



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 November 2015		Tollington

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

**Subject: REVIEW APPLICATION**  
**7 DAYS FOOD AND WINE, 93A STROUD GREEN ROAD, LONDON N4 3PX**

**1. Synopsis**

- 1.1 This is an application by the Licensing Authority 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.
  - ii) Public safety
  - iii) Prevention of public nuisance

**2. Relevant Representations**

Licensing Authority	N/A
Metropolitan Police	Yes
Noise	No
Health and Safety	No

Trading Standards	Yes
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	No
Other bodies	No:

### 3. Background

#### 3.1 Papers are attached as follows:-

- Appendix 1: review application form with current licence;
- Appendix 2: additional comments from Licensing Authority
- Appendix 3: representations;
- Appendix 4: map of premises location.

3.2 The premises is currently licensed for the sale of alcohol for consumption off the premises from 08:00 to 23:00 on Monday to Sunday and opening hours from 07:00 to 02:00 on Monday to Sunday.

#### 3.3 The previous licensing history is:

- a) The original premises licence was granted on 24 November 2005 as a conversion application.
- b) On 15 December 2006 a variation application was granted for the premises to sell alcohol Monday to Sunday for 24 hours.
- c) On 12 January 2007 the licence was transferred.
- d) A Review application by Trading Standards was submitted on 2 August 2011 and the licence was revoked by Licensing Sub Committee on 3 November 2011.
- e) At the same Licensing Sub Committee on 3 November 2011, the Licensing Sub Committee granted a new licence to for the sale of alcohol for consumption off the premises Monday to Sunday 08:00 to 23:00.
- f) On 12 December 2011 the licence was transferred.
- h) On 13 February 2013 Trading Standards as a Responsible Authority reviewed the premises licence following a seizure of counterfeit and non-duty paid tobacco, sale of single cigarettes and the seizure of illicit spirits and wine.
- i) On 18 April 2013 the Licensing Sub Committee revoked the premises licence. The decision to revoke was appealed by the licensee but the appeal was withdrawn on 3 September 2013 the day before the hearing was due to start. The premises remained unlicensed for a year and a quarter.
- j) An application for a new premises licence was refused by Licensing Sub Committee on 8 April 2014.

- k) On 22 July 2015 the Licensing Sub Committee granted a new premises licence to the current licensee Yavuz Mart Ltd.
- l) On 29 June 2015 a variation application to extend the permitted sale of alcohol was submitted and subsequently withdrawn.

**4. Planning Implications**

- 4.1 The lawful use of this property appears to be retail (A1).

**5 Recommendations**

- 5.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.

- 5.1 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as appropriate for the promotion of the four licensing objectives.

- 5.2 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 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 6.11.15

**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)

---

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

**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** Janice Gibbons

(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 in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>	
Seven Days Food and Wine 93a Stroud Green Road	
<b>Post town</b> London	<b>Post code (if known)</b> N4 3PX

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Yavuz Mart Ltd (company number: 08930667)
--

<b>Number of premises licence or club premises certificate (if known)</b> LN/14956-220714
--

**Part 2 - Applicant details**

I am

Please tick ✓ yes

- 1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title  
(for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

Please tick ✓ yes

**Current postal  
address if  
different from  
premises  
address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address  
(optional)**

**(B) DETAILS OF OTHER APPLICANT**

**Name and address**

**Telephone number (if any)**

**E-mail address (optional)**

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

Name and address	Janice Gibbons Service Manager 222 Upper Street London N1 1XR
Telephone number (if any)	020-7527-3031
E-mail address (optional)	Licensing@Islington.gov.uk

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

- Please tick one or more boxes ✓
- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance    | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/>            |

**Please state the ground(s) for review (please read guidance note 2)**

**Grounds for review**

- crime and disorder,
- public safety
- prevention of public nuisance

**Licensing History**

The current premises licence was originally granted at Licensing Sub-Committee on 22 July 2014.

Yavuz Mart Ltd has been the licensee since 22 July 2014.

The premises licences is attached as **Appendix 1**

The previous licensing history is as follows:

- a. The original premises licence was granted on 24 November 2005 as a conversion application.
- b. On 15 December 2006 a variation application was granted for the premises to sell alcohol Monday to Sunday for 24 hours.
- c. On 12 January 2007 the licence was transferred.
- d. A Review application by Trading Standards was submitted on 2 August 2011 and the licence was revoked by Licensing Sub Committee on 3 November 2011.
- e. At the same Licensing Sub Committee on 3 November 2011 Licensing Sub Committee granted a new licence for the sale of alcohol for consumption off

the premises Monday to Sunday 08:00 to 23:00.

- f. On 12 December 2011 the licence was transferred Mr Bulent Dogan
- g. On 13 February 2013 Trading Standards submitted a review application following a seizure of counterfeit and non-duty paid tobacco, sales of single cigarettes and the seizure of illicit spirits and wine.
- h. On 18 April 2013 the Licensing Sub Committee revoked the premises licence.
- i. An application for a new premises licence was refused by Licensing Sub Committee on 8 April 2014.
- j. The Licensing Committee granted a new premises licence to Yavuz Mart Ltd on 22 July 2014

#### Reasons for the review

1. On 22 June 2015 Tacim Yavuz, DPS and sole director of the company that holds the premises licence, applied for a Late Temporary Event Notice. The Late TENs was to sell alcohol for consumption off of the premises from 08:00 to 02:30 every day from 30 June to 5 July. The notice stated that the reason for the extension was for the Wireless Festival in Finsbury Park.
2. On 23 June 2015 the Police made a representation against the Late TENs on the basis of prevention of crime and disorder, public safety and prevention of public nuisance. The representation was emailed to Mr Yavuz.
3. On 24 June 2015 the Licensing Officer sent a Counter Notice to Mr Yavuz and advised him that he could not sell alcohol outside the permitted hours of his premises licence. The Counter Notice is attached at **Appendix 2**
4. Mr Yavuz was aware of the Counter Notice and that he should not be selling alcohol after 23:00. He entered into email correspondence with the Licensing Officer who sent him the Counter notice complaining that a shop 15 meters away could sell beer and cider with an abv of over 5.5% and that, "...these events are going and where its most probably the only time where I can make a bit of money..."
5. On 3 July 2015 two licensing officers went to the premises and were able to purchase 2 cans of Grolsch at 23:47 which is 47 minutes after the permitted time for selling alcohol.
6. On 4 July two licensing officers went to the premises and were able to purchase a can of Stella at 23:23 which is 23 minutes after the permitted time for selling alcohol.
7. Despite the warnings not to sell Mr Yavuz still sold alcohol after hours twice to Licensing Officers and when the CCTV of the sales was requested he claimed that his CCTV was not working and told Officers that they had no "proof" that the sales had taken place. It was only in answering questions under caution that Mr Yavuz admitted the sales after hours but claimed that, "We were not prepared for the volume of customers that we had in the shop these days. The shop was packed and it was so busy. Unfortunately, it appears that I may have lost track of the time that had passed which meant that on these occasions the alcohol may have been sold."
8. Mr Yavuz had minimal controls in place to avoid inadvertently selling alcohol after permitted hours because alcohol was not stored in lockable cabinets, nor in cabinets with screens designed to restrict access to alcohol despite a licence condition requiring these measures. The opening hours of the premises also allowed the premises to be open and trading up to three hours after the permitted sale of alcohol.
9. On 5 July 2015 at 19:05 Licensing Officers visited the premises and requested copied of the CCTV footage for the previous two days. They were



- told by Mr Yavuz that the CCTV had not been working for the last two weeks. This is contrary to Annex 2 Condition 2 of the premises licence.
10. Mr Yavuz subsequently told Licensing Officers on three separate occasions that the CCTV was repaired around mid-day on Sunday 5 July 2015 but he has been unable to provide any documentary evidence, such as an invoice or CCTV status report, to confirm this assertion.
  11. On 8 July 2015 Mr Tacim Yavuz, DPS and sole director of Yavuz Mart Ltd, was invited in for an interview under caution regarding the sale of alcohol on two occasions after the permitted hours.
  12. On 9 July 2015 Trading Standards carried out a Challenge 25 test purchase which was satisfactory as Mr Yavuz Sr did not sell alcohol. Mr Love told Mr Yavuz Sr to remove the Oranjeboom (8.5% abv) and Carlsberg Special Brew (9% abv) because he should not be selling them and advised to take them off the shelves.
  13. On 10 July 2015 the Licensing Officer conducted a full inspection of the premises, whilst Mr Tacim Yavuz was in charge of the premises. The officer's inspection revealed the following contraventions of licence conditions:
    - a. High strength alcohol (Special Brew 9%abv and Oranjeboom 8.5% abv) were on display for sale (contrary to Annex 2 Condition 3);
    - b. Two of the tree fridges containing alcohol and shelving behind the serving counter and half of one side of an aisle displaying a large wine selection could not be locked behind grills, screens or cabinet doors (contrary to Annex 2 Condition 4);
    - c. Mr Yavuz could not provide a copy of the public risk assessment (contrary to Annex 2 Condition 8);
    - d. Mr Yavuz could also not provide a copy of the emergency lighting and smoke detector test certificates (contrary to Annex 2 Condition 9);
    - e. Mr Yavuz told officers that the first aid kit was located somewhere in the storeroom. (Contrary to Annex 2 Condition 10). Officers advised him that it should be easily available at the premises ;
    - f. There was no telephone number displayed at the premises that was visible from outside (Contrary to Annex 2 Condition 12);
    - g. The refusals book kept at the premises was blank despite officers having witnessed a refused a sale the day before (Contrary to Annex 2 Conditions 1 and 1a);
    - h. There was no Challenge 25 poster displayed on the premises (Contrary to Annex 2 Condition 9a).
    - i. When questioned about the sale of alcohol after the permitted hour to Licensing Officers on 3 and 4 July Mr Yavuz said that the CCTV was not working and that the Council could not "prove it" that alcohol had been sold after hours.
  14. It appears that the condition to lock alcohol to prevent access to the public has never been complied with. On 20 August 2015 Mr Yavuz provided photos of fridges with doors shut and screens pulled down. When Licensing Officers visited on 10 July 2015 spirits were located behind the sales counter and wine was displayed on one wall for half an aisle with no grills, screens or cabinet doors.
  15. With regards to breaching Annex 2 Condition 3 (high strength beer, lager or cider of 5.5% above or above) Mr Yavuz has been warned on numerous occasions about this. On 2 September 2014, just five weeks after the grant of the premises licence, Doug Love from Trading Standards visited the premises and found it to be selling Skol Super (9% abv) and advised him not to sell this alcohol. In email correspondence with the Licensing Authority on 24 June 2015 Mr Yavuz complained that the shop two doors down was selling "K Cider, Super Skol, Kestral and Tennant." Mr Love again visited on 9 July

2015 and found Oranjeboom and Carlsberg special Brew advised that they should be removed. Again on 10 July 2015 Licensing Officers found Oranjeboom and Carlsberg special Brew on the shelves and were told by Mr Yavuz that Mr Love advised him he could sell his remaining stock. Mr Yavuz clearly understood his obligations as he was complaining on 24 June that he could not sell these types of high strength alcohol when a neighbouring shop could sell it.

16. On 22 July 2015 Mr Yavuz attended the scheduled interview under caution with his brother. The interview did not go ahead because his brother was not legally qualified. Instead Mr Yavuz was offered the opportunity to give written answers to the questions under caution. At this appointment Mr Yavuz brought a refusals book with entries from 2 April 2015 to 29 June 2015, fire safety risk assessment dated 15 July 2015, electrical, emergency lighting and fire detection alarm certificates all dated 14 July 2015, a certificate of attendance for training given by Doug Love from Trading Standards in November 2014 and a letter from Mr Love confirming that a Challenge 25 test purchase had been
17. On 20 August 2015 Mr Yavuz's solicitor submitted the answers to the questions answered under caution and supporting documents. The supporting documents included photographs of three fridges with doors or covers none of which showing locks, a CCTV log, a letter from Stuart & Co solicitors stating that a lease would be granted to Mr Yavuz "in a few weeks" and copies of refusal books with entries from 19 March 2014 to 26 March 2015.
18. Upon examination by the Licensing Officer, the refusal books and CCTV logs did not appear to be a contemporaneous record.
19. The fire safety risk assessment, electrical, emergency lighting and fire detection alarm certificates were all dated a week before the interview under caution. The fire safety risk assessment should have been completed before the alcohol was sold at the premises after the premises licence was granted in July 2014. No previous electrical, emergency lighting and fire detection alarm certificates have been submitted so the Licensing Authority assumes that compliance with Annex 2 Condition 9 was only complied with nearly a year after the premises licence was granted and alcohol was being sold at the premises.
20. Training records for Mr Yavuz's brother, mother and father have not been submitted to the Council as required by licence conditions.

#### Summary of events supporting this application

24/06/15	Counter Notice for Late TENs	Counter Notice issued after Police objection to Late TENs for 30 June to 5 July.
03/07/15	Sale of alcohol after permitted hour	Licensing Officers purchase two cans of Grolsch at 23:43
04/07/15	Sale of alcohol after permitted hour	Licensing Officer purchase a can of Stella at 23:23
05/07/15	Unsatisfactory Inspection	Licensing Officers visit the premise to request copies of the CCTV for 3 and 4 July and are told that it has not been working for the previous two

weeks.

10/07/15

Unsatisfactory  
Inspection

Licensing Officers visit the premises and witness a number of contraventions of the premises licence conditions.

### Analysis

On 20 March 2014, prior to applying for the premises licence at this address, Mr Yavuz and his brother were advised that there was a long history of licensing problems at the premises and that an experienced licensee with strong management would be required. Both the Police and Trading Standards made representations to the grant of the licence as they felt that the Licensing Sub Committee should be satisfied that the applicants could promote the Licensing Objectives and comply with any conditions imposed.

The most concerning issue is that the sale of alcohol to Licensing Officers after the permitted hours was deliberate as a Late TENs had been applied for and refused. It seems that Mr Yavuz decided to sell alcohol despite the Counter Notice. In his defence Mr Yavuz told the Licensing Authority that he was "not prepared for the volume of customers". This statement is disingenuous after applying for a Late TENs so he could serve customers of the Wireless Festival in Finsbury Park as stated on the form.

The Licensing Authority also has concerns with the potential ties to the previous licensee who's licence was revoked. When Mr Yavuz and his brother met with a Licensing Officer, Doug Love from Trading Standards and Police Officer March 2013 he was asked about the lease they were told that some money was paid for the lease but not the whole amount. On 20 August 2015 Mr Yavuz's solicitor stated that the sale of the lease would take place "in a few weeks". This throws doubt on who actually owns the lease and leads to questions as to why the transaction was not completed sometime in 2014.

### Summary and Recommendation

There has been a significant breach of licensing requirements in that alcohol was sold outside the permitted hours and licence conditions have not been adhered too. The Licence Holder has been made fully aware of his legal obligations by the responsible authorities but there has been a blatant disregard for the need to comply with these requirements.

The Licensing Authority recommends that the Licence Committee considers revocation or a significant suspension as an appropriate and proportionate response.

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
±	±	±
±	±	±
±	±	±
±	±	±
±	±	±
±	±	±
±	±	±

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

Date	Application/Review	Details
24 July 2015	Variation	Representation against the grant of a variation to sell alcohol for consumption off of the premises to 02:00 Monday to Sunday.
13 Feb 2014	New	Representation against the grant of a new premises licence to sell alcohol for consumption off of the premises from 08:00 to 23:00 Monday to Sunday
11 March 2013	Review by Trading Standards	Representation supporting the Trading Standards Review to revoke the premises licence.
7 Nov 2013	New	Representation against the grant of a new premises licence to sell alcohol for consumption off of the premises from 08:00 to 23:00 Monday to Sunday

Please note that the Licensing Authority was not a responsible authority and in a position to make representations until 25 April 2012.

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 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read

guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature

*J.J. Gibbons*

Date

*9-9-15*

Capacity

*SERVICE MANAGER ON BEHALF OF THE LICENSING AUTHORITY*

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

#### Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.



**PREMISES LICENCE  
LICENSING ACT 2003**

<b>Premises licence number</b>	LN/14956-220714		
<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
SEVEN DAYS FOOD AND WINE 93A STROUD GREEN ROAD			
<b>Post town</b>	London	<b>Post code</b>	N4 3PX
<b>Telephone number</b>	020-7619-3962		

**Where the licence is time limited the dates**  
Not Applicable

**Licensable activities authorised by the licence**  
Ground Floor

- The sale by retail of alcohol

**The times the licence authorises the carrying out of licensable activities**

- The sale by retail of alcohol:

Monday	08:00	to	23:00
Tuesday	08:00	to	23:00
Wednesday	08:00	to	23:00
Thursday	08:00	to	23:00
Friday	08:00	to	23:00
Saturday	08:00	to	23:00
Sunday	08:00	to	23:00

**The opening hours of the premises:**

Monday	07:00	to	02:00	the following day
Tuesday	07:00	to	02:00	the following day
Wednesday	07:00	to	02:00	the following day
Thursday	07:00	to	02:00	the following day
Friday	07:00	to	02:00	the following day
Saturday	07:00	to	02:00	the following day
Sunday	07:00	to	02:00	the following day

**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**  
Yavuz Mart Ltd  
93a Stroud Green Road  
London N4 3PX

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

08930667

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

Tacim Yavuz

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

LB Waltham Forrest - Z01N1064TH/1

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)

8/10/14  
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 responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
5. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

6. The responsible person shall ensure that:
  - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
    - i) beer or cider: ½ pint;
    - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - iii) still wine in a glass: 125 ml; and
  - b) customers are made aware of the availability of these measures.
7. The licensee, DPS or personal licence holder making or authorizing the supply of alcohol, shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

*The permitted price is the price found by applying the formula:*

$$P=D+(D \times V)$$

*(i) P is the permitted price,*

*(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and*

*(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol.*

## Annex 2 - Conditions consistent with the Operating Schedule

1. A working alarm system shall be installed and maintained in good working order. The alarm shall monitor all exit doors.
2. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced ( at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst



the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. 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 free of charge.

3. No high strength beer, lager or cider of 5.5% abv or above shall be sold.
  4. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by customers or staff.
  5. There shall be two members of staff present on the premises after 22:00.
  6. Only the owner and manager shall purchase age restricted goods from the cash and carry.
  7. Staff shall be trained to check the legitimacy of any alcohol purchased using UV lights and checking for anything unusual or suspicious.
  8. Public safety risk assessments shall be carried out every 12 months and records of the risk assessments shall be kept.
  9. Emergency lighting, smoke detectors and fire extinguishers shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
  10. A fully functioning first aid kit shall be kept easily available at the premises.
  11. Fire exits signage shall be visible and be placed in at all fire exits.
  12. The telephone number for the premises shall be displayed in a prominent position outside the premises so it can be read by passers-by.
  13. Customers shall be asked to leave the customer in a good manner and not cause a disturbance.
  14. Refuse collection shall take place on weekdays between the hours of 09:00 and 18:00 only.
1. The licensee and staff should note any refusals in a refusals log. The refusals log shall be kept at the premises for no less than 12 months.
  2. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
  3. No spirits shall be purchased in a resealed box, without appropriate checks being made first.
  4. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol or tobacco.
  5. 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.
  6. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
  7. 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.
-

8. 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.
9. 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.
10. 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.
11. 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.
12. 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.
- 13.

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

**Annex 4 – Plans**

Reference Number: WK/201444787

**COUNTER NOTICE – PERMITTED TEMPORARY A**

On 24th June 2015 the licensing authority received from you, Mr Yavi Event Notice in respect of proposed temporary licensable activities du 08:00 on 30th June 2015 until 02:30 on 5th July 2015 at 7 Days Food & Wine, 93A Stroud Green Road, London, N4 3PX. Islington Police Licensing has objected to the notice under section 104(2) of the Licensing Act 2003 ("the Act"), which provides that;

The objection which applies is indicated by an "X" in the following table.

Objection	Insert "X" as applicable
A chief officer of police for any police area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	x
A local authority exercising environmental health functions for the area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	

A copy of this counter notice will be sent to the chief of police and the local authority exercising environmental health functions for the area in which the premises specified in the late temporary event notice you gave is situated.

The Licensing Act 2003 does not make provision for you to appeal against this counter notice.

Under section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to a fine not exceeding £20,000, or to both.

<b>SIGNATURE</b>	<i>K. Tomashevski</i> On behalf of the licensing authority	<b>DATE</b>	24 June 2015
<b>Name of Officer signing</b>	Katie Tomashevski		

L 8943  
CASA



# ISLINGTON

## Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read notes)			
1. Your name <b>TACIM YAVUZ</b>			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	<b>YAVUZ</b>		
Forenames	<b>TACIM</b>		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth	Day	Month	Year
4. Your place of birth			
5. National Insurance Number			
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
<b>93a STROUD GREEN ROAD</b> <b>N4 3PX</b>			
Post town	<b>N4 3PX FINSBURY PARK</b>	Postcode	<b>N4 3PX</b>
7. Other contact details			
Telephone numbers			
Daytime			
Evening (optional)			
Mobile (optional)			
Fax number (optional)	<b>N/A</b>		
E-Mail address (if available)			

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)

Post town

Postcode

9. Alternative contact details (if applicable)

Telephone numbers:  
Daytime

Evening (optional)

Mobile (optional)

Fax number (optional)

NA

E-Mail address  
(if available)

-

**2. The premises**

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)

93a STROUD GREEN ROAD  
FINSBURY PARK  
N4 3PX.

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

LN/14956/220714

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

THERE will be no restrictions to the area in which the notice applies - ~~the~~ only the hours which the notice covers (or needs to be extended).

Please describe the nature of the premises below. (Please read note 4)

Off license - groceries / fresh fruit + veg / soft drinks and alcoholic drinks served.

Please describe the nature of the event below. (Please read note 5)

There will be a music festival in the area  
(Finsbury Park) Wireless festival.

**3. The licensable activities**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input type="checkbox"/>
The provision of late night refreshment	<input type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>

Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)

17th/20th/21st/22nd/23rd/24th/25th 30-06-15 till 5/7/15

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)

08:00 am - 02:30 am for the 7 days -

Our current licence times are 08:00 am - 23:00

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)

20

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)

On the premises only	<input type="checkbox"/>
Off the premises only	<input checked="" type="checkbox"/>
Both	<input type="checkbox"/>

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment. (Please read note 12)

No entertainment

**4 Personal licence holders (Please read note 13)**

Do you currently hold a valid personal licence? (Please tick)		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.			
Issuing licensing authority	Waltham Forest.		
Licence number	B70111		
Date of issue			
Date of expiry	21-05-2024		
Any further relevant details			

**5 Previous temporary event notices you have given (Please read note 13 and tick the boxes that apply to you)**

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>


**6 Associates and business colleagues (Please read note 14 and tick the boxes that apply to you)**

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
---	---------------------------------	---

7. Checklist (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

8. Condition (Please read note 16)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declaration (Please read note 17)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	12/06/2015
Name of Person signing	Tacim Yavuz.



For completion by the licensing authority

<b>10. Acknowledgement (Please read note 18)</b>	
I acknowledge receipt of this temporary event notice.	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	

Islington Licensing Authority  
Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES IN RESPECT OF A  
TEMPORARY EVENT NOTICE

Your Name	Peter CONISBEE PC575NI
Responsible authority and job Title	Metropolitan Police – Police Officer
Postal and email address	222 Upper Street, London, N1 1XR  <a href="mailto:Peter.Conisbee@islington.gov.uk">Peter.Conisbee@islington.gov.uk</a> <a href="mailto:Peter.Conisbee@met.police.uk">Peter.Conisbee@met.police.uk</a>

Name of the premises you are making a representation about	Off Licence
Address of the premises you are making a representation about	93A Stroud Green Road, N4 3PX
Date and times of notice	2300-0230 30 <sup>th</sup> June-5 <sup>th</sup> July
Normal or Late TEN (if representation is for a late TEN then counter notice will be issued)	Late

This representation relates to the following licensing objective(s)

Please tick one or more boxes

- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance    | <input checked="" type="checkbox"/> |

Recommended actions to promote the licensing objectives:

- |   |                                     |
|---|-------------------------------------|
| 1) The following conditions of the premises licence, as detailed below, be imposed                            | <input type="checkbox"/>            |
| 2) The TEN be modified as follows:  | <input type="checkbox"/>            |
| 3) Additional information needs to be supplied by applicant:  | <input type="checkbox"/>            |
| 4) The responsible authority considers that the notice should be refused by the Council's Licensing Committee | <input checked="" type="checkbox"/> |



**Annex 1 conditions (please specify)**

**Annex 2 conditions (please specify)**

**Annex 3 conditions (please specify)**

**Suggested modifications (for example times, dates, capacity)**

***Please detail the evidence supporting your representation and / or the reason for your representation. Please use separate sheets if necessary***

The police as a responsible authority object to this application on the basis of Crime and Disorder, Public Safety and Prevention of Public Nuisance.

The resources of the emergency services will already be stretched during this period. It is our consideration that to permit an off licence to continue selling into the early hours will not only increase issues for the emergency services, but also cause further disruption to local residents by way of anti-social behaviour.

Signed: \_\_\_\_\_

Date: 23<sup>rd</sup> December 2014 \_\_\_\_\_

Please send this form along with any additional sheets to the applicant. A copy should be sent to: Islington Council, Licensing Team, 222 Upper Street London N1 1XR or email to [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

**This form must be returned within the Statutory Period. For more details please check with the Licensing Team on 020 7527 3031**

To be completed and returned by applicant

Name of the premises	
Address of the premises	
Date and times of proposed temporary event	

1) I am happy to accept the representation and conditions/modifications recommended by the responsible authority	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
2) I wish to withdraw my application for a temporary event notice	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
3) I do not accept the suggested conditions or recommendations and I wish to proceed with the notice to the next available Licensing Sub Committee	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
Signed: _____	Date: _____			
Print name: _____				

A copy should be sent by post to: Islington Council, Licensing Team, 222 Upper Street London N1 1XR or email to [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

**This form must be returned within 5 working days.**

**Applicants are encouraged to enter into negotiations and supply additional information to the relevant responsible authority, where appropriate prior to formally returning this notice.**

**For more details please check with the Licensing Support Team on 020 7527 3031**

**Tomashevski, Katie**

---

**From:** Gibbons, Janice  
**Sent:** 03 November 2015 14:04  
**To:** Tomashevski, Katie  
**Subject:** 93a Stroud Green Road

Dear Katie

Further to my application to review the premise licence for 93sa Stroud Green Road I would like to submit further information as evidence of poor management undermining the licensing objectives, in particular the objective relating to public nuisance.

The additional information that I would like to include relates to illegal dumping of trade waste:

1. On the 16/05/14 at 09:07, trade waste from Yavuz Mart Ltd T/A 7 Days Food and Wine was found on the public highway in a non-commercial waste sack. A Fixed Penalty was issued by an authorised officer, which was subsequently paid on the 23/05/14.
2. On the 07/01/2015 a letter was sent to Yavuz Mart Ltd T/A 7 Days Food and Wine, to produce waste transfer documents covering the previous two years (or when the business started). No documents were forthcoming so a Fixed Penalty Notice was issued. An appeal was then received from Mr Tacim Yavuz. The appeal was rejected. The Fixed Penalty Notice was paid on the 19/02/15.

Although the proprietor eventually took out a commercial waste contract on 9/2/15 this only occurred 10 months after taking over the business and following enforcement action on 2 separate occasions.

Janice Gibbons  
Service Manager  
Commercial Environmental Health, Licensing & Emergency Planning

Islington Council  
Public Protection Division  
222 Upper Street  
London N1 1XR

T: 020 7527 3212

E: [janice.gibbons@islington.gov.uk](mailto:janice.gibbons@islington.gov.uk)

W: [www.islington.gov.uk](http://www.islington.gov.uk)

Alternative contact: 020 7527 3816



**ISLINGTON**

**PUBLIC PROTECTION DIVISION**

Trading Standards  
222 Upper Street  
London N1 1XR

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

Please reply to: Doug Love

Appendix: 3

**MEMO TO:**

**LICENSING TEAM  
222 UPPER STREET**

Our Ref:  
Your Ref:  
Date: 07/10/15

## **LICENSING ACT 2003: REPRESENTATIONS BY RESPONSIBLE AUTHORITY**

**Seven Days F&W, 93a Stroud Green Road, N4 3PX**

I have had the opportunity to examine on behalf of Trading Standards the application to review the premises licence made by the Licensing Authority and wish to make the following representation.

1. In Spring 2014, prior to the application for this premises licence being made, Tacim Yavuz and his brother, Ayaz, requested to meet with Trading Standards, the Licensing Officer for the area and the Licensing Police. The meeting went ahead and the brothers seemed keen to receive and follow the advice given. Ayaz, who I understood would be involved in the day-to-day running of the business, did virtually all of the talking and I felt that he was quite impressive.
2. When the application was made, it was clear that they had listened to the advice given and I was supportive of their application as I was hopeful that the business would be well managed and give no cause for concern.
3. The first time I had reason to revise this opinion was on 2<sup>nd</sup> September 2014. On this day, I took an 18 year old volunteer to the business to attempt to buy alcohol without giving proof of age (a 'Challenge 25 test purchase'). The volunteer was sold the alcohol with no proof of age being demanded by the brothers' mother who was behind the counter – a breach of the requirement to use Challenge 25.
4. I went back into the shop and spoke with Mrs Yavuz and the brothers' father who was also in the shop. I advised them of two things that needed attention, in addition to the failure to ask for proof of age: I noted that Skol Super (9% abv) was for sale in the shop in breach of the 'high strength' condition put forward by the licensee at the application stage (Annex 2, condition 3); and that the old and inadequate, cctv system was still in use six weeks after the licence had been granted (in breach of Annex 2, condition 2).
5. Later the same day, I e-mailed Ayaz reminding him about the 'high-strength' condition; that it was illegal to sell alcohol while in breach of licence conditions; requested the matters be raised with Tacim (DPS and sole Director of the licensee company); and asked to be contacted and told what corrective action they were taking.
6. I sent a reminder two weeks later on 17<sup>th</sup> September, as I had not heard anything from anyone at the business. This did not elicit a written response, either, although I did subsequently speak with Ayaz to ensure he was aware of my concerns.
7. Soon after these events, the business passed an underage test purchase by refusing to sell and Tacim came to some training for off licence staff put on by Trading Standards.

8. This training comprised a number of different presentations, including one, presented by me, on Licensees' Responsibilities, which stressed the importance of complying with licence conditions and only selling alcohol in the hours permitted. Another presentation, given by Niall Forde, Licensing Officer, gave information about the background to the high strength campaign persuading licensee to stop selling super strong beers, or, where possible, including it as a licence condition.
9. I next visited the business on 9<sup>th</sup> July 2015, after another Challenge 25 test purchase. On this occasion the business refused to sell to two 18 years old volunteers. When I went into the shop, however, I noticed two high strength beers on the shelves – Carlsberg Special Brew (9%) and Oranjeboom 8.5 (8.5%) – that breached the high strength condition.
10. Again Mr Yavuz, Tacim's father, was present in the shop. I informed him that these products could not be sold and said that they should be taken off the shelves. When I enquired about the cctv, I was informed that it was (temporarily) not working, although the business was still apparently selling alcohol, in breach of the cctv condition. I only became aware of the details of the Licensing Officers' visits on the previous weekend (described in the review application) after my visit.
11. I have seen the written responses made by Tacim Yavuz to Katie Tomashevski's questions and wish to make the following comments:
- In the response Mr Yavuz claims that the cctv was fixed by 5<sup>th</sup> July. This contradicts what his father told me on 9<sup>th</sup> July, when he stated that it was still not working.
  - Mr Yavuz states that all (18) entries in the refusals register from 2<sup>nd</sup> April 2015 are his. Did no-one else refuse sales after 2<sup>nd</sup> April 2015?
  - Mr Yavuz states that I suggested to Ayaz that Carlsberg Special Brew was a premium product and that it was OK to sell it. This conversation did not happen. I would never have described Carlsberg Special Brew as a 'premium' product as I know that this is one of the beers that the 'high-strength' condition is intended to prohibit. Although I cannot remember discussing the definition of 'premium' with Ayaz, I have with many other traders. I always give a rule of thumb that anything in glass bottles will be 'premium' and anything in cans or plastic bottles will be prohibited. (Carlsberg Special Brew is packaged in cans).
  - The refusals records produced are extremely puzzling. The licence was not granted until 22<sup>nd</sup> July 2014 and yet there are entries showing alcohol being refused at a time when no valid licence was in place: on 03/06/14 because of "No valid id"; and on 16/07/14 – "Wanted two Corona's. No valid ID. Refused". This clearly casts doubts on the veracity of these records and, by extension, all the records produced by the licensee.
  - Of further note, the refusals records produced when Tacim came in for the aborted PACE interview in late July, which were purported to be the full records between 2<sup>nd</sup> April and late July, show no refusals made on the four days of the Wireless Festival (June 28<sup>th</sup>, July 3-5) - days when there were many young people around and including the two days which the licensee describes in his written response to Ms Tomashevski's questions as being so busy that he lost track of time and failed to stop selling alcohol at 11pm.
  - The records produced do not show the refusal made during an underage test purchase carried out on 27/03/15. Unlike with Challenge 25 test purchases, it is not our practice to go back in after an underage volunteer has been refused, so the business could not have been certain that it was a test.

12. In summary, I am very disappointed in the management of the business and the licensee's 'under caution' responses. Given my experiences at the business and having read the paperwork, it appears to me that, at best, the management is characterised by extreme negligence or incompetence. Many of the conditions that have been breached are very simple to understand and implement (indeed, they were proposed by the Licensee as part of the application process). Given that Mr Yavuz had ignored specific warnings about high-strength beers and selling outside his permitted hours, and appears to have provided false records, it is more probable that (some of) the breaches were actually fully intended and indicative of a management that does not care for legal compliance.
  
13. I fully support the Licensing Authority's recommendation that revocation or a significant suspension should be considered as an appropriate and proportionate response. In fact, it is Trading Standards' recommendation that the latter should only be considered if the Licensing Sub-Committee is convinced that the issues are a result of negligence or incompetence, rather than intent, and the business puts forward acceptable proposals or evidence of precautions to prevent such lapses in future and an acceptable explanation for the apparent contradiction in the records they have provided.

I believe these representations are specific and proportionate to the known trading characteristics of this retail sector and are consistent with the Islington Council Statement of Licensing Policies.

Doug Love  
Principal Consumer Services Officer



Your

Our Licensing/NI

Date: 03/10/2015



METROPOLITAN POLICE  
SERVICE  
Islington Police Licensing Team  
Islington Police Station  
2 Tolpuddle Street  
London  
N1 0YY  
Telephone: 07799133204

Email:  
licensingpolice@islington.gov.uk

3<sup>rd</sup> October 2015

Dear Sir

Re: Off licence review, Seven Days Food and Wine, 93A Stroud Green Road, N4 3PX

With reference to the above application, we are writing to inform you that the Metropolitan Police, as a Responsible Authority, will be supporting this application for a review of a premises license under Section 51 Licensing Act 2003.

We have read the application submitted by Janice Gibbons and we are in full agreement with her assessment of the premises. We believe that the management standards are far from reaching the high standards required and expected by all of the Responsible Authorities and the Council Licensing Policy.

On the 23<sup>rd</sup> of June 2015 we received a Temporary Event Notice Application from Tacim Yavuz, the DPS of the company. This was a late application for permission to extend their hours of trade for alcohol off sales until 2.30 am, for the seven days 30<sup>th</sup> June to 5<sup>th</sup> July. The reason was to cater for possible extra trade as a result of the wireless festival at Finsbury Park.

The police submitted a representation under the prevention of crime and disorder, public safety and the prevention of public nuisance.

Our reasoning was that meetings and planning had already been put in place for the management of the crowds within Islington borough. There were set to be huge crowds of concert goers, which for all of the above reasons, we considered best for them to be dispersing the area as soon as possible. There are already a number of venues in the area that would be serving alcohol in the area as per their permitted licence.

We were made aware that the applicant had remonstrated with the council over this decision. At no time did they contact the police to discuss our decision.

We were made aware in the week following the event that two Licensing Officers from Islington Council had attended the said premises and were successful in test purchasing after permitted hours of sale. We were also made aware that when the officers attended the venue and asked for CCTV covering the times of the breaches, they were told it had not been working for two weeks. This in itself was another breach.

They have argued police reasoning with the council and not with the police. They have completely ignored the law and advice and continued to sell after their permitted hours on two occasions. Furthermore they knew that their CCTV was not working, at a time in which they themselves admitted would be exceptionally busy, and have not rectified it.

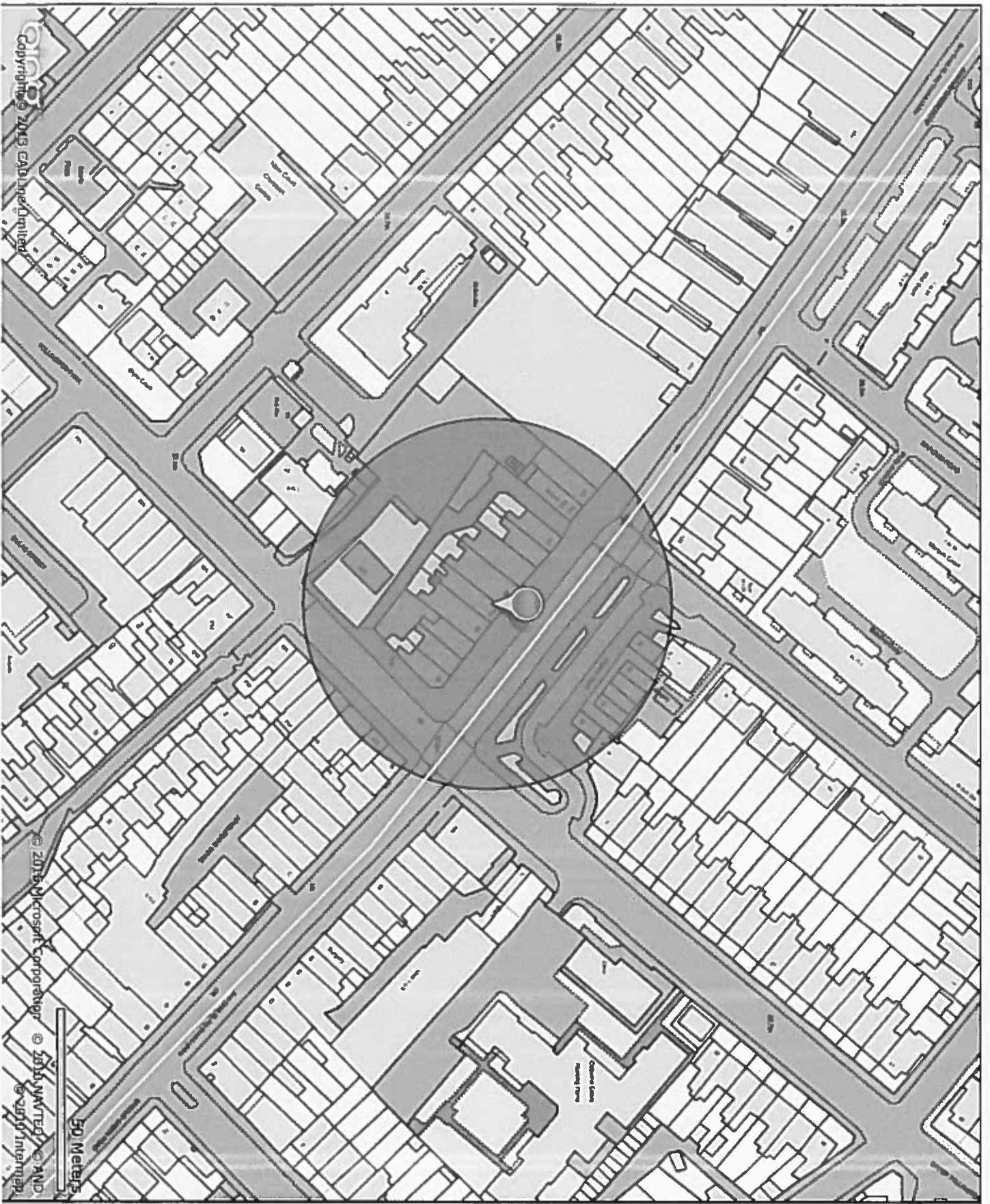
This is not a catalogue of forgivable error, it is a blatant disregard for the law. This display has only gone to sanction the decision made by police in the first instance of refusing their application of the 22<sup>nd</sup> of June 2015.

As a result the police wholeheartedly support the recommendation that the committee consider revocation or a significant suspension of the licence.

Islington Police Licensing Team

Pc Peter Conisbee  
Pc Steven Harrington  
Pc Nick Pamboris





**Title : 93a Stroud  
Green Road N4 3PX**

**Islington Borough  
Boundary**

**Printed by :  
RO RO**

**Printed at :  
03-11-2015**

**@ISUNGTON**