



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 August 2014		Caledonian

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE REVIEW APPLICATION  
TAILOR'S NEWS, 279 CALEDONIAN ROAD, LONDON, N1 1EF**

## 1. Synopsis

- 1.1 This is an application by the Trading Standards for a Review of the Premises Licence 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 licensing objective:
- i) Prevention of crime and disorder.
  - ii) Protection of children from harm.

## 2. Relevant Representations

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

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

### 3. Background

3.1 The premises currently holds a licence allowing:

- i) The sale by retail of alcohol off supplies Mondays to Saturdays 08:00 to 23:00 and on Sundays from 10:00 until 22:30.

3.2 Papers are attached as follows:-

- Appendix 1: application form from Trading Standards
- Appendix 2: current premises licence
- Appendix 3: representations;
- Appendix 4: suggested conditions and map of premises location.

3.3 The current licensees have held a premises licence for these premises since November 2005, when Islington took over responsibility as the Licensing Authority for alcohol sales, regulated entertainment and provision of late night refreshment.

3.4 On 1 September 2013 the licence was transferred and the DPS varied to the current licensee and DPS Pradip Depala.

3.5 The Police submitted representations in support of the review.

### 4. Planning Implications

4.1 The Planning Service has reported that the lawful use for the site is as a retail shop (A1).

### 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

30 July 2014

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: [licensing@islington.gov.uk](mailto: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 David Fordham, Service Manager Trading Standards  
 (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:  <b>Taylor's News (Tailors News)</b> <b>279 Caledonian Road</b>	
Post town: <b>London</b>	Post code: <b>N1 1EF</b>

Name of premises licence holder or club holding club premises certificate: <b>Pradip Depala</b>
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Number of premises licence or club premises certificate: <b>LN / 2264 - 090113</b>

**Part 2 - Applicant details**

I am

**Please tick ✓/yes**

an interested party (please complete (A) or (B) below)

a person living in the vicinity of the premises

a body representing persons living in the vicinity of the premises

a person involved in business in the vicinity of the premises

a body representing persons involved in business in the vicinity of the premises

a responsible authority (please complete (C) below)

a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

**Please tick**

Mr

Mrs

Miss

Ms

Other title  
(for example, Rev)

**Surname**

**First names**

**Please tick ✓/yes**

I am 18 years old or over

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address
Telephone number (if any)
E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address	
David Fordham Service Manager (Trading Standards) Public Protection Division 222 Upper Street London N1 1XR	
Telephone number:	<b>020 7527 3458</b>
E-mail:	<u><a href="mailto:david.fordham@islington.gov.uk">david.fordham@islington.gov.uk</a></u>

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

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

Please tick one or more boxes

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

This application to review relates to the objectives to prevent crime and disorder and to protect children from harm and licensing policies 26, 25 & 10. It particularly relates to the seizure of 173 bottles of Italian wine, believed to be non-duty paid, a lapse in precautions to prevent underage sales of age-restricted goods and a failure to exhibit a high standard of management at the business – specifically in regard to addressing the concerns of responsible authorities.

The business is a small newsagents selling a few household goods and a small range of alcohol. A husband and wife partnership own the business – Mrs Priti Depala and Mr Pradip Depala, who also operates as the premises licence holder and designated premises supervisor (DPS). Mr & Mrs Depala have owned the business since June 2012, at least.

Mr Depala originally applied for the premises licence to be transferred to him in Summer 2012 – Despite Mr Depala employing representatives, two applications were rejected as incomplete in July and August of that year. In January 2013 the licence was successfully transferred to Mr Depala.

On 13<sup>th</sup> June 2012, Doug Love of Trading Standards visited the business and left guidance on illicit alcohol and tobacco with the new owners. He also checked the stock, but found no illicit goods.

On 8<sup>th</sup> January 2013, Sonita Singh of Trading Standards visited the business. Ms Singh records that she spoke to Mr Depala and discussed Challenge 25 and door-to-door alcohol sellers, amongst other things. Mr Depala is recorded as telling her that he only gets alcohol from cash and carry businesses.

On 18<sup>th</sup> February 2014, Mr Love was working with an 18 year old who had volunteered to do some work experience with Trading Standards. Mr Love asked the volunteer to enter Taylor's News, ask to buy cigarettes and see whether the seller asked him to provide proof of age. He was challenged, said he did not have any with him, but that he was 18 and after some hesitation, the seller – Mrs Depala – sold him the cigarettes.

Mr Love and the volunteer went straight back into the shop to speak with Mrs Depala. She said she had believed the volunteers assurance that he was 18. Mr Love explained the importance of using Challenge 25 and left a letter reinforcing this and stating that there would be an underage test purchase made at the business.

While he was in the shop, Mr Love noticed some brands of cheap Italian wines that he knew to be regularly smuggled and sold by people making unsolicited visits to off licences. He noted to return at a later date to undertake a full check for illicit goods.

On 26<sup>th</sup> February 2014, accompanied by PC Steve Harrington of Islington Police's Licensing Team, Mr Love returned to the premises. Mr Depala was present and Mr Love asked him about the Italian wine. He admitted straight away that he had no invoices for it and had bought it from a man who made an unsolicited visit to the shop. Altogether, 173 bottles of 'Terre d'Italia', 'Belle' and 'Le Marede' wine was seized. No illicit spirits or tobacco was found at the premises. As the officers were in the process of seizing the wine, Mr Depala indicated that he knew he was being greedy when he bought the wine and that he should not have done so.

Duty of £346 would have been payable on the seized goods.

At the end of the visit, PC Harrington asked to see Mr Depala's personal licence. Mr Depala produced a damaged card, which he said was his personal licence, but which was unidentifiable as such. PC Harrington instructed Mr Depala to get a replacement card from the issuing authority and to contact him when it was available to view. Both PC Harrington and Mr Love left their contact details.

I decided that the appropriate course of action regarding this incident was to request that Mr Depala make a voluntary variation to his licence to add appropriate conditions to the licence. After the variation had been made, Mr Depala was to attend a Licensing Officers' Panel Meeting. Mr Love sent him a letter, dated 11/03/14, to explain exactly what we were requesting him to do.

On March 28<sup>th</sup> Mr Love and PC Harrington again visited the shop as nothing had been heard from Mr Depala regarding his personal licence or in response to Mr Love's letter. Mr Depala told the officers that he had heard from the issuing authority about his personal licence and although he had some paperwork (not in the shop), they had not been able to issue the card, as the machine used to produce it was not working. PC Harrington told Mr Depala that he would have expected him to produce the paperwork, even if he could not produce the card. He stated that he would return to the shop the following Sunday afternoon to view the paperwork. (Unfortunately PC Harrington could not keep this appointment due to urgent work commitments, but regardless of this, he has not heard anything from Mr Depala since).

Mr Love asked whether Mr Depala had decided to agree to make a variation to add the conditions. Mr Depala said that he had completed the forms, but he had not returned them yet.

On 8<sup>th</sup> April, an underage test purchase was attempted at Taylor's News. On this occasion, the volunteers proof of age was required and the volunteers were told 'No ID, no sale' when they said they had none. The person who served them was believed to have been Mrs Depala.

On 1<sup>st</sup> May Mr Love wrote again to Mr Depala, as the variation forms had still not been received. He made it clear that if the forms were not received by 12<sup>th</sup> May, that he would ask me to reconsider the other options – prosecution or a review application – that had been outlined in his earlier letter.

Nothing has been received from Mr Depala and no contact made in response to this letter.

Section 13(4) of Licensing Act 2003 and Regulation 7 of The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 makes a local weights and measures authority a responsible authority for the purposes of the legislation. Islington Council is a local weights and measures authority and that function is carried out by the trading standards team.



Here is a summary of events supporting this application

12/06/12 & 08/01/13	TS visits	Advice given re illicit alcohol and underage sales.
18/02/14	Challenge 25 Test Purchase	Priti Depala sold cigarettes without requiring proof of age, even though she had initially asked for it. <b>(This is not an offence as the volunteer was 18, but it demonstrates that "Challenge 25" was not being followed)</b>
26/02/14	Seizure	173 bottles of non-UK duty paid Italian wine seized by TS
26/02/14 - present	Failure to engage	Mr Depala has been unresponsive to requests made appropriately by the Police and TS

### Recommendations

I believe that the licence should be suspended and conditions added.

Mr Depala has not taken the opportunity to resolve this matter by making a voluntary variation and attending an Officers Panel, despite being given ample opportunity to do so. His lack of engagement has left me with no alternative, other than to apply for a review of the premises licence.

This is no evidence that Mr Depala is amongst the worst licensees that have been brought to review by Trading Standards. There have been no sales of age-restricted goods to underage persons made in test purchasing operations. No illicit tobacco or spirits have been found at the shop. Mr Depala was honest and remorseful about his purchase of the wine.

However, I am concerned about his lack of engagement with Mr Love and PC Harrington and I do feel that the conditions requested to be added by Mr Love were appropriate.

I request that the Licensing Sub-Committee add these conditions. I also believe that a short suspension of the licence to allow Mr Depala time to comply with these conditions and as a deterrent against failing to engage with responsible bodies in future is appropriate.

Please tick ✓ yes

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

If yes please state the date of that application

Day      Month      Year

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If you have made representations before relating to this premises please state what they were and when you made them

N/A

Please tick ✓ yes

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate

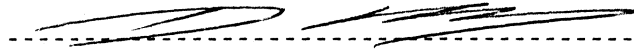
I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (See read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date

10<sup>th</sup> June 2014

Capacity

Service Manager (Trading Standards)

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)



# ISLINGTON

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

Tel: 020 7527 3874  
Email: [doug.love@islington.gov.uk](mailto:doug.love@islington.gov.uk)

Website: [www.islington.gov.uk](http://www.islington.gov.uk)

Our ref:

Date: 11/03/14

Pradip Depala  
**Taylor News**  
279 Caledonian Road  
London  
N1 1EF

Dear Mr Depala,

### Seizure of illicit wine

I am writing to outline our intentions after the seizure of 173 bottles of wine, identified as non-duty paid on 26<sup>th</sup> February. You indicated that the wine had not been purchased from a legitimate source and that you had bought it because it was cheap. You accepted that you had been greedy in doing so and have not been able to provide any paperwork relating to the purchase.

It is noted that your wife also failed a 'Challenge 25' test purchase on 18<sup>th</sup> February, when she sold cigarettes to a young man without insisting on seeing proof of age. She did not commit an offence, as he was just over 18, rather than just under 18, but it does not give us encouragement that underage sales are always avoided.

There are various options open for the Council to consider:

1. Taking a prosecution against you in the Magistrates Court;
2. Reviewing the premises licence;
3. Requesting that you apply to **vary** the licence to include some **new conditions** that we believe will help you meet the Licensing Objectives if they are followed and then to attend a **Licensing Officers' Panel** meeting (to be arranged).

I have spoken with my manager, David Fordham, and he has decided that Option 3 is the most appropriate for these circumstances, as it is the first 'offence' you have committed since becoming the licensee in May 2013.

Please note that Trading Standards cannot require you to vary your licence or attend the Officer Panel meeting, but if you choose not to then it is likely that Mr Fordham will re-examine the other two options.

Any conditions on your licence must be complied with at all times when you are selling alcohol and you will be committing an offence if you do not.

The Officer Panel meeting is informal, with no legal standing, at which representatives of Trading Standards, Licensing and the Police will ensure that you have all the advice you need to comply in future and warn you that future offences of a similar nature may result in one of the first two options being taken.

It may be in your interest to obtain some independent advice about what to do.

If you choose to voluntarily vary your licence then you will need to **include the conditions in the Schedule enclosed with this letter.**

These conditions are designed to ensure that the licensee takes appropriate steps to prevent sales of age-restricted goods to children and to prevent even the innocent supply of illicit alcohol. We believe that all licensees who are fulfilling their duty to promote the licensing objectives will be already complying with many of these conditions. These are the type of precautions needed to meet our Licensing Policy's requirement of a high standard of management.

PC Steve Harrington of the Police Licensing team would like you to add a condition, also, regarding 'super-strength' beers and ciders, such as Tenants Super, Carlsberg Special Brew, Diamond White and K cider. The Council and Police are working with partners to tackle anti-social behaviour associated with street drinking and conditions such as this one have been shown to help in other areas. There will be sufficient time allowed to sell your remaining stock of these items.

To vary the licence you will need to complete the enclosed application form and send it to the **Licensing Team** (at the address on this letter) with a payment of **£89** – please make **cheques payable to 'Islington Council'**.

On the form, under 'Part 3: Details of proposed variations', I have already referred to the attached Schedule of conditions that Trading Standards wish to see added to the licence - you can add any other minor variations you wish to make. I have included a copy of the Schedule for your records.

**Please return the original licence with the application form.**

I have previously given you an advice pack. Please read and follow the advice contained in it – in the event of another sale, or a discovery of illicit alcohol, it will protect you if you are able to show that you are going so. I would further advise you to revisit the pack occasionally to ensure you are not allowing anything to slip. If you would like me to explain anything in the guidance or the proposed conditions further, please call me.

If there is anything in this letter that needs further explanation, please contact me.

Yours sincerely

Doug Love  
Islington Trading Standards



# ISLINGTON

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

Tel: 020 7527 3874  
Email: [douq.love@islington.gov.uk](mailto:douq.love@islington.gov.uk)

Website: [www.islington.gov.uk](http://www.islington.gov.uk)

Our ref:

Date: 01/05/14

Pradip Depala  
**Taylor News**  
279 Caledonian Road  
London  
N1 1EF

Dear Mr Depala,

### **Seizure of illicit wine and subsequent request to vary the premises licence**

I am writing further to my letter, dated 11/03/14. That letter outlined the options open to the Council after illicit wine was seized from your shop.

At this time, you were offered the opportunity to submit a minor variation regarding your licence to add relevant conditions on to the licence. If you chose to do this and attended a subsequent Licensing Officers' Panel meeting, the Council would not pursue the other options outlined in the letter, by prosecuting you or reviewing the premises licence.

You have subsequently told me that you are intending to submit the minor variation, but it does not seem to have been received. If you have made the application, please contact me to say when and how you sent it. If you have not, please note that this is not an open ended offer. You have had nearly two months to complete a task that is not onerous.

My colleague PC Steve Harrington of the Police Licensing Team is also waiting to see your Personal Licence. If you still do not have the plastic card, you must produce the documents you told us about from Hertfordshire Council that confirm the granting of the licence.

If the application and payment for the variation is not received or you have not contacted me with a valid reason for the delay by 5pm on 12<sup>th</sup> May, I will assume that you have chosen not to accept the offer and I will revert to my manager and ask him to consider the other options. If PC Harrington has not seen evidence that you are a Personal Licence hold by the same time, he will also consider taking further action.

It may be in your interest to obtain some independent advice about what to do, if you have not done so already.

If there is anything in this letter that needs further explanation, please contact me.

Yours sincerely

Doug Love  
Islington Trading Standards



ISLINGTON

**PREMISES LICENCE  
LICENSING ACT 2003**

<b>Premises licence number</b>	LN/2264-090113		
<b>Postal address of premises, or if none, Ordnance Survey map reference or description</b>			
<b>TAILORS NEWS 279 CALEDONIAN ROAD</b>			
<b>Post town</b>	London	<b>Post code</b>	N1 1EF
<b>Telephone number</b>	020 7609 2354		

<b>Where the licence is time limited the dates</b>
Not Applicable

<b>Licensable activities authorised by the licence</b>
The sale by retail of alcohol

<b>The times the licence authorises the carrying out of licensable activities</b>																												
<ul style="list-style-type: none"> <li>• The sale by retail of alcohol:</li> </ul> <table style="margin-left: 40px;"> <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>10:00</td><td>to</td><td>22:30</td></tr> </table> <p>Except on:            Good Friday: 08:00 to 22:30            Christmas Day: 12:00 to 15:00 and 19:00 to 22:30</p>	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	10:00	to	22:30
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Saturday	08:00	to	23:00																									
Sunday	10:00	to	22:30																									

<b>The opening hours of the premises:</b>
Not specified

<b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b>
Off supplies

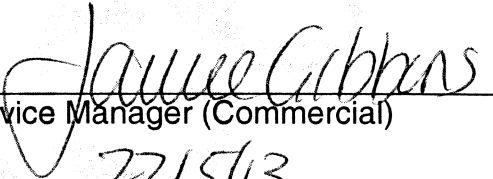
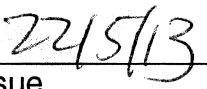
<b>Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence</b>
Pradip Depala

**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**  
Pradip Depala

**Personal licence number and issuing authority of personal licence held by  
designated premises supervisor where the premises licence authorises the  
supply of alcohol**  
LB Barnet – 01SX/LN/199907823

Islington Council  
Public Protection Division  
222 Upper Street  
London  
N1 1XR  
Tel: 020 7527 3031/3803  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

  
Service Manager (Commercial)  
  
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.

### **Annex 2 - Conditions consistent with the Operating Schedule**

- 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.
- 2) Alcohol shall not be sold in an open container or be consumed in the licensed premises

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

Nil

### **Annex 4 – Plans:- T.1 dated September 2000**





Your

Our Licensing/NI

Date: 12/06/2014

**PREMISES LICENSE REVIEW:**

Taylor's News (Tailors News)  
279 CALEDONIAN ROAD  
N1 1EF

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

Email:  
licensingpolice@islington.gov.uk

**12th June 2014**

Dear Sir

**Re: Taylor's News (Tailors News) 279 CALEDONIAN ROAD N1 1EF**

With reference to the above application, we are 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 David Fordham Service Manager Trading Standards and 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 Fordham's report makes it clear that although Mr Depala is not among the worst licensees within the Borough there are still questions to be answered re his lack of engagement with Trading Standards and Police.

On WEDNESDAY 26th FEBRUARY 2014 I was on duty in plain clothes in company with Mr Doug LOVE who works for Trading Standards. At 1140am we attended TAILORS NEWS OFF LICENSE 279 CALEDONIAN ROAD N1 1EF. The purpose of this visit was two fold, one for Mr LOVE to carry out an inspection of duty payable goods and two for myself to check that the license conditions were being adhered too. Upon our arrival I spoke with Mr Pradip DEPALA dob 19/10/1960. Mr DEPALA is the premises license holder and the Designated Premises Supervisor (DPS). I asked to see Mr DEPALA's Personal License and he removed from his wallet a number of pieces of what appeared to be a personal license but it was impossible to identify the holder of the license or the license number. The bits were very dirty and there was not a complete license there. I informed Mr DEPALA that this was not acceptable and did not comply with the current legislation. "Where a personal license holder is working on premises to authorise the sale of alcohol they can be required to produce their personal license for examination by any police constable or an authorised officer of the licensing authority" Due to the fact that Mr DEPALA had some remnants of a license I informed him that I would give him a week to obtain or at least apply for a replacement license. I returned with Mr Love on 28th March having had no contact from Mr Depala. Mr Depala informed me that he had not heard from the issuing authority but he did have some paperwork, which he could not produce. I again gave Mr Depala a few more days and arranged to visit him again the following Sunday. Unfortunately due to work commitments I have at this time been unable to return to the shop. Up to this date I have not had any contact from Mr Depala regarding his personal license or for any other reason.

I believe that a license suspension and added conditions is a proportionate course of action in this case and I fully support the review submitted by Mr Fordham.

Islington Police Licensing Team

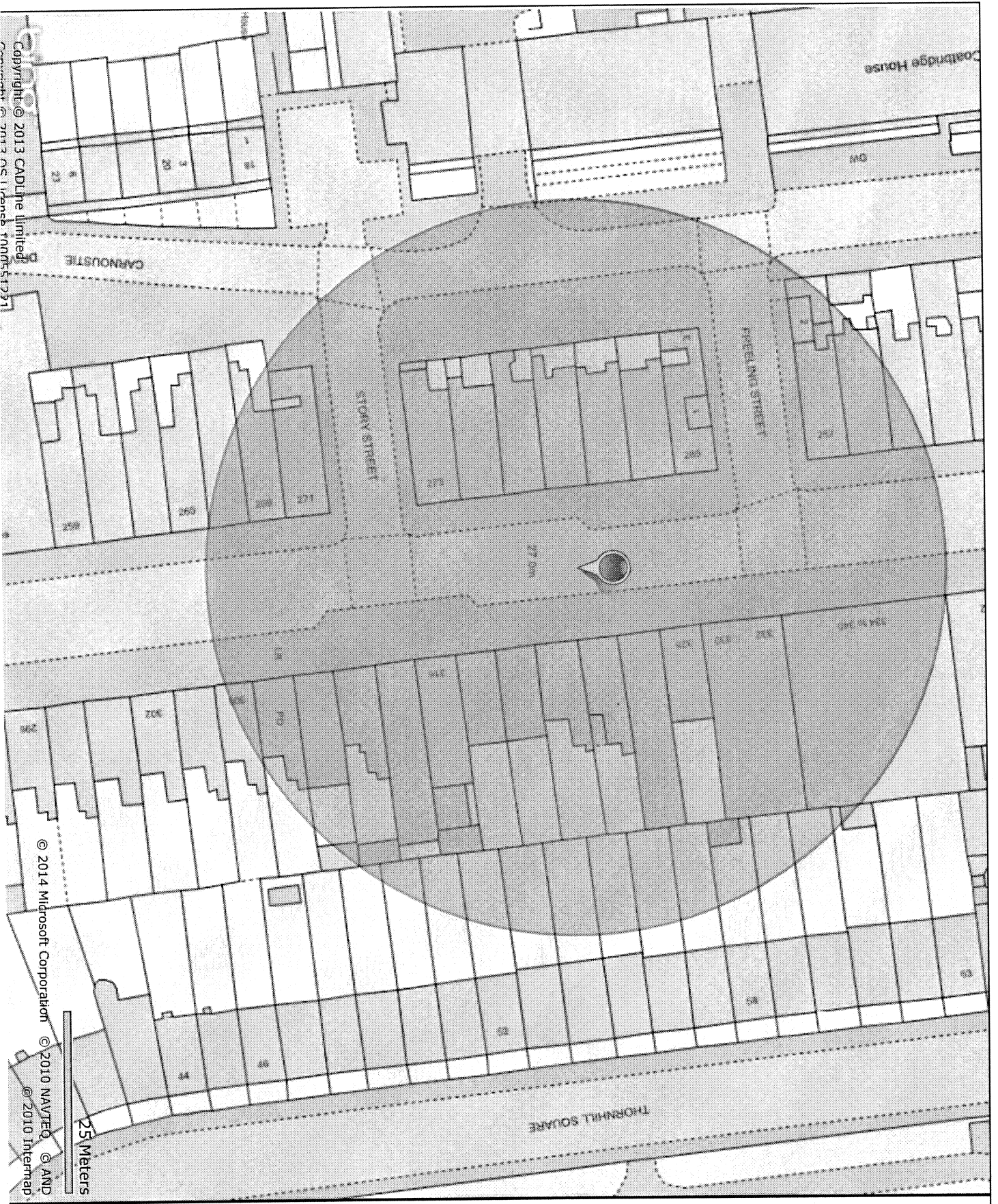
Pc Steven Harrington  
Pc Paul Hoppe  
Pc Peter Conisbee

**Conditions suggested by Trading Standards (agreed)**

1. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
2. No spirits shall be purchased in a resealed box, without thorough checks being made to ensure it is legal to sell.
3. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
4. 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.
5. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
6. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.
7. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards as soon as possible.
8. The licensee shall adopt 'Challenge 25', the Retail of Alcohol Standards Group's advice for off-licences, and promote it through the prominent display of posters.
9. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
10. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
11. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.
12. 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 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. 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.

13. No high strength beer, lager or cider of 6.5% abv or above shall be sold other than premium beer, lager or cider priced at £1.95 or above per 500ml.



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Islington Borough  
Boundary

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