

Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	31 st January 2017		Hillrise

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Subject: PREMISES LICENCE REVIEW APPLICATION
RE: NISA LOCAL, 89-91 HOLLAND WALK, LONDON N19 3XU

1. Synopsis

- 1.1 This is an application by Islington Police Licensing for a Review of the Premises Licence, held by MHAK Management Ltd, under Section 51 of the Licensing Act 2003. A copy of the review application is attached as Appendix 1.
- 1.2 The grounds for review is related to the following licensing objectives:
 - i) The prevention of crime and disorder;
 - ii) The protection of children from harm.

2. Relevant Representations

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

Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: One local resident.
Other bodies	No

3. Background

3.1 The premises currently holds a licence allowing:

- i) The sale by retail of alcohol, off supplies only, Mondays to Saturdays from 10:00 until 23:00 and Sundays 10:00 to 22:30;
- ii) The premises to be open to the public, Mondays to Saturdays from 07:00 until 23:00 and Sundays 07:00 to 22:30.

3.2 Brief Licensing History:

- This premises licence was granted on 4 August 2015 to MHAK Management Ltd. Prior to that the premises was licenced for the sale of alcohol for consumption off the premises but the licence was revoked in March 2012 following a review by Trading Standards for illicit alcohol and a sale of alcohol to an underage test purchaser.
- On 6 December 2016 the Licensing Sub Committee refused a transfer application made by Buluthan Kartal, see decision at appendix 4 for details.

3.3 Papers are attached as follows:-

- Appendix 1: application form which includes premises licence;
Appendix 2: representations;
Appendix 3: decision of Licensing Sub Committee on 6 December 2016 refusing transfer application to Buluthan Kartal;
Appendix 4: map of premises location

4. Planning Implications

4.1 The Planning Service has reported that there are no restrictive conditions in force.

5 Recommendations

5.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.

5.2 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as necessary for the promotion of the four licensing objectives.

5.3 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

Date 26th January 2017

Received by

Head of Scrutiny and Democratic Services

Date

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