

Report of: Service Director, Public Protection

| Meeting of | Date | Agenda Item | Ward(s) |
|-------------------------|-----------------|-------------|---------------|
| Licensing Sub-Committee | 29 January 2018 | | Finsbury Park |

| | | |
|------------------------------|--|------------|
| Delete as appropriate | | Non-exempt |
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Subject: PREMISES LICENCE VARIATION APPLICATION
B & D SUPERMARKET, 156 SEVEN SISTERS ROAD, LONDON N7 7PL

1. Synopsis

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The application is to extend:
 - a) The permitted times for the sale of alcohol, for consumption off the premises from 06:00 until 01:00 the day following on Monday to Sunday.
 - b) The opening hours from 06:00 until 01:00 the day following on Monday to Sunday
- 1.3 The premises is currently licensed to:
 - a) Sell alcohol, for consumption off the premises, between 11:00 and 23:00, Sunday to Saturday.
 - b) Opening hours between 08:00 and 23:00, Sunday to Saturday.

2. Relevant Representations

| | |
|---------------------|-----|
| Licensing Authority | Yes |
| Metropolitan Police | Yes |

| | |
|-----------------------|-----------------------|
| Noise | No |
| Health and Safety | No |
| Trading Standards | No |
| Public Health | No |
| Safeguarding Children | No |
| London Fire Brigade | No |
| Planning | No |
| Local residents | No |
| Other bodies | Two local councillors |

3. Background

3.1 Papers are attached as follows: -

Appendix 1: application form, including current licence;

Appendix 2: representations;

Appendix 3: map of premises location.

3.2 The licensee was first granted a licence for these premises on the 12 May 2016. The current licence holder transferred on to the licence on the 12 October 2017.

3.3 The premise is located in the Finsbury Park Cumulative Impact Policy Area.

3.4 The applicant has proposed no additional measures in their operating schedule to promote the licensing objectives.

4. Planning Implications

4.1 Planning has reported that they have no objections to the application.

5 Recommendations

5.1 To determine the application for a variation of the premises licence under Section 34 of the Licensing Act 2003.

5.2 To consider that this address is in a Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the 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.

5.3 If the Committee grants the application it should be subject to:

i. conditions of the existing premises (see appendix 1).

ii. any additional conditions deemed appropriate by the Committee to promote the four licensing objectives.

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

18 January 2018



Service Director – Public Protection

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

* required information

Section 1 of 18

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

 Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

 Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?

 Yes No

Note: completing the Applicant Business section is optional in this form.

Is the applicant's business registered outside the UK?

 Yes No

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Continued from previous page...

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Applicant Business Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

21,250

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VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

Variation of the Sale of Alcohol OFF premises from Monday to Saturday 08:00 to 23:00 and Sunday 08:00 to 22:00 TO Sunday to Monday 06:00 to 01:00 am next day

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

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PROVISION OF INDOOR SPORTING EVENTS

Continued from previous page...

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF LATE NIGHT REFRESHMENT

Continued from previous page...

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

I have enclosed the premises licence

Continued from previous page...

I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Same conditions attached to the Premises Licence

b) The prevention of crime and disorder

Same conditions attached to the Premises Licence

c) Public safety

Same conditions attached to the Premises Licence

d) The prevention of public nuisance

Same conditions attached to the Premises Licence

e) The protection of children from harm

Same conditions attached to the Premises Licence

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

DECLARATION

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Ticking this box indicates you have read and understood the above declaration

Continued from previous page...

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

| | |
|-------------|---|
| * Full name | <input type="text" value="MEHMET AKAR"/> |
| * Capacity | <input type="text" value="BUSINESS OWNER"/> |
| * Date | <input type="text" value="27"/> / <input type="text" value="11"/> / <input type="text" value="2017"/> dd mm yyyy |

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/islington/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

OFFICE USE ONLY

| | |
|----------------------------|--|
| Applicant reference number | <input type="text" value="YA.998.AKAR"/> |
| Fee paid | <input type="text"/> |
| Payment provider reference | <input type="text"/> |
| ELMS Payment Reference | <input type="text"/> |
| Payment status | <input type="text"/> |
| Payment authorisation code | <input type="text"/> |
| Payment authorisation date | <input type="text"/> |
| Date and time submitted | <input type="text"/> |
| Approval deadline | <input type="text"/> |
| Error message | <input type="text"/> |
| Is Digitally signed | <input type="checkbox"/> |

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PREMISES LICENCE LICENSING ACT 2003

| | | | |
|--------------------------------|----------------|--------------------------------|-------------|
| Premises licence number | LN16266-121017 | Date of original grant* | 11 May 2016 |
|--------------------------------|----------------|--------------------------------|-------------|

**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 | | | |
| B & D SUPERMARKET 156 SEVEN SISTERS ROAD | | | |
| Post town | London | Post code | N7 7PL |
| Telephone number | | | |

| |
|--|
| Where the licence is time limited the dates |
| Not Applicable |

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

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|--------|-------|-------|-------|---------|-------|----|-------|-----------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|
| The times the licence authorises the carrying out of licensable activities | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <ul style="list-style-type: none"> The sale by retail of alcohol: <table border="0"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>22:00</td></tr> </table> | Monday | 08:00 | to | 23:00 | Tuesday | 08:00 | to | 23:00 | Wednesday | 08:00 | to | 23:00 | Thursday | 08:00 | to | 23:00 | Friday | 08:00 | to | 23:00 | Saturday | 08:00 | to | 23:00 | Sunday | 08:00 | to | 22:00 |
| Monday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Tuesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Wednesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Thursday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Friday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Saturday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Sunday | 08:00 | to | 22:00 | | | | | | | | | | | | | | | | | | | | | | | | | |

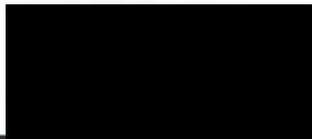
| |
|----------------------------------|
| Gaming Machine Provision: |
| Not applicable |

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|--------|-------|-------|-------|---------|-------|----|-------|-----------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|
| The opening hours of the premises: | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table border="0"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>22:00</td></tr> </table> | Monday | 08:00 | to | 23:00 | Tuesday | 08:00 | to | 23:00 | Wednesday | 08:00 | to | 23:00 | Thursday | 08:00 | to | 23:00 | Friday | 08:00 | to | 23:00 | Saturday | 08:00 | to | 23:00 | Sunday | 08:00 | to | 22:00 |
| Monday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Tuesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Wednesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Thursday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Friday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Saturday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Sunday | 08:00 | to | 22:00 | | | | | | | | | | | | | | | | | | | | | | | | | |

| |
|--|
| 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

Mr Mehmet Akar,

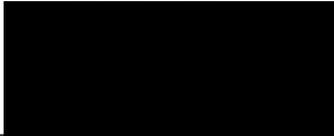


Registered number of holder, for example company number, charity number (where applicable)

Not applicable

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

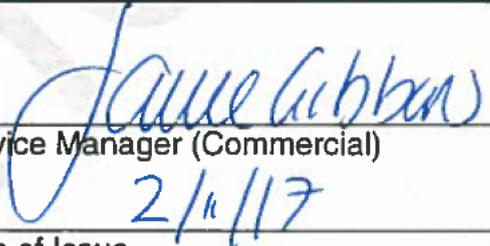
Mr Mehmet Akar,



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

089492 Hackney Council

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


Service Manager (Commercial)

2/11/17
Date of Issue

Annex 1 - Mandatory conditions

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

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. 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.
2. Alcohol shall not be sold in an open container or be consumed in the licensed premises.
3. Staff shall discourage street drinking by being vigilant on shop floor and perimeter of the premises
4. No alcoholic goods will ever be purchased or taken from persons calling to the shop
5. No spirits shall be purchased in a resealed box, without thorough checks being made to ensure it is legal to sell, and no high strength beer, larger or cider of 6.5% abv or above shall be sold other than premium beer, larger or cider priced at £1.95 or above per 500ml.

6. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol
7. Only alcoholic drinks which are detailed on invoices will be purchased or accepted as part of a "free offer". Invoices (or copies) for all alcoholic goods on the premises will be made available to officers from the council, police or HMRC upon request.
8. A stock control system will be introduced so that the licensee can quickly identify where and when goods have been purchased
9. 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
10. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards as soon as possible.
11. Appropriate fire safety procedures will be in place along with appliances including fire extinguishers (Foam, H₂O and CO₂), fire blanket, internally illuminated fire exit signs, a smoke detector and emergency lighting. All appliances will be checked annually and comply with relevant British Standards.
12. All fire escapes/escape routes will be clearly marked and kept free from obstructions at all times.
13. Prominent, clear and legible notices shall be displayed at the public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly.
14. Customers will be discouraged from congregating outside the premises.
15. Signs will be installed requesting that customers do not congregate outside the premises.
16. Ventilation and extract systems will be designed and maintained so as to prevent noxious smells causing a nuisance to nearby properties.
17. All waste generated by the premises will be dealt with appropriately.
18. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
19. The licensee shall adopt "Challenge 25", the Retail of Alcohol Standards Group's advice for off-licences, and promote it through the prominent display of posters.
20. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age; that is, proof of age cards carrying the "PASS" logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
21. The licensee shall require staff to note any refusals to sell to young people in a log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.

22. 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.
23. 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.
24. The previous licensee, Mr Devrim Saygili, will have no role in the management of the business.
25. Where the shop is open outside permitted hours for the sale of alcohol, all alcohol on display is to be secured behind locked shutters/screens/grills or secured behind locked cabinet doors. An alarm shall be set to sound at the terminal hour for alcohol sales, to remind staff to cover the alcohol and stop selling.
26. The Licensee shall ensure there is at least one member of staff on the premises at all times that alcohol may be sold, who is either a personal licence holder or has been to the Council's Training for Off Licence Managers course. (These qualifications should not, of course, be seen as the full extent of required training).

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

1. Not applicable

Annex 4 – Plans

Reference Number: Ground floor plan – 07 / 09 / 2016



Premises Licence Summary

Licensing Act 2003

| | | | |
|--------------------------------|-----------------------|--------------------------------|--------------------|
| Premises licence number | LN16266-121017 | Date of original grant* | 11 May 2016 |
|--------------------------------|-----------------------|--------------------------------|--------------------|

**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 | | | |
| B & D SUPERMARKET 156 SEVEN SISTERS ROAD | | | |
| Post town | London | Post code | N7 7PL |
| Telephone number | | | |

| |
|--|
| Where the licence is time limited the dates |
| Not Applicable |

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

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|--------|-------|-------|-------|---------|-------|----|-------|-----------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|
| The times the licence authorises the carrying out of licensable activities | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <ul style="list-style-type: none"> The sale by retail of alcohol: <table style="margin-left: 20px;"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>23:00</td></tr> </table> | Monday | 08:00 | to | 23:00 | Tuesday | 08:00 | to | 23:00 | Wednesday | 08:00 | to | 23:00 | Thursday | 08:00 | to | 23:00 | Friday | 08:00 | to | 23:00 | Saturday | 08:00 | to | 23:00 | Sunday | 08:00 | to | 23:00 |
| Monday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Tuesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Wednesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Thursday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Friday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Saturday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Sunday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |

| |
|----------------------------------|
| Gaming Machine Provision: |
| Not applicable |

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|--------|-------|-------|-------|---------|-------|----|-------|-----------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|----------|-------|----|-------|--------|-------|----|-------|
| The opening hours of the premises: | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table style="margin-left: 20px;"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>23:00</td></tr> </table> | Monday | 08:00 | to | 23:00 | Tuesday | 08:00 | to | 23:00 | Wednesday | 08:00 | to | 23:00 | Thursday | 08:00 | to | 23:00 | Friday | 08:00 | to | 23:00 | Saturday | 08:00 | to | 23:00 | Sunday | 08:00 | to | 23:00 |
| Monday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Tuesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Wednesday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Thursday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Friday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Saturday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |
| Sunday | 08:00 | to | 23:00 | | | | | | | | | | | | | | | | | | | | | | | | | |

| |
|--|
| 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

Mr Mehmet Akar,


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

Not applicable

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Mehmet Akar

State whether access to the premises by children is restricted or prohibited

No restrictions

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

Licensing Authority Representation: Licensing Act 2003

Application: B & D SUPERMARKET, 156 SEVEN SISTERS ROAD, ISLINGTON, LONDON, N7 7PL

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application for the above premises to permit the following.

| | | |
|---|------------------|-------------------------------------|
| The sale of alcohol, which may be consumed off the premises | Monday to Sunday | 06:00 until 01:00 the following day |
|---|------------------|-------------------------------------|

The current licence allows:

| Activity | Days | Times |
|---|------------------------------|--|
| The sale of alcohol, which may be consumed off the premises | Monday to Saturday Sunday | 08:00 until 23:00 08:00 until 22:00 |

The grounds for the representation are:

- Public nuisance
- Crime and disorder
- Protection of children from harm

Licensing Policy Considerations

Licensing Policies 1 & 2

Location, cumulative impact and saturation

Licensing Policies 4 & 5

Off sales

Licensing Policies 7&8

Licensing Hours

Licensing Policies 9

Operating Schedules

Issues of Concern

1. The premises are located within the Holloway Road and Finsbury Park Cumulative Impact policy area. The onus is on the applicant to demonstrate that these premises will not add to the cumulative impact. The applicant has not done this in the operating schedule. In my opinion the proposed application will add to the cumulative impact.
2. The licensing authority receives regular complaints from local residents and businesses about the impact of licensed businesses in the area. Licensing officers regularly visit the area and have worked with local licensed operators to minimise the impact their businesses have on the local environment. There is a specific concern about the impact of street drinkers in the area, who typically arrive in the area early and consume alcohol on the street and in the local parks. There is also a centre nearby that treats adults who are considered vulnerable due to alcohol and substance abuse.
3. It is noted in the applicant's supporting e-mail that Mr Akar has attended courses/training such as "retailers of age-restricted goods" offered by Islington

Trading Standards Service in July 2017. Attendance of this course has been a condition on the licence since 11 May 2016, so this statement actually counts against the licence holder's application, as he could have attended an earlier course.

4. The supporting e-mail gives no justification of why they are requesting opening times of 6am. The Licensing Authority would prefer if the opening times for new application or variations in this location was 9am and not 8am as currently permitted.
5. A licence holder managing a premises in line with the current legislation and licence conditions are not a rebuttal to the Council's Policy.
6. Finally, the applicant has not offered a single extra measure in the operating schedule for this application.

Recommendation

In order to promote the licensing objectives, it is recommended that this application is refused unless the applicant is able to demonstrate a rebuttal of the Council Licensing Policy.

While this presumption is rebuttable, this is only in exceptional circumstances and where the applicant has successfully demonstrated that the granting of their application would not contribute to the existing impact of licensed premises in that area.

Nothing in this application demonstrates to the Licensing Authority that the licensing objectives could be promoted by extending this off licences hours, or demonstrates a rebuttal of the Council Licensing Policy.

Terrie Lane

Licensing Manager

21 December 2017

terrie.lane@islington.gov.uk

02 7527 3233

Rep 2

Dear Sirs,

Having considered this application and taking into account the comments made by Necat Yousuf of Nova Solicitors please see the police objection below.

Premises License Variation - B & D Supermarket

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

- The prevention of crime & Disorder
- The prevention of public nuisance
- Prevention of harm to children

The applicant has requested for the venue to be open from 0600 hours until 0100 hours the following day, Monday to Sunday (every day)

The location of the venue is situated in a dense residential area. It is also located near to the premises 99-101 Seven Sisters Road .This is premises provides treatment services to adults who are considered vulnerable as a result through alcohol and substance use.

It would be inappropriate to have a venue which offers alcohol off sales above and beyond hours currently permitted within the cumulative impact zone.

The venue is situated in an area which traditionally has high levels of crime and disorder. There are concerns that this application will cause further policing problems in an already demanding area.

A review of the crimes for the last three months show that there were a total of 30 reported crimes*. Of these crimes 10 (33%) took place after 11pm (the current closing time of B & D Supermarket)

These 10 crimes were;

- 2 x Common Assault
- 2 x Robbery
- 2 x Grievous Bodily Harm
- 1 x Actual Bodily Harm
- 1 x Threatening Behaviour (Sec 4 POA 1986)
- 1 x Theft person
- 1 x TDA

8 out of the 10 above crimes involve some level of violence.

Another consideration to take into account is the request of opening from 0600 hours during the week. There is a concern that school children who walk passed the venue

maybe inclined to use the shop, this obviously could put children in a vulnerable environment.

Increasing the hours at this venue will not bring anything new or exceptional to this area apart from an increase of the availability of alcohol to persons.

The large number of licensed premises in this area and the issues associated with these establishments impact greatly on the police and all other emergency services resources.

**Crime search was restricted to the area of 100 Seven Sisters Road to 200 Seven Sisters Road. Dates 18/09/2017-18/12/2017*

Regards

Sgt Edward Joseph
Licensing Officer
Central North Command Unit
Islington Police Station
Tolpuddle Street
London N1 0YY
Tel; 020 8345 0212 M; 07799133204

Rep 3

Dear Everyone

I would like to object to the variation of hours application below. I too support the police's concerns. I understand that this is a cumulative impact area and this application is seeking to sell alcohol beyond the core hours? I would also like to object on the basis of public health concerns and potential alcohol related ASB.

Thanks

Regards

Councillor Asima Shaikh

Rep 4

Dear Sirs,

I am writing to object to this application on the same basis as the police (see below).

Regards,

Cllr Gary Heathers