

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

<b>Meeting of:</b>	<b>Date:</b>	<b>Ward(s):</b>
Licensing Sub-Committee - B	20/07/2021	Canonbury

	Non-exempt
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**SUBJECT: PREMISES LICENCE VARIATION APPLICATION  
RE: ALTERNATIVE SUPERMARKET, 360 ESSEX ROAD N1****1. Synopsis**

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

1.2 The premises currently hold a licence allowing the following;

- The sale by retail of alcohol for consumption off the premises from 07:00 until 23:00 Monday to Sunday.

1.3 The variation is for the following;

- To extend the sale of off sales of alcohol from the premises until 01:00 Monday to Sunday.
- To remove/amend the following Annex 3 conditions;

Amend Annex 3, Condition 1

*No beers lagers or ciders of above 6% abv shall be sold on the premises;*

To be replaced with

*No beers lagers or ciders of above 6% abv shall be sold on the premises, save for premium bottled beers agreed in advance with the police or licensing authority*

Remove Annex 3, Condition 2

*No spirit miniatures or other bottles at or below 33cl shall be sold from the premises at any time.*

Remove Annex 3, Condition 3

*Single cans of beer shall not be sold.*

The applicant has advised that this condition is losing the applicant business, as customers can go three shops down and purchase single cans. Similarly, they point out that regular respectable customers like to purchase single cans and that this conditions does not solve the problem of street drinking.

## 2. Relevant Representations

Licensing Authority	Yes
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 - One representation in opposition and one representation supporting from local residents.
Other bodies	No

## 3. Background

- 3.1 The current premises licence has been in place since November last year, when a new application was applied for and granted.
- 3.2 There have been no complaints made in relation to this premises since it opened.
- 3.3 The variation application is subject to three representations in opposition to the application from the Licensing Authority, Licensing Police and one local resident. The application has also received a representation from a local resident in support of the application.

## 4. Planning Implications

- 4.1 The Planning Authority have advised that there is no relevant planning history or conditions that limit opening times in relation to this application and no open enforcement cases in relation to the property.

## 5. Recommendations

- 5.1 To determine the application to vary the premises licence under Section 34 of the Licensing Act 2003.
- 5.2 These premises are not located in any Cumulative Impact Areas.
- 5.3 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 4); and
  - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.

## 6. 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.

### Appendices:

- Appendix 1: application form;
- Appendix 2: current premises licence
- Appendix 3: representations
- Appendix 4: map of premises location

### Background papers:

None.

### Final report clearance

#### Signed by:



Service Director – Public Protection

Date 24/06/2021

Report author: Licensing Service

Tel: 020 75027 3031

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

\* required information

**Section 1 of 18**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is the applicant's business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Legal status

**Continued from previous page...**

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Your Address**

Address official correspondence should be sent to.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

Continued from previous page...

## Section 2 of 18

### APPLICATION DETAILS

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

#### Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

#### Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

## Section 3 of 18

### VARIATION

Do you want the proposed variation to have effect as soon as possible?     Yes     No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes     No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

*Continued from previous page...*

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

### **Describe Briefly The Nature Of The Proposed Variation**

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.

The premises trades as a convenience store, and is seeking to extend the trading hours, and remove some of the conditions on the existing licence, after a number of months of trouble free trading.

## **Section 4 of 18**

### **PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

- Yes  No

## **Section 5 of 18**

### **PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes  No

## **Section 6 of 18**

### **PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes  No

## **Section 7 of 18**

### **PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes  No

## **Section 8 of 18**

### **PROVISION OF LIVE MUSIC**

Continued from previous page...

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes
- No

**Section 9 of 18**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes
- No

**Section 10 of 18**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes
- No

**Section 11 of 18**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes
- No

**Section 12 of 18**

**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes
- No

**Section 13 of 18**

**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes
- No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide 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.

Continued from previous page...

TUESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption?

- On the premises     Off the premises     Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

Continued from previous page...

**Section 14 of 18**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide 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 etc gambling machines etc.

n/a

**Section 15 of 18**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide 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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

*Continued from previous page...*

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

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

Annex 3

1: No beers lagers or ciders of above 6% abv shall be sold on the premises

To be replaced with: No beers lagers or ciders of above 6% abv shall be sold on the premises, save for premium bottled beers agreed in advance with the police or licensing authority

2. No spirit miniatures or other bottles at or below 33cl shall be sold from the premises at any time.

3. Single cans of beer shall not be sold.

this is losing the applicant business, as customers can go three shops down and purchase single cans. This condition does not solve the problem. Regular, respectable customers do like to purchase single cans.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

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

The licence will be returned direct by the store.

## Section 16 of 18

### LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

*Continued from previous page...*

Current conditions to remain, save for those requested to be removed.

b) The prevention of crime and disorder

Current conditions to remain, save for those requested to be removed.

c) Public safety

Current conditions to remain, save for those requested to be removed.

d) The prevention of public nuisance

Current conditions to remain, save for those requested to be removed.

e) The protection of children from harm

Current conditions to remain, save for those requested to be removed.

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**

**Continued from previous page...**

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text" value="Stewart Gibson"/>
* Capacity	<input type="text" value="Licence Agent"/>
* Date	<input type="text" value="13"/> / <input type="text" value="05"/> / <input type="text" value="2021"/>
	dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/islington/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**OFFICE USE ONLY**

Applicant reference number	<input type="text" value="sgl:361"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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**PREMISES LICENCE  
LICENSING ACT 2003**

<b>Premises licence number</b>	<b>LN20112-241120</b>	<b>Date of original grant*</b>	<b>24 November 2020</b>
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*\*An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
<b>ALTERNATIVE SUPERMARKET 360 ESSEX ROAD</b>			
<b>Post town</b>	London	<b>Post code</b>	N1 3PD
<b>Telephone number</b>			

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

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

<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> <tr><td>Monday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>07:00</td><td>to</td><td>23:00</td></tr> </table> </li> </ul>	Monday	07:00	to	23:00	Tuesday	07:00	to	23:00	Wednesday	07:00	to	23:00	Thursday	07:00	to	23:00	Friday	07:00	to	23:00	Saturday	07:00	to	23:00	Sunday	07:00	to	23:00
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Sunday	07:00	to	23:00																									

<b>The opening hours of the premises:</b>																												
<table> <tr><td>Monday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>07:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>07:00</td><td>to</td><td>23:00</td></tr> </table>	Monday	07:00	to	23:00	Tuesday	07:00	to	23:00	Wednesday	07:00	to	23:00	Thursday	07:00	to	23:00	Friday	07:00	to	23:00	Saturday	07:00	to	23:00	Sunday	07:00	to	23:00
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Sunday	07:00	to	23:00																									

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

Off supplies

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

Alternative Supermarket Limited  
360 Essex Road  
London  
N1 3PD

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

12872421

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

Mehmet Cokgezici

[Redacted address and telephone number]

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

[Redacted personal licence number and issuing authority]

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

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Service Manager  
Commercial & Residential

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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.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.

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. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
2. In the event of a noise/nuisance complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
3. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises quietly.
4. No refuse will be placed on the street more than 30 minutes before collection.
5. The delivery of licensable goods shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries shall be made on a Sunday or Bank Holiday.#
6. The outside frontage shall be swept and cleared of any rubbish and smoking litter associated with the business at the end of trade each evening.
7. Any music shall be restricted to ambient background levels of sound.
8. The shutters to the front of the premises shall be maintained so as not to cause a noise nuisance when in operation to residential properties in close vicinity.
9. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
  - (a) The police and, where appropriate, the London Ambulance Service, are called immediately;
  - (b) As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police;
  - (c) As far as is safe and reasonable practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police;
  - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.

10. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
  - (a) Any and all allegations of crime or disorder reported at the venue
  - (b) Any and all complaints received by any party
  - (c) Any faults in the CCTV system
  - (d) Any visit by a relevant authority or emergency service
  - (e) Any and all ejections of patrons
  - (f) Any refusal of the sale of alcohol.
11. The refusals log part of the incident book shall be checked and signed monthly by the designated premises supervisor.
12. CCTV shall be installed, operated, and maintained, to function all times that the premises are open for licensable activities. This CCTV shall comply with the following criteria:
  - (a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct.
  - (b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
  - (c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;
  - (d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
  - (e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
  - (f) The system will record in real time and recordings will be date and time stamped;
  - (g) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
  - (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request.
13. The licensee shall ensure that all staff are trained on relevant matters, including the conditions of the premises licence, age restricted products and [if they are ever left in charge of the shop] the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep written records of training and instructions given to each member of staff, detailing the areas covered to include the Licensing Objectives, identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict and responsible alcohol retailing. Staff shall sign to confirm that they have received and understood the training. All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request.
14. The premises will operate the 'Challenge 25' proof of age scheme.
  - (a) All staff will be fully trained in its operation;
  - (b) Only suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme cards, will be accepted.

15. The licence holder will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, on request, to the Licensing Authority and the Police.
16. The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints procedure will be maintained in order that local residents have a means of contact if necessary.
17. Ismail Kurt will take no part in the ownership or the day to day running of the premises or be employed there under this licence if granted.
18. All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request. The licence holder and staff will attend any offered Trading Standards training in the sale and supply of alcohol.
19. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
  - (a) The police and, where appropriate, the London Ambulance Service, are called immediately;
  - (b) As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police;
  - (c) As far as is safe and reasonable practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police;
  - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.
20. Notices will be prominently displayed by the entry/ exit.
  - A) That CCTV is in use & a Challenge 25 proof of age policy is in operation;
  - B) Advising customers of the provisions of the licensing act regarding underage & proxy sales;
  - C) Of the permitted hours for licensable activities & the opening times of the premises;
  - D) Not to drink in the street;
21. A phone number for the premises shall be made available if required upon request to the police, any other responsible authority or any local resident to express any concerns caused by the operation of the premises. Any complaints and the outcome will be recorded in the incident book.
22. No alcoholic goods or tobacco products will ever be purchased or taken from sellers calling to the shop.
23. No spirits shall be purchased in a resealed box.
24. The licensee will immediately report to trading Standards any instance of a caller to the shop attempting to sell alcohol or tobacco products.
25. All off sales will be sold in sealed containers.
26. Customers will be reminded by way of a notice at the entrance/ exit door to please leave the premises quietly and have consideration for the neighbouring properties.

27. Sufficient litter bins will be provided to allow the customers to deposit their waste/ rubbish.
28. Challenge 25 shall be operated as the proof of age policy and only a valid passport, photo driving licence, HM forces photographic iID card or proof of age card with the PASS logo or hologram on it may be accepted as proof of age.
29. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least one location behind any counter advertising the scheme.
30. A notice will be displayed at the till either electronically or physically to remind staff to ask for identification.
31. The Premises Licence Holder shall ensure that all staff members engaged or to be engaged, in selling alcohol at the premises shall receive the following induction training. This training will take place prior to the selling of such products: Refusing the sale of alcohol to a person who is drunk.
32. Further verbal reinforcement/refresher training covering the above will be carried out thereafter at intervals not to exceed six months, with the date and time of the verbal reinforcement/refresher training documented. All such training undertaken by staff members shall be fully documented and recorded. All training records will be kept at the premises and made available to officers of any responsible authority upon request.
33. The premises shall at all times maintain and operate refusals recording system (either in book or electronic form) which shall be reviewed by the Designated Premises Supervisor at intervals of no less than 4 weeks and feedback given to staff as relevant. This refusals book will be kept at the premises and made available to officers of any responsible authority upon request.

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

1. No beers, lagers or ciders of above 6% ABV shall be sold at the premises.
2. No spirit miniatures or other bottles at or below 33cl shall be sold from the premises at any time.
3. Single cans of beer shall not be sold.

### **Annex 4 – Plans**

Reference Number: 20112-241120 Dated: 24 November 2020

**Jones, Carol**

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**From:** [REDACTED]  
**Sent:** 25 May 2021 12:59  
**To:** Licensing  
**Subject:** RE: ESSEX ALTERNATIVE SUPERMARKET, 360BESSEX ROAD, N1 3PD

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hi,

I am writing on behalf of the occupants of [REDACTED] to the premises to express our support in this licensing application.

In reference to ii. The prevention of public nuisance, we feel this extension in opening time will reduce the chaotic rush at 11pm when bars normally close and allow a much more staggered approach for residents to purchase amenities on return home. In general, they've always been a very quiet and well managed establishment and we can only see benefit to nearby residents from this extension in opening hours.

Yours sincerely,

[REDACTED]

## **Licensing Authority Representation**

### **Licensing Act 2003**

Application for a variation of a premises licence in respect of:

#### **Essex Alternative Supermarket, 360 Essex Road, N1 3PD**

Licensable activities and timings applied for are to extend the operating hours by 2 hours to 1am, for the sale of alcohol, for consumption off the premises, from 0700 to 0100 each day.

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

Public nuisance

Prevention of crime and disorder

### **Licensing Policy Considerations**

Licensing Policy 4            Off sales of Alcohol from Shops and other premises

Licensing Policy 5 and 6    Licensing Hours

### **Issues of Concern**

This premise has the benefit of a premises licence that allows off sales of alcohol from 0700 to 2300 each day. The Licensing Sub Committee only granted this licence in November 2020 after receiving several residents' representations.

**Licensing Policy 4** - The Licensing Authority has adopted a special policy relating to cumulative impact in relation to shops and other premises selling alcohol for consumption off the premises. This special policy creates a rebuttable presumption that applications for the variation of premises licences, which are likely to add to the existing cumulative impact will normally be refused or subject to certain limitation, following the receipt of representations, unless the applicant can demonstrate in the operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

The applicant has not put forward any mitigation or information in the operating schedule to demonstrate that this premises would not have a negative impact in an area saturated with outlets for alcohol.

The Licensing Authority's cumulative impact and framework hours' policies have been successful in reducing negative impacts associated with late night supplies of alcohol however; more needs to be done to deal with cumulative impacts arising from the supply of alcohol for consumption off the premises.

The number of off licences operating in the borough in most areas has reached the cumulative impact threshold and in areas where there is a successful evening and night time economy off sales of alcohol are contributing to cumulative impacts as result of preloading.

**Licensing Policy 5** - Where representations are received from responsible authorities or other persons the Licensing Authority may seek to restrict hours of opening where it is appropriate to promote the licensing objectives.

**Licensing Policy 6 - Licensing Hours-** The hours applied for are outside of the recommended policy hours, in that the extension would mean extending the trading time by two hours from 11pm to 1am each day

The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. The Licensing Authority will seek to impose appropriate restrictions and controls on the premises licence to prevent public nuisance and undue disturbance to local residents from licensed premises.

### **Recommendations**

The Licensing Authority recommends that the Licensing Sub Committee consider the application and the lack of information in the operating schedule, the resident's representations, any conditions suggested by the Council's Pollution Team and the Police and Islington Council's Licensing Policy.

Terrie Lane

Licensing Manager

Public Protection Division

0207 527 3031

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

09/06/2021



Terrie Lane  
Council Licensing Dept Manager  
Islington Council Licensing Team  
3<sup>rd</sup> Floor  
222 Upper Street  
Islington  
London N1 1XR

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

Your ref: WK/200068984

10<sup>th</sup> June 2021

Dear Terrie,

Re: Premises Licence Variation – Alternative Supermarket Ltd , 360 Essex Road ,  
Islington , London N1 3PD

Council worksheet ref WK/200068984

Last representations 10/06/2021

With reference to the above variation application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to the variation as it is our considered belief that if granted at present this application would undermine the Licensing Objectives in regard to prevention of crime and disorder.

The date of the original grant of the licence is 24/11/2020 [the 6 month anniversary is approaching]. The premises is applying to extend their terminal alcohol hours 7 days a week from 2300 hrs to 0100 hrs [2hrs a night and 14 hours a week] into the following morning outside of framework hours.

I checked with the Council Licensing Officer for the premises when the application was received to see if the agent or premises had contacted her and she stated no . No pre-application consultation appears to have been conducted with the Police either to see if any additional safeguarding could be offered that would meet relevant authority concern re this step or proposal and the application contains no offer of additional safeguarding when submitted in regard to this increase of hours and availability of alcohol in the area.

The premises is applying on the same variation to remove and amend safeguarding and off licence best practice conditions generally in use to help minimize crime and disorder attached after the application hearing re strength , miniature sales and single cans which I also find concerning .

Under the application heading of Licensing Objectives in the spaces for the steps listed that the premises intend to take to promote the general and other four categories in regard to the application all the entries are identical and read 'Current conditions to remain , save for those requested to be removed.'

Police do not believe based on the quality of application that the premises would be able to meet the standards expected from a responsible licence holder to evidence that no increase in crime or disorder would follow from this variation if granted.

Yours sincerely,

Tim

**Tim Livermore** | Constable | Islington Borough – Licensing Team

**Address** Islington Police Station, 2 Tolpuddle Street , Islington , London N1 0YY

T07919547416 – Licensing Team mobile

**Email** [Tim.J.Livermore@met.police.uk](mailto:Tim.J.Livermore@met.police.uk)

Licensing Team mailbox - [Email CNMailbox-.IslingtonPoliceLicensingTeam@met.police.uk](mailto:CNMailbox-.IslingtonPoliceLicensingTeam@met.police.uk)

**Protective Marking:** Treat all mail as **OFFICIAL** unless otherwise stated



[Click here to see what we are doing for you @MPSIslington](#)

[Click here to find contact details for your local Neighbourhood Team](#)

**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: Essex Alternative Supermarket, 360 Essex Road, Islington, London, N1 3PD

Your Name: [REDACTED]

Interest: RESIDENT

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

Your Address:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED] relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

**Public Nuisance**

In the last two weeks, I have encountered two incidents of drunk and disorderly behaviour before 11pm.  
On 30th May around 9pm, I came home to find a drunk man urinating against the wall next to the door of the building where I live.  
On Thursday 3rd June or Friday 4th June, some people who had been drinking (they were holding alcohol) were having an aggressive argument in front of Essex Road News and Wine, which I could hear from my living room around 10.30pm. Extending the licence times will allow this behaviour to

**Crime and Disorder**

occur at even later hours, causing disruption and compromising the safety and security of local residents unnecessarily.

**Protection of Children from Harm**

**Public Safety**

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:

[Empty box for explaining the reason for anonymity]

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: 09/06/21

**Please ensure name and address details completed above**

Return to:

Licensing Service  
Licensing Team, Islington Council, 3rd Floor, 222 Upper St, London, N1 1XR.  
Or by email to: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

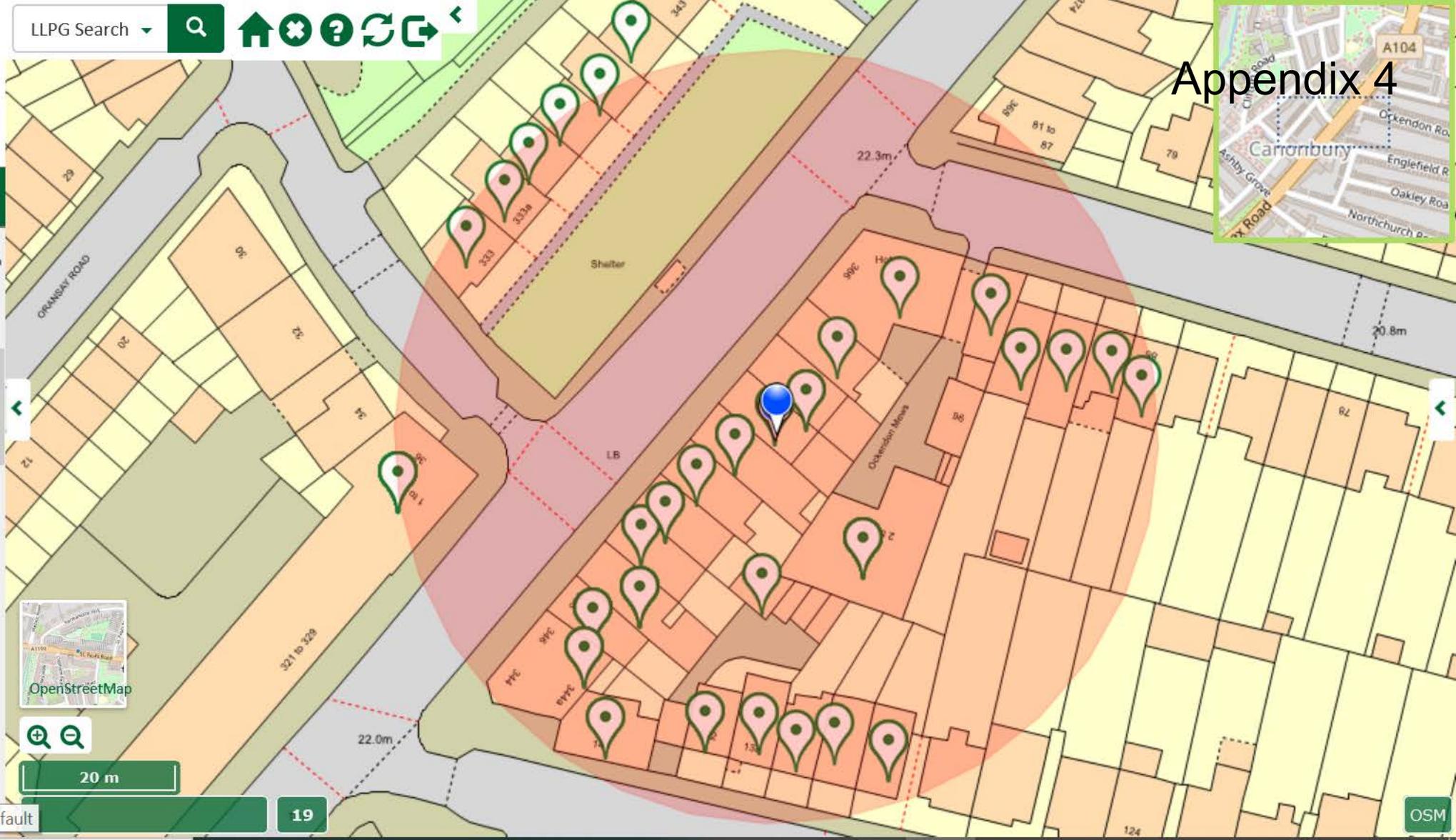


# Appendix 4



### SHOW LAYERS

- EDUCATION & LEARNING +
- FAIRER TOGETHER +
- ISLINGTON STREETS +
- LICENSING +
- RECREATION & LEISURE +
- TREES +
- WASTE +
- Cycle stands (General)



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