



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	2 nd October 2014		St.Mary's

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
MILLY'S MINI MARKET, 49 UPPER STREET, LONDON, N1 0PN

1. Synopsis

1.1 This is an application for a new premise licence under the Licensing Act 2003.

1.2 The new application is to:

- Allow the sale by retail, off supplies only, Mondays to Saturdays from 08:00 until 23:00 and Sundays from 10:00 until 23:00.

Opening hours have not been specified.

2. Relevant Representations

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

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

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 Licensing history;

- The premises previously held a licence authorising the sale by retail of alcohol, off supplies only, Mondays to Saturdays from 08:00 until 01:00 the following day and Sundays from 10:00 until 22:30;
- 13th December 2010, the licence was suspended for a period of 14 days as a result of a sale of alcohol to a test purchase volunteer under the age of 18;
- 15th November 2013, the premises licence was surrendered by the licensees, Mr Shahian Hime & Mr David Judge.

4. Planning Implications

4.1 None.

5 Recommendations

5.1 To determine the application for a new 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 22/9/14

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

COMMERCIAL/LICENSING

wk/201454936 Appendix 1

3¹ JUL 2014

Application for a premises licence to be granted under the Licensing Act 2003

PUBLIC PROTECTION DIVISION
222 UPPER ST, LONDON N1 1XR

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.

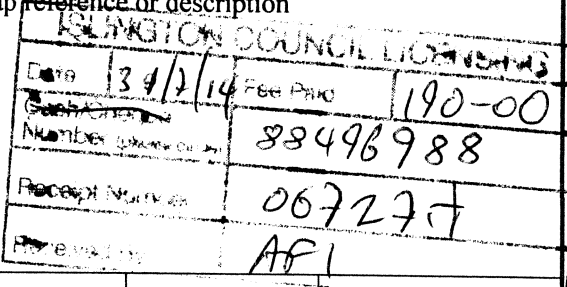
You may wish to keep a copy of the completed form for your records.

I/We MUSTAFA HAS

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
MILLY'S MINI MARKET GROUND FLOOR SHOP 49 UPPER STREET ISLINGTON			
Post town	LONDON	Postcode	N1 0PN
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£31,375	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname HAS		First names MUSTAFA			
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		2 SIDNEY HOUSE OLD FORD ROAD			
Post town	LONDON		Postcode	E2 9QB	
Daytime contact telephone number			0785 216 3434		
E-mail address (optional)		musthavedesign@hotmail.co.uk			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town			Postcode		
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0	4	092014

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Small family run mini market & off-licence

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- 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 late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays 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"/>
				Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 3)	
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

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			<u>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</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Tue					
			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 (please read guidance note 5)		
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thur			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 (please read guidance note 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed					
Thur			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 (please read guidance note 5)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<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> (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	08:00	23:00			
Tue	08:00	23:00			
Wed	08:00	23:00			
Thur	08:00	23:00	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 (please read guidance note 5)		
Fri	08:00	23:00			
Sat	08:00	23:00			
Sun	10:00	23:00 22:30 (MH)			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name MUSTAFA HAS	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known) LONDON BOROUGH OF TOWER HAMLETS LICENSING SECTION	

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	08:00	23:00						
Tue	08:00	23:00						
Wed	08:00	23:00						
Thur	08:00	23:00						
Fri	08:00	23:00						
Sat	08:00	23:00						
Sun	10:00	23:00						
						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 (please read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name MUSTAFA HAS	
Address 2 SIDNEY HOUSE, OLD FORD ROAD, LONDON	
Postcode	E2 9QB
Personal licence number (if known) 11679	
Issuing licensing authority (if known) LONDON BOROUGH OF TOWER HAMLETS LICENSING SECTION	

K

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
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 (please read guidance note 5)			

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

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

Please see attached Standard Condition to be complied with

b) The prevention of crime and disorder

Please see attached Standard Condition to be complied with

c) Public safety

Please see attached Standard Condition to be complied with

d) The prevention of public nuisance

Please see attached Standard Condition to be complied with

e) The protection of children from harm

Please see attached Standard Condition to be complied with

STANDARD CONDITIONS

1. No supply of alcohol will be made under the premises licence:
 1. At a time when there is no Designated Premises Supervisor in respect of the premises licence, or
 2. At a time when the Designated Premises Supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. The Premises shall only supply alcohol during the supply of alcohol hours under Section J of this application. The alcohol display shall be closed at all times during outside the supply of alcohol hours.

Annex 2 – Conditions consistent with the Operating Schedule

4. There shall be no adult entertainment or services, activities or matters ancillary to the use of the Premises that may give rise to concern in respect of children.

REQUESTED BY METROPOLITAN POLICE SERVICE:

5. A digital CCTV will be installed in the premises complying with the following criteria:
 1. Cameras must be sited to observe the entrance door, the alcohol displays and floor area;
 2. The camera facing the entrance door must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification;
 3. Cameras viewing bar areas must capture frames not less than 50% of screen;
 4. Cameras overlooking floor areas should be wide angled to give an overview of the premises;
 5. Cameras facing the entrance door and cameras on gaming machines must capture a minimum of 16 frames per second;
 6. Be capable of visually confirming the nature of the crime committed;
 7. Provide a linked record of the date, time and place of any image;
 8. Provide good quality images – colour during opening times;
 9. Operate under existing light levels within and outside the premises;
 10. Have the recording device located in a secure area or locked cabinet;

11. Provide a monitor in full view of customers entering the premises. This monitor must display the images of said customers;
 12. Have a separate monitor to review images and recorded picture quality;
 13. Be regularly maintained to ensure continuous quality of image capture and retention;
 14. Have signage displayed on the front entrance door and in the customer area to advise that recorded CCTV is in operation;
 15. Digital images must be kept for 31 days;
 16. Police will have access to images at any reasonable time;
 17. The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.
-
6. A monitored alarm system to EU50131 standard incorporating a panic button facility at the counter will be installed.
 7. All staff shall receive induction and refresher training, relating to the sale of alcohol. All training shall be documented and records kept. This record must be made available to the Police and/or Local Authority upon request.
 8. At least two members of staff shall be on the premises at all times that the licence is in force.
 9. Prominent, clear and legible notices shall be displayed at the public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly.
 10. The premises shall operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Standards Scheme) shall be accepted.
 11. A written record of refused sales must be kept on the premises and completed when necessary. It must be made available to Police and/or the Local Authority upon request.
 12. Children under the age of 14 shall not be permitted on the premises after 21:00 unless accompanied by an adult.
 13. Signs shall be prominently displayed on the exist doors advising customers that the premises is in a "Drinking Control Area" and that alcohol should not be taken off the premises and consumed in the street.

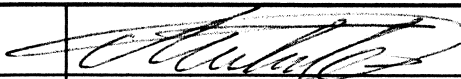
Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	30/07/2014
Capacity	SHOP MANAGER

For joint applications signature of 2nd applicant 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 postal address for correspondence associated with this application (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

Consent of individual to being specified as premises supervisor

Mr. Mustafa Has

I

[full name of prospective premises supervisor]

of

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Supply of alcohol off premises

[type of application]

by

Mustafa Has

[name of applicant]

relating to a premises licence

None yet

[number of existing licence, if any]

for

Milly's Mini Market
Ground Floor Shop,
49 Upper Street
Islington
London
N1 0PN

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

Mustafa Has

[name of applicant]

concerning the supply of alcohol at

Milly's Mini Market
Ground Floor Shop,
49 Upper Street
Islington
London
N1 0PN

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

[insert personal licence number, if any]

Personal licence issuing authority

London Borough of Tower Hamlets Licensing Section

[insert name and address and telephone number of personal licence issuing authority, if any]

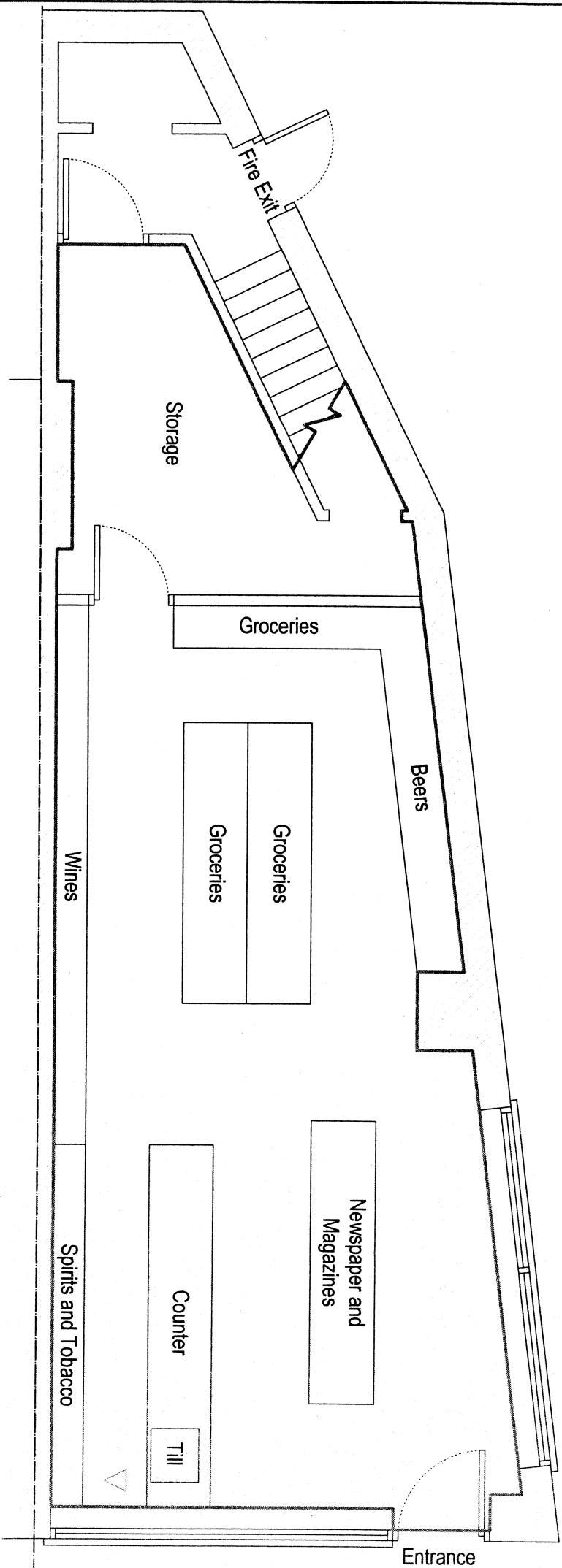
Signed

Name (please print)

Mustafa Has

Date

30/7/2014



— Lincenced Area

▽ Fire Extinguisher

MUSTAFA HAS

Project
Licencing Plan

Location
49 UPPER STREET, ISLINGTON, LONDON, N1 0PN

Drawing
PLANS

Project No
MH-AL-102

CAD File
A4

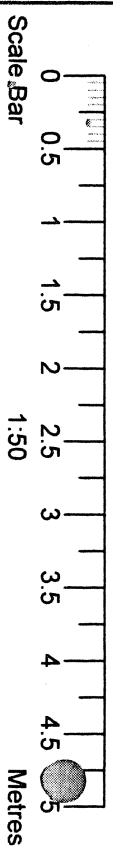
Drawn By
DNV

Drawing No
MH-AL-102

Sheet size
A4

Drawing Date
JULY 2014

Approved By
ST



Your
Our Licensing/NI
Date: 04/08/2014



**METROPOLITAN POLICE
SERVICE**

Licensing Team
Islington Police Licensing Unit
Islington Police Station
2 Tolpuddle Street
London
N1 0YY

Telephone: 020 7527 2323
Email:
licensingpolice@islington.gov.uk

Millys Mini Market
Ground Floor
49 Upper Street
London
N1 0PN

Dear Sir

Re: Licence Application at Millys Mini Market 49 Upper Street N1 0PN

With reference to the above application, I am 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, being the Prevention of Crime and Disorder.

Cumulative Impact Zone

The venue is situated in the designated 'Angel / Upper Street Cumulative Impact Zone'; a locality where there is traditionally high crime and disorder. Between April 2013 and March 2014 there have been 3499 recorded crimes in the Angel / Upper Street Cumulative Impact Zone, including GBH, affray and sexual assaults. 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. The large number of licensed premises and the issues associated with these impacts greatly on the Police and all other emergency service's resources.

It should also be remembered that the applicant has requested off sales only and the whole of Islington has in place a Designated Public Place Order (DPPO - see History below) which gives police the ability to deal with anti-social alcohol drinking in public places.

Operating Policy

The operating policy attached to the application is minimal. It does not demonstrate a knowledge of the Angel / Upper Street area. The operating policy only list a small number of CCTV conditions, and none of the suggested conditions contained within the Licensing Policy 2013 – 2017. There is nothing in the operating schedule which demonstrates an understanding of reducing crime and disorder.

Hours

The terminal hour requested is within those suggested by the Islington Licensing Policy. However, the applicant has requested an 0800 start which Police consider too early as Upper Street N1 is used by school children on their way to and from school. Having this venue open at this time could tempt children into attempting to obtain alcohol. Shoplifting is a major contributor to the crime figures above.

History

I know this venue personally as I was responsible for the venue when I worked with the Angel Town Centre Team in 2009 before the previous owners sold it to the current owners. It appears there was a constant battle to prevent drunk people from purchasing alcohol in the evenings. The current owners have

surrendered the alcohol licence as they do not sell alcohol. The venue is located in the middle of Upper Street N1, opposite a late-night kebab shop and not far from a large number of late night venues. There is a genuine concern from Police that this off-licence will be used by customers to 'pre-load' before attending any of the large number of late opening bars and clubs. This is contrary to the DPPO.

As previously stated, the Angel / Upper Street Cumulative Impact Zone has 3499 crimes recorded between April 2013 and March 2014, which is the second highest area in Islington (only Holloway - Finsbury Park has approximately 200 more crimes). This figure has slowly been reducing over time, but this area requires a constant police presence working hard to reduce crime; Special Constables are tasked every Friday and Saturday night in attempts to tackle crime and disorder. Adding another off-licence to this area will only increase crime and disorder.

Applicant

I have spoken to the applicant who has stated that he has at least two other licensed premises on other London Boroughs and is in the process of buying the lease of the building. I explained the large number of crimes in the Angel / Upper Street Cumulative Impact Zone and the history behind the venue. I asked why he did not contact Police or other responsible authorities before entering in to the application process and has said that "Police will always object". I explained every application is considered on its merits and contact with Police is a good start point. He admitted he has not studied the Licensing Policy 2013 – 2017 before putting in his application. I am concerned that the applicant is not interested in developing links with Police and has demonstrated a poor understanding of the local Cumulative Impact Zone, the Licensing Policy and the necessary management skills to successfully run this venue.

I do not feel the applicant has taken on board my advice that this premises licence application would require a lot more work and he stated that he is quite happy for the Licensing sub-Committee to make the decision on his premises licence application.

To summarise, this objection from police is on the grounds of prevention of crime and disorder and revolves around the fact that there is already a considerable amount of crime in the Cumulative Impact Zone where the venue is situated and there is nothing in the application which demonstrates an understanding of achieving the Licensing Objectives or reducing crime and disorder. The applicant has not investigated the Licensing Policy 2013 – 2017, in my opinion, this is not the actions of an experienced manager.

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

Yours sincerely

Paul Hoppe Pc 208NI

Steven Harrington Pc 525NI
Peter Conisbee Pc 575NI
Islington Police Licensing Team

1a

Hoppe, Paul

To: Chris.Walsh@met.pnn.police.uk
Subject: RE: Milly Mini Market Objection

Hi Sarge

Thanks for this.

I shall add this to my objection.

I will of course let you know what happens

Best wishes

Paul

From: Chris.Walsh@met.pnn.police.uk [mailto:Chris.Walsh@met.pnn.police.uk]
Sent: 04 August 2014 13:30
To: Hoppe, Paul
Subject: Milly Mini Market Objection

Paul, as discussed i object to this premises having an off licence.

I am an experienced Police Sergeant and manager of the Angel Town Centre Police Team, a position I have held for 4 years. I have read the application for a new premises licence for 49 Upper Street N1 and wish to add my objection to the Police Licensing Officers letter dated 4th August 2014. (attached)

My team and I work extremely hard to reduce crime in the Angel N1 area and I firmly believe that giving an alcohol licence another off-licence on Upper Street will not assist in reducing crime and disorder in the Angel / Upper Street Cumulative Impact Zone or achieve the licensing objectives.

This area does suffer from rough sleeping and aggressive begging both of which often include street drinking with people urinating in the streets and leaving beer cans and bottles on the pavement.

Another off licence in this central location is likely to become a focal point for street drinking and associated ASB which is of particular concern as school children use this section of pavement coming to and from school.

Kind regards

Chris

Chris Walsh PS 92 NI
Angel Town Centre Team: Islington BOCU
☎ 020 7421 0335 M: 07769 586 996
✉ Chris.Walsh@met.police.pnn.uk
📍 Islington Police Station, 2 Tolpuddle Street, London, N10YY
🌐 www.met.police.uk/islington
Total Policing: One Team, One Mission.
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ISLINGTON

PUBLIC PROTECTION DIVISION

Trading Standards
222 Upper Street
London N1 1XR

Tel: x 3874
E-mail: doug.love@islington.gov.uk

Please reply to: Doug Love

MEMO TO:

**LICENSING TEAM
222 UPPER STREET**

Our Ref:
Your Ref:
Date: 08/08/14

LICENSING ACT 2003: REPRESENTATIONS BY RESPONSIBLE AUTHORITY

Milly's Mini-Market, 49 Upper Street, N1 0PN

I have examined the application for a premises licence made by Mustafa Has re the above premises for Trading Standards. I wish to make the following representation as I have concerns over the steps to prevent crime and disorder and to protect children from harm outlined in the application and currently on the licence.

1. I note that the applicant did not approach Trading Standards for advice prior to making the application. This is unfortunate as the application is lacking, in my opinion, in the controls it proposes to ensure that no illicit alcohol is sold in the shop and to prevent underage sales.
2. There is no indication that the business will do anything to ensure they purchase alcohol that is legal to sell. I would have hoped to have seen some information about where they would purchase alcohol, or about checks they would make.
3. The proposed conditions regarding underage sales are better – mentioning training, acceptable proof of age, refusals records are mentioned – but rather lacking in detail.
4. Trading Standards are willing to offer Mr Has assistance should he approach us, but as things stand, I recommend that the application is refused.
5. If the Committee choose to grant the licence, I request that the following conditions are included:
 - No alcoholic goods will ever be purchased or taken from persons calling to the shop.
 - No spirits shall be purchased in a resealed box, without thorough checks being made to ensure it is legal to sell.
 - The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
 - 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.
 - A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.

- 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.
- 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.
- 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.
- 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.
- 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.
- 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.

I believe this representation is specific and proportionate to the known trading characteristics of this retail sector and are consistent with the Islington Council Statement of Licensing Policies 10. 25 & 26.

Doug Love
Principal Consumer Services Officer

3

Fitzsimons, Aiden

From: Cllr Martin Klute [REDACTED]
Sent: 02 August 2014 10:48
To: Fitzsimons, Aiden
Subject: Fw: Premises Licence Application: Milly's Mini Market, 49 Upper Street

Aiden, I write to object to the application for a license for off-sales at 49 Upper Street, N1
We are in an area of saturation for alcohol licenses and there are no grounds to allow a new off-license to open. THE high levels of ASB arising in relation to alcohol sales would only be exacerbated by an additional outlet here. We should be sticking to our policy and not allowing any further off licenses in an already densely saturated area. Thanks.

Regards,
Cllr Martin Klute

Chair: Health Scrutiny Committee
Chair: Planning Committee B

Twitter: @martinklute
Blog: <http://cllrmartinklute.blogspot.co.uk/>

A hasty hand-held communication

For jazz info visit: www.klute.co.uk

From: "Cllr Martin Klute" <Cllr.Klute@pobox.com>
Date: Sat, 2 Aug 2014 09:36:09 +0000
To: <aidan.fitzsimons@islington.gov.uk>
ReplyTo: Cllr.Klute@pobox.com
Subject: Fw: Premises Licence Application: Milly's Mini Market, 49 Upper Street

Aidan, I write to object to the application for a license for off-sales at 49 Upper Street, N1
We are in an area of saturation for alcohol licenses and there are no grounds to allow a new off-license to open. THE high levels of ASB arising in relation to alcohol sales would only be exacerbated by an additional outlet here. We should be sticking to our policy and not allowing any further off licenses in an already densely saturated area. Thanks.

Regards,
Cllr Martin Klute

Chair: Health Scrutiny Committee
Chair: Planning Committee B

Twitter: @martinklute
Blog: <http://cllrmartinklute.blogspot.co.uk/>

A hasty hand-held communication

For jazz info visit: www.klute.co.uk

From: [REDACTED]
Date: Fri, 1 Aug 2014 17:36:53 +0100
To: <aidan.fitzsimons@islington.gov.uk>; licensing<licensing@islington.gov.uk>
Cc: [REDACTED]; Martin Klute<martin.klute@islington.gov.uk>

Fitzsimons, Aiden

From: [REDACTED]
Sent: 02 August 2014 10:53
To: Fitzsimons, Aiden
Subject: Premises Licence Application: Milly's Mini Market, 49 Upper Street

Dear Mr Fitzsimons

I write to object to the application of a license for off-sales at 49 Upper Street, N1
We are in an area of saturation for alcohol licenses and there are no grounds to allow a new off-license to open. THE high levels of ASB arising in relation to alcohol sales would only be exacerbated by an additional outlet here. The COuncil should stick to its policy of not granting additional licenses in such circumstances

Regards

[REDACTED]

[REDACTED]

From: Fitzsimons, Aiden [mailto:Aiden.Fitzsimons@islington.gov.uk]
Sent: 31 July 2014 15:12
To: LicensingPolice; Issues, Noise; Standards, Trading; Eden, Laura; Neil, Rebecca; Gibbons, Janice; CSPU Team; Control, Building; Sumpter, Colin; 'islingtongroup@london-fire.gov.uk' (islingtongroup@london-fire.gov.uk); Envh, Commercial
Cc: Lane, Terrie; Montanez-Dodson, Monty; Nash, Rosemary; [REDACTED]; Whitton, Daniel; Picknell, Angela; Poole, Gary; Turan, Nurullah
Subject: Premises Licence Application: Milly's Mini Market, 49 Upper Street

Dear Sir/Madam,

We have received the following attached application for a **Premises Licence (New)**:

Proposed licence holder: Mustafa Has, 2 Sidney House, Old Ford Road, London, E2 9QB

Premises name: Milly's Mini Market

Address: Ground Floor Shop, 49 Upper Street, London, N1 0PN

Application received: 31 July 2014

Last date for representations: 28 August 2014

Suggested conditions of approval consistent with the operating schedule

1. The alcohol display shall be closed at all times whilst the shop is open outside of the authorised hours for the supply of alcohol.
2. A digital CCTV system shall be installed that complies with the following criteria:
 - i. Cameras must be sited to observe the entrance door, the alcohol displays and floor area;
 - ii. The camera facing the entrance door must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification;
 - iii. Cameras viewing service areas must capture frames not less than 50% screen;
 - iv. Cameras overlooking floor areas should be wide angled to give an overview of the premises;
 - v. Cameras facing the entrance door must capture a minimum of 16 frames per second;
 - vi. Be capable of visually confirming the nature of any crime recorded;
 - vii. Provide a linked record of the date, time and place of any image;
 - viii. Provide good quality images – colour during opening times;
 - ix. Operate under existing light levels within and outside the premises;
 - x. Have the recording device located in a secure area or locked cabinet;
 - xi. Provide a monitor in full view of customers entering the premises. This monitor must display the images of said customers;
 - xii. Have a separate monitor to review images and recorded picture quality;
 - xiii. Be regularly maintained to ensure continuous quality of image capture and retention;
 - xiv. Have signage displayed on the front entrance door and in the customer area to advise that recorded CCTV is in operation;
 - xv. Digital images must be kept for 31 days;
 - xvi. Police will have access to images at any reasonable time;
 - xvii. The equipment must have a suitable export method, e.g. CD/DVD writer so that the Police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the Police on a standard computer. Copies must be made available to Police on request.
3. A monitored alarm system to EU50131 standard incorporating a panic button facility at the counter shall be installed;
4. All staff shall receive induction and refresher training, relating to the sale of alcohol. All training shall be documented and records kept. This record must be made available to the Police and/or Local Authority on request;
5. At least two members of staff shall be on the premises at all times that the licence is in force;
6. Prominent clear and legible notices shall be displayed at the public exit from the premises requesting that customers respect the needs of local residents and leave the premises and area quietly;
7. The premises shall operate the Local Authority or similar proof of age scheme and display the relevant material. Only Passport, Photographic Driving Licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) shall be accepted;
8. A written record of refused sales must be kept on the premises and completed when necessary. It must be made available to Police and/or the Local Authority upon request;

9. Children under the age of 14 shall not be permitted on the premises after 21:00 unless accompanied by an adult;
10. Signs shall be prominently displayed on the exit door advising the customers that the premises is in a "Drinking Control Area" and that alcohol should not be taken off the premises and consumed in the street.

Conditions proposed by the Trading Standards Service (if the Committee are minded to grant)

11. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
12. No spirits shall be purchased in a resealed box, without thorough checks being made to ensure it is legal to sell.
13. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
14. 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.
15. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
16. 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.
17. 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.
18. 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.
19. 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.
20. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
21. The licensee shall require staff to note any refusals to sell to young people in a 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.

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