



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

| Meeting of              | Date                           | Agenda Item | Ward(s)       |
|-------------------------|--------------------------------|-------------|---------------|
| Licensing Sub-Committee | 4 <sup>th</sup> September 2014 |             | Finsbury Park |

|                       |  |            |
|-----------------------|--|------------|
| Delete as appropriate |  | Non-exempt |
|-----------------------|--|------------|

**Subject: PREMISES LICENCE VARIATION APPLICATION  
KALE FOOD CENTRE, 534 – 536 HOLLOWAY ROAD, LONDON, N7 6JP**

## 1. Synopsis

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The premises currently holds a licence allowing:
  - the sale of alcohol for consumption off the premises: 09:00 to 23:00 on Monday to Sunday.
- 1.3 The variation application is to:
  - the sale of alcohol for consumption off the premises: for 24 hours a day on Monday to Sunday.

## 2. Relevant Representations

|                     |     |
|---------------------|-----|
| Licensing Authority | Yes |
| Metropolitan Police | Yes |
| Noise               | No  |

|                       |     |
|-----------------------|-----|
| Health and Safety     | No  |
| Trading Standards     | No  |
| Public Health         | Yes |
| Safeguarding Children | No  |
| London Fire Brigade   | No  |
| Local residents       | Yes |
| Other bodies          | No  |

### 3. **Background**

3.1 Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 The Police, the Public Health, the Licensing Authority and one local resident submitted representations.

#### **Licensing History**

3.3 The premises were invited into licensing officer panel in January 2014. The reason for this initiation was on 25th January 2014 Licensing Officers and the Police visited your premises and they were concerned that the premises were not complying with a number of the terms and conditions of your premises licence, including those around the prevention of underage sales.

3.4 It was noted at the panel that the main reason the licence was issued at Licensing Sub Committee in July 2013 against the Council cumulative impact Policy was the high standard of management offered by the proposed conditions in the premises licence application.

3.5 The premises came into the Council's Licensing officer panel and have been since visited recently by both Licensing and Police officers and is now complying with the conditions of the licence.

### 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 for a variation of the premises licence under Section 17 of the Licensing Act 2003.

- 5.2 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
  - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 3)
  - iii. any conditions deemed necessary 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**

  
Service Director – Public Protection

Date 26/8/14

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

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WK/201452878

Appendix 4

# Application To Vary A Premises Licence Under The Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We Nedin Kale  
(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LN14318-06082013

## Part 1 - Premises Details

|  |
|--|
| Postal address of premises or, if none, ordnance survey map reference or description<br><u>534-536 Holloway Road</u> |
| Post town <u>London</u> Post code <u>N7 6JP</u>  |

|   |                      |
|---|----------------------|
| Telephone number at premises (if any)   | <u>0207-272-4336</u> |
| Non-domestic rateable value of premises | <u>£18,250</u>       |

|                                    |  |
|------------------------------------|--|
| ISLINGTON COUNCIL LICENSING        |  |
| Date                               | <u>15/07/14</u> Fee Paid <u>190-00</u> |
| Cash/Cheque Number (please circle) | <u>101781</u>                          |
| Receipt Number                     | <u>0672699</u>                         |
| Received By                        | <u>AFI</u>                             |

COMMERCIAL/LICENSING

15 JUL 2014

PUBLIC PROTECTION DIVISION  
222 UPPER ST, LONDON N1 1XR



# ISLINGTON

**Part 2 – Applicant details**

|   |        |                 |         |
|---|--------|-----------------|---------|
| Daytime contact telephone number                          |        |                 |         |
| E-mail address (optional)                                 |        |                 |         |
| Current postal address if different from premises address |        | 3D William Road |         |
| Post Town   | London | Postcode        | N17 6ND |

**Part 3 - Variation**

Do you want the proposed variation to have effect as soon as possible? Please tick yes

If not do you want the variation to take effect from Day    Month    Year

|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|
|  |  |  |  |  |  |  |  |
|--|--|--|--|--|--|--|--|

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

Change (increase) in the licensable hours for the licensable activity of sale by retail of alcohol to:

- allow the sale of alcohol for 24 hours a day, 7 days a week.
- and
- allow the ~~the~~ opening hours of the premises for 24 hours a day, 7 days a week.

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

N/A

**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment**

**Please tick yes**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of entertainment facilities:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

**Provision of late night refreshment** (if ticking yes, fill in box L)

**Sale by retail of alcohol** (if ticking yes, fill in box M)

**In all cases complete boxes N, O and P**

A

| Plays<br>Standard days and timings (please read guidance note 6) |       |        | Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)   | Indoors  | <input type="checkbox"/> |
|--|-------|--------|---|----------|--------------------------|
| Day  | Start | Finish |   | Outdoors | <input type="checkbox"/> |
| Mon  |       |        | Please give further details here (please read guidance note 3)  | Both     | <input type="checkbox"/> |
| Tue  |       |        |   |          |                          |
| Wed  |       |        | State any seasonal variations for performing plays (please read guidance note 4)  |          |                          |
| Thur   |       |        |   |          |                          |
| Fri  |       |        | Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5) |          |                          |
| Sat  |       |        |   |          |                          |
| Sun  |       |        |   |          |                          |

**B**

|   |              |               |   |          |                          |
|---|--------------|---------------|---|----------|--------------------------|
| <b>Films</b><br>Standard days and timings (please read guidance note 6) |              |               | <b>Will the exhibition of films take place indoors or outdoors or both – please tick</b><br>(please read guidance note 2)   | Indoors  | <input type="checkbox"/> |
|   |              |               |   | Outdoors | <input type="checkbox"/> |
|   |              |               |   | Both     | <input type="checkbox"/> |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> | <b>Please give further details here</b> (please read guidance note 3)   |          |                          |
| Mon   |              |               |   |          |                          |
| Tue   |              |               | <b>State any seasonal variations for the exhibition of films</b><br>(please read guidance note 4)   |          |                          |
| Wed   |              |               |   |          |                          |
| Thur  |              |               |   |          |                          |
| Fri   |              |               | <b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5) |          |                          |
| Sat   |              |               |   |          |                          |
| Sun   |              |               |   |          |                          |



C

|  |       |        |  |
|--|-------|--------|--|
| <b>Indoor sporting events</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Please give further details</b> (please read guidance note 3)   |
| Day  | Start | Finish |  |
| Mon  |       |        | <b>State any seasonal variations for indoor sporting events</b><br>(please read guidance note 4)   |
| Tue  |       |        |  |
| Wed  |       |        |  |
| Thur   |       |        | <b>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</b> (please read guidance note 5) |
| Fri  |       |        |  |
| Sat  |       |        |  |
| Sun  |       |        |  |

D

| Boxing or wrestling entertainments<br>Standard days and timings (please read guidance note 6) |       |        | <u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)  | Indoors   | <input type="checkbox"/> |
|---|-------|--------|---|---|--------------------------|
| Day   | Start | Finish |   | Outdoors  | <input type="checkbox"/> |
| Mon   |       |        |   | Both  | <input type="checkbox"/> |
|   |       |        |   | <u>Please give further details here</u> (please read guidance note 3) |                          |
| Tue   |       |        | <u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)  |   |                          |
| Wed   |       |        |   |   |                          |
| Thur  |       |        |   |   |                          |
| Fri   |       |        | <u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5) |   |                          |
| Sat   |       |        |   |   |                          |
| Sun   |       |        |   |   |                          |

E

|  |                          |               |  |         |                          |          |                          |      |                          |
|--|--------------------------|---------------|--|---------|--------------------------|----------|--------------------------|------|--------------------------|
| <b>Live music</b><br>Standard days and timings (please read guidance note 6) |                          |               | <b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2) <table border="1"> <tr> <td>Indoors</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Outdoors</td> <td><input type="checkbox"/></td> </tr> <tr> <td>Both</td> <td><input type="checkbox"/></td> </tr> </table> | Indoors | <input type="checkbox"/> | Outdoors | <input type="checkbox"/> | Both | <input type="checkbox"/> |
| Indoors  | <input type="checkbox"/> |               |  |         |                          |          |                          |      |                          |
| Outdoors   | <input type="checkbox"/> |               |  |         |                          |          |                          |      |                          |
| Both   | <input type="checkbox"/> |               |  |         |                          |          |                          |      |                          |
| <b>Day</b>   | <b>Start</b>             | <b>Finish</b> |  |         |                          |          |                          |      |                          |
| Mon  |                          |               |  |         |                          |          |                          |      |                          |
| Tue  |                          |               |  |         |                          |          |                          |      |                          |
| Wed  |                          |               | <b>Please give further details here</b> (please read guidance note 3)  |         |                          |          |                          |      |                          |
| Thur   |                          |               |  |         |                          |          |                          |      |                          |
| Fri  |                          |               | <b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)   |         |                          |          |                          |      |                          |
| Sat  |                          |               |  |         |                          |          |                          |      |                          |
| Sun  |                          |               |  |         |                          |          |                          |      |                          |
|  |                          |               | <b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)  |         |                          |          |                          |      |                          |

**F**

|  |              |               |  |  |                                   |
|--|--------------|---------------|--|--|-----------------------------------|
| <b>Recorded music</b><br>Standard days and timings (please read guidance note 6) |              |               | <b><u>Will the playing of recorded music take place indoors or outdoors or both - please tick</u></b> (please read guidance note 2)  |  | Indoors <input type="checkbox"/>  |
|  |              |               |  |  | Outdoors <input type="checkbox"/> |
|  |              |               |  |  | Both <input type="checkbox"/>     |
| <b>Day</b>   | <b>Start</b> | <b>Finish</b> | <b><u>Please give further details here</u></b> (please read guidance note 3)   |  |                                   |
| Mon  |              |               |  |  |                                   |
| Tue  |              |               |  |  |                                   |
| Wed  |              |               | <b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)  |  |                                   |
| Thur   |              |               |  |  |                                   |
| Fri  |              |               |  |  |                                   |
| Sat  |              |               | <b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5) |  |                                   |
| Sun  |              |               |  |  |                                   |
|  |              |               |  |  |                                   |

H

|  |       |        |  |          |                          |
|--|-------|--------|--|----------|--------------------------|
| <b>Anything of a similar description to that falling within (e), (f) or (g)</b><br>Standard days and timings (please read guidance note 6) |       |        | <b><u>Please give a description of the type of entertainment you will be providing</u></b>   |          |                          |
| Day  | Start | Finish | <b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b><br>(please read guidance note 2)  | Indoors  | <input type="checkbox"/> |
| Mon  |       |        |  | Outdoors | <input type="checkbox"/> |
| Tue  |       |        | <b><u>Please give further details here</u></b> (please read guidance note 3)   | Both     | <input type="checkbox"/> |
| Wed  |       |        |  |          |                          |
| Thur   |       |        | <b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)  |          |                          |
| Fri  |       |        |  |          |                          |
| Sat  |       |        | <b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5) |          |                          |
| Sun  |       |        |  |          |                          |

G

| Performances of dance<br>Standard days and timings (please read guidance note 6) |       |        | Will the performance of dance take place indoors or outdoors or both – please tick<br>(please read guidance note 2)  | Indoors  | <input type="checkbox"/> |
|--|-------|--------|--|----------|--------------------------|
| Day  | Start | Finish |  | Outdoors | <input type="checkbox"/> |
| Mon  |       |        | <b>Please give further details here</b> (please read guidance note 3)  | Both     | <input type="checkbox"/> |
| Tue  |       |        |  |          |                          |
| Wed  |       |        | <b>State any seasonal variations for the performance of dance</b><br>(please read guidance note 4)   |          |                          |
| Thur   |       |        |  |          |                          |
| Fri  |       |        | <b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 5) |          |                          |
| Sat  |       |        |  |          |                          |
| Sun  |       |        |  |          |                          |

J

|   |       |        |   |                                   |
|---|-------|--------|---|-----------------------------------|
| <b>Provision of facilities for dancing</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the facilities for dancing be indoors or outdoors or both – please tick</b> (see guidance note 2)   | Indoors <input type="checkbox"/>  |
|   |       |        |   | Outdoors <input type="checkbox"/> |
|   |       |        |   | Both <input type="checkbox"/>     |
|   |       |        | <b>Please give a description of the facilities for dancing you will be providing</b>  |                                   |
| Day   | Start | Finish |   |                                   |
| Mon   |       |        | <b>Please give further details here</b> (please read guidance note 3)   |                                   |
| Tue   |       |        |   |                                   |
| Wed   |       |        | <b>State any seasonal variations for providing dancing facilities</b> (please read guidance note 4)   |                                   |
| Thur  |       |        |   |                                   |
| Fri   |       |        | <b>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</b> (please read guidance note 5) |                                   |
| Sat   |       |        |   |                                   |
| Sun   |       |        |   |                                   |

I

|  |       |        |  |                          |
|--|-------|--------|--|--------------------------|
| <b>Provision of facilities for making music</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Please give a description of the facilities for making music you will be providing</b>  |                          |
|  |       |        | <b>Will the facilities for making music be indoors or outdoors or both – please tick</b><br>(please read guidance note 2)  |                          |
| Day  | Start | Finish | Indoors  | <input type="checkbox"/> |
| Mon  |       |        | Outdoors   | <input type="checkbox"/> |
| Tue  |       |        | Both   | <input type="checkbox"/> |
| Wed  |       |        | <b>Please give further details here</b> (please read guidance note 3)  |                          |
| Thur   |       |        | <b>State any seasonal variations for the provision of facilities for making music</b> (please read guidance note 4)  |                          |
| Fri  |       |        | <b>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</b> (please read guidance note 5) |                          |
| Sat  |       |        |  |                          |
| Sun  |       |        |  |                          |



K

|  |       |        |  |          |                          |
|--|-------|--------|--|----------|--------------------------|
| <b>Provision of facilities for entertainment of a similar description to that falling within i or j</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Please give a description of the type of entertainment facility you will be providing</b>   |          |                          |
| Day  | Start | Finish | <b>Will the entertainment facility be indoors or outdoors or both – please tick</b> (please read guidance note 2)  | Indoors  | <input type="checkbox"/> |
| Mon  |       |        |  | Outdoors | <input type="checkbox"/> |
| Tue  |       |        | <b>Please give further details here</b> (please read guidance note 3)  |          |                          |
| Wed  |       |        |  |          |                          |
| Thur   |       |        | <b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</b> (please read guidance note 4)  |          |                          |
| Fri  |       |        |  |          |                          |
| Sat  |       |        | <b>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</b> (please read guidance note 5) |          |                          |
| Sun  |       |        |  |          |                          |

L

|  |       |        |  |  |          |                          |
|--|-------|--------|--|--|----------|--------------------------|
| <b>Late night refreshment</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)   |  | Indoors  | <input type="checkbox"/> |
|  |       |        |  |  | Outdoors | <input type="checkbox"/> |
|  |       |        |  |  | Both     | <input type="checkbox"/> |
| Day  | Start | Finish | <b>Please give further details here</b> (please read guidance note 3)  |  |          |                          |
| Mon  |       |        |  |  |          |                          |
| Tue  |       |        |  |  |          |                          |
| Wed  |       |        | <b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)   |  |          |                          |
| Thur   |       |        |  |  |          |                          |
| Fri  |       |        |  |  |          |                          |
| Sat  |       |        | <b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 5) |  |          |                          |
| Sun  |       |        |  |  |          |                          |
|  |       |        |  |  |          |                          |

**M**

|   |          |        |   |  |
|---|----------|--------|---|--|
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 6) |          |        | <b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)  | On the premises <input type="checkbox"/>             |
|   |          |        |   | Off the premises <input checked="" type="checkbox"/> |
| Day   | Start    | Finish | <b>State any seasonal variations for the supply of alcohol</b><br>(please read guidance note 4)   | Both <input type="checkbox"/>                        |
| Mon   | 24 hours |        |   | N/A - none   |
| Tue   | 24 hours |        |   |  |
| Wed   | 24 hours |        |   |  |
| Thur  | 24 hours |        |   |  |
| Fri   | 24 hours |        |   |  |
| Sat   | 24 hours |        |   |  |
| Sun   | 24 hours |        |   |  |
|   |          |        | <b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5) |  |
|   |          |        | N/A - none  |  |

**N**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 8)

None but possibly the sale of alcohol.

0

|   |          |        |   |
|---|----------|--------|---|
| <b>Hours premises are open to the public</b><br>Standard days and timings (please read guidance note 6) |          |        | <b>State any seasonal variations</b> (please read guidance note 4)<br><br>N/A - none  |
| Day   | Start    | Finish |   |
| Mon   | 24 hours |        |   |
| Tue   | 24 hours |        |   |
| Wed   | 24 hours |        |   |
| Thur  | 24 hours |        |   |
| Fri   | 24 hours |        |   |
| Sat   | 24 hours |        |   |
| Sun   | 24 hours |        |   |
|   |          |        | <b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)<br><br>N/A - none |

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

none

- I have enclosed the premises licence
  - I have enclosed the relevant part of the premises licence
- Please tick yes

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

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

P

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

Please refer to attached detailed guidance. IN ADDITION, THE PREMISES IS VERY CLOSELY MONITORED. The Premises has 12 CCTV cameras; 10 indoor and 2 outdoor constantly watched and recorded.

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

Please refer to attached detailed guidance. same as above.

**c) Public safety**

Please refer to attached detailed guidance.

**d) The prevention of public nuisance**

Please refer to attached detailed guidance. Additionally, all matters of nuisance or unsociable behaviour will be reported to the police and/or relevant authorities.

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

Please refer to attached detailed guidance. Furthermore, strict age checks will be adopted using the national challenge 25 policy.

- Please tick yes**
- I have made or enclosed payment of the fee
  - I have sent copies of this application and the plan to responsible authorities and others where applicable
  - I understand that I must now advertise my application
  - I have enclosed the premises licence or relevant part of it or explanation
  - 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 5 – Signatures** (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

|           |           |
|-----------|-----------|
| Signature | LS        |
| Date      | 11/07/14  |
| Capacity  | Solicitor |

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

|           |  |
|-----------|--|
| Signature |  |
| Date      |  |
| Capacity  |  |

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

London solicitors  
Heron House  
Hale wharf  
Ferry lane

|  |                                 |           |         |
|--|---------------------------------|-----------|---------|
| Post town  | London                          | Post code | N17 9NF |
| Telephone number (if any)  | 0208-808-1285                   |           |         |
| If you would prefer us to correspond with you by e-mail your e-mail address (optional) | gokce@thelondonsolicitors.co.uk |           |         |

**EMPLOYEES**  
**GUIDANCE FOR THE SALE OF**  
**ALCOHOL & TOBACCO**  
**AND GENERAL COMPLIANCE**  
**OF THE LAW**

*Licensing objectives*

The Licensing Act 2003 Act provides four statutory objectives which must be addressed when licensing functions are undertaken. These are:

- The prevention of crime and disorder;
- Public safety
- The prevention of public nuisance
- The protection of children from harm

**GUIDANCE RELATING TO THE PREVENTION OF CRIME AND DISORDER**

The prevention of crime and disorder is one of the four licensing objectives that underpin the Licensing Act 2003.

**It is unlawful under the 2003 Act:**

- Knowingly to sell or supply or attempt to sell or supply alcohol to a person who is drunk
- Knowingly to allow disorderly conduct on licensed premises
- For the holder of a premises licence or a designated premises supervisor knowingly to keep or to allow to be kept on licensed premises any goods that have been imported without payment of duty or which have otherwise been unlawfully imported
- To allow the presence of children under 16 who are not accompanied by an adult between midnight and 5am at any premises licensed for the sale of alcohol for consumption on the premises, and at any time in premises used exclusively or primarily for the sale and consumption of alcohol



### *Supply of Alcohol*

- Staff must not serve alcohol when there is no designated premises supervisor or when the designated premises supervisor does not hold a personal licence/valid personal licence.
- Every supply of alcohol at the premises must be made or authorised by a person who holds a personal licence.

### *Intoxicated Customers*

- Staff must politely refuse to sell alcohol to customers appearing to be drunk or under the influence of alcohol
- Particular care must be taken by members of staffing in conveying to (drunken) customers the reasons why alcohol cannot be sold to a person under the influence of alcohol in a courteous manner.
- Members of staff who anticipate encountering difficulty with drunken customers must consult the designated supervisor
- Members of staff subjected to abuse, threats or threats violence must report the matter to the police and to the designated supervisor

### *Disorderly conduct*

- 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.

### Sale of lawful goods

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

- Beverages and other food products are within their sell by date and
- Are free from any defects whether packing, contents or otherwise
- All products sold are presentable and contain the necessary descriptions and labels
- All products are of good acceptable quality
- All products sold are genuine and authentic

**-No member of staff may under any circumstances buy any product whatsoever (from any known or unknown source) for the purposes of reselling the same to customers.**

**-Similarly no member of staff may accept the delivery of goods even from a known customary source without the authority of the designated supervisor.**

**-All products received from suppliers must be accompanied by a delivery note or an invoice outlining the following:**

- Suppliers name and address on a pre-printed delivery note
- The description of the product
- The quantity of the product
- The price of the product
- The date of the delivery

**-ALL PRODUCTS RECEIVED FROM AN AUTHORISED CUSTOMARY SUPPLIER MUST MATCH THE DESCRIPTION CONTAINED IN THE INVOICE AND OR DELIVERY NOTE.**

**-PACKAGES MUST BE IMMEDIATELY OR AT EARLIEST OPPORTUNITY BE SCRUTINISED TO CHECK THAT THE PRODUCTS ARE GENUINE AND AUTHENTIC AND THAT THE STIPULATIONS ABOVE ARE SATISFIED**

**-PRODUCTS RECEIVED MUST COMPLY WITH THE STIPULATIONS CITED ABOVE; ANY PRODUCTS THAT DO NOT COMPLY MUST BE SEGREGATED FOR THE PURPOSES OF RETURNING THE SAME TO SUPPLIER.**

### The Prevention of Public Nuisance

#### *Noise Control*

Noise should not cause unreasonable disturbance to the wider public.

- Members of staff should keep windows and doors closed, bearing in mind that the premises should be properly ventilated and access to emergency exits are not restricted.
- Signs must be displayed to advise customers and staff to be quiet when leaving premises.
- Deliveries and collections associated with the premises should be arranged between the hours 8:00am and 8:00pm so as to minimise the disturbance caused to neighbours.

#### *Odour Control*

Members of staff should control odour from waste as much as possible by:

- Using sealed waste bins.
- Arranging for waste to be collected on a regular basis.

#### *Control of light*

- Security lights will be positioned to minimise light intrusion to nearby residential premises.

#### *Control of litter, waste and street fouling*

- Staff members should ensure that there are adequate storage facilities for waste to prevent any overspill from containers.
- Staff members are to recycle waste wherever possible.

#### *CCTV Cameras*

- CCTV is to be made available to the police if requested.
- CCTV recordings are to be kept for 30 days.

### **GUIDANCE RELATING TO CHILDREN**

**The protection of children from harm** is one of the four licensing objectives that underpin the Licensing Act 2003.

Members of staff must take all reasonable steps to avoid selling alcohol to any who appears to be under the age of 25. In particular the following must be borne in mind:

#### ***Offences under the Licensing Act 2003 relating to children***

- It is an offence for any person to sell alcohol to under-18's (but see exemption below);
- It will be an offence for an under-18 to buy or attempt to buy alcohol;
- It is an offence to send an under-18 to buy alcohol;
- It is an offence to knowingly deliver alcohol to an under-18;
- It is an offence to purchase, or attempt to purchase, alcohol for an under-18;
- It is an offence to sell liqueur confectionery to an individual aged under 18;
- It will be an offence for an under-18 knowingly to consume alcohol on premises holding a premises license

#### ***Age-monitoring scheme***

- After midnight, those under the age of 16 must be accompanied by an adult.

#### **Steps to take before sale of Alcohol takes place**

- All members of staff without exception must ascertain the age of any customers appearing to be under the age of 25 by obtaining Identification cards.
- Members of Staff must without exception obtain any of the following documents as an acceptable proof of age:
  - a) Passport
  - b) Photo Card driving licence issued in the European Union
  - c) Proof of Age Standards Scheme Card (PASS)
  - d) Official ID card issued by HM

**-ALCOHOL SALES MUST BE REFUSED IF CUSTOMER APPEARS TO BE UNDER THE AGE OF 25 AND CUSTOMERS REFUSE TO PROVIDE A VALID I.D AS PRESCRIBED ABOVE**

**-ALL SUCH REFUSALS MUST BE NOTED IN THE REFUSAL HANDBOOK**

**-IN THE EVENT THAT THERE IS DOUBT ABOUT THE AUTHENTICITY AND VALIDITY OF THE ID PRODUCED BY THE CUSTOMER THE SUPERVISOR MUST BE CONSULTED WITHOUT DELAY FOR GUIDANCE**

**-MEMBERS OF STAFF MUST BE WARNED THAT NON COMPLIANCE OF THE ABOVE GUIDANCE MAY LEAD TO DISCIPLINARY ACTION BEING TAKEN AGAINST THEM.**

### **TRAINING**

- The employer shall provide each sale staff training relating to the sale of alcohol upon commencement of each individual sale staff's employment. The employer shall provide further refresher training at three months intervals and will keep written records of all training given.
- Training will be given on the operation of the CCTV system, and all staff will be trained to prepare a CCTV disclosure to the police upon request
- All employees shall attend training seminars held within the licensed premises or at a pre designated venue outside of the premises. The employer undertakes to provide reasonable written or oral notice to that effect to each of its employees.
- All members of staff will be obliged to attend training, save for exceptional circumstances preventing members of staff from attending. In the event that an individual sales staff is unable to attend training or, a seminar he or she will be obliged at the first available date chosen by the employer to receive training.

### **WRITTEN RECORDS OF RESPONSIBLE PERSONS**

The Employee at all times will keep a written record of responsible persons (Designated Supervisor) name, address and telephone number at the premises. The Employee shall also in addition to the above keep a written record of the personal license holders name, address and telephone number, all employees will be obliged to produce the same to the Police and or the Local Authority upon request.

### **DISCIPLINARY PROCEDURE**

**Any act or omission that will put the future of the business and/or result in the revocation/review of the premises license shall be treated with the utmost severity. Employees are notified that it is of utmost importance that the policy detailed above be followed. Any employee found to be in breach of the policy shall be suspended with immediate effect. Breach of the above policy can be classed as gross misconduct and lead to immediate dismissal.**

**Nedim Kale**  
Premises License Holder



## PREMISES LICENCE LICENSING ACT 2003

|  |                  |                  |        |
|--|------------------|------------------|--------|
| <b>Premises licence number</b>   | LN14318-06082013 |                  |        |
| <b>Postal address of premises, or if none, ordnance survey map reference or description</b><br>534 – 536 HOLLOWAY ROAD |                  |                  |        |
| <b>Post town</b>   | London           | <b>Post code</b> | N7 6JP |
| <b>Telephone number</b>  | 0207 272 4336    |                  |        |

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

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|---|
| <b>Licensable activities authorised by the licence</b><br>Ground floor only <ul style="list-style-type: none"><li>The sale by retail of alcohol</li></ul> |
|---|

|  |        |       |       |       |         |       |    |       |           |       |    |       |          |       |    |       |        |       |    |       |          |       |    |       |        |       |    |       |
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| <b>Gaming Machine Provision:</b><br>None permitted |
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| <b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b><br>Off supplies |
|--|

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

Mr Nedim Kale  
3D William Road  
London  
N17 6ND

**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**

Mr Nedim Kale  
3D William Road  
London  
N17 6ND

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**  
LN 000007234

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

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Service Director - Public Protection

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Date of Issue



## Premises Licence Summary

### Licensing Act 2003

|  |                  |                  |        |
|--|------------------|------------------|--------|
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| <b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b><br>Off supplies |
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**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Mr Nedim Kale  
3D William Road  
London  
N17 6ND

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

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

Mr Nedim Kale

**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  
Tel: 020 7527 3031  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)



### **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. All instances of crime and disorder shall be reported to the police;
2. An incident book shall be used to record all instances of public disorder;
3. The holder of the premises licence shall subscribe to and participate fully in the local shop watch scheme;
4. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of the request;
5. Alcoholic and other drinks purchased from the premises may not be opened in the premises;
6. No customers carrying open bottles/cans/etc of alcoholic drinks shall be allowed to enter the premises at any time that the premises are open to the public.=
7. Alcoholic drinks must not be consumed within the premises. The premises licence holder must ensure that no alcohol is consumed inside the premises at any time.
8. Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatcher, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.
9. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified
10. Internal gangways shall be kept unobstructed;
11. All exits doors shall be maintained easily operable without the use of a key, card, code or similar means;
12. Exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept;
13. Any removable security fastenings must be removed whenever the premises are open to the public or occupied by staff;
14. The edges of the treads of steps and stairways must be maintained so as to be in good condition and be conspicuous;

15. When disabled people are present, there must be sufficient numbers of staff and adequate arrangements must be in place to enable their safe evacuation in the event of an emergency. Disabled people on the premises must be made aware of such arrangements by staff by the use of appropriate signage;
16. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present;
17. Access for emergency vehicles must be kept clear and free from obstruction;
18. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times;
19. There must be at least one suitably trained first-aider on duty when the public are present. And if more than one suitably trained first-aider is available, their respective duties must be clearly defined.
20. No alcoholic goods will ever be purchased or taken from persons calling to the shop;
21. No spirits shall be purchased in a resealed box;
22. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol;
23. Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request;
24. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased;
25. 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;
26. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible;
27. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences;
28. The licensee shall ensure that staff are trained about age-restricted products and ensure that they sign to confirm that they have understood the training. The training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instruction given to staff and make them available for inspection upon request by the licensing team, police or trading standards.
29. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, 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.
30. 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.

31. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
32. 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.
33. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.
34. The licensee shall adopt the Challenge 25 and the B11 National Standards proof of age scheme;
35. 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.
36. The licensee shall keep records of training and instruction given to staff;
37. The licensee should regularly monitor staff to check how they are dealing with young people who ask for alcohol and other age restricted products.
38. 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, e.g. Citizencard, a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer;
39. The licensee and staff should 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.
40. The sale of alcohol shall be ancillary to the operation of the premises as a general convenience store selling food, toiletries and other household items.

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

**Annex 4 – Plans**

Reference Number: Ref 7482 - Sep 12

## Licensing Authority Representation

### Licensing Act 2003

#### Application: Kale Food Centre 534-536 Holloway Road London N1

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application to sell alcohol 24 hours per day. The grounds for the representation are:

- Public nuisance
- Crime and disorder

#### Licensing Policy Considerations

*Licensing Policies 1 & 2*

*Location, cumulative impact and saturation*

*Licensing Policy 7 & 8*

*Licensing Hours*

*Licensing Policies 9, 10, 11, 12*

*Operating Schedules*

#### Issues of Concerns

1. The application is in a cumulative impact area but there is no evidence in the operating schedule to indicate that a 24 hour licence will promote the licensing objectives.
2. The proposed measures are typical of many off licences operating in the borough. There hasn't been any attempt to acknowledge the sensitive nature of operating a 24 hour off licence in a cumulative impact area where we are working hard to deal with the negative aspects of the sale of alcohol in the early hours of the morning. No bespoke mitigation measures have been proposed.
3. The area already has a high number of licenced premises and the density of premises in the area is 10 times higher than the London average.
4. Crime levels in the area are high with 194 recorded alcohol related crimes in the area in 2012 which in density terms was 9 times higher than the London average. Forty four per cent of alcohol related crime were violent incidents.
5. There were 319 alcohol related ambulance call outs in the cumulative impact area in 2012 more than 7 times the London average. There has been a 46% increase in ambulance activity in the area since 2004.
6. There were 284 alcohol related 999 calls and 147 alcohol related calls to the ASB hotline in the cumulative impact area in 2012. Twenty per cent of these calls occurred between midnight and 4 am.
7. The Licensing Authority has been working with partners and the licence trade to reduce alcohol related crime and disorder in the area.

8. The measures proposed in the operating schedule do not sufficiently rebut the presumption to refuse the application on the basis that the application will not add to the cumulative impact

### **Summary and recommendations**

An additional off licence selling alcohol 24hours a day will add to the cumulative impact.

The measures proposed by the applicant in the operating schedule are industry standard.

The applicant has not demonstrated that the application will not add to the cumulative impact therefore in order to promote the licensing objectives it is recommended that this application is refused.

Janice Gibbons  
Service Manager  
Islington Council  
[Janice.gibbons@islington.gov.uk](mailto:Janice.gibbons@islington.gov.uk)  
02 7527 3212

31 July 2014

**Licensing Act 2003**

Representation from Camden and Islington Public Health on behalf of health bodies providing services in Islington concerning Kale Food Centre, 534-536 Holloway Road, London, N7 6JP

**Ref:** WK / 201452878

I am submitting a representation against the application for a licence to permit the 24 hour sale of alcohol at the above premises. This representation is on behalf of Islington Council's Public Health department, which as a health body is a responsible authority.

The grounds for the representation are:

- Public safety
- Crime and disorder

The relevant policy in Islington's Licensing Policy:

- Policy 2: Cumulative impact and saturation

**The impact of alcohol in Islington**

Islington suffers from some of the **greatest levels of alcohol-related health harm in London**. The residents of the borough have the **highest rate of admissions for alcohol-related conditions** in London, significantly higher than both the London and the UK-wide average. Alcohol also contributes to the **early death of Islington residents** with significantly higher levels of mortality from chronic liver disease than the London average and an average of 12 months of life lost due to alcohol in men and 5 months in women.

Alcohol also significantly **harms children** in the borough, Islington has the fifth highest rate of alcohol-specific admissions in the under 18s in London and had 63 alcohol-related ambulance call-outs in 2012/13.

Alcohol significantly **contributes to crime** in the borough. Islington has the fourth highest rate of alcohol-related crime in London with alcohol resulting in more than 1,500 violent crimes and 37 sexual crimes in the borough a year.

**Availability of alcohol in the vicinity of the application**

There is strong and well accepted evidence that **increased availability of alcohol results in an increase in alcohol-related harm** such as that outlined above. This is both in terms of the **time period in which alcohol is available** and density and number of premises from which alcohol is available. One effect of this is increased pressure and costs to the NHS, the Police and the Council. The impacts are also felt across the community as a whole.

This area already has a **high density of premises**. Within the Finsbury Park Ward there are over 60 premises licensed to sell alcohol<sup>1</sup>. Within the Lower Super Output Area (LSOA)<sup>2</sup> which this application refers to there are 15 off-licences, equivalent to one off-licence for every 142 residents aged 18 and over. This is significantly higher than the Islington average.

<sup>1</sup> Licensing data extracted 09-04-14

<sup>2</sup> The LSOA is home to 2,466 residents and is 17.45 hectares

In addition there are already **two 24 hour off-licences** in the LSOA and within easy walking distance of the applicant's supermarket.

In summary the area has sufficient premises to meet demand and additional outlets supplying alcohol will only be detrimental to the local residents in terms of noise and disturbance, anti-social behaviour and crime and will significantly add to the cumulative impact of alcohol on residents.

### **Harm from alcohol in the vicinity of the application**

Finsbury Park ward, to which this application relates is an area which the evidence available demonstrates a particularly high level of alcohol harm relative to the rest of the borough. As a result the area is designated as a cumulative impact area in the Islington Statement of Licensing Policy 2013 to 2017. As stated in this policy: any further increase in the ease of access to alcohol in terms of the number of premises and the **hours of operation** needs to be carefully managed.

The 2012 Annual Public Health Report found that the area in which this premises is located had a high density of licensed premises, a high rate of alcohol-related ambulance callouts, and a high rate of alcohol-related crime.

Recent **hospital admissions** data shows that Finsbury Park has the sixth highest rate of alcohol-specific hospital admissions in the borough.

Data on **alcohol-related ambulance callouts** demonstrate where an ambulance has attended an incident connected with alcohol consumption. In 2012/13, there were 271 alcohol-related ambulance callouts in Finsbury Park ward and 76 of these were in the LSOA in which the application has been made. This is significantly higher than the borough average and this LSOA is in the top ten (out of 118 LSOAs) in Islington for alcohol-related ambulance call-outs.

Each of these ambulance call-outs is an indicator that public safety has been compromised by alcohol and many are related to crime and disorder. Local analysis indicates that **ambulance callouts increase as the number of licensed premises increases**. Across Islington, 53% of alcohol-related callouts resulted in conveying a person to hospital, and 6% resulted in assistance being given at the scene or conveyed to an NHS walk-in centre. This represents a substantial use of health services. The pattern of alcohol-related ambulance callouts corresponds with the pattern of alcohol-related crime in Islington.

The comparatively low rate of alcohol-specific hospital admissions but high rate of alcohol-related ambulance call-outs reflects the status of Finsbury Park ward as an area attracting visitors from other parts of Islington and from outside of Islington.

### **Recommendation**

Based on the evidence available Islington Public Health Department recommend that:

- The application for a licence to supply alcohol 24 hours a day is refused as it would significantly add to the cumulative impact of alcohol on the licensing objectives in this area.

Your  
Our Licensing/NI  
Date: 12/08/2014



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

Telephone: 07799133204  
Email:  
**licensingpolice@islington.gov.uk**

Dear Sir/Madam

**Re: Kele Food Centre, 534-536 Holloway Road, London, N7 6JP**

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 venue is situated in the 'Holloway Road and Finsbury Park Cumulative Impact Zone', an area which traditionally suffers from high levels of crime and disorder and there are concerns that this application will cause further policing problems in an already demanding area. Islington has almost double the national average of licensed premises per resident, and this is why the Police supported the implementation of the Council's Cumulative Impact Policy. This large number of licensed premises and the issues associated with these impacts greatly on the Police and all other emergency services resource.

There are already over 20 Licensed Premises within a 250m radius of these premises, 7 of which are off-licenses within 100m of the venue. The opening hours for this off licence are already in line with Islington Councils guideline framework of closing times.

It is for these reasons that we are objecting to the application, and propose that it is refused.

However, if the committee are of a mind to grant this license we would ask that they consider imposing the following conditions to assist with crime prevention and reducing disorder.

To update their CCTV condition to read thus:

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 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.



And to assist with the 'reduce the strength' campaign which has been running in the area.

2. No high strength beer, lager or cider of 5.5% abv or above shall be sold other than premium beer, lager or cider priced at £1.95 or above per 500ml

Should you wish to discuss the matter further please contact us on Mobile 07799133204 or via email, **licensingpolice@islington.gov.uk**

Yours sincerely

Peter Conisbee PC575NI

Steven Harrington Pc 425NI  
Paul Hoppe PC208NI

Islington Police Licensing Officers

**Kale Food Centre, 534-536 Holloway Road, London N7 6JP, License Variation to allow 24/7 sale of alcohol.**

We have received notice of the proposed license variation to allow alcohol to be sold 24 hours per, 7 days a week at the above location.

We strongly object to the proposal to sell alcohol, 24 hours a day, to be consumed off the premises as we believe this would have the following impacts:

Crystal Kebab, nearby, closes very late on in the morning and already attracts many people who come in the late hours for a kebab. Many of these people drive to Crystals and park on Windsor Road, many eating in their cars and being very noisy, both with lots of talking but they also play their music very loudly and this is a massive nuisance for the residents of Windsor road. By allowing alcohol to be sold by Kale, 24 hours a day, this will only exacerbate the problem as many will also buy cheap alcohol and sit in their cars eating, drinking and being even more rowdy. As residents of Windsor road we suffer this excessive noise and nuisance almost constantly and particularly at weekends. If alcohol is sold 24/7 there is no doubt that the combination of both late night kebab and through the night off license will attract many more people to the area who are in search of a drink. These people will undoubtedly cause additional nuisance and noise and we therefore object on these grounds. I have often had to tell people to be quieter and this is worrying from a personal security aspect.

The area outside Crystal and Kale also attracts drunks, drug users and beggars. By the council extending the alcohol license the likelihood is that this social nuisance will only get worse. The council should be looking to crack down on unsocial activity rather than giving opportunity for it to get worse. We would strongly object on the basis of public safety and nuisance.

Kale is the latest of a number of convenience stores along this stretch of Holloway road (either side of Windsor road) that sell alcohol. Since Kale opened a year ago, we have noticed an increase in the number of empty bottles and beer cans left outside our house and inside our front garden. Also, Kale leave their metal milk collection container chained to a lamppost on Windsor road, which empty bottles are left on top of. By extending the license this would become worse and the danger to our child would be greater as many of the glass bottles are broken. We strongly object on the grounds of the strong likelihood of additional littering, nuisance and danger caused.

The UNITE student accommodation, at the corner of Holloway road and Manor Gardens, which is very near Kale will no doubt provide the shop with a constant stream of through the night custom. Although this may be good for the trader this is not good for the residents who live nearby, as it will undoubtedly cause additional nuisance and noise and we therefore object on these grounds.

We also object because we just do not see any real need to sell alcohol 24 hours a day / 7 days a week in what is non city centre location. This is not central London, there are no night clubs or through the night bars in Holloway. It is very loud during the hours that Crystal trades, but there should be a cap on permissible nuisance caused by open late/ all hours traders. If this license is granted it will only increase the chance of crime and disorder, will without doubt be an additional nuisance and is likely to negatively impact on public safety.

Please refuse this application.

### **Appendix 3**

As per current licence

**Title : Kale Food  
Centre, 534 - 536  
Holloway Road, N7  
6JP**

**Islington Borough  
Boundary**

**Printed by :  
RO RO**

**Printed at :  
26-08-2014**

