



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	4 th November 2014		Junction

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
An Apple A Day, 621 Holloway Road, London N19 5SS

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
- the sale of alcohol for consumption off the premises: 08:00 to 23:00 on Monday to Saturday and 08:00 to 22:00 on Sundays

2. Relevant Representations

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

Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: 4
Other bodies (local residents group)	Yes: 2

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form and supporting evidence
- Appendix 2: representations;
- Appendix 3: suggested conditions and map of premises location.

3.2 The Police, four local residents and two local residents groups have submitted representations. The Noise Service submitted a representation with conditions attached. These conditions have been accepted by the applicant and the Noise Service has withdrawn their representation.

3.3 The premises previously held a premises licence for the sale of alcohol for consumption off the premises for 24hrs a day from Monday to Sunday. This licence was revoked at a committee hearing on 29th April 2014 after being reviewed by Trading Standards. The Trading Standards review related to the licensing objectives to protect children from harm and to prevent crime and disorder. The review particularly related to a sale of alcohol by the business to an underage volunteer, the presence on the premises of illicit goods including a seizure of non-UK duty wine and ongoing breaches of licence conditions and the provision of false documentation by the business management in an attempt to justify the wine.

3.4 The Licensee and designated premises supervisor (DPS) of the business at this time was Jamshid Orodpour who operated in these roles from 2009 till January 2014. In January 2014 a licence transfer took place and the new Licensee was Samaneh Serposhan. The premises DPS was also transferred from Mr Orodpour to Kamran Dadjooyi in January 2014.

4. Planning Implications

4.1 The application concerns the use of the sale of alcohol at a supermarket and off licence. Such a use would fall under use class A1, which records suggest is the lawful use of the premises. There are no ongoing enforcement investigations relating to the land. As such, the planning department has no objections to the application.

5 Recommendations

5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.

5.2 To consider the representation from the Police in the light of the revised Secretary of State Guidance to Local Authorities issued on 25th April 2012 namely:

5.3 The Licensing Authority should accept all reasonable and proportionate representations made by the Police unless the Authority has evidence that to do so would not be appropriate for the promotion of the Licensing Objectives.

5.4 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 23/10/14

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

WU/2014 60589

[Insert name and address of relevant licensing authority and its reference number (optional).]

Application for a premises licence to be granted
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~~ YALCHIN HATYEV
(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		COMMERCIAL/LICENSING	
AN APPLE A DAY 621 HOLLOWAY ROAD		23 SEP 2014 PUBLIC PROTECTION DIVISION 222 UPPER ST, LONDON N1 1XR	
Post town	LONDON	Postcode	N19 5SS
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£	

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)

IFR number (for example 12345678901234567890)	
Date 12/3/14	For Fax 190-00
Postcode N19 5SS	0224 14
Handwritten reference 47778	
Reference by ABZ	

- 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 HADJIEV		First names YALCHIN			
I am 18 years old or over		<input checked="" type="checkbox"/> Please tick yes			
Current postal address if different from premises address		8 SAPPERTON COURT GEE STREET			
Post town	LONDON		Postcode	EC1V 3RR	
Daytime contact telephone number		07920 095218			
E-mail address (optional)		—			

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
24 11 2014

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

DD MM YYYY
24 11 2014

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

SUPERMARKET AND OFF-LICENCE. SUPPLYING MAINLY INTERNATIONAL TYPE OF FOODS, DRINKS AND GOODS. THIS IS A TOTALLY NEW APPLICATION. THE APPLICANT HAS NO CONNECTION WITH THE PREVIOUS LICENCE HOLDER. ALSO DURING THE LICENSING APPLICATION AND GRANTING PERIOD ALCOHOL WILL NOT BE SERVED AT ALL.

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 (a), (d) or (g) (if ticking yes, fill in box H) ☐

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (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	08:00	22:00		
			INCLUDING BANK HOLIDAYS AND PUBLIC HOLIDAYS.	

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

Name	MR. YALCHIN HAJIYEV
Address	8 SAPPERTON COURT. GEE STREET, LONDON
Postcode	ECLV 3RR
Personal licence number (if known)	LIC. NO: 12425
Issuing licensing authority (if known)	LONDON BOROUGH OF ISLINGTON

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).

N/A

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	00:00	00:00	24 hrs a day.
Tue	00:00	00:00	
Wed	00:00	00:00	
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	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)
Sun	00:00	00:00	
			Including bank holidays and public holidays.

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)

- EVERY SUPPLY OF ALCOHOL WILL BE MADE BY A PERSONAL LICENCE HOLDER OR A PERSON AUTHORISED BY A PERSONAL LICENCE HOLDER.
- A SUITABLE EVACUATION PLAN IN CASE OF EMERGENCY IS IN OPERATION WILL BE ON DISPLAY.

b) The prevention of crime and disorder

- CCTV EQUIPMENT IN PLACE. A NOTICE WILL BE DISPLAY THAT CCTV IN OPERATION. THE RECORDS WILL BE RETAINED FOR A MINIMUM OF 31 DAYS AND WILL BE MADE AVAILABLE UPON POLICE REQUEST IMMEDIATELY, AND ENFORCEMENT OFFICERS ALSO.

c) Public safety

- HEALTH AND SAFETY RISK ASSESMENT WILL BE IN PLACE.
- FIRE RISK ASSESMENT WILL BE IN PLACE.
- FIRE EQUIPMENTS WILL BE INSTALL AND MAINTAINED PERIODICLY.
- FIRE EXIT WILL BE CLEAR AT ALL THE TIME.
- FIRST AID KIT PROVIDED.
- FIRE SAFETY SIGNS DISPLAYED AND EMERGENCY LIGHTING INSTALLED.

d) The prevention of public nuisance

- WASTE WILL BE COLLECTED REGULARLY AND WILL NOT DISTURB NEIGHBOURS.
- NO BEERS, LAGERS, CIDERS WILL BE DISPLAYED BY THE ENTRANCE.
- NO SELF SERVICE FOR THE SPRITS, WINES OR STRONG ALCOHOLIC DRINKS WILL BE AVAILABLE AT ANY TIME.
- SIGN WILL BE DISPLAY TO "LEAVE QUIETLY" FOR CUSTOMERS ATTENTION.

e) The protection of children from harm

THE PREMISES WILL BE ACCEPT CHALLENGE 25 POLICY AND
 NOTICE WILL BE DISPLAYED TO THAT EFFECT.
 - PERSON WHO APPEAR UNDER 18 YEARS OLD, WILL BE ASKED
 TO PROVIDE THEIR PHOTO ID'S AND/OR PASS LOGO ID.
 REFUSAL LOG BOOK WILL BE KEPT IN THE PREMISES.
 ALL STAFF WILL BE TRAINED AND INFORMED ABOUT
 PREMISES LICENCE CONDITIONS AND TRAINING
 LOG BOOK WILL BE AVAILABLE. TRAINING BOOK
 WILL BE SIGNED BY MANAGER MONTHLY.

Checklist:


Please tick to indicate agreement

- 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 designated 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 SUMMARY CONVICTION TO A FINE NOT EXCEEDING
 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	23-09-2014
Capacity	OWNER

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)			
BUSINESS TRAINING LINE (UK) LTD			
3 WINDSOR CLOSE, CHESHUNT			
WALTHAM CROSS, HERTS			
Post town	LONDON		Postcode
Telephone number (if any)	0781 310 1092		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
btline @ btline . co . uk			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Consent of individual to being specified as premises supervisor

I YALCHIN HATIYEV
[full name of prospective premises supervisor]

of 8 SAPPERTON COURT

GEE STREET, LONDON

EC4V 3RR
[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

NEW PREMISES LICENCE [type of application]

by YALCHIN HATIYEV [name of applicant]

relating to a premises licence [number of existing licence, if any]

for AN APPLE A DAY

621 HOLLOWAY ROAD, LONDON

N19 5SS
[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 YALCHIN HATIYEV [name of applicant]

concerning the supply of alcohol at AN APPLE A DAY

621 HOLLOWAY ROAD, LONDON

N19 5SS
[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.

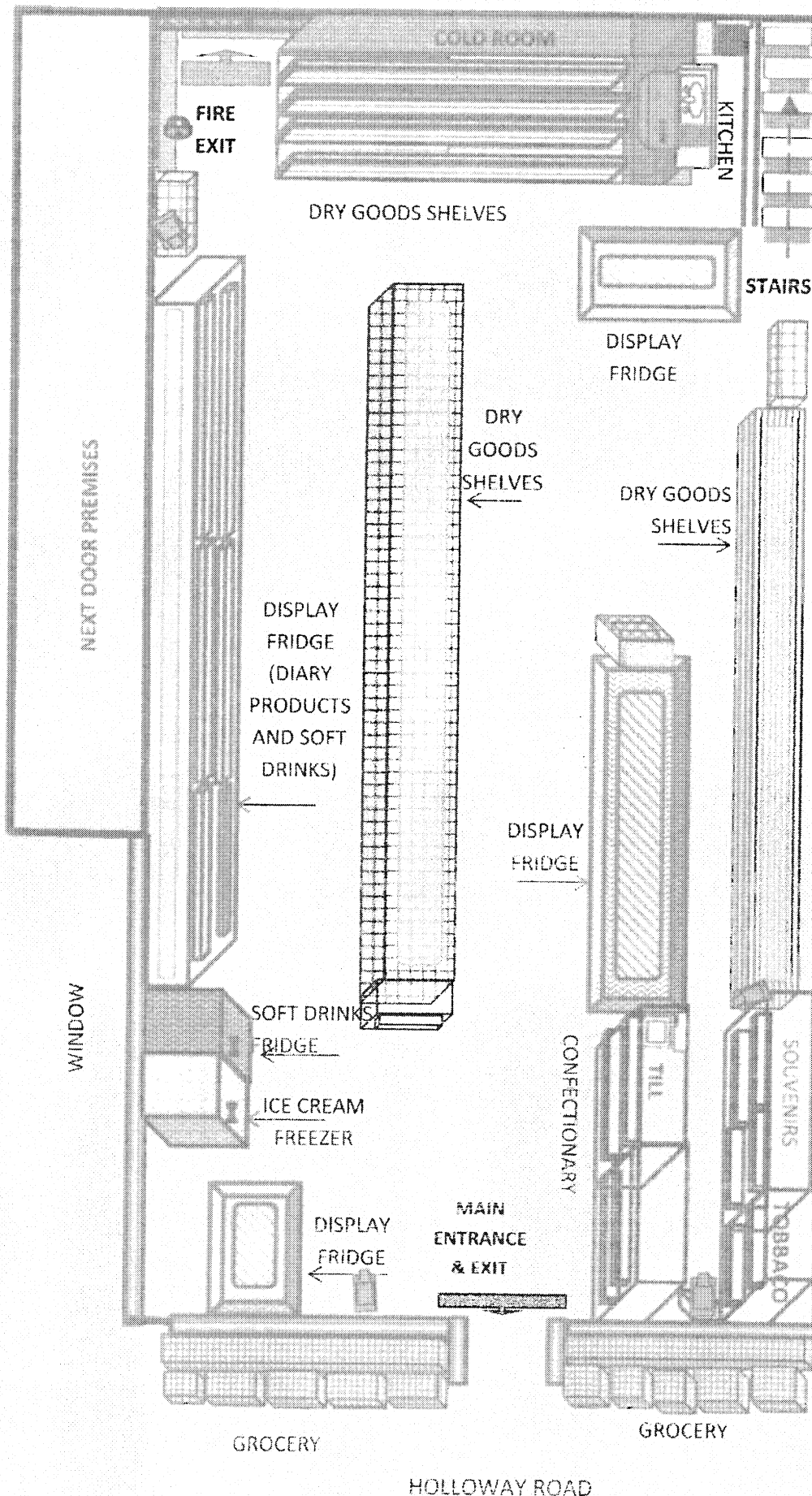
Personal licence number LIC. NO. 12425
[insert personal licence number, if any]

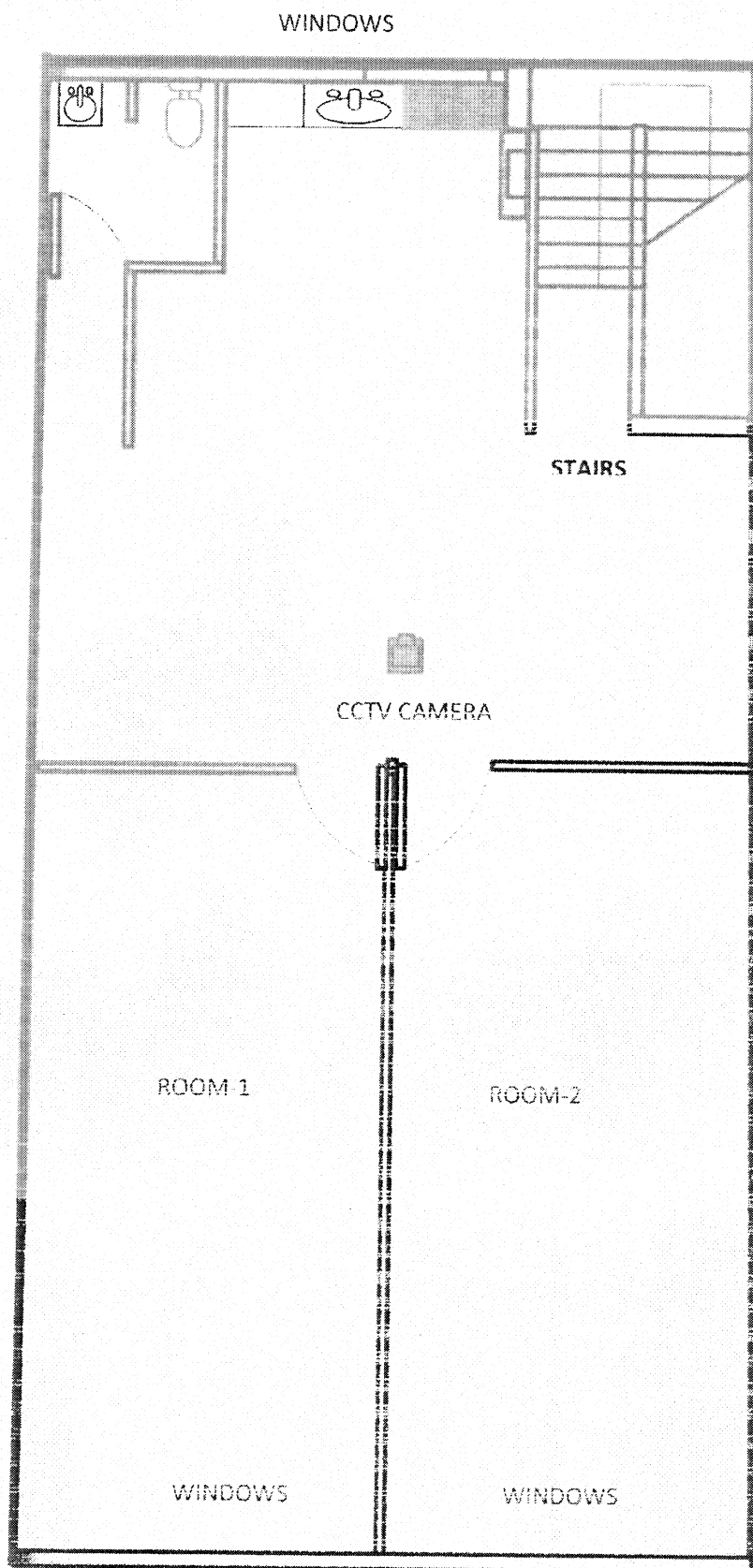
Personal licence issuing authority LONDON BOROUGH OF ISLINGTON
[insert name and address and telephone number of personal licence issuing authority, if any]

 signed

YALCHIN HATIYEV name (please print)

23/09/2014 dated

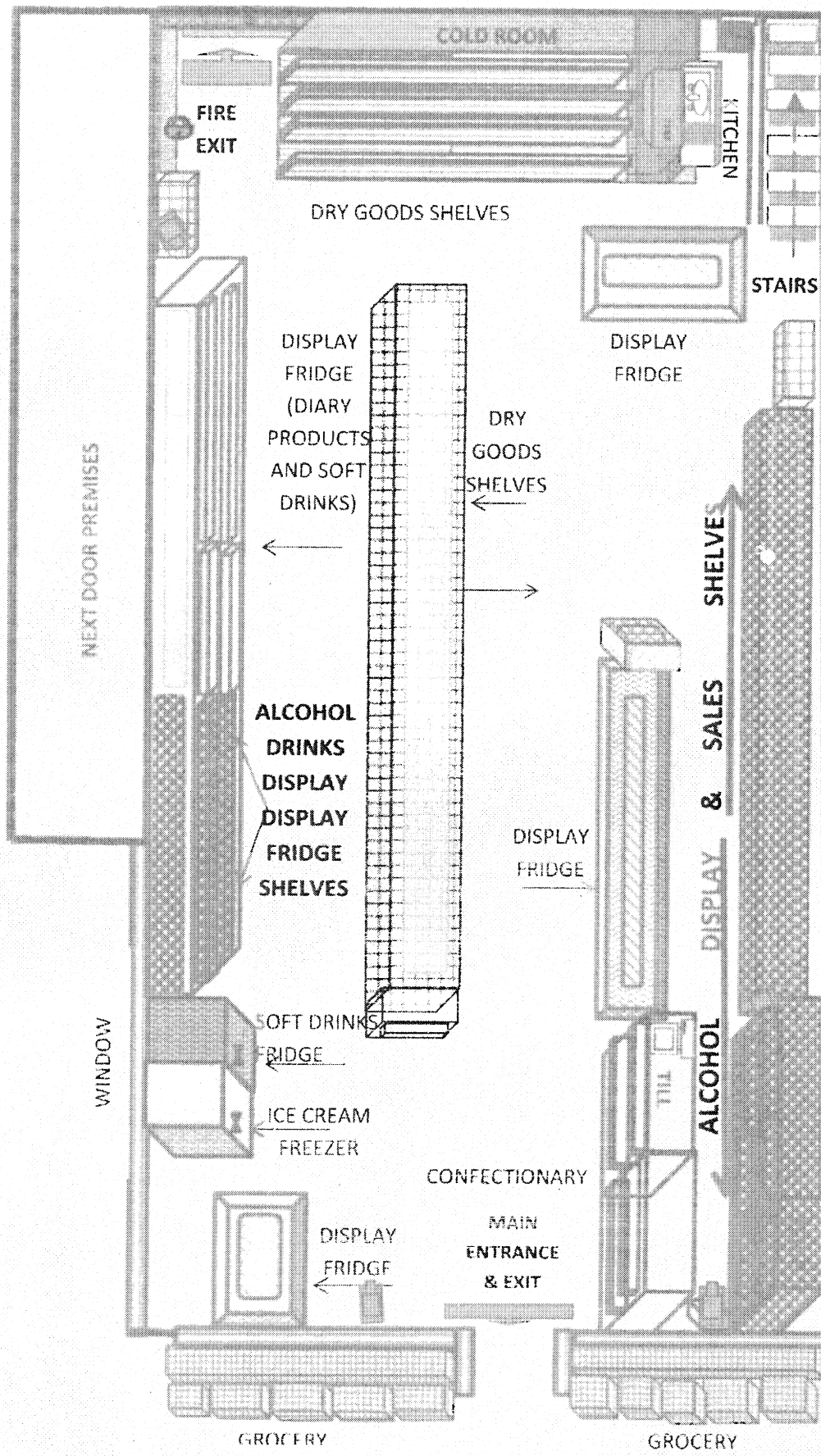




**AN APPLE A DAY
SUPERMARKET**
621 HOLLOWAY ROAD,
ARCHWAY,
LONDON N19 5SS
**EXISTING FIRST FLOOR
LAYOUT**

As: 05/09/2014 Business
Training Line (UK) Ltd.
Licencing, Food Hygiene and
Health & Safety Consultancy M:
07813101092-07772594087
PLEASE DO NOT SCALE FROM
THIS DRAWING

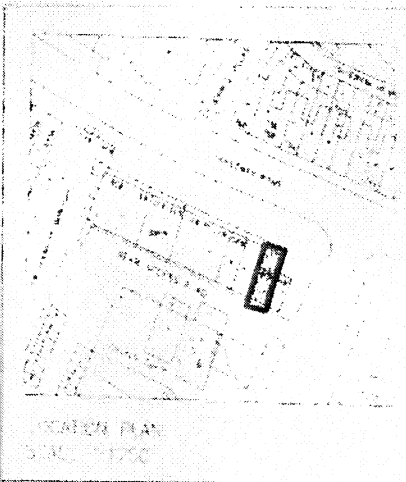
HOLLOWAY ROAD



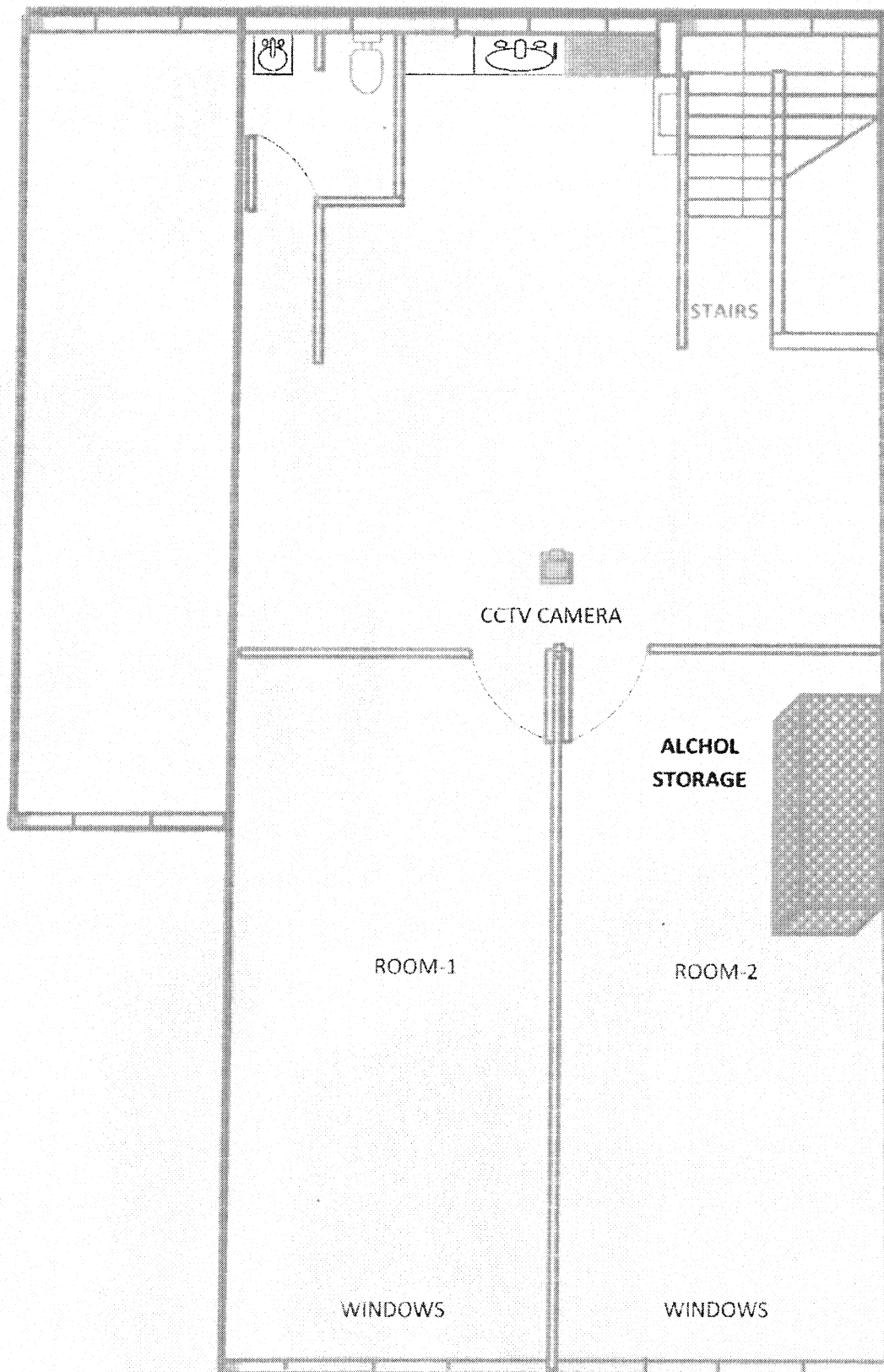
**AN APPLE A DAY
SUPERMARKET**
621 HOLLOWAY ROAD,
ARCHWAY,
LONDON N19 5SS
**PROPOSED GROUND
FLOOR LAYOUT**

As: 05/09/2014 Business
Training Line (UK) Ltd.
Licencing, Food Hygiene and
Health & Safety Consultancy M:
07813101092-07772594087
PLEASE DO NOT SCALE FROM
THIS DRAWING

- CCIV CAMERAS
- ELECTRIC MAINS
- WATER MAIN

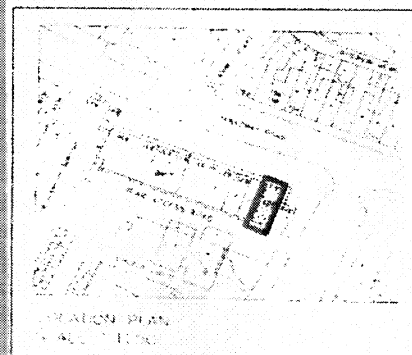


WINDOWS



**AN APPLE A DAY
SUPERMARKET**
621 HOLLOWAY ROAD,
ARCHWAY,
LONDON N19 5SS
**PROPOSED FIRST FLOOR
LAYOUT**

As: 05/09/2014 Business
Training Line (UK) Ltd.
Licencing, Food Hygiene and
Health & Safety Consultancy M:
07813101092-07772594087
PLEASE DO NOT SCALE FROM
THIS DRAWING



HOLLOWAY ROAD

Your Premises License Application

Our Licensing/NI

Date: 07/10/2014



**METROPOLITAN POLICE
SERVICE**

Islington Police Licensing Unit

Islington Police Station

2 Tolpuddle Street

London

N1 0YY

Telephone: 07799133204

Email:

licensingpolice@islington.gov.uk

7th October 2014

An Apple A Day

**621 HOLLOWAY ROAD
LONDON
N19 5SS**

Dear Sir

Re: Premises License Application (New) - An Apple A Day 621 HOLLOWAY ROAD N19 5SS

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 'Junction 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.

The premises has previously held a License and this license was revoked by the Licensing Sub-Committee D on 29/04/2014.

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 a total of 19 Licensed Premises within a 250m radius of these premises.

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

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

Yours sincerely

Steven Harrington Pc 425NI
Peter Conisbee PC575NI
Paul Hoppe PC208NI

Islington Police Licensing Officers

Baptiste, Anthony

Subject: FW: PREMISES LICENCE OBJECTION - An apple a day (Formally Super Persia) 621 Holloway Road

Dear Licensing Dept at islington Council,

as a resident of Upper Holloway/Archway I would like to object to the licence applied for the sale of alcohol which may be consumed off the premises by An Apple A Day, 621 Holloway Road, London N19 5SS.

I'm objecting to the granting of an off licence to this applicant because of its impact on the Upper Holloway and Archway community and neighbourhood and because the grant of the licence would be against the Sale of Liquor Act's object of reducing liquor abuse. Under section 35 of the Sale of Liquor Act 1989 I ask the Authority to consider the impact on the neighbourhood generally and the object of the Act specifically when considering this application.

The particular impact on me from the grant of this licence would be on quality of life and social wellbeing.

The grant of an off licence to this applicant would increase, rather than reduce, the misuse and abuse of alcohol because of the:

- Evidence of a high number of off licence businesses already existing in the area in close proximity.
- Existing vulnerable community (deprivation and socioeconomic disadvantage)
- Sensitive local amenities (proximity of schools, churches and medical centres; proximity of a park and other locations prone to loitering; residential nature of the neighbourhood)
- Liquor misuse and abuse (Policy reports of previous misuse of licence related to the same premises; vandalism and foul litter, loitering and general antisocial behaviour related to alcohol consumption; public nuisance).

For these reasons I object to the grant of yet another off licence. It would contravene the object of the Act and would lead to a significant negative impact on the Upper Holloway/Archway community.

I'm hoping you will keep my views into account when discussing this matter.

Kind regards,

I object to this application - we already have issues with antisocial behaviour from drinkers XXXXX, These include noise, littering (particularly cans and bottles), and people using the car park adjoining Church Garth as a toilet. This license will only exacerbate the issue.

Baptiste, Anthony

Subject: FW: Premises Licence Application: An Apple a Day, 621 Holloway Road

From: Kate Calvert [<mailto:contact@betterarchway.org.uk>]

Sent: 23 September 2014 18:39

To: Licensing; LicensingPolice; islingtongroup@london-fire.gov.uk; Issues, Noise; Standards, Trading; Control, Building; Sumpter, Colin; Gibbons, Janice; CSPU Team; Eden, Laura; Neil, Rebecca

Cc: Lane, Terrie; Montanez-Dodson, Monty; Nash, Rosemary; Envh, Commercial; Baptiste, Anthony; Burgess, Janet; Comer Schwartz, Kaya; Nicholls, Tim; [REDACTED]; Kati

Subject: RE: Premises Licence Application: An Apple a Day, 621 Holloway Road

I am writing in response to this licensing application on behalf of the Better Archway Forum.

There is grave concern among residents of the Archway area regarding the impact of off licences held by general purpose shops. The main reason for this is the fact that many of them are found to facilitate under age drinking, and sell non duty paid and fake branded drink. There is accordingly very significant support among residents for the withdrawal of licences from premises found in contravention of the licensing objectives. In addition, given the clear evidence of drug dealing activity in the area, notably in Hargrave Road and Elthorne Road, we believe it is particularly important to ensure that a firm stance is taken with businesses which are failing to comply with regulations, as these are the ones which may accommodate such illegal activity.

In the case of 621 Holloway Road, when trading under the name of Super Persia LB Islington trading standards found numerous and sustained violations of licensing regulations and the licence was correctly withdrawn.

Since then the shop name and signage has been changed, but although the application for a licence is just now being made, alcohol is being sold. This indicates that the new owners are either unaware of the rules governing such licences, or are willing to ignore them. Neither indicate applicants who are fit holders of such a licence in an area which is a designated alcohol saturation zone.

For these reasons we hope that LB Islington and the licensing committee refuse this application, continuing their previous good work.

Regards,

Kate Calvert
Chair, Better Archway Forum

Baptiste, Anthony

Subject:

FW: Licence representation

To whom it may concern:

I recently received notification about a new licensing request for 'An Apple a Day', 621 Holloway Road, London N19 5SS. I am an XXXX on Pemberton Gardens. I am also XXX of the Church Garth Residents' Association.

I would like to oppose this request for the following reasons:

1. This shop is still owned by the same people who owned it when it was called 'Persia', and when they were caught in breach of their license. They have simply changed the name of the shop, and there is no reason why this will not occur again.
2. The owners have been caught dumping rubbish in the service road between Holloway Road and Church Garth. We have ongoing dialogue with Islington Council Health and Safety department about the continued dumping of rubbish here, and the owners of 621 Holloway Road have consistently contributed to this. We are trying to get them not to dump more rubbish week by week, and extended licensing permissions are not the incentive to do this.
3. There is an ongoing problem with public drinking, urinating and defecating in the service road between Holloway Road and Church Garth. Many of the residents look onto this road, and are forced to see people drinking in the street (which is in any case illegal), then urinating in this service road throughout the evening (also illegal). This has led to some residents seeing people defecate in the same area. This is disgusting behaviour that is a huge health and safety risk. Extended licensing permissions will simply fuel this behaviour, creating a horrible environment to live in, as well as a health and safety hazard for anyone in the area, including the local food market on Saturdays.

If you need any further information or evidence on the above, please let me know and I will be happy to gather details from fellow residents.

However, I trust that the ongoing issues caused by the owners in their shop's previous guise, as well as the public issues that extended licensing would increase, are reason enough to deny this application.

Kind regards,

Baptiste, Anthony

From: Fitzsimons, Aiden
Sent: 23 October 2014 15:26
To: Baptiste, Anthony
Subject: FW: Premises Licence Application: An Apple a Day (formally Super Persia), 621 Holloway Road

Dear Sir / Madam,

Thank you for the opportunity to comment on the Premises Licence Application New that is being made by An Apple a Day (formally Super Persia), 621 Islington, London, N19 5SS.

My overall observation is that I do **not** support the licence application on all four grounds:

- Prevention of crime and disorder
- Prevention of public nuisance
- Public safety
- Protection of children from harm

I own two flats in Church Garth (number X and number X), the private block of flats adjacent to the car park at the back of the An Apple a Day premises. I have very recently vacated Flat X (11 October 2014) as work commitments will take me away from London for a short period of time. However, as an owner of two properties that are now tenanted - and the fact that I will be moving back into my home once my work commitments have come to an end - I have a vested interest in the community that surrounds Church Garth.

It is on this basis that I am commenting on An Apple A Day's licence application.

I have responded to the questions in the attached word document following the structure of the proforma that was posted to me when I lived at Flat X Church Garth. I trust this is satisfactory and would be grateful that you could confirm receipt of my comments.

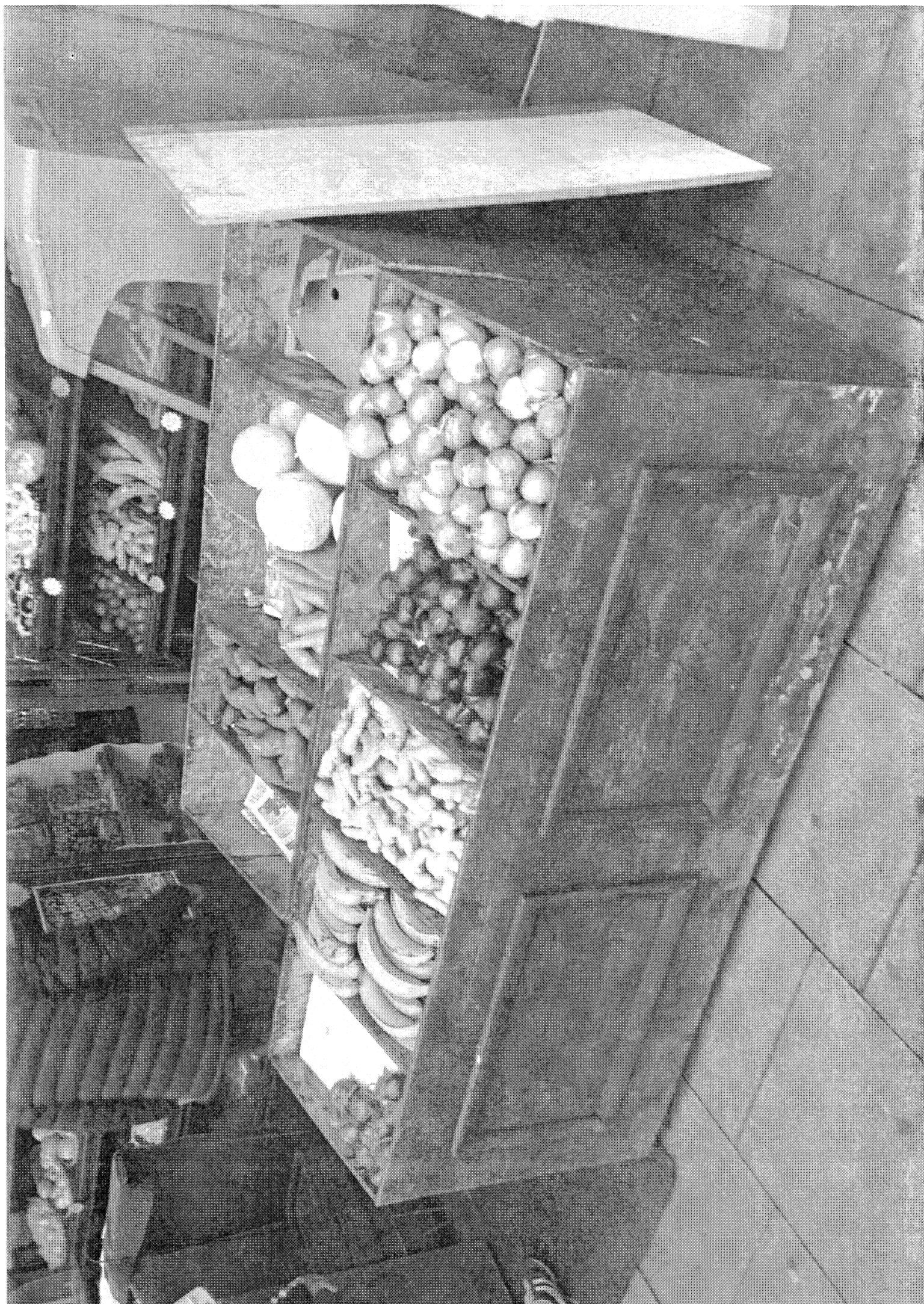
Please be aware that I wish my representation to be anonymous. **I do not wish to disclose my personal details** to the owners and employees of An Apple a Day. Your letter to residents stated that you will treat representations as anonymous where there is a genuine reason to do so. I have provided my reasons in the attached.

Note that my comments relate both to 'An Apple a Day' and the business under its former trading name of 'Super Persia'. I have reason to believe the premises is operated by the same person or persons. The people at the premises have not changed since the trading name changed - it is the same group of men there every day.

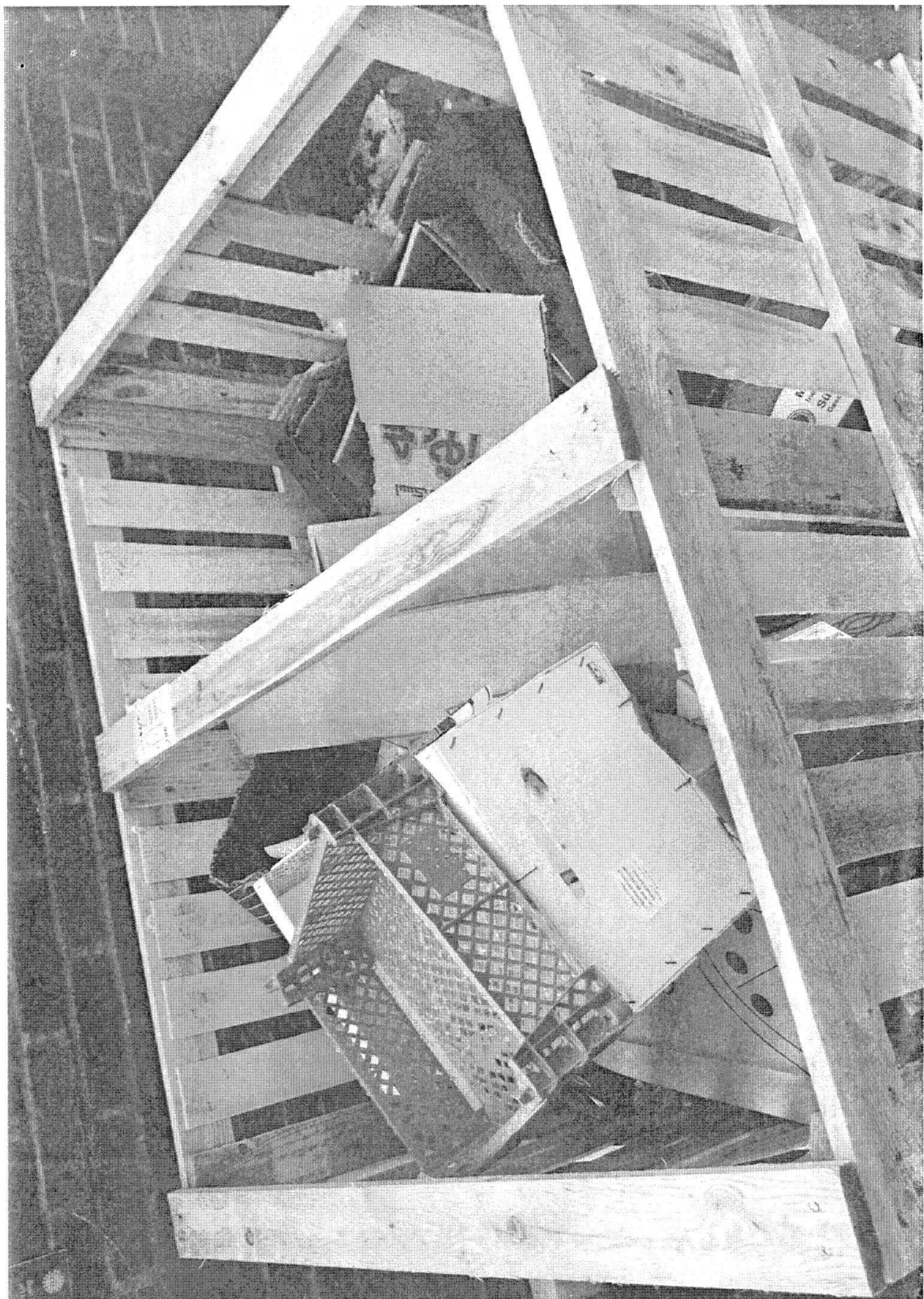
Yours faithfully











Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use this form to help you. Please feel free to attach additional sheets.

You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address:

An Apple a Day, 621 Holloway Road, Islington, London, N19 5SS

Your Name:

Interest:

Resident Neighbour

(E.g. resident, business, TRA Chair, Councillor, solicitor)

Your Address:

Email:

Telephone:

Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

Public Nuisance

Increase in: -
Noise and Urinations and littered cans and bottles already endured by Church Gate due to alcohol evening sales at Budgens and Sainsbury's which are next to 'Apple-a-Day'

Crime and Disorder

Increase in: -
Urinations in public; drunken brawls; offensive drunken language due to existing alcohol evening sales at Sainsbury's and Budgens next to Apple-a-Day

Protection of Children from Harm

Vicinity of Primary School in Penterton
garden puts very young children at
risk.

Public Safety

Drunken brawls puts public at
risk.

I wish my identity to be kept anonymous: ~~Yes~~ / No

We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet; however the published on-line version of the report will have name and address details removed.

Signature: 

Date: 20 October 2014

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

Appendix 3

1. All supplies of alcohol will be made by a personal licence holder or a person authorised by a personal licence holder.
2. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirement of a Metropolitan Police Crime Prevention Officer. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period as required by the Metropolitan Police Crime Prevention Officer. Recordings shall be made available immediately upon the request of the Police or authorised officer.
3. A notice will be displayed informing customers that CCTV is in operation.
4. Fire Exits will be clear at all times.
5. No beers, larger, cider will be displayed at the entrance to the premises.
6. No self service will be made available for spirits, wines or strong alcoholic drinks at any time.
7. Signage will be displayed asking customers to leave quietly and to respect the local residents.
8. Challenge 25 will be in operation along with challenge 25 signage.
9. 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. 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.
10. 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.

Conditions suggested by the Noise Service (Agreed)

1. There shall be no deliveries or collections between the hours of 23:00 and 07:00 and no deliveries or collections on Sundays and Bank Holidays..
2. No rubbish will be moved or placed outside the premises between the hours of 23:00 - 07:00 or on Sundays or Bank Holidays.
3. Noise and vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

