 5. Immediately after the purchase, the volunteer and I returned to the shop where Mr Kurt was behind the counter. He said he believed that the volunteer was 25 years old. 'Failing' a C25 test purchase is not an offence, but indicates that the business may be at risk of underage sales. I gave Mr Kurt a standard letter that advises the use of the 'Challenge 25' rule; states that an underage test purchase will take place in the next few months; and, on the reverse, information about the training. I produce a copy of this letter as exhibit DL/2. The training would still have been available at the discounted rate.
- 6. I again encouraged Mr Kurt to attend the training, but again he said that he was too busy. I made the observation that protecting the premises licence needed to be a major priority of any licensed supermarket.
- 7. On 28th January 2017, I was leading and underage test purchasing operation. One of the volunteers, who I shall refer to as Volunteer M was male and aged 15 years and 8 months. Photographs of Volunteer M were taken on the day of the operation to show his appearance when he was making the test purchases. I produce these two photographs as exhibit DL/Photos/1.
- 8. I asked Volunteer M, who I had fully briefed on how to carry out the test purchases, to attempt to buy alcohol at Essex Alternative Supermarket. PC Clare Fallis and

another officer, who were working with me on the operation, observed the attempt.

Volunteer M was able to buy Smirnoff Ice without any challenge.

- 9. PC Fallis and I returned to the shop very soon after the test purchase. She identified the seller to be the only person in the shop. He gave his name as He was very uncooperative, saying that he did not work there, but was just 'helping out'; that he could not remember his address of telephone number; and did not have any ID or a personal licence (it is a requirement of the licence that there must be a personal licence holder on the premises at all times alcohol is being sold Annex 2, 4). Despite him repeatedly saying that his English was very poor (his spoken English wasn't, in my opinion) and that he could not understand what we were asking, he did say that he was not aware that Smirnoff Ice was alcoholic. I noted that the item had come from a fridge where all the adjacent items were alcoholic.
- 10.1 did a brief check for illicit goods in the shop. I found no wine, spirits or tobacco that caused concern, although I did note that there was a lot of super-strength beer that was unpriced. All goods in a shop should be prices and in my experience unpriced super-strength beer is often an indication that it is cheaper than it should be ie. cheaper than it can legitimately be purchased for at a legitimate cash and carry business.
- 11. While I was behind the counter I found a chair leg that was obviously there as a weapon. PC Fallis and I persuaded Mr Altun to surrender this to us. I produce this chair leg as exhibit DL/3.
- 12.On 3rd February, at my request, Licensing Officers Carol Jones and Katie Tomashevski visited Essex Alternative Supermarket to undertake a check for compliance with licence conditions. Ms Jones reported that Mr Kurt did not appear to be aware what conditions were on the licence. Many of the conditions were

being breached. She also established that the selling price for two of the super-strength beers: Kestrel Super was being sold for £1.50 and Perla Mocne for £1.10. I know these prices to be considerably less than the prices that these beers have been available for from legitimate cash and carry business (£1.65 and £1.30, respectively, are the lowest prices I have seen in on cash and carry invoices in the last couple of years or so) and a condition prohibits them from selling such beers at a price lower than the price they cost the business (Annex 2, 35).

- 13. On 24th February, I returned to the premises with Ms Jones. I was interested in finding out more about the cheap super-strength beers; Ms Jones wanted to check whether the business was now trading in accordance with the premises licence. Before we entered, I asked a colleague Dan Whitton to buy a can of Perla Mocne and a can of Kestrel. He did this and was charged £1.10 and £1.50, respectively.
- 14. When we entered the premises a young woman, who said she was the sister of Ismail Kurt was behind the counter. Ms Jones started her conditions check and I looked more closely at the super-strength beers.
- 15. There were six beers that attracted my attention Skol Super, Kestrel Super and Carlsberg Special Brew (all 8% abv), Perla Mocne (7.6% abv); Okocim Mocne (7%); and a 10% beer that I had never seen before Van Pur. None were priced.
- advised us that Mr Kurt would be back in the shop in a few minutes, so we elected to wait. While we were waiting we looked around the shop. Very soon Ms Jones started to find meat products in the chiller cabinets, which were past their 'Use by' dates. I collected the products in a basket and started to take photographs of them. I had two intentions in doing this: to advise Mr Kurt that he should take the products off sale and to gather evidence that I could pass onto my colleagues in the Food Safety team.

- 17. Mr Kurt arrived in the shop when I was part way through photographing the items. He was very angry at what I was doing, expressing the belief that I had no right to look at food, and physically obstructed me from taking further photos by taking the foods away. I took photographs of 21 out of date products in total. I estimate that there were a further 10, or so, that I was prevented from photographing. Mr Kurt insisted that I should delete the photographs I had taken, but I declined to do so. I produce prints of the eleven photographs I took as DL/Photos/2.
- 18. He pointed out that many were 4-5 days past their date he did not seem to think that this was a particular issue and that they would be picked up at a weekly check of foodstuffs that took place every Friday. He did not explain why items with a use-by dates of 22/01/17, 05/02/17 and 13/02/17 had been found.
- 19. We moved on to talk about the purpose of our visit, although Mr Kurt remained angry and was difficult to hold a conversation with. He confirmed that the prices for the super-strength beers were as follows: Kestrel Super, Skol Super and Carlsberg Special Brew were all on sale for £1.50, which is between 15p and 35p less than I have seen them on recent cash and carry invoices; £1.40 for Okocim Mocne, Perla Mocna and Van Pur. This price exceeds the prices I have seen for the first two (although it was not what Dan was charged for the Perla), but it is far too cheap for the Van Pur. The duty+VAT payable on that product is £1.44, alone. Selling it at this price is not only a breach of a mandatory condition, but clear evidence that it was not purchased legitimately. Selling any beers over 7.5% abv for less than the price they cost the business is a breach of Annex 2, 35 of the premises licence. I requested that Mr Kurt provide invoices for all these beers and told him I would confirm this request in writing by e-mail. Annex 2, 10 of the premises licence requires invoices or copies of all alcoholic goods on the premises to be available for inspection on the premises.

- 20. I then raised the matter of the underage sale. Mr Kurt claimed to be unaware of this event. He told me that he did not know the name of the person who sold, but people only covered the till for short periods. I asked him to download the CCTV footage from the day of the sale and said I would confirm this, also, in an e-mail.

 Annex 2, 13 allows me to request CCTV footage be provided.
- 21.I also mentioned the chair leg and advised him to ensure that no weapons were kept behind the counter in future. He was reluctant to agree with the term I used "offensive weapon" stating that he regards it as a 'defensive weapon'.
- 22. When I returned to the office, I e-mailed Mr Kurt, as discussed, giving him until the end of Monday 27th February to produce the invoices and the CCTV footage. I produce a print of this e-mail as DL/ 4.
- 23. On 28th February, I returned to Essex Road Supermarket, this time with PC Ben Chadwick of Islington Licensing Police Team, as neither the invoices, nor the CCTV footage had been produced. The person who had made the underage sale, then giving his name as was behind the counter. Again, he was uncooperative, refusing to answer any of our questions or even, on this occasion, to confirm his name. He did, however, tell us he was not working in the shop despite having just served a customer in front of us.
- 24. After a minute of two, Mr Kurt entered the shop (at which point, left, not to be seen again). He was much easier to speak with on this occasion.
- 25. He handed me a USB stick on which he said he thought he had downloaded the CCTV footage, although he had been unable to play it himself, and explained that the invoices would be available after his accountant was back from leave on 8th March.
- 26.1 asked about the man who had been in the shop, previously, who I informed him was the person who had made the underage sale and noted how uncooperative he

- had been. Mr Kurt said he did not know his name, but that he was often in the shop, seemed trustworthy and occasionally minded the shop while Mr Kurt was not present. He also said that he hoped to employ him properly, soon.
- 27. Mr Kurt complained about the practicality on complying with two of the licence conditions, in particular Annex 2, 3 (minimum of two members of staff at all times) and Annex 2, 4 (presence of a personal licence holder at all times). PC Chadwick and I impressed on him, once more, that if they were on the licence, they were legal requirements and that if he wanted to remove them, he was best advised to speak with the Licensing Team with a view to making a variation.
- 28.1 reviewed the CCTV footage, which had downloaded properly, when I returned to the office. It showed the test purchase and my subsequent visit with PC Fallis. It also showed that had been the only person in the shop from 10am when the footage started to 12.30pm, when it finished a considerably longer period that Mr Kurt had implied that he was left in charge for. I produce the USB stick containing the CCTV footage as exhibit DL/5.
- 29.1 did not receive any invoices, so on March 15th, I called the number that Mr Kurt had given me for his accountants. The person I spoke with confirmed that he was the business' accountant and that he would speak with his client regarding the invoices. I have heard nothing from this person, or from Mr Kurt since. No invoices for any of the products have been provided by the date of this statement.
- 30. The training course that I give consists of several sections, as described on exhibit DL/1, including information on what managers can do to prevent staff making an underage sale; the importance of knowing, understanding and complying with premises licence conditions; and the need to keep invoices for alcohol, together with a warning about the minimum prices I expected to see certain super-strength

beers on sale for; and why offensive weapons must not be kept behind the counter.

I produce a print of the slides used for this course as exhibit DL/6.

STATEMENT OF TRUTH

THE CONTENTS OF THE STATEMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Signed. Douglas Love

DOUGLAS LOVE

Dated this

Exhibit DL/1
(FIQ2)

Training for Age-restricted Goods Retailers

Islington Council is offering low-cost, high quality training sessions for retailers of any age-restricted goods.

The sessions are structured to be suitable for both employees and managers and (subject to capacity) are open to all. Feedback from people attending previous sessions has been excellent.

The sessions can be used as part of a training programme for employees and will

- offer practical advice on how to avoid underage sales
- help them to understand the potential consequences of a sale for themselves and the business
- explain how confrontation can be minimised.

Managers will stay for the second part of the course that deals with things they need to know, but which are less important for staff.

We highly recommend that someone from the business attends this course.

The training costs £35 for employees; & £50 for managers, payable in advance, although Islington businesses may be eligible for discounted prices of £10 / £15. Payment can be taken over the phone.

Training dates

2016

Friday June 17 @ 1.30pm

Wednesday August 31 @ 10.30am

Thursday September 29 @ 10.30am

Monday October 31 @ 1.30pm

Tuesday November 22 @ 10.30am

Wednesday December 14 @ 1.30pm

2017

Tuesday January 17 @ 1.30pm

Thursday Feb 23 @ 10.30am

Wednesday March 29 @ 1.30pm

Phone Doug Love on 020 7527 3874 or e-mail doug.love@islington.gov.uk to book.

Please see the overleaf for a description of the course content.

Exhibit Dell (p242)

Course elements

Introduction: Why underage sales are a high enforcement priority; why avoiding them should be a very high priority for businesses and staff. (10 mins)

Avoiding Underage Sales: The law; how to avoid offences using a three step approach - Assess, Challenge, Check - the importance of Challenge 25, and other precautions. This session is delivered from a very practical point of view - avoiding, for instance, the (widespread) assumption that if staff know they should challenge they will know how to do so, instead discussing (and practising) how to actually do it. (60 mins)

Dealing with Confrontation: A brief session on understanding the causes and effects of conflict (whether originating from a refusal or anything else); how to calm situations; the law relating to selfdefence (20 minutes).

(Employees with no management responsibilities can leave here, during a short break)

Extra info for Managers: Training, refresher training, reminders; Refusals logs; Monitoring staff; Cctv & panic alarms; Leaving people in charge; Setting an example. (30 mins)

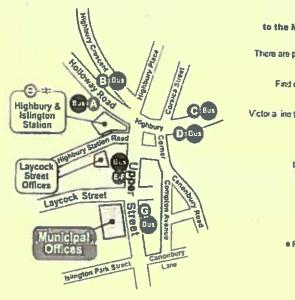
(Unlicensed, non-tobacco selling knives / fireworks retailers can leave here)

Illicit Alcohol & Tobacco: Very brief mention of how to identify illicit goods (fuller guidance will be available to take away); mostly an appeal for information about sellers and what to look for. (10 mins)

(Unlicensed retailers can leave here)

Licensees' Responsibilities: Why alcohol is licensed and a high priority for local authorities and the Police; SoLPs and the trend towards robustness; the importance of licence conditions; offences and sanctions; Golden Rules for Licensees. (20 mins).

Total course lengths: 1 hr 30 mins for employees; 2hr 45 mins (inc. break) for managers.



Travel Green to the Municipal Offices, 222 Upper Street

There are public cycle racks at the front of the building

Find us on the London A to Z map, page 50 (96)

Victor a line to Highbury & Islangton Station (3 min walk)

Silverlink (North London Line) or WAGN (Great Northern Line) to Highbury & Islangton Station (3 min walk)

Routes 4, 19, 30 & 43 to stops E, F & G Routes 277 to stops C & D Roules 271 & 393 to stops A&B

@ Accessibility Parking (020 7527 1976) • Building • WC



Enhibit 04/2 (p/2)



Trading Standards Service Public Protection Division 222 Upper Street London N1 1XR

Tel:

020 7527 4028

E-mail: trading.standards@islington.gov.uk

Web: 1

www.islington.gov.uk

Date:

Dear Sir / Madam,

The Licensee

Important Information

CHALLENGE 25

Your business has been tested recently to see whether you were challenging customers buying alcohol for proof of age appropriately.

A young person, working with Trading Standards, visited the shop and bought alcohol. I regret to say that he was not challenged to provide proof of age even though he is clearly under 25.

We advise you to ask anyone who appears to be under 25 for valid ID to prove that they are old enough to buy age restricted goods. Simply asking someone how old they are is not enough to prevent all sales and would not be an adequate defence were you to sell in future to someone who lied about their age.

Unless it is a requirement of your premises licence that you must operate Challenge 25 or a similar proof of age scheme, you will not have committed an offence today. However, I urge you to take steps to ensure that Challenge 25 is used **every time** a young person attempts to buy alcohol or other age-restricted goods. If you do not, I feel it is inevitable that the business will sell to underage buyers, which will put you at risk of having your licence reviewed and/or prosecution.

I highly recommend that you and the member of staff who sold on this occasion attend the Council training session on age-restricted sales. Details can be found on the attached leaflet.

Given that you did not challenge appropriately on this occasion it is very likely that your business will be test purchased using an underage person in the next few months.

If you need advice on further precautions that could be taken to minimise the chance of unintentionally supplying alcohol and other age-restricted goods to underage buyers, feel free to contact Trading Standards on the above number to discuss them.

Yours sincerely

Doug Love

Trading Standards Officer (Alcohol and Tobacco Control)

Exh. b. E DL/2 (p2 42)

Sign-up for Training

Islington Council offers regular low-cost, high quality training to local retailers of age-restricted goods.

The sessions are structured to be suitable for both employees and managers and (subject to capacity) are open to all. Feedback from people attending previous sessions has been excellent.

The sessions can be used as part of a training programme for employees and will

- offer practical advice on how to avoid underage sales
- help them to understand the potential consequences of a sale for themselves and the business
- explain how confrontation can be minimised.

Managers will stay for the second part of the course that deals with things they need to know, but which are less important for staff, such as staff training and licensees' responsibilities.

Given today's failure to require proof of age, we highly recommend that the seller and a manager from the business both attend one of the sessions. The consequences for sales staff and businesses for getting it wrong in future could be considerable and minimising this risk should be a business priority.

A full description of the course contents is available upon request from trading.standards@islington.gov.uk.

The training usually costs £35 for employees & £50 for managers, but if you attend after a Challenge 25 test purchase sale, you will be eligible for a discount and you can get the training for £10 for employees & £15 for managers, payable in advance – payment can be taken over the phone.

Bookings can be made by calling 020 7527 3874, or e-mailing trading.standards@islington.gov.uk

Training dates

2016

Friday June 17 @ 1.30pm

Wednesday August 31 @ 10.30am

Thursday September 29 @ 10.30am

Monday October 31 @ 1.30pm

Tuesday November 22 @ 10.30am

Wednesday December 14 @ 1.30pm

2017

Tuesday January 17 @ 1.30pm

Thursday Feb 23 @ 10.30am

Wednesday March 29 @ 1.30pm

Sessions last approximately 90 mins for employees and 2 hrs 45 mins for managers. All take place at the Council Offices at 222 Upper Street.

Love, Douglas

From:

Love, Douglas

Sent:

24 February 2017 16:23

To:

Cc: Subject: Jones, Carol

Visit today.

Dear Mr Kurt,

Further to my visit to your premises today, please provide invoices for the following beers seen on the premises today:

- Skol Super, Kestrel Super and Carlsberg Special Brew, all of which you said were on sale for £1.50 per can; &
- Okocim Mocne, Perla Mocna and Van Pur, on sale for £1.40.

The reason I am asking for these invoices is because the sale price in each case is considerably lower than the items can be bought for at a reputable cash and carry business, which suggests that they have either come from an illegal source or you are selling them for far less than you have purchased them for. One of the beers – Van Pur, was on sale for less than the Duty + VAT on the product, which is less that the Duty and VAT payable on the item and an offence to sell at this price.

Annex 2, condition 10 requires that invoices or copies for all alcoholic goods on the premises will be made available to authorised officers on request.

Annex 2, condition 35 requires that no 'super-strength' beers or ciders of over 7.5% abv are sold at less than the price they cost the business.

I can confirm that the underage sale was made to a male volunteer, aged 15 years and 8 months, on 28th January at approximately 11.18am and that I and the Police Officer were in the shop from shortly after that time until approximately 11.45am.

Please download and provide in a readable format CCTV footage from this time, and also from a hour either side of the time I was in the shop. Annex 2, condition 13 on the licence covers CCTV and allows me to request this.

I would like both the invoices and CCTV footage to be supplied by the end of Monday 27th February at the latest. Scanned / photographed copies of the invoices can be e-mailed, if this is easiest, or they can be left with the CCTV footage in an envelope marked for my attention at the Reception of the Council Offices at 222 Upper Street, N1 1XR – just down from Highbury Corner. If you leave original invoices, I will copy them and return the originals.

I can confirm that no spirits, wine or tobacco that I looked at in the shop caused me any concern.

Yours sincerely,

Doug Love Islington Trading Standards

020 7527 3874

STATEMENT OF DOUGLAS LOVE FIRST STATEMENT NO. OF EXHIBITS 3 DATED: 09/05/17

Licensed Premises:

Essex Alternative Supermarket 360 Essex Road, N1 3PD

WITNESS STATEMENT OF CAROL JONES

I am a licensing officer with approximately 15 years experience. Since June 2015 I have been employed by Islington Council. My main responsibilities during this employment have been to advise licensed premises and to enforce the Licensing Act 2003.

- 1. On 3rd February 2017 I carried out an enforcement visit at Essex Alternative Supermarket, 360 Essex Road, with my colleague Katie Tomashevski. The visit was done at the request of another colleague, Doug Love of Trading Standards. Ismail Kurt, the premises licence holder was present.
- 2. Many licence conditions were not being complied with. Early the following week, I made a true and comprehensive summary of the visit and added it to the records of that business on the licensed premises database. I produce a copy of this summary as exhibit CJ/1.
- 3. On 13th February I sent a warning letter to Mr Kurt. I produce a copy of this letter as exhibit CJ/2. I hand delivered a copy of the letter to the premises the following day. Mr Kurt was not present, so I left it with the person behind the counter.
- 4. On 24th February, I visited the shop again, this time with Mr Love. Again, I typed a true and comprehensive summary of this visit and added it to the record for that business. I produce a copy of this summary as exhibit CJ/3.

STATEMENT OF TRUTH

THE CONTENTS OF THE STATEMENT ARE TRUE TO THE BEST OF MY

KNOWLEDGE AND BELIEF.

Signed.....

CAROL JONES

Dated this

Exhibit CJ/1

Licensing visits on 03 February 2017 with Katie Tomashevski and Carol Jones

Essex Alternative Supermarket, 360 Essex Road

20:33 – Entered the premises and spoke to Ismail Kurt (personal licence issued by Hackney, number 076396) the PLH and DPS. We checked the price of Kestrel Super (£1.50) and Perla Mocha (£1.10) NOTE under the price they should be sold for.

CJ and KT introduced themselves and advised that they were there for a DPI visit. As we walked in, there was a man dusting the wine. He disappeared soon after we entered the premise and did not reappear for the duration we were in the premises (which was for at least an hour). IK advised that the man was only helping him at the premises and that he was there working alone, although we did not inspect the basement. He stated that there were no other workers and that he worked from 07:00 until midnight all week. If he wanted to go to the cash and carry, he asked a family member to cover for him.

The premises licence and summary were on display. We started going through the conditions of the premises licence. IK did not appear to be aware of many of the conditions on the licence and told us that he had never seen the conditions before.

Annex 2, Condition 2

The DPS or the Licence Holder shall regularly check the Refusal Book and Incident Book to ensure it is consistently being used by staff.

The last entry into the refusals book was 03/10/16.

Annex 2, Condition 3

Minimum of two members of staff to be present at all times whilst the premises remain open for the sale of alcohol.

IK was the only member of staff at the time of the visit and by his own admission, most of the time the premises was open.

Annex 2, Condition 4

At least one person holding a Personal Licence shall be on duty at the premises when alcohol is being sold.

IK holds a personal licence. However, when he attends the cash and carry, the premises is left in control of someone who does not hold a personal licence.

Annex 2, Condition 5

Every supply of alcohol shall be made by the DPS or a person who holds a personal licence.

This does not happen when someone is covering when IK goes to the cash and carry.

Annex 2, Condition 11

An ultra violet light will be available at the premises for the purposes of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

IK was not aware of what this was. He did have an ultra violet light for checking notes, but this did not appear to work on duty labels.

Annex 2, Condition 13

CCTV shall be installed, operated and maintained in agreement with the Police.

Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

The CCTV appeared to be working. However, IK did not know how to use it and when the electric dimmed (a regular occurrence), the CCTV monitor went out. IK stated the CCTV did not stop recording, however, as he did not know how to use the CCTV, he is not best placed to confirm this.

Annex 2, Condition 18

A bin/receptacle shall be provided for patron's use.

There was a bin placed along the road, but this was a council provided bin and does not comply with the condition. IK stated he could place a bin just inside the premises.

Annex 2, Condition 35

No 'super-strength' beers or ciders over 7.5% abv are sold at less than the price that they cost the business.

Kestrel Super (£1.50) and Perla Mocha (£1.10) NOTE under the price they should be sold for.

CJ advised that IK was in breach of the premises licence and that he would be receiving a warning letter detailing all of the problems with the premises. CJ advised that he should close the shop or at least stop selling alcohol until such time as he found someone else to work in the premises, preferably two people one with a personal licence, as he needed another worker there at all times and should have a personal licence holder there when he was at the cash and carry. CJ stated he had two weeks to get everything in place and that she would return to carry out another DPI at the premises.



Licensing Team
Public Protection Division
222 Upper Street
London
N1 1XR

T 020 7527 3014
F 020 7527 3430
E carol.jones@islington.gov.uk
W www.islington.gov.uk

Our ref: Your ref:

Date: 13 February 2017

Ismail Kurt

This matter is being dealt with by: Carol Jones

Dear Mr Kurt,

LICENSING ACT 2003

RE: ESSEX ALTERNATIVE SUPERMARKET, 360 ESSEX ROAD, LONDON N1 3PD

I write to you regarding the above premises. At approximately 20:30 on Friday 3 February 2017, Licensing Officers visited your premises to perform a during performance visit.

At the time of our visit we went through the conditions of the premises licence and noted the following breaches;

The last entry into the refusals book was 03/10/16

Annex 2, Condition 2 - The DPS or the Licence Holder shall regularly check the Refusal Book and Incident Book to ensure it is consistently being used by staff.

You were the only member of staff at the time of the visit and by your own admission, the only person working in the shop most of the time the premises was open.

Annex 2, Condition 3 - Minimum of two members of staff to be present at all times whilst the premises remain open for the sale of alcohol.

You hold a personal licence. However, when you attend the cash and carry, the premises is left in control of someone who does not hold a personal licence.

Annex 2, Condition 4 - At least one person holding a Personal Licence shall be on duty at the premises when alcohol is being sold.

When you go to the cash and carry, the premises is left in the care of someone who does not hold a personal licence

Annex 2, Condition 5 - Every supply of alcohol shall be made by the DPS or a person who holds a personal licence.

There was an ultra violet light at the premises for checking notes, but this did not appear to work on duty labels.

Annex 2, Condition 11 - An ultra violet light will be available at the premises for the purposes of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

There was CCTV at the premises which appeared to be working. However, you did not know how to use it and when the electric dimmed (a regular occurrence), the CCTV monitor went out. You stated the CCTV did not stop recording, however, as he did not know how to use the CCTV I would question how you know this.

Annex 2, Condition 13 - CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

There was a bin placed along the road, but this was a council provided bin and does not comply with the condition. You stated you could place a bin just inside the premises.

Annex 2, Condition 18 - A bin/receptacle shall be provided for patron's use.

You were selling Kestrel Super (£1.50) and Perla Mocha (£1.10) NOTE under the price they should be sold for.

Annex 2, Condition 35 - No 'super-strength' beers or ciders over 7.5% abv are sold at less than the price that they cost the business.

At the time of the visit, you stated you were not aware of the conditions of your premises licence. As a licensee you are expected to know and comply with your premises licence conditions. The conditions were offered up as a part of the application

for a new premises licence in May 2016. They were the reason that the premises was granted a licence in July 2017.

Any breach of the law could result in legal action being taken against you and those involved in the running of the premises, for which there is a maximum penalty of 6 months imprisonment and/or a fine.

Officers will continue to monitor the premises. You are hereby warned in the strongest possible terms that if you are witnessed in breach of your premises licence, that formal legal action will be taken against you and all those involved in the running of the premises.

I would be grateful if you could please write to me within 14 days from the date of this letter advising me of the measures you have put in place to ensure that these breaches do not occur again.

If you have any queries on any of the above licensing matters than please do not hesitate to contact me.

Yours sincerely

Carol Jones
Licensing Officer

If you would like this document in large print or Braille, audiotape or in another language, please telephone 020 7527 2000.

Visit to Essex Alternative Supermarket, 360 Essex Road - with Doug Love and Carol Jones on 24 February 2017 at approximately 14:00

Licensing Officer Dan Whitton was asked to go to the premises and purchase a can of Kestral Super and Perla Mocna. DW purchased the cans and confirmed to CJ and DL that he had

been charged £1.10 for the Perla Mocna £1.50 for the Kestrel. He then came out and advised us of the transaction. We entered the premises and introduced ourselves to . IK confirmed she was Ismail Kurt, the Premises Licence Holder's sister. There were two people working at the confirmed that she did not hold a personal licence. A conversation with the other worker confirmed that he neither held a personal licence. (breach of annex 2 condition 4). confirmed she was just covering while her brother was out. She stated she works at the premises for a few hours a day. Confirmed that she had received basic training on the till, alcohol, cigarettes (breach of annex 2, condition 1). CJ asked to see the confirmed that the premises had one, but that she didn't know where it was kept (annex 2, condition 14). confirmed that she had not seen the conditions of the premises licence, but had gone through them whilst training. did not know that the premises needed an ultra violet light, or where it may be kept if there was one (breach of annex 2, condition 11). stated that she had been shown the CCTV, but did not know how to operate it (breach of annex 2, condition 13). stated she thought there was an incident book, but did not know where it was (annex 2, condition 15). CJ asked what forms of ID they accept if someone who appears to be underage comes into the store to purchase alcohol, confirmed that she accepts UK passport and driving licence. There was no bin in place at the premises (breach of annex 2, condition 18). There was a sign at the door asking patrons to leave the area quietly, however this was not A4 in size and did not ask people not to congregate (breach of annex 2, condition 19) He did not understand We spoke to the second worker, my questions, as he did not speak very much English and so translated for me (this would make annex 2, condition 23 difficult to comply with). KM confirmed that he had received training, however, he was unable to elaborate on what training he had received and confirmed he had not signed any training records (breach of annex 2, condition 30). KM stated he had been working at the premises for a week. KN confirmed his working hours were from 12:00 until 20:00. the price of a number of the high strength beers. DL asked stated the Kestrel had been £1.50 and the Perla prices between £1.50 and £1.60. on the prices and was advised that the Mocna was £1.40. DL began to question

While we were waiting for Ismail Kurt, we started to check the pricing in the shop and noted a number of food products in the chiller cabinets were out of date. We started checking the

PLH Ismail Kurt was going to return soon.

dates on the food products and noted that quite a lot of the food items were out of date and some were close to the sell by date. Doug Love got a basket and piled it high with food products which were out of date. The most out of date item I found was a pack of hotdogs which had a sell by date of 22 January 2017 (breach of annex 2, condition 27).

DL began to photograph the food products and was still photographing the products when Ismail Kurt walked in. Ismail Kurt was very angry with DL and insisted that he delete the photos. Ismail Kurt saw some of the dates on the out of date food and pointed to some saying they were only five days out of date and would have been picked up on the stock check, which takes place on Fridays.

Ismail Kurt kept on insisting that DL delete the photos and stating it was not DL's job to check the food in his premises. Ismail Kurt kept stating how angry he was with DL for taking the pictures. Ismail Kurt then made a telephone call and spoke in a language I did not understand. He kept saying the word 'licensing'. When he finished the telephone call, he told us his friend had confirmed the DL was not allowed to look at the food at the premises or take pictures.

Ismail Kurt kept on saying how angry he was, however, he answered questions CJ asked. Ismail Kurt confirmed that he had not trained KM, as he was only on trial for a few days (possible breach of annex 2, condition 1). DL asked the prices of the high strength beer. Ismail Kurt stated they were all between £1.40 and £1.60. DL advised that the premises were selling the cans of high strength beers way below cash and carry prices (breach of annex 2, condition 35). DL confirmed that the spirits were priced in line with what the premises would have purchased them for.

Ismail Kurt started to question DL on why he was always being visited. DL advised he had visited the premises initially for an underage test purchase, where a man called Mehmet Altun had sold alcohol to the underage volunteer. DL asked who MA was and how long he had worked at the premises. Ismail Kurt confirmed he had only come for that day and was only on the till for half an hour while Ismail Kurt had gone to get lunch. Ismail Kurt confirmed MA had been a friend of a friend who owned an off licence. DL advised that at the time of the sale, MA stated he had thought that Smirnoff Ice was a soft drink.

Ismail Kurt again kept asking DL why he kept visiting the premises. DL started to confirm that the first visit was for the underage sale, Licensing Officers visited the second time to check conditions and that because there had been a number of breaches of premises licence conditions we were revisiting. Ismail Kurt kept talking over DL, however, accused DL of talking over him.

Ismail Kurt again asked DL why he kept visiting the premises as most of his neighbours had not been visited, DL advised that he was trying to tell him of the reasons. Ismail Kurt then kept telling DL that DL's remit was checking alcohol and that he had never found a problem at the premises with illegal alcohol and so he didn't understand why DL kept visiting. CJ tried to answer that the premises had not been complying with licence conditions at the time she and a colleague had visited. At this point, Ismail Kurt said 'licence conditions are not important' and kept asking why DL was pushing him (he did not mean physically).

DL then again tried to explain that we were visiting because of the underage sale and the breaches found when Licensing Officers visited the premises earlier that month. DL also voiced his concern about the lump of wood, which DL had confiscated at the time of the underage sale, which could be used as an offensive weapon. Ismail Kurt stated that he works in a dangerous area and asked what he was supposed to do if someone threatens his safety. He stated he would use the wood to push someone away from him. DL advised that Ismail Kurt could have been arrested if he had been found in possession of the wood, as it would be seen as an offensive weapon. Ismail Kurt said it was his safety and had it in case someone threatens him.

At this point, DL and CJ decided to leave the premises.

Breaches of the Premises Licence

Annex 2, Condition 1

All staff responsible for selling alcohol shall receive regular training from the DPS (with refresher training not less then once in every 6 months) with written records of the training made available to the Police and other Responsible Authorities on:

- a) in the Licensing Act 2003
- b) Use of the CCTV,
- c) Use of the Refusal Book,
- d) Use of the Incident Book,
- e) The Challenge 25 Policy and forms of ID acceptable,
- f) Refusal of patrons who attempt to purchase alcohol or tobacco in breach of this operating schedule or Licensing Act 2003

Annex 2, Condition 4

At least one person holding a Personal Licence shall be on duty at the premises when alcohol is being sold.

Annex 2, Condition 11

An ultra violet light will be available at the premises for the purposes of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

Annex 2, Condition 13

CCTV shall be installed, operated and maintained in agreement with the Police.

Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

Annex 2, Condition 14

A refusal book recording all refused sales of alcohol shall be kept at the premises and maintained at all times, which shall be made available to a police officer or an authorised officer of any responsible authority upon request. The register will contain:

- a) details of the time and date the refusal was made
- b) the reason for the refusal (including underage and attempted purchase by a person who is drunk)
- c) the dentity of the staff member refusing the sale
- d) brief description of the customer concerned

Annex 2, Condition 15

An incident book shall be kept and maintained at the premises at all times, which shall be made available to a police officer or an authorised officer of any responsible authority upon request. The incident book shall be used to record the date and time of any incident as per condition 6 below, the name of the staff member and a brief description of the customer concerned.

Annex 2, Condition 18

A bin/receptacle shall be provided for patron's use.

Annex 2, Condition 19

A suitably worded sign, of a size A4 or larger, shall be displayed at each exit point from the premises. The sign shall remind customers to respect the neighbours, leave the area quietly and request that they do not congregate outside the premises.

Annex 2, Condition 23

Particular care must be taken by members of staffing in conveying to (drunk) customers the reasons why alcohol cannot be sold to a person under the influence of alcohol in a courteous manner.

Annex 2, Condition 27

Care must be taken to scrutinise the lawfulness of all products sold at the premises. In particular care must be taken to ensure that:

- a) beverages and other food products are within their sell by date
- b) are free from any defects whether packing, contents or otherwise
- c) all products sold are presentable and contain the necessary descriptions and labels
- d) all products are of good acceptable quality
- e) all products sold are genuine and authentic.

Annex 2, Condition 30

All staff whose responsibilities include the retail sale of alcohol or age restricted products shall receive induction training prior to them being permitted to sell tobacco and alcohol and logs to be kept at the premises detailing the date of the training, name of staff member being trained, name of trainer and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.

Annex 2, Condition 32

Training records to be made available to a police officer or an authorised officer of any responsible authority upon request. The training shall include, but is not restricted to -

- a) the prevention of underage sales of alcohol which shall include-
- operation of the "Challenge 25" scheme;
- ii. types of acceptable ID;
- iii. method of recording challenges;
- iv. potential consequences of making an underage sale.
- b. refusing sales of abohol to persons who appear to be drunk;
- c. the operation of the CCTV equipment
- d. using and maintaining the refusal and incident register

Annex 2, Condition 35

No 'super-strength' beers or ciders over 7.5% abv are sold at less than the price that they cost the business.

PREMISES LICENCE LICENSING ACT 2003

Premises licence number	LN/16462-100816
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Date of original grant* 17 June 2016

*An annual fee associated with this licence is to be paid on the anniversary of the original grant date.

Postal addres	s of premises, or if no ESSEX AL	one, ordnance su TERNATIVE SUP 360 ESSEX ROA	ERMARKET	or description
Post town	London		Post code	N1 3PD

Where the licence is time limited the dates

Not Applicable

Telephone number

Licensable activities authorised by the licence For the Ground Floor

The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities The sale by retail of alcohol: 07:00 00:00 to Monday 00:00 Tuesday 07:00 to 07:00 00:00 Wednesday to Thursday 07:00 00:00 to 00:00 Friday 07:00 to 07:00 Saturday 00:00 to 00:00 Sunday 07:00 to

The	e opening hours	of the pre	mises	5:	 .	
	Monday	07:00	to	00:00		
	Tuesday	07:00	to	00:00		: :
1	Wednesday	07:00	to	00:00		
4.5	Thursday	07:00	to	00:00		
	Friday	07:00	to	00:00		
	Saturday	07:00	to	00:00		
	Sunday	07:00	to	00:00		

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

Off supplies

Name, (registered) address, telephone nu premises licence	umber and e-mail (where relevant) of holder of
Ismail Kurt	
Registered number of holder, for example applicable)	e company number, charity number (where
Not applicable	
	25 AV
Name, address and telephone number of	designated premises supervisor where the
premises licence authorises the supply of	f alcohol
Ismail Kurt	
_	
Personal licence number and issuing auth	hority of personal licence held by designated
premises supervisor where the premises	licence authorises the supply of alcohol
Islington Council	
Public Protection Division	
222 Upper Street	-
London N1 1XR	Service Manager (Commercial)
Tel: 020 7527 3031	
Email: licensing@islington.gov.uk	Date of Issue

Annex 1 - Mandatory conditions

- 1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, www.islington.gov.uk. This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

Annex 2 - Conditions consistent with the Operating Schedule

- 1. All staff responsible for selling alcohol shall receive regular training from the DPS (with refresher training not less then once in every 6 months) with written records of the training made available to the Police and other Responsible Authorities on:
 - a) in the Licensing Act 2003
 - b) Use of the CCTV,
 - c) Use of the Refusal Book,
 - d) Use of the Incident Book,
 - e) The Challenge 25 Policy and forms of ID acceptable,
 - f) Refusal of patrons who attempt to purchase alcohol or tobacco in breach of this operating schedule or Licensing Act 2003
- 2. The DPS or the Licence Holder shall regularly check the Refusal Book and Incident Book to ensure it is consistently being used by staff.
- 3. Minimum of two members of staff to be present at all times whilst the premises remain open for the sale of alcohol.
- 4. At least one person holding a Personal Licence shall be on duty at the premises when alcohol is being sold.
- 5. Every supply of alcohol shall be made by the DPS or a person who holds a personal licence.
- 6. The Licence Holder and DPS will together ensure that the premises does not carry out, arrange or participate in any irresponsible promotions in relation to the premises for the purpose of encouraging the sale or supply of alcohol for consumption on the premises or encourage to drink.
- 7. No alcoholic drinks will be ever purchased or taken from persons calling to the shop.
- 8. No spirits shall be purchased in resealed box, without thorough checks being made to ensure its legal to sale.
- 9. The DPS will immediately report to the Trading Standards of any instances of a caller to the shop attempting to sell alcohol or tobacco.
- 10. Only alcoholic drinks which are detailed on invoices will be purchased or accepted as a part of a free offer. Invoices (or copies) for all alcoholic goods on the premises will be made available to the officers from the council, police or HMRC on request.
- 11. An ultra violet light will be available at the premises for the purposes of checking the Page 44

UK Duty Stamp on spirits as soon as practical after they have been purchased.

- 12. If any spirits brought by the business have Duty Stamp that do not fluoresce under the ultra-violet light, or otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards as soon as possible.
- 13. CCTV shall be installed, operated and maintained in agreement with the Police.

 Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.
- 14. A refusal book recording all refused sales of alcohol shall be kept at the premises and maintained at all times, which shall be made available to a police officer or an authorised officer of any responsible authority upon request. The register will contain:
 - a) details of the time and date the refusal was made
 - b) the reason for the refusal (including underage and attempted purchase by a person who is drunk)
 - c) the dentity of the staff member refusing the sale
 - d) brief description of the customer concerned
- 15. An incident book shall be kept and maintained at the premises at all times, which shall be made available to a police officer or an authorised officer of any responsible authority upon request. The incident book shall be used to record the date and time of any incident as per condition 6 below, the name of the staff member and a brief description of the customer concerned.
- 16. All incidences of the following shall be recorded in the incident book within 24 hours and retained for a minimum of 12 months;
 - a) Theft or attempted theft of alcoholic drinks:
 - b) Any criminal incident;
 - c) Any incidents of disorder:
 - d) All ejections of patrons;
 - e) Any visit by a relevant authority or the emergency services;
 - f) Any faults in the CCTV system.
- 17. The holder of the premises licence shall subscribe to and participate fully in the local pub/club/shop watch scheme, if any.
- 18. A bin/receptacle shall be provided for patron's use.
- 19. A suitably worded sign, of a size A4 or larger, shall be displayed at each exit point from the premises. The sign shall remind customers to respect the neighbours, leave the area quietly and request that they do not congregate outside the premises.
- 20. Waste from the premises shall be collected and disposed of in accordance with usual Jaws and regulations.
- 21. Suitable fire extinguishers shall be kept and maintained at the premises and serviced

regularly.

- 22. Staff must politely refuse to sell alcohol to customers appearing to be drunk or under the influence of alcohol.
- 23. Particular care must be taken by members of staffing in conveying to (drunk) customers the reasons why alcohol cannot be sold to a person under the influence of alcohol in a courteous manner.
- 24. Members of staff who anticipate encountering difficulty with drunk customers must consult the designated premises supervisor.
- 25. Members of staff subjected to abuse, threats or threats violence must report the matter to the police and to the designated supervisor.
- 26. Members of staff must report any act or conduct likely to amount to a breach of general order immediately to the designated supervisor and or to the police as may be appropriate.
- 27. Care must be taken to scrutinise the lawfulness of all products sold at the premises. In particular care must be taken to ensure that:
 - a) beverages and other food products are within their sell by date
 - b) are free from any defects whether packing, contents or otherwise
 - c) all products sold are presentable and contain the necessary descriptions and labels
 - d) all products are of good acceptable quality
 - e) all products sold are genuine and authentic.
- 28. The licensee will adopt a Challenge 25 scheme that ensures any person attempting to purchase alcohol who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age shall be implemented at the premises. Proof of age shall only comprise a passport, a photo card driving licence, or Proof of Age Standards Scheme (PASS) approved proof of age identity card.
- 29. A prominent notice, of a size A4 or larger, shall be displayed at the point of entry to the premises and at the serving area advising customers that the premises operates the Challenge 25 proof of age scheme.
- 30. All staff whose responsibilities include the retail sale of alcohol or age restricted products shall receive induction training prior to them being permitted to sell tobacco and alcohol and logs to be kept at the premises detailing the date of the training, name of staff member being trained, name of trainer and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
- 31. All staff shall receive a refresher training (at least every three months) relating to the supply of alcohol.
- 32. Training records to be made available to a police officer or an authorised officer of any responsible authority upon request. The training shall include, but is not restricted to
 - a) the prevention of underage sales of alcohol which shall include-
 - i. operation of the "Challenge 25" scheme;
 - ii. types of acceptable ID;
 - iii. method of recording challenges;
 - iv. potential consequences of making an underage sale.
 - b) refusing sales of abohol to persons who appear to be drunk;
 - c) the operation of the CCTV equipment
 - d) using and maintaining the refule and i46dent register

- 33. Proof of age shall only comprise a passport, a photo card driving licence, or Proof of Age Standards Scheme (PASS) approved proof of age identity card.
- 34. The licensee should regularly monitor staff, at least once a month to check how they are dealing with young people who ask for alcohol and other age restricted products.
- 35. No 'super-strength' beers or ciders over 7.5% abv are sold at less than the price that they cost the business.
- 36. The preceding premises licence holder / designated premises supervisor at this premises will have no part in the ownership or management of any business using this licence. He and the two other staff allegedly involved in the sale of illicit goods at the premises in November 2015 will not be employed by any business using this licence.

Annex 3 - Conditions attached after a hearing by the licensing authority None

Annex 4 - Plans

Reference Number: 0625 A100 Ground Floor Plan and Basement Floor Plan Dated: April 2016

Hopendre 3

Licensing Act 2003

Representation from Islington Public Health department on behalf of health bodies providing services in Islington

ESSEX ALTERNATIVE MARKET, 360 ESSEX ROAD, LONDON, N1 3PD

We are submitting a representation in support of the licence review for the above premise, which has been called by Trading Standards. This representation is on behalf of Islington's Public Health Department, which is a responsible authority.

The grounds for this representation are the following Licensing objectives:

- Protection of children from harm
- Prevention of crime and disorder

Public Health are concerned that the evidence provided by the Police and Trading Standards shows a disregard for the responsibility that comes with having a licence to sell alcohol. The disregard shown by Essex Alternative Market is likely to impact on the health and wellbeing of some the most vulnerable groups in Islington, and particularly those under the age of 18 years.

Our particular concerns relate to the selling alcohol to a child under the age of 18. A test sale in Essex Alternative Market to a child under 18 years was made on 28 January 2017. This followed a challenge 25 visit made to the premises on the 8/12/2016 when alcohol was sold to an individual under the age of 25 years without any request for identification. Breaches of licences and breaking the law through underage sales must be taken very seriously in order to protect the population from harms.

In addition, Public Health are concerned about the availability of cheap high strength alcohol in the premises. This shows lack of compliance with the licence condition that states that 'No 'super-strength' beers of ciders over 7.5% abv are sold at less than the price that they cost the business' (Annex 2, condition 35). The cheap availability of such high strength alcohol is a specific cause of concern and its availability is a significant contributor to harm among vulnerable groups in the borough. At such a low cost, such super strength alcohol has become a drink of choice amongst many of the most vulnerable dependent drinkers. The cheap cost also makes it an attractive option for underage drinkers preloading before a night out.

Alcohol and Children and Young People

The impact of alcohol on young people is particularly great in Islington. Islington had the second highest rate of alcohol-specific hospital admissions for under-18s in London between 2013/14-2015/16, with 46.8 admissions per 100,000 over that period, in comparison to 22.4 per 100,000 in London. 1 Alcohol-specific admissions are those admissions directly caused by alcohol, such as alcohol poisoning, rather than one exacerbated by alcohol and, as such, reflects the acute effects of alcohol and thus public safety. This figure only represents those under 18 who were actually admitted to hospital, and the number would be even higher if it included children who attended accident and emergency but were not admitted.

Off licences and shops licenced to sell alcohol play a significant role in underage access to alcohol. In one national survey, around half of young people aged between 11 and 15 who drank alcohol reported buying alcohol themselves, rather than being given alcohol by someone else.² It is therefore very

¹ https://fingertlps.phe.org.uk/profile/local-alcohol-profiles

² Smoking, drinking and drug use among young people in England survey, 2010 Page 48

important that off licences honour their licence and properly protect children from alcohol-related harms.

The Chief Medical Officer's guidance on alcohol advises that an alcohol-free childhood is the healthiest and best option. This is because there is well documented evidence of the association between alcohol consumption and harm to children and young people aged under 18.3 Children are particularly vulnerable to harms because they are still physically and psychologically developing. Alcohol poses both short term health risks to children, such as acute alcohol poisoning and longer term developmental risks. Harms are experienced both in those who binge drink and those who drink regularly.

Young people are also more likely to take risks after drinking, and drinking alcohol in childhood increases the likelihood of having sex at a younger age, unprotected sex, teenage pregnancy, and the contracting sexually transmitted infections. Alcohol use in young people is also associated with injuries from accidents or from fighting, perpetrating or being the victim of alcohol-related crime and violent crime, involvement in anti-social behaviour, school absenteeism, and poor academic performance.

The Islington Licensing Policy emphasises restricting access to alcohol for children as a high priority in Islington in order to help reduce the anti-social behaviour and health issues associated with underage drinking.

Conclusion

Islington Public Health fully supports the review of this licence, since the actions of the premise show disregard for the responsibilities bestowed on those with licences to sell alcohol. In particular it should be noted that:

- Islington experiences high levels of alcohol-related harm,
- selling alcohol to those under the age of 18 years is illegal, and
- the Islington Licensing Policy is clear on measures that should be taken to prevent underage sales taking place and that the issue is of importance in considering licensing decisions.
- Availability of high strength, cheap alcohol shows lack of compliance with the licence condition that states that 'No 'super-strength' beers of ciders over 7.5% abv are sold at less than the price that they cost the business'. The cheap avallability is a significant contributor to harm among vulnerable groups in the borough.

As a consequence, we support Trading Standards' application for a licence review and their request to revoke the licence or impose a suspension of the premise license for significant period for Essex Alternative Market.

Page 49

¹ Guidance on the Consumption of Alcohol by Children and Young People, Department of Health, 2009

Licensing Act 2003- Representation from the Licensing Authority Application: Essex Alternative Supermarket, 360 Essex Road, London

I am submitting a representation on behalf of the Licensing Authority with respect to the police application to review the premises licence.

The grounds for the representation are:

· The prevention of crime and disorder

Licensing Policy Considerations

Licensing Policies 9 & 10 S

Standards of Management

Licensing Policy 30

Review of Licences

Issues of Concern

The Licensing Authority supports the Trading Standards application to review the premises licence, as it believes that the management of the premises is undermining the licensing objectives.

Ismail Kurt became the premises licence holder and DPS of the premises in August 2016. Since this date, the following incidents have taken place at the premises;

- October 2016 Doug Love (Trading Standards) visited the premises to speak to Ismail
 Kurt and invited him to attend his training. Ismail Kurt said he was too busy.
- 08 December 2016 Ismail Kurt falled a Challenge 25 visit and sold alcohol to a 21 year old volunteer without asking for ID.
- 28 January 2017 Member of staff sold alcohol to a volunteer aged 15 years and 8 months. When the officer went back in, the seller was obstructive, not remembering his name, address and eventually stated he did not speak English, despite conversing in perfect English in his previous exchange. At the time of the visit a chair leg with nails in was found behind the counter, which appeared to be there as an offensive weapon. The premises was also found to be in breach of three licence conditions.
- On 3 February 2017 Licensing Officers visited the premises and found 8 breaches of the premises licence conditions. At the time, Ismail Kurt seemed surprised that there were conditions on the premises licence and asked 'where did these come from'. We spoke at length to Ismail Kurt, explaining all of the conditions and what he needed to do to comply with them. He was given two weeks to comply with the conditions and was advised that a warning letter would follow.
- 13 February 2017 A warning letter was sent to Ismail Kurt outlining the conditions officers had witnessed being breached. This letter was hand delivered to the premises on 14 February 2017.
- 24 February 2017 Officers from Licensing and Trading Standards visited the premises to check the price of high strength beer and check to see whether the premises had managed to rectify any of the breached conditions. Ismail Kurt was angry that we were there. He was angry that we kept visiting the shop, accusing us of targeting his business with too many visits. At one point he said 'licence conditions are not important'.

- 28 February 2017 Visit to the premises, Police and Trading Standards visited to ask for the CCTV and invoices. Ismail Kurt was not at the premises and so they spoke to Mehmet Altun, who stated he was not working at the shop, despite having served someone. Ismail Kurt came back into the shop and stated he did not know the name of the person he had left in charge. From the Officers report, it appears that the premises to be in breach of three licence conditions at the time of the visit.
- 15 May 2017 Visit to the premises by Police and Trading Standards to deliver the
 review paperwork. The premises was in breach of five premises licence conditions.
 The Police officer reports that at the time of the visit, Ismail Kurt was very aggressive
 and that he continually spoke over himself and the Trading Standards Officer.
- 31 May 2017 Ismail Kurt and Hasan Kurt attended training provided by Trading Standards, although they only stayed for the Avoiding Underage Sales and Additional Information part of the training.

A full report of the above visits is attached as Appendix LA/1

Conclusion / Recommendation

Breaches of the premises licence are taken very seriously by the Licensing Authority. The Licensing Authority expects high standards of management from premises licence holders in Islington. We have significant concerns over Ismall Kurts ability to effectively manage this premises.

Ismail Kurt has been offered training run by Islington Trading Standards and has been given advice on how to rectify the breaches of licence conditions found at the premises. However, he has continued to be found in breach of premises licence conditions.

In light of the above factors and in order to promote the licensing objectives, the Licensing Authority's recommendation is that the Licensing Committee should strongly consider Revocation of the Premises License.

If the Sub-Committee are provided with mitigating circumstances put forward by the premises licence holder, Members may wish to impose an appropriate period of suspension to allow the premises licence holder to take steps to put measures in place at the premises to enable the conditions at the premises to be complied with.

Terrie Lane

Licensing Manager

terrie.lane@islington.gov.uk

020 7527 3233

12 June 2017 -



OFFICER'S REPORT FOR LICENSING ACT OUTCOME

Case No:	1700 05670	Investigating Officer:	Doug Lova	
Defendant(s):	Ismall Kurt, PLH	/ DPS Essex Alternative Superma	arket, 360 Essex Rd, N1 3PD	
Offence(s):	Underage sale / I	ilicit alcohol / Breaches of conditi	ons	
Offender(s):	Ismail Kurt has been the PLH / DPS only since August 2016. The licence was transferred to him less than two months after it had initially been granted, following a revocation of the previous licence in March 2016. He is a very young man, but has so far shown nothing to indicate that he could make a responsible licensee.			

Summary of Facts

Oct 2016	I first visited the premises after Mr Kurt had taken over to introduce myself and inform the new business about the training the Council offers. Mr Kurt was present, but said that he was "too busy" to attend the training, despite my observation that as a new licensee, he may find it very helpful. I left Mr Kurt with a letter describing the training and giving the dates and times of forthcoming sessions.
08/12/16	I asked a volunteer to undertake a C25 TP. Mr Kurt was behind the counter and sold to the volunteer without asking anything. When I went back into the store with the volunteer — who at 21 was older and more mature looking than my preferred volunteer for this activity - Mr Kurt said he thought he was "25". I don't know if this was true or what he thought he ought to say.
	I issued Mr Kurt with a standard C25 TP 'failure' letter and drew his attention to the advice to use Challenge 25 and to the fact that an underage test purchase would now be performed in the near future.
	The back of that letter contained details of the forthcoming training, which I again suggested he consider. Again, he told me he was too busy. I encouraged him to make time, observing that his business' main priority should be to avoid anything that may endanger the premises licence.
	While I was in the shop I noticed that the super strength beers were not priced, although several other beers were. This can be an indication that they are unrealistically cheap. I did not ask at this stage as I did not want to get held up doing an illicit check.
28/01/17	I was leading an UTP operation, accompanied by two police officers and two volunteers, including a male volunteer, aged 15 years and 8 months. During the operation, we visited Essex Alternative Supermarket, where the male volunteer (without the other volunteer being present) was sold a bottle of Smirnoff Ice, without being required to provide proof of age, or being asked anything else.
	PC Clare Fallis, who had observed the sale, and I returned to the shop soon after. The person behind the counter, who was the only person in the shop (contrary to condition 3 in Annex 2) was very un-cooperative. He gave his name as and said that he didn't work there, but was just helping out, but 'could not remember' his address, did not have ID or a personal licence (contrary to condition 4 in Annex 2) and could not remember his phone number. He repeatedly told PC Fallis and me that he could not understand what we were asking because his English was poor. He told us this in the very respectable English that he was also using to converse with

customers. He was able to say that he had not realised that the Smirnoff ice was an alcoholic drink, although I noted that the fridge it had come from contained only alcoholic drinks. I quickly checked for illicit alcohol and tobacco behind the bar. I did not find any goods that caused concern, but I did find a chair leg, with nalls in the end (llush to the surface, but, I assume, to give it more weight), which was obviously there as a weapon. I asked Mr Altun if he would surrender it, explaining it was an arrestable offence to possess an offensive weapon. I do not recall him giving a clear enswer, but I took it anyway. It was clear that was not going to answer any of our questions properly, so we left. 03/02/17 At my request, Licensing Officers Carol Jones and Katle Tomashevski visited the premises to undertake a full conditions check. Mr Kurt was present, again. CJ reports that Mr Kurt was totally unaware of the conditions on his licence and many of them were in breach. She had delivered a letter to the premises on 14th February, detailing her findings and asking Mr Kurt to confirm in writing that he had taken steps to ensure no further breaches occurred. She got no response to this letter. CJ and I returned to the store to undertake a follow up conditions check (although 24/02/17 checking her letter, it appears to have been before his deadline to confirm corrective action had taken place. The store was staffed by Mr Kurt's sister, behind the counter, and a young man who was working in the storage area. Just prior to the visit, I had asked Dan Whitton, Licensing Officer, to make a test purchase of two strong beers - Perla Mocna, for which he was charged £1.10 and Kestrel Super (£1,50), the same prices that Mr Kurt had Identified them to be during the visit on the 3rd February. After CJ has established that many of the conditions were still in breach and I had identified six beers that I wanted invoices to be provided for we asked when Mr Kurt was likely to return. We were told he would be back in a few minutes, so we elected to walt. While we were waiting, we continued to look around the shop and CJ quickly found a number of meat products that were past their use by date - mostly within a week, but one was 18 days and another 33 days past. We collected the goods in a basket and I had started to photograph them all when Mr Kurt arrived. He was very angry that I was looking at food and did not accept my assurance that I had a right to do so. He physically prevented me from taking more photographs by removing the goods that I was about to capture and insisted that I should delete the photographs that I had already taken. When I declined to do so, he threatened to call the Police. In the end he called someone he said was another licensee, who he said confirmed that I had no rights to look at food. He was still angry, when we moved on to talking about what we had found during the visit. He confirmed the prices of the beers that I was interested in to be £1.50 for Kestrel Super, Skol Super and Carlsberg Special Brew (£1.65 - £1.85 is the cheapest I've seen on cash and carry invoices) and £1.40 for Paria Mocna (£1.50), Van Pur (which I've never seen before, but which was 10% abv, and has duty + VAT of £1.44 payable) and Okocim Mocne, a reasonable price. I also told him about the underage sale - of which he appeared to be unaware. He said that he didn't know the name of the person covering, but that he was only covering the shop for 30 mins.

	It was a difficult conversation, with Mr Kurt persistently talking over me and suggesting that I was targeting his business with too many visits, and we left it that I would e-mail him later to request invoices for the beers (required to be available by Annex 2, condition 10) and CCTV footage (Annex 2, condition 13) from the day of the sale. I did this upon my return to the office, giving him a deadline of the end of the following Monday for the provision of the invoices and cctv.
28/02/17	Nelther invoices, not CCTV footage was provided, so I visited the shop again with PC Ben Chadwick.
	The person behind the counter when we arrived was the person who had made the sale, who gave his name then as He avoided answering any of our questions — even to confirm his name — saying that wasn't working at the shop, despite having served someone in front of us.
	After a few minutes. Mr Kurt arrived at the shop – he had just popped out to get a sendwich – and made himself scarce.
	Mr Kurt was much more reasonable to talk with on this occasion. He handed me a USB stick onto which he said he believed he had downloaded the requested footage, although he wasn't able to play it himself. He also explained that his accountant was not available until the following Wednesday (08/03) and that he would be able to provide invoices after that.
	I asked about Mr Kurt said he didn't know his name, but that he was occasionally around, seemed trustworthy, and that he occasionally minded the shop while IK was not present and that he hoped to employ him soon. (Remember, this is the man who had not informed him about the underage sale, apparently, and who had just told him had been unco-operative on both occasions I had met him).
	He complained about the practicality of Annex 2, conditions 3 (minimum of two members of staff at all times) and 4 (one of who has to hold a personal licence), both of which were being breached when we had arrived.
	Reviewing the CCTV footage – which had recorded properly – back in the office, confirmed that had been in the shop, apparently on his own, for the whole period of the footage 10am to 12.30pm – considerably more than the 30 minutes Mr Kurt had previously said.
15/03/17	As I had received no invoices, I called the number that Mr Kurt had given me for his accountant. It was answered by someone giving his name as who confirmed he was the business' accountant and sald he had been away, but would speak with his client about the matter.
	I suspect that some invoices will ultimately be produced, but I would be very surprised if any for the Van Pur beer (which I have never seen before) arrive.

Recommendations

Mr Kurt is a young man and may develop greater maturity, but at the moment and for the foreseeable future, I have absolutely no faith in his ability to manage these premises to an acceptable (let along high) standard.

He clearly does not understand his responsibilities under the Licensing Act and has failed to promote the protection of children, by leaving clearly insufficiently trained staff in charge; the has failed to

prevent crime and disorder, by buying non-duty paid beer; and he didn't know what the ficence conditions were, or understand that they were effectively legal requirements; and even once this had been explained, he did nothing to correct the non-compliances and referred to ticence as "not important" during the visit with CJ on the 24/02. He has not shown that he has recognised that he needs assistance — even now, he has not booked himself onto the training course — and the way he handled himself during the visit on 24/02 showed his immaturity and unsuitability to run a business of this nature.

There is no doubt in my mind that the ficence should be reviewed and at the moment, I cannot see any outcome other than revocation being appropriate.

Doug Love

15/03/17

Licensing visits on 03 February 2017 with Katie Tomashevski and Carol Jones

Essex Alternative Supermarket, 360 Essex Road

20:33 – Entered the premises and spoke to Ismail Kurt (personal licence issued by Hackney, number 076396) the PLH and DPS. We checked the price of Kestrel Super (£1.50) and Perla Mocha (£1.10) NOTE under the price they should be sold for.

CJ and KT introduced themselves and advised that they were there for a DPI visit. As we walked in, there was a man dusting the wine. He disappeared soon after we entered the premise and did not reappear for the duration we were in the premises (which was for at least an hour). IK advised that the man was only helping him at the premises and that he was there working alone. He stated that there were no other workers and that he worked from 07:00 until midnight all week. If he wanted to go to the cash and carry, he asked a family member to cover for him.

The premises licence and summary were on display. We started going through the conditions of the premises licence. IK did not appear to be aware of many of the conditions on the licence.

Annex 2. Condition 2

The DPS or the Licence Holder shall regularly check the Refusal Book and Incident Book to ensure it is consistently being used by staff.

The last entry into the refusals book was 03/10/16.

Annex 2, Condition 3

Minimum of two members of staff to be present at all times whilst the premises remain open for the sale of alcohol.

IK was the only member of staff at the time of the visit and by his own admission, most of the time the premises was open.

Annex 2. Condition 4

At least one person holding a Personal Licence shall be on duty at the premises when alcohol is being sold.

IK holds a personal licence. However, when he attends the cash and carry, the premises is left in control of someone who does not hold a personal licence.

Annex 2, Condition 5

Every supply of alcohol shall be made by the DPS or a person who holds a personal licence.

This does not happen when someone is covering when IK goes to the cash and carry.

Annex 2, Condition 11

An ultra violet light will be available at the premises for the purposes of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

IK was not aware of what this was. He did have an ultra violet light for checking notes, but this did not appear to work on duty labels.

Annex 2, Condition 13

CCTV shall be installed, operated and maintained in agreement with the Police.

Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

The CCTV appeared to be working. However, IK did not know how to use it and when the electric dimmed (a regular occurrence), the CCTV monitor went out. IK stated the CCTV did not stop recording, however, as he did not know how to use the CCTV, he is not best placed to confirm this.

Annex 2, Condition 18

A bin/receptacle shall be provided for patron's use.

There was a bin placed along the road, but this was a council provided bin and does not comply with the condition. IK stated he could place a bin just inside the premises.

Annex 2, Condition 35

No 'super-strength' beers or ciders over 7.5% abv are sold at less than the price that they cost the business.

Kestrel Super (£1.50) and Perla Mocha (£1.10) NOTE under the price they should be sold for

CJ advised that IK was in breach of the premises licence and that he would be receiving a warning letter detailing all of the problems with the premises. CJ advised that he should close the shop or at least stop selling alcohol until such time as he found someone else to work in the premises, preferably two people one with a personal licence, as he needed another worker there at all times and should have a personal licence holder there when he was at the cash and carry. CJ stated he had two weeks to get everything in place and that she would return to carry out another DPI at the premises.



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Our ref: Your ref:

Date: 13 February 2017



This matter is being dealt with by: Carol Jones

Dear Mr Kurt.

LICENSING ACT 2003

RE: ESSEX ALTERNATIVE SUPERMARKET, 360 ESSEX ROAD, LONDON N1 3PD

I write to you regarding the above premises. At approximately 20:30 on Friday 3 February 2017, Licensing Officers visited your premises to perform a during performance visit.

At the time of our visit we went through the conditions of the premises licence and noted the following breaches;

The last entry into the refusals book was 03/10/16

Annex 2, Condition 2 - The DPS or the Licence Holder shall regularly check the Refusal Book and Incident Book to ensure it is consistently being used by staff.

You were the only member of staff at the time of the visit and by your own admission, the only person working in the shop most of the time the premises was open.

Annex 2, Condition 3 - Minimum of two members of staff to be present at all times whilst the premises remain open for the sale of alcohol.

You hold a personal licence. However, when you attend the cash and carry, the premises is left in control of someone who does not hold a personal licence.

Annex 2, Condition 4 - At least one person holding a Personal Licence shall be on duty at the premises when alcohol is being sold.

When you go to the cash and carry, the premises is left in the care of someone who does not hold a personal licence

Annex 2, Condition 5 - Every supply of alcohol shall be made by the DPS or a person who holds a personal licence.

There was an ultra violet light at the premises for checking notes, but this did not appear to work on duty labels.

Annex 2, Condition 11 - An ultra violet light will be available at the premises for the purposes of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

There was CCTV at the premises which appeared to be working. However, you did not know how to use it and when the electric dimmed (a regular occurrence), the CCTV monitor went out. You stated the CCTV did not stop recording, however, as he did not know how to use the CCTV I would question how you know this.

Annex 2, Condition 13 - CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of officences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

There was a bin placed along the road, but this was a council provided bin and does not comply with the condition. You stated you could place a bin just inside the premises.

Annex 2, Condition 18 - A bin/receptacle shall be provided for patron's use.

You were selling Kestrel Super (£1.50) and Perla Mocha (£1.10) NOTE under the price they should be sold for.

Annex 2, Condition 35 - No 'super-strength' beers or ciders over 7.5% abv are sold at less than the price that they cost the business.

At the time of the visit, you stated you were not aware of the conditions of your premises licence. As a licensee you are expected to know and comply with your premises licence conditions. The conditions were offered up as a part of the application

Page 2 of 3

for a new premises licence in May 2016. They were the reason that the premises was granted a licence in July 2017.

Any breach of the law could result in legal action being taken against you and those involved in the running of the premises, for which there is a maximum penalty of 6 months imprisonment and/or a fine.

Officers will continue to monitor the premises. You are hereby warned in the strongest possible terms that if you are witnessed in breach of your premises licence, that formal legal action will be taken against you and all those involved in the running of the premises.

I would be grateful if you could please write to me within 14 days from the date of this letter advising me of the measures you have put in place to ensure that these breaches do not occur again.

If you have any queries on any of the above licensing matters than please do not hesitate to contact me.

Yours sincerely

Carol Jones
Licensing Officer

If you would like this document in large print or Braille, audiotape or in another language, please telephone 020 7527 2000.

Visit to Essex Alternative Supermarket, 360 Essex Road - with Doug Love and Carol Jones on 24 February 2017 at approximately 14:00

Licensing Officer Dan Whitton was asked to go to the premises and purchase a can of Kestral

Super and Perla Mocna. DW purchased the cans and confirmed to CJ and DL that he habeen charged £1.10 for the Perla Mocna £1.50 for the Kestrel. He then came out and adus of the transaction.	
We entered the premises and introduced ourselves to IK confirmed she was Ismail Kurt, the Premises Licence Holder's sister. There were two people working at the premises, confirmed that she did not hold a personal licence. A conversation we the other worker confirmed that he neither held a personal licence. (breach of annex 2 condition 4).	
at the premises for a few hours a day. Confirmed that she had received basic training on the till, alcohol, cigarettes (breach of annex 2, condition 1). CJ asked to see the refusals book, confirmed that the premises had one, but that she didn't know wit was kept (annex 2, condition 14). Confirmed that she had not seen the condition of the premises ficence, but had gone through them whilst training. Condition 14) did not know that the premises needed an ultra violet light, or where it may be kept if there was one (broof annex 2, condition 11).	e where tions
stated that she had been shown the CCTV, but did not know how to operate it (breach of annex 2, condition 13). Stated she thought there was an incident be but did not know where it was (annex 2, condition 15). CJ asked what forms of ID they are if someone who appears to be underage comes into the store to purchase alcohol, confirmed that she accepts UK passport and driving licence.	iok,
There was no bin in place at the premises (breach of annex 2, condition 18). There was a at the door asking patrons to leave the area quietly, however this was not A4 in size and control ask people not to congregate (breach of annex 2, condition 19)	
We spoke to the second worker, my questions, as he did not speak very much English and so ranslated for me would make annex 2, condition 23 difficult to comply with). KM confirmed that he had received training, however, he was unable to elaborate on what training he had received and confir he had not signed any training records (breach of annex 2, condition 30). KM stated he had been working at the premises for a week. KN confirmed his working hours were from 12:0 until 20:00.	e (this eived rmed ad
DL asked the price of a number of the high strength beers. confirm prices between £1.50 and £1.60. stated the Kestrel had been £1.50 and the Pomocna was £1.40. DL began to question likyaz Kurt on the prices and was advised that the PLH Ismail Kurt was going to return soon.	erla

While we were waiting for Ismail Kurt, we started to check the pricing in the shop and noted a number of food products in the chiller cabinets were out of date. We started checking the

dates on the food products and noted that quite a lot of the food items were out of date and some were close to the sell by date. Doug Love got a basket and piled it high with food products which were out of date. The most out of date item I found was a pack of hotdogs which had a sell by date of 22 January 2017 (breach of annex 2, condition 27).

DL began to photograph the food products and was still photographing the products when Ismail Kurt walked in. Ismail Kurt was very angry with DL and insisted that he delete the photos. Ismail Kurt saw some of the dates on the out of date food and pointed to some saying they were only five days out of date and would have been picked up on the stock check, which takes place on Fridays.

Ismail Kurt kept on insisting that DL delete the photos and stating it was not DL's job to check the food in his premises. Ismail Kurt kept stating how angry he was with DL for taking the pictures. Ismail Kurt then made a telephone call and spoke in a language I did not understand. He kept saying the word 'licensing'. When he finished the telephone call, he told us his friend had confirmed the DL was not allowed to look at the food at the premises or take pictures.

Ismail Kurt kept on saying how angry he was, however, he answered questions CJ asked. Ismail Kurt confirmed that he had not trained KM, as he was only on trial for a few days (possible breach of annex 2, condition 1). DL asked the prices of the high strength beer. Ismail Kurt stated they were all between £1.40 and £1.60. DL advised that the premises were selling the cans of high strength beers way below cash and carry prices (breach of annex 2, condition 35). DL confirmed that the spirits were priced in line with what the premises would have purchased them for.

Ismail Kurt started to question DL on why he was always being visited. DL advised he had visited the premises initially for an underage test purchase, where a man called Mehmet Altun had sold alcohol to the underage volunteer. DL asked who MA was and how long he had worked at the premises. Ismail Kurt confirmed he had only come for that day and was only on the till for half an hour while Ismail Kurt had gone to get lunch. Ismail Kurt confirmed MA had been a friend of a friend who owned an off licence. DL advised that at the time of the sale, MA stated he had thought that Smignoff Ice was a soft drink.

Ismail Kurt again kept asking DL why he kept visiting the premises. DL started to confirm that the first visit was for the underage sale, Licensing Officers visited the second time to check conditions and that because there had been a number of breaches of premises licence conditions we were revisiting. Ismail Kurt kept talking over DL, however, accused DL of talking over him.

Ismail Kurt again asked DL why he kept visiting the premises as most of his neighbours had not been visited, DL advised that he was trying to tell him of the reasons. Ismail Kurt then kept telling DL that DL's remit was checking alcohol and that he had never found a problem at the premises with illegal alcohol and so he didn't understand why DL kept visiting. CJ tried to answer that the premises had not been complying with licence conditions at the time she and a colleague had visited. At this point, Ismail Kurt said 'licence conditions are not important' and kept asking why DL was pushing him (he did not mean physically).

DL then again tried to explain that we were visiting because of the underage sale and the breaches found when Licensing Officers visited the premises earlier that month. DL also voiced his concern about the lump of wood, which DL had confiscated at the time of the underage sale, which could be used as an offensive weapon. Ismail Kurt stated that he works in a dangerous area and asked what he was supposed to do if someone threatens his safety. He stated he would use the wood to push someone away from him. DL advised that Ismail Kurt could have been arrested if he had been found in possession of the wood, as it would be seen as an offensive weapon. Ismail Kurt said it was his safety and had it in case someone threatens him.

At this point, DL and CJ decided to leave the premises.

Breaches of the Premises Licence

Annex 2, Condition 1

All staff responsible for selling alcohol shall receive regular training from the DPS (with refresher training not less then once in every 6 months) with written records of the training made available to the Police and other Responsible Authorities on:

- a) in the Licensing Act 2003
- b) Use of the CCTV,
- c) Use of the Refusal Book,
- d) Use of the Incident Book,
- e) The Challenge 25 Policy and forms of ID acceptable,
- f) Refusal of patrons who attempt to purchase alcohol or tobacco in breach of this operating schedule or Licensing Act 2003

Annex 2, Condition 4

At least one person holding a Personal Licence shall be on duty at the premises when alcohol is being sold.

Annex 2, Condition 11

An ultra violet light will be available at the premises for the purposes of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

Annex 2, Condition 13

CCTV shall be installed, operated and maintained in agreement with the Police.

Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

Annex 2, Condition 14

A refusal book recording all refused sales of alcohol shall be kept at the premises and maintained at all times, which shall be made available to a police officer or an authorised officer of any responsible authority upon request. The register will contain:

- a) details of the time and date the refusal was made
- b) the reason for the refusal (including underage and attempted purchase by a person who is drunk)
- c) the dentity of the staff member refusing the sale
- d) brief description of the customer concerned

Annex 2, Condition 15

An incident book shall be kept and maintained at the premises at all times, which shall be made available to a police officer or an authorised officer of any responsible authority upon request. The incident book shall be used to record the date and time of any incident as per condition 6 below, the name of the staff member and a brief description of the customer concerned.

Annex 2, Condition 18

A bin/receptacle shall be provided for patron's use.

Annex 2, Condition 19

A suitably worded sign, of a size A4 or larger, shall be displayed at each exit point from the premises. The sign shall remind customers to respect the neighbours, leave the area quietly and request that they do not congregate outside the premises.

Annex 2, Condition 23

Particular care must be taken by members of staffing in conveying to (drunk) customers the reasons why alcohol cannot be sold to a person under the influence of alcohol in a courteous manner.

Annex 2, Condition 27

Care must be taken to scrutinise the lawfulness of all products sold at the premises. In particular care must be taken to ensure that;

- a) beverages and other food products are within their sell by date
- b) are free from any defects whether packing, contents or otherwise
- c) all products sold are presentable and contain the necessary descriptions and labels
- d) all products are of good acceptable quality
- e) all products sold are genuine and authentic.

Annex 2, Condition 30

All staff whose responsibilities include the retail sale of alcohol or age restricted products shall receive induction training prior to them being permitted to sell tobacco and alcohol and logs to be kept at the premises detailing the date of the training, name of staff member being trained, name of trainer and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.

Annex 2, Condition 32

Training records to be made available to a police officer or an authorised officer of any responsible authority upon request. The training shall include, but is not restricted to -

- a) the prevention of underage sales of alcohol which shall include-
- i. operation of the "Challenge 25" scheme;
- ii. types of acceptable ID;
- iii. method of recording challenges;
- iv. potential consequences of making an underage sale.
- b. refusing sales of abohol to persons who appear to be drunk;
- c. the operation of the CCTV equipment
- d. using and maintaining the refusal and incident register

Annex 2, Condition 35

No 'super-strength' beers or ciders over 7.5% abv are sold at less than the price that they cost the business.

Statement of witness

(Criminal Procedure Rules, r.27.2; Criminal Justice Act 1967, s.9, Magistrates' Courts Act 1980, s. 5B)

STATEMENT OF

Daniel Whitton

Age of witness (if over 18 enter "over 18") Over 18

Occupation of witness

Licensing Officer

This statement, consisting of ONE page signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

M. Walte

Dated the 16th March 2017

Signed:

My name is Daniel Whitton. I have been employed as a Licensing Officer with the London Borough of Islington ("LBI") since November 2006. My duties include enforcement of licensing legislation, processing applications, producing Committee Reports for Licensing Committee hearings, attending hearings and attending court for Appeals and prosecutions. This is a witness statement in relation to the premises known as Essex Alternative Supermarket, situated at 360 Essex Road, London, N1 3PD. On 24th February 2017 I accompanied my colleague and licensing officer Carol Jones with Doug Love of the Council's Trading Standards team to carry out a test purchase at the aforementioned premises. Doug parked the van in the nearby street, Ockendon Road. I left the van and walked to and entered the supermarket. I located a fridge and selected one can of lager to purchase. I took the 500ml can of "Perla Mocna" lager to the service counter and was advised it was £1.10. I then advised the female staff member serving me that I wanted an additional can. I returned to the fridge and selected a 500ml can of "Kestrel Super" lager. I was advised that this additional can was £1.50. I paid the total of £2.60 for the two cans. I then left the shop and returned to van with my purchases.

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SAH12 SAH12
WITNESS STATEMENT
CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1
Statement of Steven HARRINGTON PC 425 NI URN:
Age if under 18 Over 18 (If over 18 lazer 'over 18') Occupation: Police Officer 193779
This statement (consisting of:
Of Paragraph
Signolure: Date: 15/05/2017
Tick if witness evidence is visually recorded (supply witness details on rear)
My name is Steven Harrington and I am a Police Constable with the Metropolitan Police Service. I currently work
as a Licensing Officer at Islington Police Station. I have been given this specific responsibility by the Borough
Commander who is acting under the written delegated authority of the Commissioner of Police for the
Metropolis. A copy of this authority has been lodged with Islington Council Legal Department.
On WEDNESDAY 15th MAY 2017 I was on duty in plain clothes when I attended ESSEX ALTERNATIVBE
SUPERMARKET 360 ESSEX ROAD N1 3PD. I was in company with Mr Doug LOVE an Islington Trading
Standards Officer. Mr LOVE was delivering review papers for the venue and I was carrying out a conditions
check on the license.
On my arrival I spoke with a male behind the counter who gave his name as the state of the state
did not speak very good English and made
a phone call to Mr Ismail KURT, his son, who is also the Premises License holder. Mr Ismail KURT informed me
that he was on his way to the venue and would arrive in about 20 minutes. I informed him that I would continue
with my check as far as possible until he arrived. At this time there was only one member of staff working in the
store that being this is a breach of the license Annex 2 Condition 3 which states that A
minimum of two members of staff to be present at all times whilst the premises remain open for the sale of
alcohol
I asked that he had a Personal License and he explained that he has completed the course and was
waiting for his license. Annex 2 Condition 5 states: At least one person holding a personal license shall be on duty
at the premises when alcohol is being sold. Alcohol was clearly on display on the shelves behind the counter and
in the fridges on the left of the store and wine was displayed on shelves to the right of the store. I asked
if he could operate the CCTV system, I do not think that he clearly understood what I was asking. I
decided to look at other conditions on the license while waiting for Mr Ismail KURT to arrive. While I was
looking around another male arrived in the store who stated that he worked there. He gave his name as

Page 67

Signature witnessed by:

RESTRICTED (when complete)

Signature:

2005/07(1): MG (1(T)

Continuation of Statement of

Steven HARRINGTON PC 425 NI

as did not speak very good English. Started to put some stock out. I continued to check the conditions on the license. Annex 2 Condition 19 states that there should be an A4 sized notice at each exit point reminding customers to leave quietly and to respect the neighbours. I could not see any such sign and I checked inside and outside of the only entry/exit door at the venue. Annex 2 condition 29 states that an A4 or larger sized notice should be displayed at the point of entry advising customers that the store operates the Challenge 25 proof of age scheme. I again checked inside and out of the only entry/exit point and could not see any sign. The only Challenge 25 notices I could see were sited at the very top of the cigarette display behind the counter. There were 3 of these sized approximately 6 inches long by 2 inches deep. I only noticed these while looking around for the position of the CCTV cameras and I do not think that any potential customers would notice these unless pointed out to them.

Mr Ismail KURT arrived at the store; his attitude took me a bit by surprise as he appeared to be aggressive and would continue to talk over me when I was trying to explain the reason for the visit and what I had found. He did manage to show me the refusals Log which had a last entry on the 11/03/2017 two slim males refused alcohol. Mr Ismail KURT explained that the store had been shut while changes were made to the interior and that they had only been back open again for about 3-4 weeks?

I asked for the training records and these were not available for viewing which is a breach of Annex 2 Condition 32: Training records to be made available to a Police Officer or an authorised Officer of any responsible Authority upon request. I then asked Mr Ismail KURT to show me some recorded CCTV footage from 3 weeks ago but he could not. There was a male working in the store who was dealing with some wiring in the ceiling and this may have affected the CCTV system. I told Mr Ismail KURT that I would return at a later date to check again.

Mr LOV E informed Mr Ismail KURT of the review and informed him that there would be a Licensing Committee. Mr Ismail KURT showed complete disregard for what Mr LOVE was telling him and stated that he had done nothing wrong. I pointed out the breaches I had found and informed him that I would expect a responsible Licensee to avoid such breaches and to rectify these immediately. Mr KURT stated that the store had only just re opened and that he could not find everything. I found this hard to believe as he had told me that the store had been open for 3-4 weeks.

Mr LOVE put two blue notices on street furniture outside the store and informed Mr Ismail KURT of this and explained that it was an offence to remove these. Mr LOVE and I left the store.

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Signature witnessed by:

Your License Review

Our Licensing/NI

Date: 04/06/2017

PREMISES LICENSE REVIEW: ESSEX ALTERANTIVE SUPERMARKET 360 ESSEX ROAD N1 3PD



METROPOLITAN POLICE
SERVICE
Islington Police Licensing Team
islington Police Station
2 Tolpuddle Street
London
N1 0YY
Telephone: 07799133204

mail:

licensingpolice@islington.gov.uk

4th June 2017

Dear Sir/Madam

Re: Premises License Review: Essex Alternative Supermarket 360 Essex Rd N1 3PD

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be supporting this application for a review of a premises license under Section 51 Licensing Act 2003.

I have read the application submitted by Mr Alonso Ercitla, Trading Standards Manager, 222 Upper Street N1 1XR.

I am in full agreement with his assessment of the premises. I believe that the management standards are far from reaching the high standards required and expected by all of the Responsible Authorities and the Council Licensing Policy.

The evidence put forward in Mr Ercilla's report makes it clear to me that Mr Ismail Kurt is not a suitable person to have the responsibility of being the Premises License Holder and Designated Premises Supervisor of Essex Alternative Supermarket.

I visited the venue on the 15th May 2017 and completed a statement attached SAH/1. It is clear to me that the venue is not being run in a responsible manner.

At the time of my visit I Identified the following breaches:

A was serving behind the counter and was the only person working in the shop. This is a breach of Annex 2 Condition 3 on the license which states that a minimum of two members of staff to be present at all times whilst the premises remain open for the sale of alcohol.

informed me that he had completed his personal license course and was waiting for his license. Annex 2 Condition 5 on the license states at least one person holding a personal license shall be on duty when alcohol is being sold.

Annex 2 Condition 19 states that there should be A4 sized notices at each exit point reminding customers to leave quietly and to respect the neighbours. There is only one entry/exit door at the premises and there were no such posters present.

Annex 2 Condition 29 states that there should be an A4 sized, or larger poster displayed at the point of entry advising customers that the premises operates a "Challenge 25" proof of age scheme. There was no such poster present. I was very concerned by this as in January 2017 a minor had been served alcohol at the venue and Mr Ismail Kurt had been informed of this by Trading Standards Officer Mr Douglas Love. I did see 3 small 6" x 2" notices placed at the very top of the display cabinet behind the counter, but I only noticed these whilst looking for the location of the CCTV cameras. I do not believe that customers would see these very small signs without being prompted to look in that location.

When Mr Ismall Kurt did arrive at the shop during my visit his demeanour was very aggressive and he continually spoke over both me and Mr Love.

I asked him if I could see the staff training records as required by Condition 32, Annex 2 on the license. Mr Kurt could not provide these to me. I also asked to see the relusals log and was shown this by Mr Kurt. The last entry was made on the 11/03/2017, two slim males refused alcohol. Mr Kurt stated that the shop had been shut for renovation and had only been open again for 3-4 weeks.

I then asked to see some recorded CCTV footage but this could not be done at the time. There was a male present who appeared to be doing something with electrical wiring in the ceiting and this may have been the cause of the CCTV failure. I have at this time not been able to get back to the shop to check.

I pointed out the breaches to Mr Ismail Kurt.

In my professional opinion a responsible Licensee would not have allowed these breaches to occur. Mr Kurt's excuse that he could not find everything as the shop had only been open again for 3-4 weeks is unacceptable and shows a clear disregard for the Licensing objectives. He totally ignored all that Mr Love was telling him about the review process and just stated that he had done nothing wrong. This again leads me to believe that Mr Ismail Kurt is not a suitable person to be the licensee and DPS of a premises selling alcohol. If he doesn't recognise the fact that he is breaching his license conditions then I do not see that we could ever have trust in him to operate his shop in a way that promotes the 4 licensing objectives

My recommendation would be that the license is revoked or at very least a long suspension served to allow Mr Kurt to fully acquaint himself of the Licensing objectives and the conditions contained within the venue license.

It is for Mr Kurt to prove to this Committee that he is a suitable person to operate a licensed premises and it is my opinion that at this time he can't do that.

I do support and agree with the clear recommendations in Mr Ercilla's report and feel that this is the right course of action in these circumstances.

Islington Police Licensing Team Pc Steven Harrington 425N!

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SAH
WITNESS STATEMENT
CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1
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This statement (consisting of: pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be hable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.
Signature:
Tick if witness evidence is visually recorded (supply witness details on rear)
My name is Steven Harrington and I am a Police Constable with the Metropolitan Police Service. I currently work
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On my arrival I spoke with a male behind the counter who gave his name as
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Continuation of Statement of Steven HARRINGTON PC 425 NI

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Signature

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Page 3 of 3

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MG11 Page 4 of 4

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c)	t mave been given the reath	et 'Giving a witness statement to police — what happens next?'	Yes No
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e)	I consent to my medical re	cord in relation to this matter being disclosed to the defence;	Yes No N/A
D	I consent to the statement i	being disclosed for the purposes of civil proceedings e.g. child	
	care proceedings, CICA		Yes No
g)	The information recorded a	shove will be disclosed to the Witness Service so they can offer	
	help and support, unless yo	u ask them not to. Tick this box to decline their services:	
Signa	ture of witness:	Print name:	F00001-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1
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Staten	nent taken by (print name):	PC 425 NI 193779 Steven HARRINGTON Station: IS	LINGTON
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Agenda Item B2

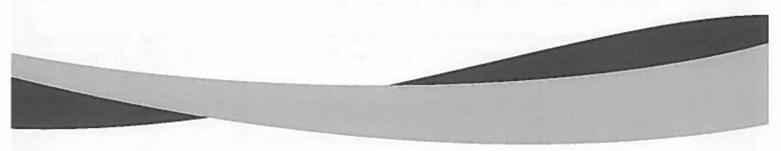


Environment & Regeneration Municipal Office, 222 Upper Street, London, N1 1XR

Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 July 2017		Caledonian

Delete as	Non-exempt
appropriate	



Subject:

REVIEW APPLICATION

CALEDONIAN STORE, 363 CALEDONIAN ROAD, LONDON N7 9DQ

1. Synopsis

- 1.1 This is an application by the Licensing Authority for a Review of the Premises Licence under Section 51 of the Licensing Act 2003 made by Islington Council's Trading Standards Service.
- 1.2 The grounds for review is related to the licensing objective:
 - Prevention of crime and disorder.

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	Yes
Noise	No
Health and Safety	No
Trading Standards	NA
Public Health	No
Safeguarding Children	No

London Fire Brigade	No
Local residents	No
Other bodies	Yes - 10 local residents supporting the premises

3. Background

3.1 Papers are attached as follows:-

Appendix 1:

review application form

Appendix 2:

current premises licence

Appendix 3:

representations

Appendix 4:

map of premises location.

- 3.2 The Licensing Authority received two letters of representation supporting the application from the Licensing Authority and the Licensing Police. The application also received 10 representations from local residents, supporting the premises.
- 3.3 The premises is currently licensed for the sale of alcohol for consumption off the premises Sunday to Thursday from 08:00 until 01:00 and Friday and Saturday from 11:00 until 02:00. The premises have 24 hours opening daily.
- 3.4 This premises licence has been in place since at least 2005, when the licence was converted from a Justices On Licence in November 2005. The current premises licence holder, Cengiz Bakirhan, transferred onto the premises licence in November 2015.

4. Planning Implications

4.1 There are no planning implications.

5 Recommendations

- 5.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.
- 5.1 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as appropriate for the promotion of the four licensing objectives.
- 5.2 The steps stated in Sections 52(4) of the Act are as follows:
 - to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
 - b) to exclude a licensable activity from the scope of the licence:
 - c) to remove the designated premises supervisor;
 - d) to suspend the licence for a period not exceeding three months:
 - e) to revoke the licence;
 - f) the Committee also have the option to leave the licence in its existing state;
 - g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

6 Conclusion and reasons for recommendations

6.1 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 as appropriate 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

Jan Hart

Date 7 July 2017

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

Application for the review of a premises licence or club premises certificate 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 Alonso Ercilla, Trading Standards Manager (Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described on Part 1 below (delete as applicable)

Part 1 - Premises or club premises details

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

Caledonian General Store

363 Caledonian Road

Post town: London Post code: N7 9DQ

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

Cengiz Bakirhan

Number of premises licence or club premises certificate: LN / 3123-271115

	I am			
	an interested party (please complete (A) or (B) belo a person living in the vicinity of the premises	Please tick √ye w)	S	
	a body representing persons living in the vicinity of the person involved in business in the vicinity of the person involved in business in the vicinity of the person involved in business in the vicinity of the persons in the vicinity of the vic	remises		
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	a responsible authority (please complete (C) below)			
	a member of the club to which this application relate below)	s (please complete (A)		
	(C) DETAILS OF RESPONSIBLE AUTHORITY AP	PLICANT		
	Name and address Alonso Ercilla Trading Standards Manager Public Protection Division 222 Upper Street London N1 1XR			
	Telephone number: 020 7527 4028			
	E-mail: alonso.ercilla@islington			
This application to review relates to the following licensing objective(s) Please tick one or more boxes the prevention of crime and disorder public safety the prevention of public nuisance the protection of children from harm				

Investigation Findings

 The business was found to have been in possession for supply or sale of 565 litres of duty-evaded alcoholic beverages (listed below).

Type of alcohol Brand name beverage		Amount	Total (in litres)
Beer	Fosters	240 x 500ml	120
Beer	Kronenburg 1664	240 x 500ml	120
Beer	Becks	48 x 500ml	24
Beer	Warka Red	72 x 500ml	36
Beer	Tyskie	120 x 500ml	60
Beer	Dewone Mocne	48 x 500ml	24
Beer	Zywiec	48 x 500ml	24
Beer	Tennent Super	24 x 500ml	12
Beer	Special Brew	96 x 500ml	48
Beer	Holsten Pilsner	146 x 500ml	73
Wine Blossom Hill Rose		36 x 750ml	24
			565

 The PLH gave false information about the origin of these alcoholic beverages (by means of an invoice for identical stock bought at a date after our discovery) to make them seem duty paid (and therefore lawful), which we believe was done so deliberately and dishonestly.

Conclusion

Evading duty is not only illegal but:

- means lost revenue to government to pay for, among other things, public services
- gives businesses an unfair competitive advantage
- misleads the public
- cheats legitimate suppliers out of revenue for sales

The act of trying to deceive an authorised officer of a Responsible Authority with a genuine invoice relating to identical but different stock bought after the illegal stock was discovered is of especially great concern and undermines our trust and confidence in the PLH and his suitability for the role.

Recommendations

 We would recommend a short to medium-term suspension and the addition of various conditions. Although the PLH has not admitted to having tried to deceive us regarding the origin of the alcohol, we would invite the committee to consider the matter and the impact that this has on the suitability of the PLH for this role.

Page 82

Proposed conditions:

Remove existing conditions Annex 2, 1 (relates only to in supplies); 2,4 (no public toilet); and 2,7 (duplicated by 2,8).

Replace Annex 2, condition 11 with:

• The licensee shall ensure that staff are trained on relevant matters including the conditions on the premises licence; age restricted products; and (if they are ever left in charge of the shop) the operation of the cctv system and how to deal with visits from authorised officers. 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 authorised officers. Staff shall sign to confirm that they have received and understood the training.

&

Age-restricted products training shall cover the following steps: the assessment
of age; how and when to challenge for proof of age; acceptable proof of age and
how to check it; and recording refusals.

Add:

- Super strength beer (ie. that of a strength of 7.5% abv or greater) shall not be sold at less than the verifiable cost of the product to the business and the price of such beers will be clearly displayed to consumers.
- CCTV shall be installed, operated and maintained, at all times that the premises is open for licensable activities, so as to comply with the following criteria:
 - The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request;
 - The Police must be informed if the system will not be operating for longer than one day of business for any reason;
 - One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - The system will provide coverage of any exterior part of the premises accessible to the public;
 - The system shall record in real time and recordings will be date and time stamped;
 - Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to Police or authorised Council officers on request (subject to the Data Protection Act 1998) within 24 hours of any request; &
 - At all times, there will be a person on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request and to supply a copy of footage immediately to Police to assist with the immediate investigation of an offence.

Page 83

Have you made an application for review relating to this premises before

If yes please state the date of that applica-	tion Day Month Year
If you have made representations before r they were and when you made them N/A	elating to this premises please state what
	Please tick ✓ yes
I have sent copies of this form and enclose authorities and the premises licence holde premises certificate, as appropriate	res to the responsible
I understand that if I do not comply with the application will be rejected	e above requirements my
IT IS AN OFFENCE, LIABLE ON CONVICE THE STANDARD SCALE, UNDER SECTION TO MAKE A FALSE STATEMENT IN OR APPLICATION Part 3 – Signatures (please read guidant	ON 158 OF THE LICENSING ACT 2003 IN CONNECTION WITH THIS
(See read guidance note 4). If signing or what capacity. Signature	olicitor or other duly authorised agent behalf of the applicant please state in
Capacity Trading Standards Ma	
Contact name (where not previously give correspondence associated with this appropriate the correspondence associated with the correspondence as the corre	en) and postal address for plication (please read guidance note 5)
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond w	th you using an e-mail address your e-
mail address (optional)	J

Page 84

STATEMENT OF DOUGLAS LOVE FIRST STATEMENT NO. OF EXHIBITS: 4 DATED: 08/05/17

Licensed Premises:

Caledonian General Store 363 Caledonian Road, N7 9DQ

WITNESS STATEMENT OF DOUGLAS LOVE

I have worked in Trading Standards since 1990. Since June 2010 I have been employed by Islington Council. My main responsibilities during this employment have been to lead the Trading Standards team's work on illicit alcohol and tobacco and on age-restricted goods.

- 1. On 17th February 2017, I was doing a series of visits to off licences near to the Islington-Camden border with of Camden Trading Standards. The primary purpose of the visits was to check the business for illicit alcohol and tobacco and to show that we were taking a consistent line on both sides of the border.
- 2. One of the premises we visited was Caledonian General Store at 363 Caledonian Road. As we walked towards the business, at around 1pm, I noticed an unmarked white van with some men talking beside it, two of whom got into the van, which then left.

 and I spoke to the other men, who were clearly from the shop, and said why we were there. I was referred to the person in charge, who was the premises licence holder (PLH), Cengiz Bakirhan. Mr Bakirhan was in the shop, behind the counter. While I spoke with him, went towards the storage area of the shop.
- 3. Very quickly, came to tell me that there was a delivery stacked at the top of the stairs leading down to the cellar basement area. I asked Mr Bakirhan if those goods had been delivered to the shop by the men in the van, which had just left and he confirmed that they had been. I then asked if he had any paperwork relating to the

delivery and he confirmed that there was not. I asked which business had delivered the goods and he did not know. I asked if he had any details of the people in the van – he said he did not.

- 4. I took photographs and details of the delivery. Altogether, 44 trays of beer and 6 cases of Blossom Hill wine had been delivered. I produce prints of the photos as exhibit DL/Photos/1. I subsequently calculated that about £620 duty was payable on the delivered goods.
- 5. From my experience of inspections for illicit alcohol working both with HMRC officers and independently, I am aware that a great deal of alcohol, including beers and branded wine is purchased, without paperwork, from people calling at shops and selling from vans. This alcohol will be non-UK duty paid and VAT evaded and thus illegal to sell. Any business buying alcohol without paperwork would be failing in their legal responsibility to keep records for financial and food safety reasons.
- 6. I checked the rest of the alcohol and tobacco stock. There were no suspect spirits or alcohol. It is often very hard for the vast majority of beer and wine to distinguish between legitimately purchased products and illicit products. Only one product caused me any concern cans of Karpackie, a brand of Polish beer with an alcohol content of 9%, on sale for £1.80. The lowest I recall seeing this product priced on any cash and carry invoice is £1.95. Duty payable on super-strength beer over 7.5% abv is much higher than on weaker beer, so it is particularly profitable for criminals able to avoid duty on these products.
- 7. I issued a TS Visit Report where I required invoices for the suspect delivery and for Karpackie to be produced, in accordance with Annex 3, condition 5 of the premises licence. I produce the bottom copy of the Visit Report as exhibit DL/1.
- 8. On 23rd February, I received an e-mail from the company's accountants. Attached was an invoice from Cash & Carry Ltd.,

which the writer said had been dropped in by the client, who requested it was scanned and sent to me. The invoice – number — was dated 17th February, the day of the delivery and was for exactly the same goods that I had seen at the top of the cellar stairs that day. I produce a print of this e-mail and attachment as DL/2.

- 9. Given that Mr Bakirhan had not been able to provide an invoice, identify the supplier of the goods or provide the name of the delivery people at the time of my visit, I was sceptical about the invoice's relation to the goods I had seen, so I contacted Cash and Carry Ltd. I spoke with a man who gave his name as and after a brief discussion I e-mailed my query to him, as discussed.
- 10. The following day, 24th February, I received a response from confirming that the invoice was raised by the company at about 6pm about five hours after the delivery after full cash payment was received. He also confirmed that do not deliver all goods are collected by customers from the premises. I produce a print of this e-mail exchange as exhibit DL/3.
- 11.On 28th February, I returned to the store with PC Ben Chadwick, from the Islington Police Licensing Team. Mr Bakirhan was present, behind the counter. I said that I had been surprised to receive the invoice and asked how he had got it. He said that it had been supplied by the people who delivered the goods and that they had brought it after they were telephoned. I asked for a telephone number for them, but no number could be provided. I asked how these delivery people had been contacted in the first place and was told that the delivery had been made as a result of an unsolicited phone call.

did not make a clear response to this question. PC Chadwick and I left the premises soon after.

13.On 3rd March Mr Bakirhan called in at the Council offices. He supplied a mobile telephone number and a first name for the person he said was the employer of the driver of the delivery van. On this occasion he told me that no invoice had been provided in relation to the delivery and that no payment had been made.

14.1 have never been provided with any invoices or other evidence of legitimate purchase for the Karpackie beer, as I had requested.

15. Mr Bakirhan and four employees of the business have attended the Council training for off-licence managers and staff since the date of the delivery.

16. I am not aware of there being any issues with underage sales at the premises: since Mr Bakirhan became the PLH, no test purchases have been made at the shop.

17. With the exception of the requirement in Annex 2, conditions 2 (no alcohol to be purchased from people calling at the shop); 5 (invoices); and 6 (identification of from whom alcoholic goods were purchased), the business seems to be in reasonable compliance with the licence conditions.

STATEMENT OF TRUTH

THE CONTENTS OF THE STATEMENT ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Signed

DOUGLAS LOVE

Dated this

Eighth day of May, 2017.

Exhibit DL/2 (plof 2)

From:

Sent:

23 February 2017 11:46

Love, Douglas

To:

0:

Subject: Attachments:

Dear Doug,

Please find attached an invoice our client has dropped in to us. They have asked us to scan and forward it to you.

Regards

Exhibit 042 (p2 of 2)

CASH & CARRY LIMITED

INVOICE TO

CALI TRADING LIMITED 363 CALEDONIAN ROAD LONDON N7 900 Tel:07947246481 VAT NO 211556635

INVOICE

VAT NO:102307573 CO RegNo :72 650 40

INVOICE NO : INVOICE DATE: 17/02/2017

CUSTOMER ACC NO

CASHIER : MSB

POSID: 1

Page 1 of 1

#	DESCRIPTION	YTS	PRICE	AMOUNT	VAT	V CODE
1	FOSTERS 24X500ML	10	17.49	174.90		
2	KRONENBURG 1664 24X500ML	10	20.29	202.90	34.98 40.58	S
3	BECKS CANS 24X500ML	2	19.99	39.98	8.00	5
4	WARKA RED 24X500ML	3	21.99	65.97	13.19	S
5	TYSKIE CANS 24X500ML	5	21.99	109.95	21.99	S
6	DEBOWE MOCNE 24X50GML	2	24.99	49.98	10.00	S
7	ZYMIEC CANS 24X500ML	2	21.99	43.98	8.80	S
8	TENNENT SUPER 24X500 ML	1	38.99	38.99	7.80	S
9	SPECIAL BREW CARLSBERG 24X500ML	4	38.99	155.96	31.19	S
10	HOLSTEN PILS 24X500ML	5	19.49	97.45	19.49	S
11	BLOSSOM HILL ROSE 6X75CL	6	23.49	140.94	28.19	S
	On Trolley 1 Items Type	*15	11 Total	wanty	50	

AMOUNT:

VAT AMOUNT:

DELIVERY CHARGES:

TOTAL TO PAY :

£1,121.00

£224,20

n

£1345,20

Z=0 % S=10 % R=5 %

GOODS WITHOUT ENGLISH INGREDIENTS SHOULD BE LABELLED ACCORDINGLY BEFORE SALE

THANK YOU FOR YOUR VALUED CUSTOM

This invoice must be presented against any queries or returns. Title of goods will not transfer until they have been paid for in full. Should the goods have been delivered, damaged or short the receipt MUST be signed accordingly otherwise no claim will be accepted.

Exhibit DL/3 (p1 43)

Love, Douglas			(p1 df 3	.)	
From: Sent: To: Cc: Subject: Attachments:	Accounts 24 February 2017 Love, Douglas RF: F.a.o.	14:28	n I		
Dear Douglas,					
I have checked the details w 2017 was issued by 18.07 after receiving full pay into any delivery our custom If you need any further infor	Cash & Carry Limited an yment of the invoice in ners come and collect g	nd our sales reco cash. Furthermo oods from our p	ord shows that ore, Car oremises.	the invoice was sh & Carry Limit	raised around
Regards,			*		
ACCOUNTANT	=7				
	н				
	*				
<u>Disclaimer:</u>					38
The information transmitted is intendereview, retransmission, dissemination recipient is prohibited. If you received	or other use of, or taking of any	action in reliance upo	on, this information		other than the intended
From: Love Douglas (mailto		on.gov.uk]			

Further to our telephone conversation, I am trying to find out details relating to the attached invoice.

To:

Subject: F.a.o.

Dear Mr

The reason I am interested is I arrived to inspect the business just after they had received a delivery from two people in a van, the details of which I recorded. The delivery, which had not been taken to the storage area of the Page 91

Exhibit DL/3 (p2 &3)

shop reflects exactly what is on the attached document. However, the Licensee of the business, who is also the sole director of the business, could not provide any paperwork for the delivery, identify the supplier of the goods, or the two people in the van.

Could you confirm:

- That the attached document was issued by
- What time it was issued? If the exact time is not available, please give an approximate time, which you should be able to calculate from the position of this invoice in relation to all others issued on the day.
- Whether Kamros had any involvement in the delivery of the product, or whether it was picked up from your premises by the trader or a third party.
- How and when payment was taken?

Sorry to take your time, but I wonder whether the same goods where purchased from Kamros after my visit. It is clearly not in the interests of legitimate cash and carries if off-licensees get their goods from illegal sources, so I need to ensure that the business is not 'using' Kamros to obscure an illegal purchase.

Many thanks,

Doug Love Islington Trading Standards

020 7527 3874

This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.

This email has been checked for viruses by AVG antivirus software. www.avg.com

Exhibit DL/3 (p3.1)3

CASH & CARRY LIMITED

INVOICE TO

CALI TRADING LIMITED 363 CALEDONIAN ROAD LONDON N7 9DQ Tel:07947246481 VAT NO.211556535

INVOICE

VAT NO: 102307573 CO RegNo: 72 650 40

INVOICE NO:

INVOICE DATE: 17/02/26位

CUSTOMER ACC NO :

CASHIER: MSB

POSID: 1

Page 1 of 1

- 27	DESCRIPTION	QTY	PRICE	AMOUNT	VAT	VICODE
1	FORTERS 24X500ML	10	17,49	174.90	34.98	S
2	KRONENBURG 1664 24X560ML	10	20.29	202,90	40.58	8
3	BECKS CANS 24X500ML	2	19,99	39.98	8.00	5
4	WARKA RED 24X500ML	3	21.99	65.97	13.19	1.15
5	FYSKIE CANS 24X500ML	1.5	21.99	109.95	21.99	S
15	DEBOWE MOONE 24X500ML	2	24.99	49,98	10.00	S
7	ZYWIEC ANS 24X500ML	2	21.99	45 98	8 80	S
8	TENNEND UPER 24X500 ML	1	38,99	38,99	7.80	S
9	SPECIAL FREW CARLSBERG 2 (500)	4	32.99	135,90	31.19	S
10	HOLSTE PL 24X500ML	57	18,49	97.45	19(49	.s
11	BLOSSOM HIGH ROSE 6XUSGE	8	23 49	140.94	28.19	5
	On Trolley 1 tems Typ	9	11 70	al .	50	

AMOUNT:

VAT AMOUNT:

DELIVERY CHARGES:

TOTAL TO PAY:

£1,121.00

£224.20

0

£1345.20

Z=0 % S=20 % R=5 %

GOODS WITHOUT ENGLISH INGREDIENTS SHOULD BE LABELLED ACCORDINGLY BEFORE SALE

THANK YOU FOR YOUR VALUED CUSTOM

This invoice must be presented against any queries or returns. Title of goods will not transfer until they have been paid for in full. Should the goods have been delivered, damaged or short the receipt MUST be signed accordingly otherwise no claim will be accepted.



PREMISES LICENCE LICENSING ACT 2003

Premises licence number LN/3123-271115		Date of original grant*	24 November 2005
--	--	-------------------------	------------------

^{*}An annual fee associated with this licence is to be paid on the anniversary of the original grant date.

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

CALEDONIAN GENERAL STORE

363 CALEDONIAN ROAD

Post town London Post code N7 9DQ

Telephone number

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence Ground Floor and Basement

• The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities • The sale by retail of alcohol:

01:00 the following day Monday 08:00 to the following day 01:00 Tuesday 08:00 to Wednesday 08:00 01:00 the following day to 01:00 the following day Thursday 08:00 to the following day Friday 08:00 to 02:00 Saturday 08:00 02:00 the following day to Sunday 08:00 01:00 the following day to

The opening hours of the premises:								
Monday	00:00	to	24:00	the following day				
Tuesday	00:00	to	24:00	the following day				
Wednesday	00:00	to	24:00	the following day				
Thursday	00:00	to	24:00	the following day				
Friday	00:00	to	24:00	the following day				
Saturday	00:00	to	24:00	the following day				
Sunday	00:00	to	24:00	the following day				

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

Off Supplies

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

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

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

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

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

Tel: 020 7527 3031

Email: licensing@islington.gov.uk

Service Manager (Commercial)

Date of Issue

Annex 1 - Mandatory conditions

- No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3. All door supervisors shall be licensed by the Security Industry Authority.
- 4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, www.islington.gov.uk. This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

Annex 2 - Conditions consistent with the Operating Schedule

- 1. The restrictions on hours during which the sale of alcohol is authorised does not prohibit:
- during the first 20 minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- b. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
- c. the sale of alcohol to a trader or club for the purposes of the trade or club;
- d. the sale of supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval military.
- 2. Alcohol shall not be sold in an open container or be consumed in the licensed premises
- 3. Any incidents of a criminal nature that occur at the premises shall be reported to the police.
- Toilets shall be checked every two hours when the premises are open to the public to deter the use of drugs. A record of these checks shall be documented and made available to the police upon request.
- 5. The licensee shall ensure that appropriate fire safety procedures are in place including fire extinguishers, fire blanket, internally illuminated fire signs, smoke detectors and emergency lighting. All fire safety equipment shall be tested by qualified personnel annually.
- 6. All emergency exits shall be kept free of obstructions at all times.
- 7. All customers shall be asked to leave quietly.
- 8. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
- 9. No deliveries shall take place on Sunday or Bank Holidays and between the hours of 22:00 and 07:00 other days of the week.

- 10. No rubbish including bottles will be moved, removed or placed in outside areas on Sundays or Bank Holidays and between the hours of 22:00 and 07:00 other days of the week.
- 11. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
- 12. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

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

- The licensee shall put arrangements in place to ensure that before serving alcohol
 to young persons, staff ask to see accredited proof of age cards for example proof
 of age cards carrying the 'PASS' logo (and no others) a Passport, or UK Driving
 Licence bearing the photograph and date of birth of the bearer.
- 2. No alcoholic goods will ever be purchased from sellers calling to the shop.
- 3. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
- No spirits in re-sealed cases will be purchased.
- 5. 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 on request.
- 6. A stock control system will be introduced, so that the licensee can quickly identify where and when alcohol goods have been purchased.
- 7. 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.
- 8. If any spirits bought by the company have UK duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
- 9. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Groups advice for off-licences.

Annex 4 - Plans

Reference Number: 25-23 Date: 29March 2005

Apprendix 3
REP1

Licensing Act 2003- Representation from the Licensing Authority
Application: Caledonian General Store, 363 Caledonian Road, London N7 9DQ

I am submitting a representation on behalf of the Licensing Authority with respect to the Trading Standards application to review the premises licence.

The grounds for the representation are:

The prevention of crime and disorder

Licensing Policy Considerations

Licensing Policies 9 & 10 Standards of Management

Licensing Policy 30 Review of Licences

Issues of Concern

The Licensing Authority supports the Trading Standards application to review the premises licence at the above premises. Trading Standards have reported that the premises licence holder, Mr Cengiz Bakirhan purchased alcohol from a casual white van caller to his premises and then appears to have tried to cover the purchase by buying the same stock from a genuine seller.

This is of great concern to the Licensing Authority as it is in direct breach of the following conditions on Annex 3 the premises licence;

Condition 2 - No alcoholic goods will ever be purchased from sellers calling to the shop.

Condition 3 - The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.

Background

Mr Cengiz Bakirhan transferred onto the premises licence in November 2015. Since this date, the following visits have been conducted at the premises;

17 March 2016 - An illicit check at the premises found no illegal alcohol or tobacco at the premises.

21 April 2016 – A test purchase of tobacco was conducted at the premises – No sale was made to the underage test purchaser.

13 September 2016 - A complaint of noise and anti-social behaviour outside the premises was made. Officers visited on three occasions and did not find any evidence of noise or anti-social behaviour.

8 June 2017 - A during performance visit was conducted at the premises. No breaches were witnessed.

Considerations

On receipt of the review, Mr Bakirhan contacted Doug Love from Trading Standards and Carol Jones from the Licensing Team and has met with them to discuss the review application and the circumstances which he says led to the breach. Mr Bakirhan has also provided copies of invoices which date from the beginning of the year, in support of his claim

that the purchase was a one off occasion. Doug Love has looked at the invoices and confirms that they appear genuine. Similarly, a visit to the premises on 8 June confirms that the premises were compliant of licence conditions at the time of the visit. Please see Appendix 1 for details of the above visits. Please see Appendix 2 for copies of the invoices.

Conclusion / Recommendation

When the Licensing Authority grants a premises licence to a licensee there must be a degree of trust that they will comply with the conditions of the licence. When a licensee fails to comply with the conditions of the licence and then tries to cover the breach is taken very seriously by the Licensing Authority.

However, Mr Bakirhan's actions since the breach demonstrate that he does appear to be taking this matter very seriously. Similarly, there are no historic records of non compliance at the premises since Mr Bakirhan has been the premises licence holder.

In light of the above, the Licensing Authority support the Trading Standards review of the premises licence and recommend that conditions are replaced on the licence to strengthen them. Additionally, that the CCTV condition should be added to the premises licence.

Similarly, the Licensing Authority have no issue with the removal of the conditions suggested by Trading Standards;

Condition 1 - The restrictions on hours during which the sale of alcohol is authorised does not prohibit:

- a. during the first 20 minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- b. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
- c. the sale of alcohol to a trader or club for the purposes of the trade or club;
- d. the sale of supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval military.

Condition 2 - Toilets shall be checked every two hours when the premises are open to the public to deter the use of drugs. A record of these checks shall be documented and made available to the police upon request.

Condition 7 - All customers shall be asked to leave quietly.

Licensing Manager

terrie.lane@islington.gov.uk

020 7527 3233

12 June 2017

Appendix I

Visit to the premises with Daniel Whitton and Terrie Lane on 24 September 2016 at approximately 01:25

01:25 - Premises closed and shuttered. No issues in the vicinity.

Visit to the premises with Daniel Whitton and Terrie Lane on 15 October 2016 at approximately 01:46

01:46 - Staff were packing away the shop front display. No issues with cars outside and no music was being played.

Visit to the premises with Carol Jones and Katie Tomashevski on 27 October 2016 at approximately 21:28

21:28 - Entered the premises and spoke to the PLH, Cengiz Bakirhan (CB), Carol Jones (CJ) advised that there had been complaints of noise from customers and staff at the premises sitting in cars outside the premises with their music blaring disturbing the neighbours.

CB said he was aware of the complaints and issue, that he had viewed the CCTV and given the member of staff a warning, the staff member had however, continued with the behaviour and so he had been sacked the previous week. CB confirmed he was in touch with the neighbour.

No breaches witnessed at the time of our visit.

Visit to the premises with Carol Jones and Katie Tomashevski on 8 June 2017 at approximately 22:22

Entered the premises and noted Cengiz Bakirhan (CB) was behind the till and there was another worker stocking the shelves. CJ advised that officers were performing a during performance visit at the premises as a review had been made.

The summary was on display behind the till. The premises licence was available on the premises. Training records were available for all members of staff (note; staff members had been on the training provided by Doug Love (Trading Standards – Islington). The fire extinguishers were in date. There were two fire blankets on the premises. There were three challenge 25 posters on display. There was a poster asking customers to leave the premises quietly. The CCTV was showing the correct time and could be viewed back 31 days.

No breaches were witnessed at the time of our visit.



T: 020 8807 2211
F: 020 8803 2266
E: Info@imperialcc.co.uk
W: www.imperialcc.co.uk
VAT Reg. No. GB 467 6575 94



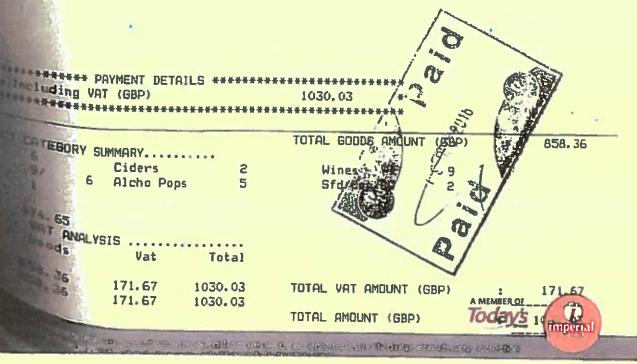
18 Eley Road, Eley Estate, Edmonton, LONDON N18 3BB

SALES INVOICES
Imperial Cash And Carry
Eley Industrial Estate
Our VAT no : GB 467 6575 94

Date: 09/12/16 10:14

EDONIAN GENERAL STORE

D000	03/12/10 10:14						
Product co	ode Description	Size	Pack	R. R. P.	Price	Value	V
051442 020187 040595 083546 017900 061193 014885 063157 068602 0190736	JACK DANIELS *HONEY & LEMON JACK DANIELS & COLA PREMIX MAGNERS ORIGINAL *4 FOR 4.50 ARCHERS AQUA PEACH *6 GORDONS GIN & SLIMLIME TONIO MALIBU & PINEAPPLE *12 HARIBO STAR MIX *12 SMIRNOFF VODKA & APPLE BITE JAGERMEISTER LIQUOR P/M 9.90 BAILEYS IRISH CREAM *	ADE*330ML x12 330ML 0* 500ML 700ML C x250ML 250ML 160GMS x12250ML	1 1 1 1 1 1	9.99	16.99 13.99P 12.99P 13.99P 13.99 14.99 5.99P 13.99 39.99	33.98 13.99 12.99 13.99 13.99 14.99 5.99 27.98 39.99 48.99	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
035786	**TROLLEY COUNT 33 / MARLBORD KING SIZE GOLD x20 **TROLLEY COUNT 1	6 780. 1015	. 17 . 15	5.30	82.15	82.15	1
BONUS	**MIXED DIAGED CANS **	250ML	1		3. 96P	3.96-	1





T: 020 8807 2211

F: 020 8803 2266

E: info@imperialcc.co.uk

W: www.imperialcc.co.uk

VAT Reg. No. GB 467 6575 94

18 Eley Road, Eley Estate, Edmonton, LONDON N18 3BB

SALES INVOICES
Imperial Cash And Carry
Eley Industrial Estate
18 Eley Road
Edmonton
London

Dur VAT no : GB 467 6575 94



e: 1	Date: 0	9/12/16 10:14						
ntity	Product code	Description	Size	Pack	R. R. P.	Price	Value	٧
1	017900	GORDONS GIN & SLIMLIME TONIC	x250ML	1		13. 99	13. 99	1
1	060144	FULLERS OLIVERS ISLAND X8	500ML	1		10,49P	10.49	
1	040943	AIRWAVES MENTHOL & EUCALYPTUS	x10PCS	1	0.42	7.85	7. 85	_
1	017869	SMIRNOFF VODKA & CRANBERRY X	12250ML	i		13.99	13.99	
2	052241	ASAHI Japanese LAGER x12	500ML	1		13.99	27. 98	-
1	051866	STRONGBOW ORIGINAL 4 for 4.29		1		14.99P		_
1	032764	STELLA ARTOIS NRB's x24		1		11.99P	11.99	1
1	019639	GUINNESS DRAUGHT CANS x24		1		17.99P	17.99	i
1	060882	NIGERIAN GUINNESS BOTTLES x24	325ML	i i		26. 99P	26. 99	1
1	026363	STONES GINGER WINE		6		19.49P	19.49	4
1	020098	CYT C'del DIABLO MERLOT		6		25. 49P	25. 49	1
1 *	044778	BELLS WHISKY MINIATURES x12	5CL	16		14.69		1
1 *	053893	JACK DANIEL *HONEY* MINI x10	5CL	12		13. 49	14.69	1
2 *	02297112	SMIRNOFF RED-MINI x12	5CL	10		12.29	13, 49	1
1 *	050888	JACK DANIEL WHISKY 10c1 x12	10c1	4		34.49	24.58	1
1 *	050135	SMIRNOFF RED 10cl x12	10CL	4				1
4	028881	WRAY+NEPHEW MAGNUM TONIC WINE		24		27.49	27.49	1
1	040464	YELLOW TAIL SHIRAZ	187m1			43.99P	175.96	1
1	065412	CYT C'del DIABLO CAB' SAUV' xi		12		15. 49P	15. 49	1
1	034037	CHERRY B Alc Drink x24		1		14.89P	14.89	1
è	020187			1		12.99P	12.99	1
-	OCO101	JACK DANIELS & COLA PREMIX x12	SSUME	1		13.99P	27. 98	1

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≥ao Office:

'embley Stadium Industrial Estate, First Way, Wembley, Middlesex, HA9 0TU T: 020 8903 B181 F: 020 8902 4420 accounts@dhamecha.com W: www.dhamecha.com



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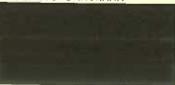
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ENT IN
Tel. 0208 80-11-11
VAT Reg No. 9-21-52-0

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444	HELLS FOI	20c1	t,x	1 1	1	20.99		
						32.31	32.97	
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440	JACK DANIELS (MINS)	5c1		10	1	13. 75	13.75	
	Trolley:1 Cases:3 S	ingles:t	[trta]	le6	1	13.75	93. 72. TUAT	11d. Ha
	FFMAL K/S ELU.CLIC.O			10	1_	51.85	51.85	
773	FORH VALUE K/S HLUE 5.	991715		10	1	47, 25		
) k.	LUCKY STRIKE CLICK & F	ROLEO'S		10	1	77,55	77,55	
117	STERLING S/K 6.99Ft	1715		10	1	54.59	54.59	
13	STERLING K/S 6.99(1)	17's		10	1	54.55	54, 55	
	FIAYFEIR S/K TPD2	2015		10	1	67.35		
"91	MAYFAIR KING SIZE	1915		10	3		6549	
	JFS K/SIZE KLUE	1915		10	1	60.45	€0, 45	
	Trolley:2 Cases:0 S	ingles:8	lotal	B= B		SUIT FOTAL -	479-08 -EVAT	574.30
	FOTFIASSY NO:1 KINGSIZE					85.59		
17	STEPLING K/S DUAL 4.45	F111015		20	1	69. 15	69.15	
	Trulley:3 Cases:0 5.		Tutal	52		LUD FOTAL :	54.74 (Mat	185.79
28.1	OPHER LEAF TEDE	30n		6	1	43.65	40-65	
77	CATTERS CHOICE CORE	10n		1.0	1	30.69	30.69	
720	GV BRIGHT YELL FOCK. TH	D230g		5	1	44.05		
	SAKA WATER			24	1 *	2.33		
	14 6100S EUY 10-0UT.CIG			C/S S1	MURE/SAKA			
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	e Lette marit	110.				GOODS	846.23	
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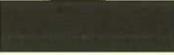
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mbley Stadium Industrial Estate, First Way, Wembley, Middlesex, HA9 0TU T: 020 8903 8181 F: 020 8902 4420 iccounts@dhamecha.com W: www.dhamecha.com



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33545	* במספו אוט שבאכה סשה בסספוי	≥/	<u> </u>	Q. 22	5. Y 3F1	Н
12021	BUHLE HERE ARM PIKHM TOOKET	12	1	5.95	J. 35F	Н
33637	PHACE HERE AFKH PIKHM 120081	10	18	D. 33	O₁ # d₽'	H
rathr	SURP PUWDER SUNSHING 2.410WASN	1	1	11.93	1 2 21	н
מפסכנ	MIRENH MID BUHCK DOM. SRBBI.	<i>⊆1</i>	1	O. 73	D. 33H	н
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30203	הנתשבת שטבמט WHI LHU BHR430	ناد	1	13.43	12-4796	Н
21170	DIET CURE 1. OUPPY 59081	24	1	11.33	11. 33F	н
27440	מטכמככ מין וטא זשאטא אוויטשפ	೭∪	ă.	8.25	ರ. ಚಿ	L
.3541	FRUIT GUMS TUBES 400	ವರಿ	1	111/19	11.798	н
30000	LHERRY LUNE 1. OUFF 50081	14	1	6875	b. / #P	н
MEDS	אזאטבא פטבואט און נאט פאראנס	اك	L	13.49	13.495	н
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ったりょう	אבבבתאומת אבאב חווצט נייספים	t t	1	p. /.a	5. / 31	٤
17434	LIFTON TEH LENUN BOR DOOR:	12	1	בוי ים	D. 40F	H
20116	KIDENH BEHEK CUKDIHE 1. DEGGET	b	1	b. 45	6.431	н
2333	MIRENH PLIEF BEHEN ARE EDUCAT	10	1	6.79	D. / JF	н
76/95	MIRENH PLIFF PINHH ARE FOUNDI	· lc	1	b. /5	b. /'de' .	H
17605	FLORE SOMETOMER OIL 144.	B	1	11.55	411. 75F	1
1/331	שטעוניין אממש פמשטאואאט פוכוש	14	1	10.33	10.59	2
13503	LUKE DIET 1.69 /2 FK 2.51./51T	ь	1	5.13	ರ್ಷ 1 ರಕ್	H
בטביבנ	LUNE DIE! 1. bs /c ra 2. 51. /515	t	1	5, 15	D. 176	H
13203	COME BIE! 1.03 (6 th 2.01./0) 0	t	£	5. 17	J. 1 3F	H
10	EVIHN WHITER 1.51Th	12	1	4. 65	4.000	н
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+0	EVIAN WHIER 1.510	14	1	4.83	4.03	H
phole	ENCO THAT PAT CHIEFT POFTAGES	ь	1	4.59	4. 53	1
11770	HNUT DHKK SUT SHULE 10001	b	1	3.77	3. 975	L
16537	THE BEHEN BRHEE LITE CACTER	48	1	5. 77	p. 33F	H
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			ชนบบธ	381.95	
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MR CENGIZ BAKIRHAN

Cust. VHI Heg No. 211 5566 35

ENFIELD BRANCH
DHAMECHA CASH & CARRY
28 CROWN ROAD
ENFIELD, MIDDX, EN! 1TH
Tel. 0208 804 9494
AWRS no. XRAW00000102826

CODE 644098 WALK SENSAT THAI CHIL 181g 820400 DORITOS COOL ORIGI 55P 4Cg 820577 DORITOS TANGY CHEESE 55P4Ug 818878 WALKERS READY SALT 55P 32.5g 819382 WALK PRAWN C'TAIL 55P 32.5g 820236 WALKERS MAX PAPRIKA 80P 50g PRINGLES ORIG 59P 40g 800224 P'NOODLE K/POT BF&TOM 1114g 747340 P'NOODLE BOM B BOY 1.0990g 710045 MON MUNCH PICK/ONI.1.00P68g 765278 HULA HOOPS BBQ BEEF 43g 820741 DORITOS CHILLI HEAT 55P 40g 814630 SNICKERS BITES POUCH 136g T&S HL7883B BUY 1C/S SNICKERS BITES	PACK UNITOF SIZE SALE	DUBNTITY	PRICE	EXT. PRICE
644898 WALK SENSAT THAT CHIL 1818				PRILE
820400 DORITOS COOL DRIGI 55P 400	15	5	5, 39	10,78d
BAUST DORITOS TANGY CHEESE 55P4UD	36	1	11.59	11.590
BIGGOS WALKERS READY SALT 550 32.50	36	1	11.59	11.59p
PRODUCT WALK PRAWN C'TAIL SSP 32.50	30	1	8.59	8.59p
543458 WALKERS MAX PAPRIKA BOP 500	36	1	8.59	8.59p
BOOSSA BINDERS ORIG 59P 40g	12	:	10.69	10.69P
747340 PINCONE RAPOT BESTOM 11149	12	1	3.29	3.29p
710045 MON MUNICUPLE BOM B BOY 1.0990g	12	1	7.99	7. 99P
765278 HULO HURON PICK/ONI. 1. 00P68g	12	1	7.99	7.99P
B20741 DODITOS OUTLAND BEEF 43g	32	1	5.79	5.79p
814630 SNICKERS PATES HEAT 55P 40g	32	1	6.79	6. 79d
TAS HI 78838 BLIV 48 10 2000 1369	8	â	11.59	11.59p
076706 CYDRESCO CCHOLLES	POUCH 1360 & G	FI 2nd	10.99	21.98p
429425 TWIN LEMON & CAMPON	6	1	4	-10.99
448729 THIN DURE GOCEN TE	4	i	4.29	4.29
746371 CAD FRUIT & MUT PLOCE S	4	i	4. 79	4.79p
820741 DORITOS CHILLI HEAT 55P 40g 814630 SNICKERS BITES POUCH 136g T&S HL7883B BUY 1C/S SNICKERS BITES 076706 CYPRESSA SEMOLINA 500g 429425 TWIN LEMON & GINGER 20's 448729 TWIN. PURE GREEN TEA 20's 746371 CAD FRUIT & NUT BLOCK 195g 729673 CAD OREO BLOCK 1.00PM 120g 687021 KELL CRU'NUT CHOC BAR 3935g 567468 GALAXY COOKIE CRUMBLE 40g 556167 HZ RAVIOLI 1.25 2/2.00 400g 644166 GALAXY MILK SPORTS CAP 350m1 676117 SPRITE PET 1.00PM 500m1 640745 VIMTO STILL SCAP 1PM DR500m1	17	i	6.39	6.39
687021 KELL CRU NUT CHOC PAR TOOM	15	1	11.29	11.296
567468 GALAXY COOKIE CRIMBLE	24	1	7. 39	9.99p
556167 HZ RAVIOLI 1.25 2/2 00 400	24	1	7. DJ	4.69d
644166 GALAXY MILK SPORTS COD 350	6	1	7.43	9.49p
702480 SNICKERS MILK DRK SCOOL 35081	8	1	2.73	3. 79F
676117 SPRITE PET 1.00PM 500ml	8	1	E 00	6.99p
640745 VIMTO STILL SCAP IPM DESCO-1	12	1	6. 79	6.99P
667134 MR MUSCLE M/TASK KITCHENSON	12	1	5. 89	6.79P
747130 MR MUSCLE BATHROOM 1 69750-1	12	1	7. 99	5.89P
635516 NES ORIGINAL 2 IN 1 PM 1516	6	1	6. 19	6.13
624660 TRACKER CHOCO CHIP STD 370	12	1	7. 49	7. 49F
736753 GO CAT BEEF CKN LIVER 1340m	24	1	7.59	7.59p
Trolley:1 Cases:0 Singles:32 T	b	1	3.59	3.59p
SEASON HEINZ OXTAIL SOUP PM 99P4UOD	0.11:75	SUB TO	TAL 230.	9 +VAT 258.29
640745 VIMTO STILL SCAP 1PM DR500ml 640745 VIMTO STILL SCAP 1PM DR500ml 667134 MR MUSCLE M/TASK KITCHEN500ml 747130 MR MUSCLE BATHROOM 1.69750ml 635516 NES ORIGINAL 2 IN 1 PM 15's 624660 TRACKER CHOCD CHIP STD 37g 736753 GD CAT BEEF CKN LIVER 1340g Trolley:1 Cases:0 Singles:32 T 725508 HEINI OXTAIL SOUP PM 95P400g 550514 HARIBO TANGFASTICS 160g 550747 HARIBO STROWBERDYS	12	1	€.19	6.194
550747 HARIBO TANGFASTICS 160g	15	1	5.49	5. 49P
550747 HARIBO TANGFASTICS 160g 366928 HIGH DAD FRANKERRYS 160g		7	4.00	4.85d
366928 HIGHLAND SPARK. 24/20 500m1	24	1	5.49	5. 49P
TOTAL DON'T CHECK THE COLUMN TO THE COLUMN T		1	5.65	5.690
invoice must be presented analyst any quality			5.69	5. 69F
Invoice must be presented against any queries or returns within 3 days.	E. & O.E	C/FWD A	MOUNT: ARE	64: 69 Today



Page

MR LENGIZ BAKIRHAN

ENFIELD BRANCH DHAMECHA CASH & CARRY 28 CROWN ROAD ENFIELD, MIDDX, EN1 1TH Tel. 0208 604 9494 AWRS no. XRAW00000102826 VAT Reg No. 927135230

Cust.vAT Reg No. 211 5566 35

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						DACID OMOUNT.	264 09	
		ALLEGO A ASSESSMENT		12	1	5. 79	5, 79F	
4170	WALK. CHEESE	ONIUN I. OUPMING		30	2	5.79	13.58P	
32191	SKIPS PRAWN	ONION 1.00PM90g 39P 3FOR 1.017g 3F F/HOT 1.0072g 9W PM1.99 450 1C/S ARIEL/BOLD RING SPARKLIN1.5		12	1	5.79	5.79P	
29440	CHEETOS TWIS	T F/HUI 1.00/20	-1	4	2	5. 49	10.98P	
99961	ARIEL LIQUID	9W PM1.99 430	VEC167 3	, 20 3 GF	and Fi	₹F	-5.49	
TAS	HL7682B BUY	IC/S ARIEL/BULL RING SPARKLINI.S RINDER 1 R FRUITS 1.00500	VEHIRT U	1. 33 8 66	1	5. 29	5. 299	
31041	HIGHLAND SPE	RING SPARKLINI.	ILT	1	1.5	0.39	4.58	
43939	MAGNETIC GRI	NDER 1	2	12	1	6.79	6.79P 2.99P 4.68	
69100	DASIS SUMMER	R FRUITS 1.00500 DNIC DRAW 50P500 INDER 1 GRAN SUGAR 500) I	15	î	2,99	2,990	
40144	EMERGE ISOTO	INIC ORAN, SUPSUR) (0.1	1	12		4.6B	
49939	MAGNETIC GR	INDER 1		10	1	3, 49	5.980	
77530	TATE & LYLE	GRAN SUGAR SUG	ים ים	00 10 E0	oc sout	1		
TAS	HFB156B BAA	SEL 2 I SE SKANOT	HIED DOG	70	1	7, 25	7. ZDP	
67741	WRIGLEY EXT	ICE WHT BUB'10' RA ICE S'MINTIO' RUNS 750	Ē	30	i	7, 25	7.25P	
00852	WRIGLEY EXT	RA ICE SIMINITO	5	1.3	i	7.39	7. 39P	
19572	SAXA SALT D	RUMS / 21) g		1	8, 99	B. 93P	
63278	SUMPAT PNB	CRUNCHY 2. 1954	9	6		5.79	5. 79F	1
38814	UB W. GRAIN	SPICY MEXICAES)ō	-1-05		SUR TOTAL	131.33 +VAT	14
	Irolley:2 C	ases:0 Single	5:46 100	21:40	1	10.43	10.49	
61130	DIET COKE 1	. OOPM 50	UBI	24	i.	9, 93	39.96F	
61080	COKE 1. COPH	50	UB I	12	- 7	7-15	7.19	
71256	KNORR SOUP.	S/CHIC/NOOD 51	g ,	- 2 - 6	1	CUÉ TOTOL	57.64 +VAT	. 6
	Trolley:3 C	ases:() Single	5:6 100	91:0		19.69	19.69	
23658	b GORDONS PM	50	cl t	N I		CHE TOTAL	19.69 +VAT	2
	Trolley:4 C	ICE WHT BUB'IO RA ICE S'MINTIO RUNS 750 CRUNCHY 2.19341 SPICY MEXICASS ases:0 Single 50 S/CHIC/NOOD 51 ases:0 Single 20 ases:1 Single	s:O Tot	al:l		SUB TOTAL		
		Cases:1 Sin	nlac+84	intal:85		TOTAL GOODS	439. 15	
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Dhamecha Foods Limited VA.T No. 927 1352 30

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BESTWAY WHOLESALE

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YOU'RE BETTER OFF AT BESTWAY AND BATLEYS

Wembley Stadium Industrial Estate, First Way, Wembley, Middlesex, HA9 0TU T: 020 8903 8181 F: 020 8902 4420 E: accounts@dhamecha.com W: www.dhamecha.com



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Dhamecha Foods Limited V A.T. No. 927 1352 30
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E & O E

A member of



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CCD)	STZE SALE	ulli regi.	
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OVSCOVE TEATHERN COGNAC Stogic 1. OLLOVO MARTELL (MINS) 3c1 Troiley:2 Cases:1 Stogles:1	total:3 ·	13.69	85.53 40AT 220.24 67.99F A 13.69 A 81.66 VAT U8.03
COR RATE GOODS CAR A 20.00 270.21 54.04	· Tutality	GOODS GOODS	6/0.2) 270.21
		Voi fural	54 <u>. 04</u>

Flease ante that TFD2 comes into effect on the 17th May 2017. A. result be will no longer accept Tobacco returns. That's you.



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icha Foods Limited VA.T. No. 927 1352 30 oice must be presented against any queries or returns within 3 days

A member of Today's

E. & O.E.



MR CENGIZ BOKHARAN

EN-IELD BOWLH
DHWELHA CHEH & CHRCC
EN TELL, MIDDX
ENI TH
Tel. OCOB BOA 3434

VAT Reg No. 92/130230



Cust. VAI Reg No. 211 5566 35

1 TEM CODE	DESCRIPTION		FACK UN		(SCHOINLT I	y Fectur	EXI. PRICE	U
069416	CARLING HT	500m1		24	ತ	10.5	fd 414.1371-1	
6/1416	SURUMPY JAKK 24/22	500mi		24	1	16.1	ያታ 16. ታታነ	
069416	CARLING 149	500ml		24	_ 1	14.:	79 L4.'991'	
	CARLING FIT	500m1		24	1 9	14.3	79 14.99	
671416	SURUMPY JACK 24/22	500m1		24	1	16.1	16.75F	
	CHATTHR EM	500m1		24	1	14.5	fg 14.55F	
	CARLING I-M	500ml		24	T	1.9=1	79 14. 931	
069416	CHALING IT	500m1		24	1	14.5	73 14. TH	
069416	CAMLING 149	500ml		24	1	14.5	79 14. 'FH-'	
069416	CARLING HY	500m1		24	1	14.5	73 14. 33F	
503276	BOTANY CREEK MILLE	/bel	СX	1	1	11.4	11.490	
50332E	BOTANY CHEEK RUSE	/5c1	Ьx	3	1	11.4	11.49	
1:93910	SMIGNORE & CRAMMARK	COUNT		12	1	13.5	75 13.77A	
520421	ECTIANY CHEEK RED	75cl	бx	1	1	11.4	11.496	
470234	HELLS I'M	/Uc1	6x	1	1	53. 3	יאכצי.בנל פו	
170294	EELLS 141	7Uc:1	6x	1	1.	53.5	יאכ'ל . ביב ביל	
470234	HELLS 1-11	/001	6x	1	-01	53.5	79 Sal-1991-1	
470294	HELLS HY	7001	6x	1	1	53.5	99 53. '99F'	
706081	HÜRGURLIN GOLD NRB	500ml		8	1	'd. ':	73 3. YH	
E6484	MATUA PINOT NUIR	/bel	6x	1	1	ಚರು- ':	14 to 50. 19 At	
341365	CASILLERO MERLOT	/Sel	ЬX	1	1.	c5. '	75 ctus 454	
158086	NIGERIA GUINNESS	325m1		24	1	25.3	יארצי בים בין	
20050	KOPPAKEEKG MIXED FRUI	18 500ml		15	1.	حتط، ':	73 ZZ. '39F'	
136,360	HECKS NRE	660ml		12	1	15.3	79 15.75	
221//	MATIEUS KUSE	ruci	tsx	1	1	19.5	19.1931	
36/17	CASILLERO MALBEC	75c1	· 6х	1	1	25.5	אופיניים פיז	•
380680	MALIKU & PINEARALE	250ml		14	1	15. 3	ביב של בי	
	Prolicy:1 Cases:11 S	ingles:18	lotal:	23		SUB TUTEL	646.61 #VHT	775.93
JUUNT 1	UIAL: Cases:11	Singles:	18 Tot	:al:29		TUTAL GUUDS	6 646.61	
						EI JUDS	646.61	
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A	20.00 646.61	129.32						
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imecha Foods Limited VA.T No 927 1352 30

invoice must be presented against any queries or returns within 3 days

Please note that (PD2 comes into effect on the 19th May 2017. As a result we will no longer accept lobacco returns. Thank you.

E. & O.E





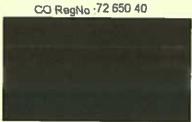
KAMROS CASH & CARRY I IMIT

1 FIRTREE HOUSE CREEK ROAD BARKING IG11 0JH Tel.02085947744 Mob 02085947744 Fax 0:

INVOICE TO



VAT NO:102307573



Page 1 of 1

#	DESCRIPTION	QTY	PRICE	AMOUNT	VAT
1	GROLSCH 24X500ML	. 5	18 99	94.95	18.99
2	KRONENBURG 1664 24X500ML	3	20 29	60 87	12 17
3	BECKS CANS 24X500ML	2	19 99	39 98	8 00
4	HEINEKEN CANS 24X500ML	2	22 99	45 98	9 20
5	WARKA RED 24X500ML	1	21 99	21.99	4 40
6	SKOL SUPER 24X500ML	1	37 99	37 99	7.60
7	OKOCIM MOCNE 24X500ML	166	23 99	23 99	4 80
8	PERLA GREEN 24X500ML	1	21 99	21.99	4 40
9	SPECIAL BREW CARLSBERG 24X500ML	1	38 99	38 99	7 80
10	TENNENT SUPER 24X500 ML	1	38 99	38 99	7 80
11	GALLO W GRENACHE 1X75CL	3	26 99	80.97	16 19
12	ZYWIEC CANS 24X500ML	2	21.99	43 98	3.80
	On Trolley 1	Items Type	12	Total	23

Kamros Cash & Carry Ltd Unit1 Firtree House Creek Road Barking IG11 OJH Tal: ARD 0084 7744

AMOUNT:

VAT AMOUNT:

DELIVERY CHARGES:

TOTAL TO P/

£550.67

£110.13

0

£660

Z=0 % S=20 % R=5 %

GOODS WITHOUT ENGLISH INGREDIENTS SHOULD BE LABELLED ACCORDINGLY BEFORE!

THANK YOU FOR YOUR VALUED CUSTO

This invoice must be presented against any queries or returns. Title of goods will not transfer until they have been paid for in Should the goods have been delivered, damaged or short the receipt MUST be signed accordingly otherwise no claim will be accordingly otherwise no claim will be accordingly otherwise no claim.



KAMHUS CASH & CARRY LIVILLE

1 FIRTREE HOUSE CREEK ROAD BARKING IG11 0JH Tel 02085947744 Mob 02085947744 Fax 0200

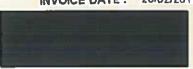
INVOICE TO



INVOICE

VAT NO 102307573 CO RegNo ,72 650 40

INVOICE DATE: 20/02/2017



Page 1 of 1

#	DESCRIPTION		QTY	PRICE	AMOUNT	VAT V
1	DESPERADOS CAN 24X500 ML On Trolley	1	ttems Type	23 99 1	71.97 Total	14 39

Kamros Cash & Carry Ltd Unit1 Firtree House Creek Road Barking IG11 OJH Tel: Can Been TVAN

AMOUNT :

VAT AMOUNT :

DELIVERY CHARGES:

TOTAL TO PA

£71.97

£14.39

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£86

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GOODS WITHOUT ENGLISH INGREDIENTS SHOULD BE LABELLED ACCORDINGLY BEFORE

THANK YOU FOR YOUR VALUED CUSTO

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RHKIKHHN

ENFIELD BRANCH
DHAMECHA CASH & CARRY
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ENFIELD. MIDDA. ENT ITH
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VHT RED NO.92/135230

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KED No. 211 5566 55

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-ANTH URANGE TO THE CORE VANIELA DYSIER BAY SAN HOUSTEN PILS SPRITE 1.69PM REKURDERLIG SPRITE S	# RERRY LIMESON CAN PM 500 CAN PM 500 PEI 1.29PM 11t PEI 1.29PM 250 RE.CANS 49P250 300 300	it out t t t t t t t t t t t t t t t t t	6 1 24 24 24 6 6 15 24 24 24 24 24 24 24 24 24 24		5.19 5.19 5.19 5.19 5.19 5.19 5.19 16.39 17 18 19 19 19 19 19 19 19 19 19 19 19 19 19	190 190 190 190 190 190 190 190 190 190	
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note that TPD2 comes into effect on the 19th May 2017. As it we will no londer accept lobacco returns. Thank you.

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ha Foods Limited V.A.T. No: 927 1352 30 ce must be presented against any queries or returns within 3 days

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Amember of Today's

BESTWAY WHOLESALE

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ING LID



09 - Tottenham
Bestway Wholesale Limited
Block B, INDUSTRIAL TRADING ESTATE
Brantwood Road
Tottenham, London, N170XX
Tel. 020 8885 5050 Fax. 020 8885 5125
VAT Reg No. 398619389

Keg No. 211 5566 35

DESCRIPTION	PACK	UNITOF SALE	QUANTITY	PRICE	EXT. PRICE	RRP	GM%	VAT
BICON SPRING B/CHERRY	500ML	12	2	5.19	10.38P	1.00	48.10	А
	2LTR	6	1	6.69	6.69	1.69	20.83	A
THE ACE CIDER 99P	500ML	24	1	11.99	11.999	0.99	39.44	A
S ENERBY MANGOLMAND95F	380ML	24	1	9.99	9.99	0.95	47.42	A
	500ML	12	1	5.29	5.29P	0.99	46.57	A
	70CL 6x	1	14	46.99	46.99P	11.99	21.62	A
	3BOML	12	1	4.99	4.99P	0.95	47.47	A
JAVUISIER VS	70CL 6x	1	14	83.99	83. 994	21.99	23.61	A
BLHLK BRAPE 49P	SABME	27	1	5.49	5.49P	0.49	50.20	A
U JHMAILAN GINGEN BEEN	33UML	24	1	5.99	5.991	0.60	50.08	A
	33UML	6	3	15. 99	47.97P	5.99	45.61	A
U JAMHICHN GINGER BEEN	SSUML	24	1 1	5.99	5.990	0.60	50.08	A
D JAMATUAN GINGER BEEK	IS3UHL	24	1	5. 39	5.99P	0.60	50. UB	H
	SOUML	£4	1	11.99	11.99	0.99	39. 44	H
olleyel Lasesed Sin	gles:15 lot:	1(:17)	SUB TUTAL	263	. 73	INC V	4T 316.4	8
	75LL 6x		2-	22.99	45.98P	5.79	20.59	A
THIN SPURISCHE	/SUL	12	10	3.79	37.90P	0.89	57.42	H
	250ML	6	1	15.79	15.79	4.49	29. 67	A
DVE Vold	1	6	-1	-15.79	-15.79			A
olley:2 Cases:2 Sin	gles:10 Tota	1:12	SUB TOTAL	83	. 88	INC VA	T 100.65	5

AL:	Cases:4	Singles:25	Total:29	TUTAL	GOODS	347.61	
					GOOD9	347.61	
RATE	GDODS	VAT					1
20.00	347.61	69.52					
				VAT	-TOTAL	69.52	
			1	INVOICE	-TOTAL	417-13	-
		apply and ar No - XCAWO			equest		3

2 -- 2017

YOU'RE BETTER OFF AT BESTWAY AND BATLEYS

Thank you for your custom, please call again!

All goods are sold subject to our relevant trading terms available on request

Bestway Wholesale, Bestway and Batleys are all trading names of Bestway Wholesale Limited and Bestway Northern Limited

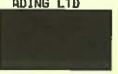


BESTWAY WHOLESALE

www.bestway.co.uk www.batleys.co.uk



ADING LTD



Brantwood Road lottenham, London, N170XX Tel. 020 8885 5050 Fax. 020 8885 5125 T Reg No. 211 5566 35 VAT Reg No. 398619389

09 - Tottenham

Bestway Wholesale Limited

Block B, INDUSTRIAL TRADING ESTATE

- * LUSIOMER SAVINGS
- * From Promotional Purchases:
- 86.00 #
- * YUU HAVE SAVED A 10THL UF :
- 86.00 #





YOU'RE BETTER OFF AT BESTWAY AND BATLEYS

Thank you for your custom, please call again!

All goods are sold subject to our relevant trading terms available on request Bestway Wholesale, Bestway and Batleys are all trading names of Bestway Wholesale Limited and Bestway Northern Limited



T: 020 8807 2211
F: 020 8803 2266
E: info@imperialcc co.uk
W: www.imperialcc.co.uk
VAT Reg. No. GB 467 6575 94

18 Eley Road, Eley Estate, Edmonton, LONDON N18 3BB

SALES INVOICES
Imperial Cash And Carry
Eley Industrial Estate
Our VAT no : GB 467 6575 94

CALEDONIAN GENERAL STORE

: 2	Date: 1	1/02/17 11:17						
tity	Product code	Description		Size Pac	k R.R.P.	Price	Value	V
1	068554	HEINEKEN LAGER 5%vol N **TROLLEY COUNT	VRB's x24 25 / 9	330ML 570.86	1	17. 99P	17.99	1
1	020422	TYSKIE GRONIE NRB x20 **TROLLEY COUNT	1	500ml	1	18.99P	18.99	1
1	052174	WINSTON BLUE K/S x10		191 s	1 7.60	59.42	59.42	1
5	053247	GOLDEN VIRGINIA POUCH **TROLLEY COUNT	ж5 3	30GM 152.74	1	46-66	93.32	1



god: resain with the seller until such time



T: 020 8807 2211 F: 020 8803 2266 E: info@imperialcc.co.uk W: www.imperialcc.co.uk VAT Reg. No. GB 467 6575 94

18 Ek Ele Ec LONDON

SALES INVOICES Imperial Cash And Carry Eley Industrial Estate 18 Eley Road Edmonton London

Our VAT no : GB 467 6575 94

COLEDONION CENEDOL

Page: 1 Date: 11/02/17 11:17 Quantity Product code Description Size Pack R. R. P. Price Value 020954 1 # JACK DANIEL WHISKY MINI **H10** 5CL 12 053893 13.49 1 # 13.49 JACK DANIEL *HONEY* MINI x10 5CL 12 13.49 1 BELLS WHISKY MINIATURES ×12 MARTELL BRANDY MINIATURE ×12 # 13.49 16 14.69 14.69 3CL 13.19 5 051442 JACK DANIELS *HONEY & LEMONADE*330ML 13.19 -1 9 050462 16.99 BUDWEISER BOTTLES x12 33.98 300ML 1 5 5.89P 050159 WYCHWOOD HOBGOBLIN ALE X8 53.01 **500ML** 1 1 * 018683 8.49P BELLS WHISKY PS 16.98 10CL 16 02297112 2 # SMIRNOFF RED-MINI 14.29 14.29 ×12 5CL 10 1 0644364 COURVOISIER V.S COGNAC ×4 12.29 24.58 35CL 1 34.99P 050547 FAMOUS GROUSE WHISKY OTR 34.99 SOCF 4 1 15.69 0529976 BELLS WHISKY HLF *P/M 8.99* x635CL 15.69 1 8.99 WRAY+NEPHEW MAGNUM TONIC WINE 20CL 2 188850 34.49P 34.49 1 24 1 * 020347 43.99P 87.98 HENNESSY 10cl 10CL 8 1 * 021997 46.39 MARTELL BRANDY PS (1/8) x12 46.39 10CL 4 1 43.49 020036 KP SPACE RIDERS BEEF **20p**x4STD 43.49 1 1 3.99P KP SPACE RIDERS P/ONION #20p* xSTD 015305 3.99 1 1 3.99P 025007 3.99 BLOSSOM HILL WHITE x12 187ML 1 1 14.99 0196516 14.99 E & J GALLO BRANDY SOCF 6 1 22.49 0632146 22.49 GORDON'S GIN QTR P/M 4.99 SOCF 6 4.99 20.69 860020 20.69 1 CYT C'del DIABLO MERLOT **75CL** 6

Title to these goods remain with the seller until such time as full payment is received



25.99P



25.99



117 900

T: 020 8807 2211

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E: info@imperialcc co.uk W: www.imperialcc co.uk VAT Reg. No. GB 467 6575 94

18 Eley Road Eley Estate Edmonton LONDON N18 3BB

CA: EDONIAN BENERAL STORE

SALES INVOICES Imperial Cash And Carry Eley Industrial Estate 18 Eley Road Edeonton Londer.

Our VAT no : GE 467 6575 94

Date: 18/02/17 11:28 Page : 1

Quentity	Product code	Description	Size	Pack	H.E.P.	Price	Value	Ų
1	032712	KOPPARBERG MIXED FRUITS x15	500ML	1		21.992	21,99	1
1	069554	HEINEKEN LAGER 5%vol KRB1 s x24	33019	1		17.99P	17.93	-1
3	067448	DORITOS CHILLI HEATHAVE P/M *E	1906MS	1	1.00	4.930	14.97	2
5	016978	BECKS BEER - NRB x12	660s1	1		14.999	29.98	1
3	067539	DORITOS TANGY CHEESE P/H +£1+x	1906MS	1	1.00	4.990	14.97	5
1	067448	DORITOS CHILLI HEATHAVE P/M +2	190GHS	1	1.00	4.990	4.93	2
1	067539	DORITOS TANGY CHEESE P/M #£1#x	190GHS	- 1	1,00	4.99F	4.93	2
1	067612	DORITOS BBQ RIBS P/K #21*x12	90GMS	1	1.00	4.999	4.93	2
- 4	067365	DORITOS COOL ORIGINAL P/K +21+	r90GM	1	1.00	4.99	19.96	5
1	020098	CYT C'del DIABLO MERLOT	75CL	6		25.93P	25, 33	1
1	040026	NCCOYS MEXICAN CHILLI #30	47.5gs	1		9,490	9.49	1
1	020120	GLEN'S VODKA DTR	SOCT	48		123.929	123.92	1
		++TROLLEY COUNT SO	294	. 23				
1	036842	APPLETON SPECIAL GOLD BOT	70CL	6		65.99P	65.99	1
		**TROLLEY COUNT 1	65.	99				
1 +	050135	SMIRNOFF RED 10cl x12	10CL	4		27.49	27.49	1
1	0219806	MARTELL BRANDY OTR	SOCF	6		34.93P	34.99	1
1 1	020354	JACK DANIEL WHISKY MINI 110	50L	12		13.49	13.49	1
1 +	044778	BELLS WHISKY MINIATURES x12	5LL	16		14.69	14.65	1
		**TRULLEY COUNT 1 / 3	90.	.66				
1	029943	MAYFAIR K/S x10	1915	1	8,25	54.78	64.78	1

Title to these goods remain with the seller until such time as full payment is received







2

TOTALS

64.87

630.08

113.04

T: 020 8807 2211

F: 020 8803 2266

E: info@Imperialcc.co.uk

W: www imperialcc.co.uk

VAT Reg. No. GB 467 6575 94

CALEDONIAN GENERAL STORE

18 Eley Road, Eley Estate, Edmonton, LONDON N18 3BB

SALES INVOICES
Imperial Lash And Carry
Eley Industrial Estate
Our WAl no : GB 467 6575 94

Page : 3	Date: 1	9/02/17 11:28						
Quantity	Product code	Description	Size	Pack	R.R.P.	Price	Vālur	Ų
5	055707	ROTHMANS VALUE BLUE K/S x20		1	3.64	57.21	114.42	1

2

A MEMBER OF

Todays

743.12

(†) Imperial

**************************** PAYMENT DETAILS ********************* # Balance Due Including VAT (GBP) 743.12 25 / 3 TOTAL GOODS REQUESTPRODUCT CATEGORY SUMMARY..... Beers Ciders Hines **Spirits** Sfd/Con/SU Tobacco 18 FER PROMOTIONS:-395.21 VAT ANALYSIS Code Rate Goods Vat [otal 1 20.00 565.21 113.04 678.25 TOTAL VAT AMOUNT (GBP) 113.04

THE PROPERTY OF STATE OF THE PROPERTY OF THE P

TOTAL ANUUNT (686)

64.87

743.12



to these goods remain with the seller until such time as full payment is received

						1/02/17 11:17	Date: 1	I
٨	an LeV	apinq	R. R. P.	. Изеч	azie	Description	Product code	٨
I	13. 49	13° 46		12	200	19CK DEVIEL WHISKY MINI *10	050954	#
Ţ	13.49	13.49		12	2CL	JACK DANIEL *HONEY* MINI *10	023833	#
I	14.69	13.19		15	3CF 2CF	BELLS WHISKY MINIATURES X12	87774	*
1	33, 98	66 '91		71.		MARTELL BRANDY MINIATURE x12	051951	*
I	23.01	d68 .2		1	300ML	19CK DUNIETS *HONEA & LEMONADE	021445	
I	16, 98	964.8		j.	200ML	MACHMOOD HOBBOBLIN BLE XB	294020	
1	14.29	14.29		91	10CF		020126	
1	86 . 4S	12, 29		01	200	SWIBNOEE BED-WINI *15 BEFFS MHISKA be	018683	-
T	34. 99	34, 99P		I	32CF	COURVOISIER V.S COGNAC x4	02297112	
1	12. 69	15.69		ħ	SOCE	FOMOUS GROUSE WHISKY GTR	742030	
Ţ	34.49	34° 48b	6£ *8	Ţ		BEFFE MHIZKA HFE *5/W 8 699 ×6	979976	
Ī	86 .78	43° 665		54	SOCE	WRAY+NEPHEW MAGNUM TONIC WINE	028881	
1	62 '97	46.39		8	1000	HENNESEA 10c1	745030	*
Ţ	64 .54	67.54		b	1000	MARTELL BRANDY PS (1/8) x12	051397	#
T	3° 38	3° 33b		T	GT24	Kb Sbece RIDERS BEEF **20p***	050036	
I	3° 38	3° 33b		1		KP SPACE RIDERS P/ONION #20p#	015305	
I	66 * 1	66 * 71		T	THLET	BLOSSOM HILL WHITE X12	052007	
T	55. 49	55' 48		9	SOCE	E 7 1 CUTTO BUUNDA	9159610	
T	50.69	So. 69	66 " 7	9	SOCE	60.4 M/9 STD NID 2'NDOROD	0632146	
1	52° 68	S2" 33b		9	12CL	CYT C' del DIABLO MERLOT	960050	

46 2723 734 83 : on TRV 700

SALES INVOICES
Imperial Cash And Carry
Eley Industrial Estate
18 Eley Road
Edmonton
London

18 Eley Road, Eley Estate, Edmonton, LONDON N18 3BB ALEDONIAN GENERAL STORE

E: info@imperialcc.co.uk

W: www.lmperialcc.co.uk

VAT Reg. No. GB 467 6575 94

T: 020 8807 2211 F: 020 8803 2266



Your License Review

Our Licensing/NI

Date: 03/06/2017

PREMISES LICENSE REVIEW: CALEDONIAN GENERAL STORE 363 CALEDONIAN ROAD N7 9DQ



METROPOLITAN POLICE SERVICE Islington Police Licensing Team Islington Police Station 2 Tolpuddle Street London N1 0YY Telephone: 07799133204

Email: licensingpolice@islington.gov.uk

3rd June 2017

Dear Sir/Madam

Re: Premises License Review: Caledonian General Store 363 Caledonian Rd N7 9DQ

With reference to the above application, I am writing to Inform you that the Metropolitan Police, as a Responsible Authority, will be supporting this application for a review of a premises license under Section 51 Licensing Act 2003.

I have read the application submitted by Mr Alonso Ercilla, Trading Standards Manager, 222 Upper Street N1 1XR.

I am in full agreement with his assessment of the premises. I believe that the management standards are, at this time, far from reaching the high standards required and expected by all of the Responsible Authorities and the Council Licensing Policy.

The evidence put forward in Mr Ercilla's report makes it clear to me that Mr Cengiz Bakirhan deliberately tried to mislead Trading Standards Officers by producing an invoice for identical stock. This invoice had clearly been raised after the visit by Trading Standards Officers. Based on this evidence I would question the PLH suitability for the role.

All that said I cannot find any details relating to incidents of crime or disorder related to the venue.

I do support and agree with the clear recommendations in Mr Ercilla's report and feel that this is the right course of action in these circumstances.

Islington Police Licensing Team Pc Steven Harrington 425NI

Williams, John

From:

LicensingPolice

Sent:

03 June 2017 13:17

To:

Licensing

Subject:

RE: Premises Licence Review: Caledonian General Store, 363 Caledonian Road,

Islington, London, N7 9DQ.

Attachments:

Review support Caledonian General Store 363 Caledonian Rd 030617.doc

Please see attached rep

Steve

Pc Steven Harrington Islington Police Licensing Officer

Tel 07799133204

Email Licensingpolice@islington.gov.uk

From: Burrell, Ryan

Sent: 15 May 2017 11:22

To: LicensingPolice; Brothers, Anne; Standards, Trading; Control, Building; S&QA; Gibbons, Janice; CSPU Team; 'FSR-AdminSupport@london-fire.gov.uk'; Cheqrouni - Kettani, Salah; CIPH licensing; 'alcohol@homeoffice.gsi.gov.uk' Cc: Lane, Terrie; Montanez-Dodson, Monty; Ford, Andrew; Convery, Paul; O'Halloran, Una; Perry, Rupert; Jones, Carol

Subject: Premises Licence Review: Caledonian General Store, 363 Caledonian Road, Islington, London, N7 9DQ.

Dear Sir/Madam.

We have received the attached application for a Premises Licence (Review):

Licence Holder: 'Cengiz Bakirhan, 64 Kiln Peace, Camden, London, NW5 4AJ.

Premises Name: Caledonian General Store

Address: 363 Caledonian Road, Islington, London, N7 9DQ.

Application received: 15/05/2017

Last date for representations: 12/06/2017

Reference: WK/170014183

This application to review relates to the following licensing objective(s):

The prevention of crime and disorder.

Regards,

Technical Support Officer
Licensing Team
Public Protection Division
Environment & Regeneration
Islington Council
3rd Floor, 222 Upper Street, London, N1 1XR
Tel: 020 7527 3031

e-mail: licensing@islington.gov.uk

website: www.islington.gov.uk

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Please help save resources by not printing this e-mail if you can avoid it, and by using recycled paper.

ADA Group

From:

cengiz

Sent: To: 07 June 2017 18:18 info@adagroup.org.uk

Subject:

Fwd: Caledonian General Store

Sent from my iPhone

Begin forwarded message:

From:

Date: 7 June 2017 at 16:18:08 BST

To:

Subject: Fwd: Caledonian General Store

Sent from my iPhone

Begin forwarded message:

From:

Date: 7 June 2017 at 16:16:58 BS1
To: Licensing@islington.gov.uk
Subject: Caledonian General Store

have shopped on a daily basis for many years at my local shop, 363 Caledonian Road, London, N7 9DQ I have always had a very friendly customer service and I am always welcomed with a smile.

Over the period of time that I have been shopping at Caledonian General Store (363) I often purchase fully duty paid legal cigarettes and occasionally legal duty paid alcohol! But I have NEVER been offered any illegal eigarettes or alcohol or any cigarettes or alcohol that duty has not been paid. Neither have I ever seen or heard anyone buy or sell illegal or non-duty paid cigarettes or alcohol on these premises I am a local resident in the area where every body knows every body's business but I have never even heard any rumours or whispers of any illegal products being sold at number 363 Caledonian Road. The shop keeper is very strict on himself and his staff checking ID if they have any doubts about whether or not their customer is old enough to buy these products and he rightly refuses to serve anyone who can't provide their identification if they are asked. For example is a young people's hostel opposite this Store and when those residents try to purchase alcohol or cigarettes they are asked to provide their ID before either being served (if their ID proves them to be of age) or refused the chance to buy products if the shop keeper is not satisfied with their ID or they fail to produce their ID.

I am very pleased with the responsibility and attitude this Store has towards the rules of selling eigarettes, tobacco & alcohol. I was also once shopping with my younger relative who is of age to buy eigarettes but she was refused

to be served her eigarettes because she had no ID on her to prove she was old enough and I fully respectful of his decision to refuse her service because he was in my opinion being responsible.

I think this shop is a asset to our community because the manager and his staff are very friendly and polite. I've known them for years and they know my mother well too who is often unwell and when they have seen my mum struggling to carry her shopping Cengiz the shop keeper has either himself or asked a staff member to assist my mum across the main road to ensure she has got home safely, they are a well respected business who go out their way to help the people of our community.

Sent from my iPhone

ADA Group

From:

cengiz

Sent:

08 June 2017 11:53 info@adagroup.org.uk

To: Subject:

Fwd: Caledonian General Store

Sent from my iPhone

Begin forwarded message:

From:

Date: 8 June 2017 at 01:30:55 BST

To:

Subject: Fw: Caledonian General Store

Reply-To:

Hi Cengiz,

said you wanted an email sent. I'm forwarding what I sent to licensing@islington.gov.uk. I hope it is ok and I hope you are not experiencing any problems with your license. Best wishes

Forwarded Message -

From:

To: "licensing@islington.gov.uk" < licensing@islington.gov.uk>

Sent: Thursday, 8 June 2017, 1:27 Subject: Caledonian General Store

To whom it may concern,

I have been given no information other than being asked if I would be happy to email you regarding my experience of customer service at Caledonian General Store.

I have lived in the same property for over twenty years. Caledonian General Store is the nearest local shop to me. I, and other members of my family, shop at Caledonian General Store 6 - 7 days per week and have done for years.

We have been acquainted with the current owner from the first day they took over the business.

As I have been given no guidance about what information would be relevant, I will give a general summary of my experience as a regular customer.

The staff are what one hopes for from a local store. They are friendly, helpful, polite and always take time to speak with customers, ask how people are, know their customers by name etc.

Goods and produce sold in the store are always fresh and in date, shelves well stocked and clean.

People are asked for ID when appropriate. Nobody is ever served tobacco or alcohol if they are under age or cannot prove they are of age if they look young. I'm always impressed that age is verified as there is a young people's hostel opposite and also a supported housing facility opposite. Ensuring people are legally pérmitted to purchase age restricted goods is the law, but is also a conscientious act when people are known to be vulnerable.

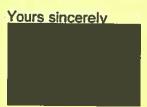
We have never been sold out of date goods or damaged goods. There has never been any indication of, or interaction between staff and customers to suggest the availability of illicit goods of any kind. I would cease shopping at the store if there was. The owner is a family man. Over the years we have been acquainted he has shown himself to be an honest, law abiding man.

When my daughter decided to take up smoking, the law changed which prohibited under 18s buying tobacco. The owner knows all members of my family. He knew my daughter to be 17 and would no longer sell her tobacco. He also took the time to explain to me, as her mother, that the law had changed and he would no longer serve her tobacco until she turned 18 and could provide proof when she had turned 18.

Caledonian General Store provides a service that one would hope for from a small community business. It would be nice if more local stores adopted the same approach.

That is a summary of my experience. As I say, without any guidance of what information you are wanting to know, I can only provide a generic description of my experience as a regular customer.

Please feel free to contact me if you require anything further.



am a regular customer of this establishment,
If I shop everydyy of the Week so I pretly much see what your
on I forme for me hour never seen and illegal agarettes on
Examp charge alcohol that is sold under the courter and I certainly have
- never heard regione Mertion that chap alcohol it & cheep Enquerettes -
be tobacco that es is NON'- DUTY PAID" and if there is anyone well rays
other wish then they can say that to my face, as for where I live I live -
From CALEDONIAN GENTRAL STORE - for Who I'M Williams
this letter, no for aryone who is underage and I have a for head
quel to few ask if they could privilence intention whether they were tiguing
to foling alcohol or tobacoo, of which have never heer sowed Whilst I have
Act present it any give time,
"GENGIS as one of the Greates leader of all time, the test west way for one to say
GENESS as one of the Greates leader of all time, the test west way for me to say
What think of Mun he is MAKNAKY UP RICHT MAN and not just the Owner but the
staff that World for hum are very POLITE & HELPTUL, Do the fort Way to ask me
paymore on this cape I dell be there at the heaving and I look forward to
arowevery any question's that you would like to him of bout Until then I hope
you all well and I look forward to the chay:
Would Gincelog
50/39
CALLY RI
E4
STORES OF A STREET
Page 140

REP 6.

To Wan is play casterns I have lived in The Cally Local for 31 years or have Know the shot Keif Tenges, for most of my lime here I cast believe people here wound the cally bailed they Such alequations which Selling Magal froducts he at all they's been polite and will to his the had notif can people be hi is harest and a gentlinen and is all ways seen helpful to me and others, My trais have grown up useing the this wed be us all like; be Polish i Marle, lille you to look probley in to this us he dies pet desares character the this if you need to table to me my and my hanie Here 13 last word from there yell

To whom may concern,

I have been Requiar customer at cengiz shop for many years naw, also my family have been Regular Customers at the Shop for many years, we don't believe the allegations that he is selling illegal products as for many years we have bought aggarrebles alcohol etc, his always been very honest and polite gentlemen. His workers have also been very poute and halpful, The Shop has been our local for many Years now, I speak for the Community that we all love our local shop alagations and don't believe the nosty alagations made are true, please feel free call
me on house to any Questions in be happy to answer, also I speak for the Community: I have weed an the caledonian Road for many years the have Recently moved to....

yours Sincerely

ADA Group

From:

cengiz

Sent: To: 11 June 2017 23:38 info@adagroup.org.uk Fwd: License review

Subject:

Sent from my iPhone

Begin forwarded message:

From:

Date: 11 June 2017 at 21:33:29 BST

To: "licencing@islington.go.uk" < licencing@islington.go.uk >

Subject: License review

To Whom it may Concern

I am writing in support of the renewal of the licence of the General Store and Off Licence at 363 Caledonian Road.

I have been a customer of the shop for over 17 years and have known the Cengiz for around at least around 8 years during the time Cengiz has been the manager of the establishment I can say with honesty that I have never been offered illegal cigarettes or alcohol which duty has not been paid I can also state that I have never heard anyone from the establishment which includes staff members offer illegal cigarettes or alcohol from this premises.

I have lived in this area and so as my family for over 16 years and used this premises to purchase different products and also found the owners helpful and curtius.

As a member of the public and a council employee, I have never heard any rumours and a bad word said against Cengiz or his staff I regards to offering illegal cigarettes or alcohol.

When I have been in the shop I have witnessed Cengiz and his staff request ID when serving customers that don't look ok of legal age.

In my opinion both the shop owner Cengiz and his staff members have been responsible in their attitude for selling alcohol and eigarettes.

I my opinion this establishment as always been run professional and in line be with the law and the councils procedures.

Regards



London Borough of Islington Licensing Team 222 Upper Street London N1 1YA

12 June 2017

Dear sir or madam,

Re: London Borough of Islington Licensing Consultation

With regards to your continued Licensing consultation with Caledonian General Store, I, of the continued Licensing consultation with Caledonian General Store, I, of the continued of the continued in this location, I have been a regular, confident customer of Mr Bakirhan. In terms of his professionalism and customer service, it is these skills and abilities that I have seen forge excellent relationship-building with me and with other local people, and continue to encourage me as a return customer to his store.

As a former retail manager and business start-up, I understand the value of relationship-building, increasing turnover and having the ambition to grow as a business and as a owner. It is these skills and ambition I see in Mr Bakirhan, which is encouraging to small business growth and local community development.

It is with all the above attributes that I have seen Mr Bakirhan pay particular attention to customer satisfaction, requesting ID when needed and taking an overall responsible attitude towards alcohol and cigarette sales. It is clear that Mr Bakirhan acknowledging the local challenges via the communications he has with his customers. But, I have been present when his business principles have remained strict and respected by customers.

Finally, the willingness to listen and speak to his customers is a unique feature that makes customers warm to Mr Bakirhan. Therefore, I do hope that that London Borough of Islington Licensing is reassured by my customer experiences, and will do whatever it takes to support the both the business and local relationship-building goals of Mr Bakirhan and the Caledonian General Store he runs.

Please note, I can be contacted on

I look forward to hearing from you.

Yours sincerely,

ADA Group

From:

cengiz

Sent:

12 June 2017 14:15

To:

info@adagroup.org.uk

Subject:

Fwd: Licensing

Sent from my iPhone

Begin forwarded message:

From:

Date: 12 June 2017 at 14:05:28 BST

To:

Subject: Licensing

I am a regular customer in Caledonian general store I have known Mr Bakirhan for many years. He is the most professional caring person i know who take his role as a shop owner on a serious level I have seen his conduct with his customers whilst in his shop. His loyalty to asking for I.D. From whom he deems young has been witnessed by me on numerous occasions. I trust in this shop also Mr Bakirhan

ADA	Group

From:

Sent:

09 June 2017 16.45

To:

info@adagroup.org.uk

Subject:

Fwd: Caledonian General Store at 363 Caledonian Rd, N7 9DQ

Sent from my iPhone

Begin forwarded message:

From:

Date: 9 June 2017 at 18:18:32 BST

To:

Subject: Fw: Caledonian General Store at 363 Caledonian Rd, N7 9DQ

From:

Sent: 09 June 2017 17:17
To: Licensing@islington.gov.uk

Subject: Caledonian General Store at 363 Caledonian Rd, N7 9DQ

the week for the last 14 years. During all the times I have been on the premises I have never been offered nor seen any illegal tabacco or alcohol products sold. Nor have I heard from anyone living or working in the area rumouring about cheap alcohol or tabacco sold in this premises. I am a smoker and I buy my cigarettes from this store every day and never seen a packet without duty paid. I have known Mr Cengiz since he took over this shop and in my opinion he is operating his premises with responsible manners.

Yours Sicerely



ADA Group

From:

cengiz

Sent:

10 June 2017 17:27

To:

info@adagroup.org.uk

Subject:

Fwd: Re Caledonian General Store, 363 Caledonian Road, N7 9DQ

Sent from my iPhone

Begin forwarded message:

From:

Date: 10 June 2017 at 17:07:20 BST

To:

Subject: Fw: Re Calcdonian General Store, 363 Caledonian Road, N7 9DQ

From:

Sent: 10 June 2017 17:04

To: Licensing@islington.gov.uk

Subject: Re Caledonian General Store, 363 Caledonian Road, N7 9DQ

Dear Licensing

I am writing in support of Caledonian General store where I shop on a daily basis. The shop owner and staff are all very helpful and friendly and I enjoy going in there.

I purchase cigarettes and alcohol mostly which are duty paid. I have never been offered illegal cigarettes or non-duty paid alcohol. I live and work in the area and have never heard of any rumours of this either. I have not seen or heard of cigarettes or alcohol being sold to minors. I have been in the shop where I have seen customers asked for their ID to prove their age. In my opinion and from my experience all of the staff have a very responsible attitude to selling alcohol and cigarettes.

The shop is an asset in the local community.

If you require any further information, please do no hesitate to contact me.

Yours sincerely



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Islington Mapping