



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 June 2019		Caledonian

<b>Delete as appropriate</b>		Non-exempt
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**Subject: PREMISES LICENCE REVIEW APPLICATION  
HARVEYS OFF LICENCE, 295 CALEDONIAN ROAD, LONDON N1 1EG**

## 1. Synopsis

- 1.1 This is an application by Islington Council's Trading Standards Team for a Review of the Premises Licence under Section 51 of the Licensing Act 2003. A copy of the review application is attached as Appendix 1.
- 1.2 The grounds for review is related to the licensing objective:
  - i) Prevention of crime and disorder; and
  - ii) Prevention of children from harm

## 2. Relevant Representations

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

Public Health	Yes
Safeguarding Children	No
London Fire Brigade	No
Local residents	No
Local business	No
Other bodies	No

### **3. Background**

- 3.1 The premises currently holds a licence allowing:
- The sale by retail of alcohol, off supplies, from 08:00 until 02:00 Monday to Saturday and from 08:00 until 00:00 on Sunday.
- 3.2 The premises have held a licence for the sale of alcohol since at least 2005 when the Justices' On Licence was converted into a premises licence. The premises licence has been operating to the times currently on the premises licence since September 2010, when a variation was granted to extend the hours for the sale of alcohol.
- 3.3 The current premises licence holder is Lulezim Gashi, who transferred onto the premises licence in May 2018. The current designated premises supervisor is Mehmet Ergonull who was varied onto the licence in August 2012.
- 3.4 The Licensing Service received 3 representations from the Licensing Authority and the Metropolitan Police and Public Health in support of the review application.
- 3.5 Papers are attached as follows:-  
Appendix 1: review application from the Trading Standards  
Appendix 2: current premises licence  
Appendix 3: representations in support of the application for review  
Appendix 4: map of premises location.

### **4. Planning Implications**

- 4.1 The Planning & Development section have confirmed that there are no planning issues in relation to this matter and that there are no enforcement cases open in relation to the property.

### **5 Recommendations**

- 5.1 To determine the application to review the premises licence under Section 52 of the Licensing Act 2003.
- 5.2 The Committee must, having regard to the application and any relevant representations, take such steps as mentioned in Section 52(4) of the Act (if any) as it considers appropriate for the promotion of the licensing objectives.

5.3 The steps stated in Sections 52(4) of the Act are as follows:

- a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
- b) to exclude a licensable activity from the scope of the licence;
- c) to remove the designated premises supervisor;
- d) to suspend the licence for a period not exceeding three months;
- e) to revoke the licence;
- f) the Committee also have the option to leave the licence in its existing state;
- g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

## 6 Conclusion and reasons for recommendations

6.1 The Council is required to consider this review application in the light of all relevant information, and must take such steps as is considers 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 6/6/2019

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I Alonso Ercilla

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / ~~apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described on Part 1 below (delete as applicable)~~**

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description:

**Harvey's Off Licence  
295 Caledonian Road, London**

Post town: **London**

Post code: **N1 1EG**

Name of premises licence holder or club holding club premises certificate:

**Lulezim Gashi**

Number of premises licence or club premises certificate: **LN/2469-020518**

**Part 2 - Applicant details**

I am

**Please tick ✓yes**

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

a person living in the vicinity of the premises

a body representing persons living in the vicinity of the premises

a person involved in business in the vicinity of the premises

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

a responsible authority (please complete (C) below)

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

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

Name and address Alonso Ercilla Trading Standards Manager Public Protection Division 222 Upper Street London N1 1XR	
Telephone number:	<b>020 7527 4028</b>
E-mail:	<u><a href="mailto:alonso.ercilla@islington.gov.uk">alonso.ercilla@islington.gov.uk</a></u>

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

**Please tick one or more boxes**

the prevention of crime and disorder

public safety

the prevention of public nuisance

the protection of children from harm

This application to review a premises licence relates to the objectives to protect children from harm and to prevent crime and disorder. In particular, it relates to the sale of alcohol to a person under the age of 18 and the seizure of a quantity of illicit alcohol that was not intended for sale the UK market.

### Background

On Tuesday 29<sup>th</sup> January 2019, the Trading Standards Service conducted a test purchase using a young adult (aged 18) to see if the Challenge 25 policy was being operated on the premises, in accordance with the licence conditions. A purchase of one 250ml can of Gordon's G&T with a 5% ABV for £2.49 was made. The volunteer was not asked by the seller for proof of age, despite the premises being equipped with the relevant Challenge 25 conditions, indicating that the Challenge 25 policy was not in operation in the store.

On Tuesday 30<sup>th</sup> January 2019, a letter was sent by the Trading Standards service (copy attached) to the licensee, Mr Lulezim GASHI, in order to inform him of the Challenge 25 test purchase failure and invite him in for our next training session in May. The letter also warned that an underage test purchase in the near future would be highly likely. The licensing manager also then invited Mr GASHI in for an officer panel meeting on 21st February 2019.

On Thursday 21<sup>st</sup> February 2019, Mr Lulezim GASHI attended an officer panel with Trading Standards, Licensing, the Police and the Service Director for Public Protection in order to address the breach of his Challenge 25 conditions. During this meeting, Mr GASHI was advised of the importance of training staff, keeping records of this training and maintaining refusals registers. He was advised that his licence could be at risk of being reviewed if alcohol was later sold to a person under the age of 18 years old. Mr GASHI then booked on to our next age restricted products training course in May 2019. On 4<sup>th</sup> March, an email confirming the details of the meeting was sent to Mr GASHI by the licensing manager (copy attached).

On Tuesday 19<sup>th</sup> March 2019, Trading Standards conducted a formal test purchase using a minor (aged 15) and the business sold one 500ml can of Perla beer with an ABV of 7.5% to a person under the age of 18, contrary to s.146 of the Licensing Act 2003.

The can of Perla beer purchased had no English labelling on it, indicating that it was not intended for sale on the UK market and was therefore probably illegally imported duty evaded alcohol. A decision was made by Trading Standards Officers to return to the store at a later date in order to conduct an inspection of the potential illicit alcohol.

The seller was an employee who provided the name of Blerim XHEMA. The licensee, Mr GASHI arrived at the store whilst officers were speaking with the seller. Mr GASHI stated that he had trained Mr XHEMA 3 days ago but had no record of this. No refusals logs were in operation and there was no till prompt. No licence appeared to be displayed on the premises. Challenge 25 posters were displayed on the walls.

On Wednesday 10<sup>th</sup> April 2019, Trading Standards officers returned to the premises to inspect the potential illicit alcohol. A large quantity of cans of beer were seized that had no English labelling and therefore were not intended for sale in the UK market. Foreign labelled alcohol is not intended for export and can therefore only appear in the UK if illegally imported. A total of 166 cans of beer (83 litres in total) were seized from the shop.

<b>Brand</b>	<b>ABV</b>	<b>Quantity (can)</b>
Perla Black (500ml)	7.5%	37
Perla Green (500ml)	6%	26
Zubr (500ml)	6%	103
		<b>166</b>
		<b>(83 litres)</b>

The detriment caused by illegal alcohol cannot be understated. It can be bought very cheaply because duty is evaded and means that shops can undercut their rivals unfairly, which might also encourage vulnerable street drinkers to drink more than they might otherwise. It also means that the end user may not be able to understand what the beverage contains because the labelling is not in English, as required by law.

### Conclusion

The PLH has failed to take heed of the advice provided following the meeting that arose as a result of his Challenge 25 condition breach. As a result, this has led to the premises selling alcohol to an underage person, which is a criminal offence.

Further criminal offences have been committed with the sale of illicit beer.

On the day that the underage sale occurred, breaches of the following conditions were demonstrated: Annex 2, conditions 17, 18, 19 and 20, which relate to the operation of a Challenge 25 policy, training staff and keeping adequate records, asking for relevant identification and keeping a refusals register.

The sale of the illicit Perla beer at 7.5% ABV also demonstrated a breach of Annex 2, condition 21 which restricts the sale of beer to a maximum of 6.5%.

### Recommendations

The PL is already suitably equipped with conditions, however a number of licence conditions are being given little regard by the PLH. Having 83 litres of illegal alcohol in possession for sale shows, in our view, contempt for the licencing principles underpinning a premises licence.

Consequently, two criminal offences have occurred with the sale of alcohol to a minor and the sale of illicit alcohol, as well as a number of premises licence condition breaches.

We therefore have little confidence in the PLH and his ability to manage the premises effectively and in accordance with the PL conditions. In our view, there is no effective control of the premises licence.

The current situation is not sustainable in our view and inspires no confidence. We would therefore ask the committee to consider the effectiveness of the premises licence and recommend either a lengthy suspension, so the licensee can put things in order to comply with the conditions of the licence, or revocation if the committee deems, as we believe that these facts illustrate, that the licensee is not committed to complying with the conditions attached to the licence and the general licencing principles.

Please tick ✓ yes

Have you made an application for review relating to this premises before No

If yes please state the date of that application

Day		Month		Year	

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

N/A

Please tick ✓ yes

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

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

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

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

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

Signature



Date

16.4.19

Capacity **Trading Standards Manager**

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 5)	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

Licensing Act 2003

Licensing Authority Representation

Premises Licence Review Application:

### **Harvey's Off Licence, 295 Caledonian Road, London**

I am submitting a representation on behalf of the Licensing Authority with respect to the premises licence review application, submitted by Islington Council's Trading Standards Team in relation to the above premises.

The premises currently have a licence for

- The sale by retail of alcohol for consumption off of the premises, Mondays to Saturday from 08:00 until 02:00 and Sunday's 08:00 until 00:00.

The premises have been licensed since at least 2005. The current premises licence holder Mr Lulezim Gashi was transferred onto the licence in May 2018 and the DPS Mehmet Ergonull was varied onto the licence in August 2012.

Following the failed Challenge 25 visit, Mr Lulezim Gashi was invited to attend the Licensing Officer panel held on 21 February 2019. Mr Lulezim Gashi attended the panel and was advised of the importance of staff training, of keeping records of the training and maintaining a refusals register.

Mr Lulezim Gashi was informed of the result of the panel by letter dated 04 March 2019 which advised that should there be a further sale of alcohol to an underage person the premises licence will be called in for a review. Until this review there does not appear to have been any other incidents of underage sales that have come to light.

On 21 July 2014 a minor variation was submitted by the licensee to add additional conditions on to the licence to prevent non duty paid goods, under age sales and sale of illicit alcohol at the request of Trading Standards and the Police.

### **The grounds for the representation are:**

Prevention of Crime & Disorder;  
Protection of Children from Harm

### **Licensing Policy Considerations**

Licensing Policy 8	Standards of Management
Licensing Policy 14	Alcohol Induced Crime, Disorder and Antisocial Behaviour
Licensing Policy 17	Illicit Goods
Licensing Policy 28	Children and Alcohol
Licensing Policy 29	Review of Licences

### **Issues of Concern**

The Licensing Authority supports the Trading Standards Team's application to review the premises licence, as it believes that the management of the premises is undermining the licensing objectives specifically regarding Licensing Policy 28 for Children and Alcohol.

The Licensing Authority seeks to encourage the highest standards of management in licensed premises (LP8) and the fact that the premises failed a Challenge 25 test purchase, sold alcohol to a minor, which is a criminal offence under S146 of the Licensing Act 2003 and has suspected illegal alcohol for sale is very concerning. It shows the lack of strong management required to operate an off-licence and demonstrates that the premises are not being run effectively and to the high standards expected.

The premises licence has licensing conditions that require the licensee to adopt the Challenge 25 (Annex 2 Condition 17) to adequately train their staff regarding under-age sales and maintaining a

refusals log (Annex 2 Conditions 18, 19, and 20) which clearly were not complied with. Along with the failure of the above the lack of invoices produced to show clearly where the alcohol sold in the shop has come from is a breach of Annex 2 Conditions 14, 15 and 16.

## **Summary**

There has been a significant breach of licence conditions and illicit alcohol was being sold at the premises. The licensee Mr Lulezim Gashi seems to have failed to be fully aware of his legal obligations, failed to comply with conditions and has a disregard of the licensing objectives.

The Licensing Authority recommends that the Licensing Sub Committee consider revoking the premises licence or a long suspension.

Terrie Lane  
Licensing Manager  
Islington Council  
020 7527 3233

03 May 2019

**Date:** 23/05/2019



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

Telephone: 07799133204  
Email:  
Licensingpolice@islington.gov.uk

**Date 23<sup>rd</sup> May 2019**

**Re: Harvey's Off licence – 295 Caledonian Road, London N1 1EG**

I am submitting a representation on behalf of the Police licensing team in respect to the review application submitted by Islington Council's Trading Standards team in relation to the above premises.

The issues that concern us regarding the above premises are Alcohol induced crime, Disorder and Antisocial behaviour and the association of children and alcohol.

On Tuesday 19/03/2019 a test purchase was conducted in a joint operation by Trading standards and the Islington police licensing team. During the visit the underage person that purchased alcohol was not challenged in the slightest despite the member of staff having ample time to do so and at the time there was hardly any patrons in the venue so there would have been very little in terms of distractions. When the member of staff was challenged he was dismissive at first, then tried to laugh it off and finally he appeared to get agitated and upset. When I asked for his personal details (name, address, contact number) he was stalling and initially not responding as what appeared to be a means to not give me his details. After having to be very stern with him he eventually cooperated.

The location of the venue is in a sensitive area where there have historically been a lot of complaints about ASB, crime and youth crime in general. To be more precise we have to look at crime stats over the last few months in the Caledonian road area. In January 2019 there was a total of 287 crimes reported and 50 of them were related to antisocial behaviour, 66 were violent offences. In February 2019 there 319 reported crimes in the same area and 70 of those were ASB related and 81 were related to violent crime. Finally in March 2019 there were 328 reported crimes, 59 of them being related to antisocial behaviour and 87 were violent crimes.

In the last two years there have been a 30% increase in youth crime compared to the two years previously. There has also been a 9% increase in knife crime victims aged under 25 years of age.

We strongly believe that not selling alcohol to underage people can drastically improve the above statistics so it is important to ensure that all members of staff are challenging people that appear to be underage and definitely not selling alcohol to them and this venue has proven to be doing the contrary.

There are a number of primary and secondary schools in the Caledonian road area which further emphasises how important it is to keep alcohol sales well managed.

The test purchased has shown this venue to be breaching it's licensing conditions and not promoting the licensing objectives of; "The prevention of public nuisance" and "Protection of harm against children"

Pc Beta Cauwenbergh  
Islington Police Licensing Team  
Islington Police Station  
Tolpuddle Street  
London N1

**Licensing Act 2003****Representation from Camden and Islington Public Health on behalf of health bodies providing services in Islington.****Harvey's Off License, 295 Caledonian Road, London, N1 1EG**

We are submitting a representation in response to the request by Trading Standards for a review of the license for the above premises. Trading Standards have brought this review following the sale of alcohol to a person aged under-18 years. Trading Standards report that on 19/03/19 alcohol was sold to an under-age volunteer (15 years) working with them. This followed the sale of alcohol on the 25/01/19 to a 18 year old without asking for any identification, this failed to meet the requirements of Challenge 25, which is a condition on the licence of this premises.

This representation is on behalf of Camden and Islington Public Health Department, which as a health body is a responsible authority.

The grounds for the representation are:

- The protection of children from harm

The relevant policies in Islington's Licensing Policy

- Licensing policy 14: The Licensing Authority expects licensees to operate to the highest standards of management, and to cooperate with responsible authorities, to prevent: The sale of alcohol to underage children
- Licensing policy 28: Children and alcohol

**Alcohol and Children and Young People**

The Chief Medical Officer's guidance on alcohol advises that an alcohol free childhood is the healthiest and best option. This is because there is well-documented evidence of the association between alcohol consumption and harm to children and young people aged under-18<sup>1</sup>.

Research shows that alcohol use in young people is associated with a range of health risks. Alcohol poses a greater health risk to children than adults because they are still developing mentally and physically. Alcohol poses both short-term health risks to children such as acute alcohol poisoning and longer terms developmental risks. Harms are experienced in both those who binge drink and those who drink regularly. A single incident of drunkenness can have severe consequences for a person aged under 18.

Department of health guidance provides evidence that drinking alcohol is associated with an increased likelihood of having sex and at a younger age, unprotected sex, teenage pregnancy, and the likelihood of contracting sexually transmitted infections

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<sup>1</sup> (Guidance on the Consumption of Alcohol by Children and Young People, Department of Health, 2009)

Alcohol use in young people is also associated with injuries from accidents or from fighting; perpetrating or being the victim of alcohol-related crime and violent crime; involvement in anti-social behaviour; school absenteeism; and poor academic performance.

There is evidence that early age of drinking onset is associated with an increased likelihood of developing alcohol misuse or dependence in adolescence and adulthood, and with dependence at a younger age.

Off-licences and shops licenced to sell alcohol play a significant role in underage access to alcohol. Around half of young people aged between 11 and 15 who had drunk reported buying alcohol rather than being given alcohol by someone else (Smoking, drinking and drug use among young people in England survey, 2016). Of all 11 to 15 year olds surveyed, 10% had bought alcohol from an off licence and 8% from a shop or supermarket<sup>2</sup>.

The licensing policy emphasises restricting access to alcohol for children as a high priority in Islington in order to help reduce the anti-social behaviour and health issues associated with underage drinking.

### **The impact of underage drinking in Islington**

The impact of alcohol on young people is particularly great in Islington. The borough had the highest rate of alcohol specific admissions in London among those under 18 years, during the period 2015/16-2017/18 – a rate that, statistically, was significantly higher than the London average.

Over the period between 2015/16-2017/18, there were 43 young Islington people<sup>3</sup> aged under 18 admitted to hospital with an alcohol-specific condition. Alcohol specific conditions are directly caused by alcohol, such as alcohol poisoning, rather than one exacerbated by alcohol. This figure does not include those who only attended accident and emergency but were not admitted.

### **Conclusion**

Islington experiences the highest level of alcohol-related harm among children and young people in London, and sales of alcohol to under-18 year olds is a significant source of alcohol for young people.

The Islington Licensing Policy states that licensees supplying alcohol to underage young people can expect the Licensing Authority to impose additional controls and sanctions and repeat offenders run the risk of their licence being reviewed. Islington Public Health fully supports the review of this licence.

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<sup>2</sup><https://digital.nhs.uk/data-and-information/publications/statistical/smoking-drinking-and-drug-use-among-young-people-in-england/2016>

<sup>3</sup> <https://fingertips.phe.org.uk/profile/local-alcohol-profiles>

**Recommendation**

Islington's Public Health Department recommends that the committee takes account of the impact of alcohol-related harm to under-18s in Islington in considering the recommendations made by Trading Standards, including considering the revocation of this licence.



**-PREMISES LICENCE  
LICENSING ACT 2003**

<b>Premises licence number</b>	LN/2469-020518	<b>Date of original grant*</b>	24 November 2005
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*\*An Annual fee associated with this licence is to be paid annually on the anniversary of the original grant date.*

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
INTERNATIONAL SUPERMARKET 295 CALEDONIAN ROAD			
<b>Post town</b>	Islington	<b>Post code</b>	N1 1EG
<b>Telephone number</b>	[REDACTED]		

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

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

<b>The times the licence authorises the carrying out of licensable activities</b>																												
<ul style="list-style-type: none"> <li>The sale by retail of alcohol: <table border="0"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>02:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>02:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>02:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>02:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>02:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>02:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>00:00</td></tr> </table> </li> </ul>	Monday	08:00	to	02:00	Tuesday	08:00	to	02:00	Wednesday	08:00	to	02:00	Thursday	08:00	to	02:00	Friday	08:00	to	02:00	Saturday	08:00	to	02:00	Sunday	08:00	to	00:00
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Saturday	08:00	to	02:00																									
Sunday	08:00	to	00:00																									

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

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

<b>Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence</b>
Lulezim Gashi [REDACTED]

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

N/A

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

Mehmet Ergonull



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



Islington Council

Public Protection Division

222 Upper Street

London

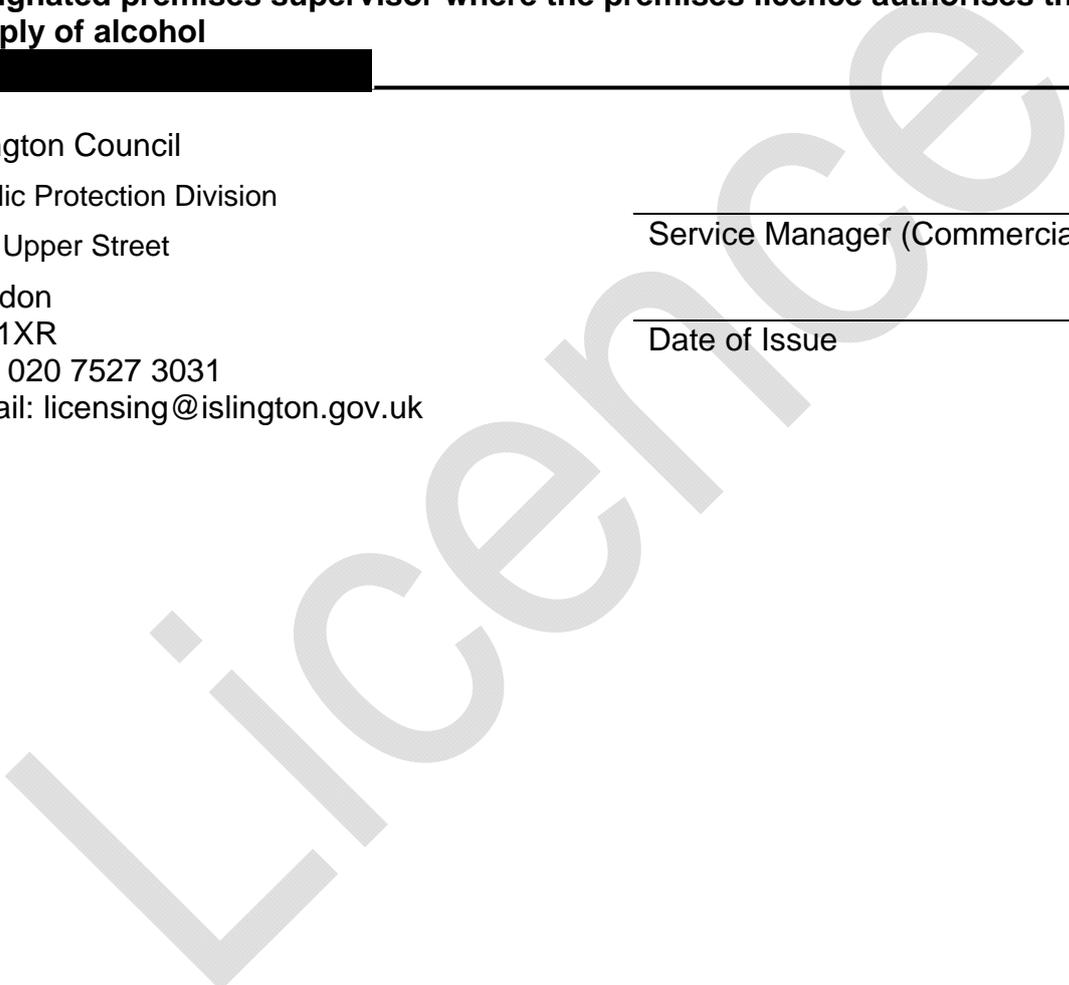
N1 1XR

Tel: 020 7527 3031

Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

\_\_\_\_\_  
Service Manager (Commercial)

\_\_\_\_\_  
Date of Issue



## **Annex 1 - Mandatory conditions**

1. No supply of alcohol may be made under the premises licence:
  - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, [www.islington.gov.uk](http://www.islington.gov.uk). This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

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

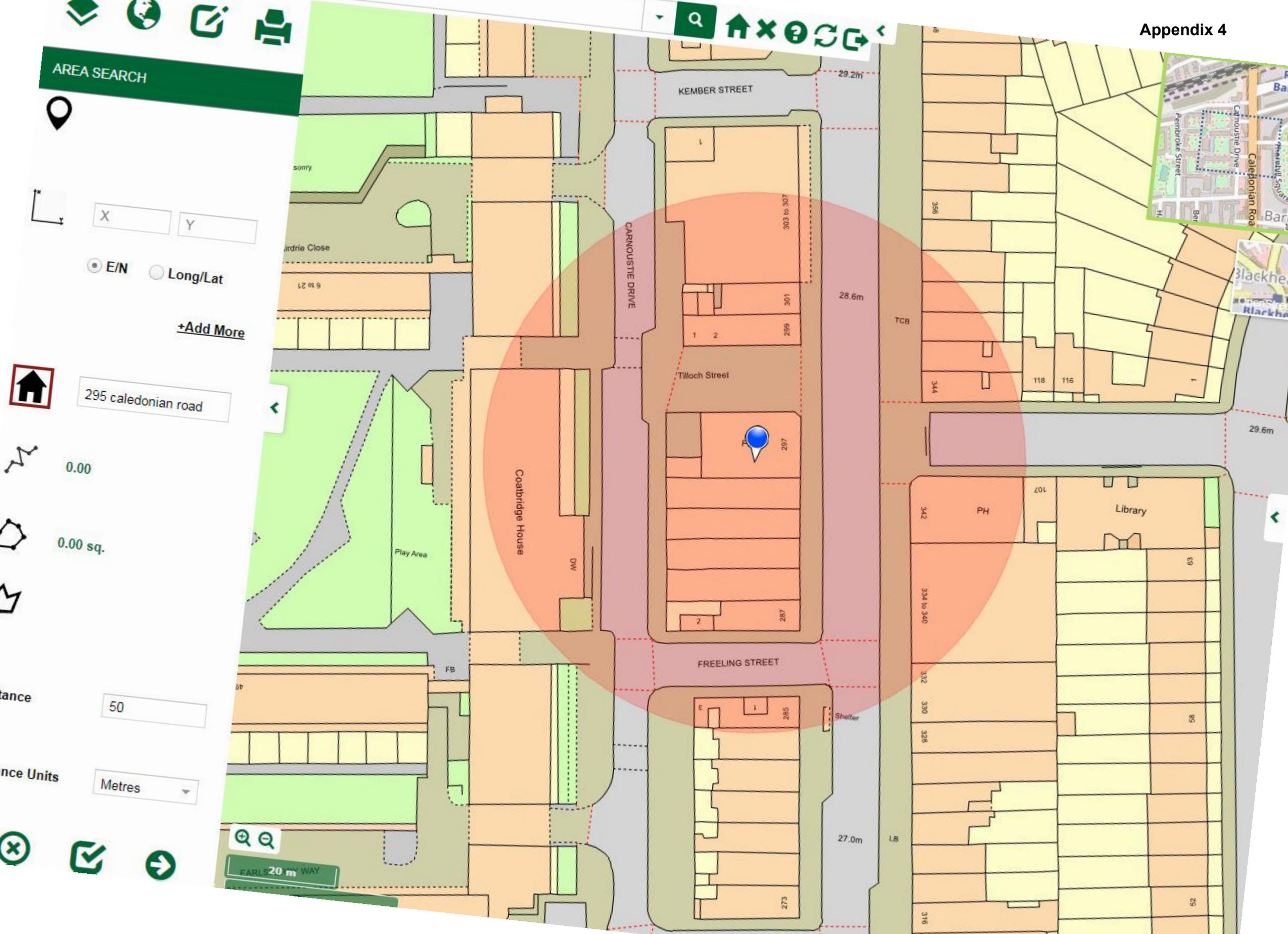
- 1) Alcohol shall not be sold in an open container or be consumed on the licensed premises. Notices warning customers that no alcohol can be consumed in the street shall be prominently displayed near the exit., near the counter and near any chiller cabinets containing alcohol.
- 2) Two members of staff shall be present on the shop floor at all times the shop is open after 10pm..
- 3) The outside of the premises shall be maintained and cleaned effectively.
- 4) The management shall promote good communication between the police and local businesses.
- 5) The premises shall not sell to people who are under the influence of alcohol.
- 6) There shall be a pin point exit route in the event of a fire.
- 7) Safety checks shall be carried out frequently including regular testing of procedures, appliances, systems etc. that are pertinent to safety.
- 8) Exits shall be kept clear at all times.
- 9) Fire extinguishers shall be regularly serviced.
- 10) No alcoholic goods will ever be purchased or taken from persons calling to the shop.
- 11) No spirits shall be purchased in a resealed box.
- 12) The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
- 13) 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.
- 14) A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased
- 15) 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.

- 16) 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.
- 17) 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.
- 18) 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.
- 19) 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.
- 20) 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.
- 21) No high strength beer, lager or cider of 6.5% abv or above shall be sold other than premium beer, lager or cider priced at £1.95 or above per 500 ml.
- 22) CCTV shall be installed, monitored and maintained in agreement with the police. Maintained means that the system will be regularly serviced (at least once a year) and checked every 2 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 while the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hrs 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.

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

- 1) Notices will be prominently displayed at exits requesting customers to respect the needs of local residents and to leave the premises and the area quietly.
- 2) The missing front door to the premises will be reinstated to the frame so that the door will be kept closed, except for entering or leaving the shop between 23:00 and 07:00

Licence



AREA SEARCH



X Y

E/N  Long/Lat

+Add More

295 caledonian road

0.00

0.00 sq.

Distance

50

Distance Units

Metres

EARLS 20 m WAY

KEMBER STREET

CARNOUSTIE DRIVE

Tilloch Street

FREELING STREET

Coatbridge House



303 to 307

301

299

207

287

285

273

29.2m

28.6m

27.0m

29.6m

TCB

PH

Library

LB

Shelter

