

# Public Document Pack



## LICENSING SUB-COMMITTEE

Wednesday, 25 April 2018 at 10.00 am  
Council Chamber, Civic Centre, Silver Street,  
Enfield, EN1 3XA

Contact: Jane Creer  
Committee Secretary  
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Council website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

Councillors : Dinah Barry, Derek Levy (Chair) and Glynis Vince

## AGENDA – PART 1

### 1. WELCOME AND APOLOGIES FOR ABSENCE

### 2. DECLARATION OF INTERESTS

Members are asked to declare any disclosable pecuniary, other pecuniary or non pecuniary interests relating to items on the agenda.

### 3. HERTFORD FOOD CENTRE, 236 HERTFORD ROAD, ENFIELD, EN3 5BL (REPORT NO. 193) (Pages 1 - 40)

Application for a new premises licence.

### 4. MINUTES OF PREVIOUS MEETING (Pages 41 - 44)

To receive and agree the minutes of the meeting held on Wednesday 4 April 2018.

### 5. EXCLUSION OF THE PRESS AND PUBLIC

If necessary, to consider passing a resolution under Section 100A(4) of the Local Government Act 1972 excluding the press and public from the meeting for any items of business moved to part 2 of the agenda on the grounds that they involve the likely disclosure of exempt information as defined in those paragraphs of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

(There is no part 2 agenda)

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MUNICIPAL YEAR 2017/18 REPORT NO. 193

**COMMITTEE:**  
Licensing Sub-Committee  
25 April 2018

**REPORT OF :**  
Principal Licensing Officer

**LEGISLATION :**  
Licensing Act 2003

Agenda - Part	Item
<p><b>SUBJECT:</b> New Premises Licence Application</p> <p><b>PREMISES:</b> Hertford Food Centre, 236 Hertford Road, ENFIELD, EN3 5BL.</p> <p><b>WARD :</b> Enfield Highway</p>	

## 1 LICENSING HISTORY & CURRENT POSITION:

- 1.1 The premises is a small supermarket in a commercial parade, and has been managed under several different trading names and ownership.
- 1.2 A new premises licence (LN/200600789) was issued to **Mr Sefer Govtepe**, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 22<sup>nd</sup> February 2007.
- 1.3 A new premises licence application was made in June 2008 as the premises had extended the licensable area. The premises licence (LN/200800470) was issued again to **Mr Sefer Govtepe**, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 13<sup>th</sup> August 2008.
- 1.4 The premises licence (LN/200800470) was **revoked** on 13<sup>th</sup> July 2011 following a review application (relating to the sale of non-duty paid alcohol) submitted by Trading Standards.
- 1.5 Premises licence (LN/200600789) was **surrendered** at the review hearing on the same date as the plan was no longer accurate.
- 1.6 A new premises licence (LN/201100396) was issued on 6<sup>th</sup> September 2011 naming the Premises Licence Holder and Designated Premises Supervisor (DPS) as **Mr Suleyman Erdogan**.
- 1.7 A review application of premises licence (LN/201100396) was sought by the Licensing Authority on 10 March 2015 on the grounds of prevention of crime.
- 1.8 At the review hearing on 13 May 2015, the Licensing Sub-Committee **revoked** the licence. This decision was appealed but was subsequently withdrawn.
- 1.9 On 6 August 2015, a new premises licence application was submitted, naming **Mr Deniz Altun** as both the Premises Licence Holder and DPS. This application was subject to representations from the Licensing Authority but an agreement was made between this Responsible Authority and the applicant, and premises licence (LN/201500517) was granted.

- 1.10 On 20 January 2016, **Enfield Food Store Limited** applied to transfer the premises licence (LN/201500517) from **Mr Deniz Altun**. This application was subject to representations from the Metropolitan Police, objecting to the transfer.
- 1.11 Also on 20 January 2016, a vary DPS application was submitted, naming **Mr Necip Karagoz** as the DPS. This application was not subject to any representations.
- 1.12 On 19 February 2016, the Licensing Authority submitted a review application seeking revocation of premises licence LN/201500517 (Mr Deniz Altun – Premises Licence Holder), on the grounds of prevention of crime and disorder licensing objective following a seizure of a large volume of non-duty paid tobacco from the premises.
- 1.13 On the morning of 24 February 2016, the Licensing Sub-Committee met to determine the transfer application. During the hearing, **Enfield Food Store Limited** withdrew the transfer application. The same application was re-submitted later that same day.
- 1.14 On 20 April 2016, the Licensing Sub-Committee met to determine the review application and the latest Transfer application, and resolved to **revoke** premises licence LN/201500517. This was appealed. There was no transfer application to consider on this date as a result of the revocation.
- 1.15 Pending the appeal, a new premises licence application was submitted on 8 September 2016 naming **Mr Nuretin Ulger** as the Premises Licence Holder and Designated Premises Supervisor. This was granted subject to conditions proposed by the Responsible Authorities on 20 October 2016 – LN/201600513.
- 1.16 On 5 October 2017, **Mr Deniz Altun** surrendered premises licence LN/201500517 and the appeal was withdrawn.
- 1.17 Mr Ulger submitted a minor variation on 2/3/18 to correct the plan on LN/201600513, and the application was issued on 16/3/18.
- 1.18 The premises has benefitted from the grant of the following Temporary Event Notices permitting the sale of alcohol (off supplies):
- 24/12/16 to 27/12/16 to 3am
  - 29/12/16 to 31/12/16 to 3am
  - 11/1/17 to 2/1/17 to 3am
  - 11/2/17 to 15/2/17 to 3am
  - 27/5/17 to 30/5/17 to 3am
  - 28/10/17 to 31/12/17 to 3am
- 1.19 **The current Premises Licence LN/201600513 permits:**
- Hours the premises are open to the public:** From 08:00 to 01:00 daily.
- Supply of alcohol (off supplies only):** From 08:00 to 00:00 (midnight) daily.
- 1.20 A copy of a location map of the premises is attached in Annex 1.

1.21 A copy of the current premises licence (LN/201600513) is attached in Annex 2.

## 2 THIS APPLICATION:

2.1 On 2 March 2018, a new premises licence application was submitted by **Cayan Foods Centre Limited**, naming **Mr Cemal Topal** as the Designated Premises Supervisor (DPS).

2.2 **The application seeks:**

**Hours the premises are open to the public:** From 00:00 to 00:00 daily.

**Supply of alcohol (off supplies only):** From 08:00 to 03:00 daily.

2.3 A copy of the application is attached as Annex 3.

## 3 RELEVANT REPRESENTATIONS:

3.1 **Metropolitan Police:** Representation is made on the grounds of the prevention of crime and disorder. The authority considers that it is appropriate, for the promotion of the licensing objectives, for the parts of the application that are within the CIP core hours to be granted and for the parts of the application that are outside the CIP core hours to be refused.

3.2 A copy of the representation is attached as Annex 5.

3.3 **Licensing Authority (including Licensing Enforcement, Environmental Health, Trading Standards, Planning, Health & Safety and Children's Services):** Representation is made on the grounds of the prevention of crime and disorder, prevention of public nuisance and protection of children from harm. The authority considers that it is appropriate, for the promotion of the licensing objectives, for the parts of the application that are within the CIP core hours to be granted and for the parts of the application variation that are outside the CIP core hours to be refused.

3.4 A copy of the representation is attached as Annex 6.

## 4 PROPOSED LICENCE CONDITIONS:

4.1 The conditions arising from this application are attached as Annex 7. At the time of writing this report, the conditions proposed by the Responsible Authorities had not been agreed by the applicant.

## **5 RELEVANT LAW, GUIDANCE & POLICIES:**

5.1 The paragraphs below are extracted from either:

5.1.1 the Licensing Act 2003 ('Act'); or

5.1.2 the Guidance issued by the Secretary of State to the Home Office of March 2015 ('Guid'); or

5.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('Pol').

### **5.2 General Principles:**

5.2.1 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4(1)].

5.2.2 The licensing objectives are:

5.2.3 the prevention of crime and disorder;

5.2.4 public safety;

5.2.5 the prevention of public nuisance; &

5.2.6 the protection of children from harm [Act s.4(2)].

5.3 In carrying out its functions, the Sub-Committee must also have regard to:

5.3.1 the Council's licensing policy statement; &

5.3.2 guidance issued by the Secretary of State [Act s.4(3)].

### **Cumulative Impact Policy:**

5.4 The applicant premises/club premises is located in the Enfield Highway Cumulative Impact Policy Area [Pol s.9.22/23].

5.5 The application is for a new premises licence [Pol s.9.22/23].

5.6 The application is subject to a relevant representation [Pol s.9.22/23].

5.7 Therefore the Cumulative Impact Policy applies to this application [Pol s.9.22/23].

### **5.8 The Core Hours for this application are:**

5.8.1 Sale/supply of alcohol (off supplies only): Monday to Sunday Indoors and/or outdoors 08:00 to 00:00 [Pol s.9.24.1]:

5.8.2 The Council's policy is that this application (which is outside the Core Hours set out above) is subject to the presumption against grant that is implicit in a cumulative impact policy [Pol s.9.23].

5.8.3 Where the cumulative impact policy applies to an application, applicants are expected to demonstrate an understanding of how the policy impacts on their application; any measures they will take to mitigate the impact; and why they consider the application should be an exception to the policy [Guid 8.35].

**Hours:**

5.9.1 The Sub-Committee decides licensed opening hours as part of the implementation of the licensing policy statement and is best placed to make decisions about appropriate opening hours in their area based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application. [Guid 10.13].

5.9.2 Stricter conditions with regard to licensing hours may be required for licensed premises situated in or immediately adjacent to residential areas to ensure that disturbance to local residents is avoided. This will particularly apply in circumstances where, having regard to the location, size and nature of the premises, it is likely that disturbance will be caused to residents in the vicinity of the premises by concentrations of people leaving, particularly during normal night-time sleeping periods [Pol s.8.4].

**Decision:**

5.10 As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation. [Guid 9.36].

5.11 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Sub-Committee must give appropriate weight to:

- the steps that are appropriate to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- the guidance; and
- its own statement of licensing policy [Guid 9.37].

5.12 Having heard all of the representations (from all parties) the Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are:

- to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
- to exclude from the scope of the licence any of the licensable activities to which the application relates;
- to refuse to specify a person in the licence as the premises supervisor;
- to reject the application [Act s.18].

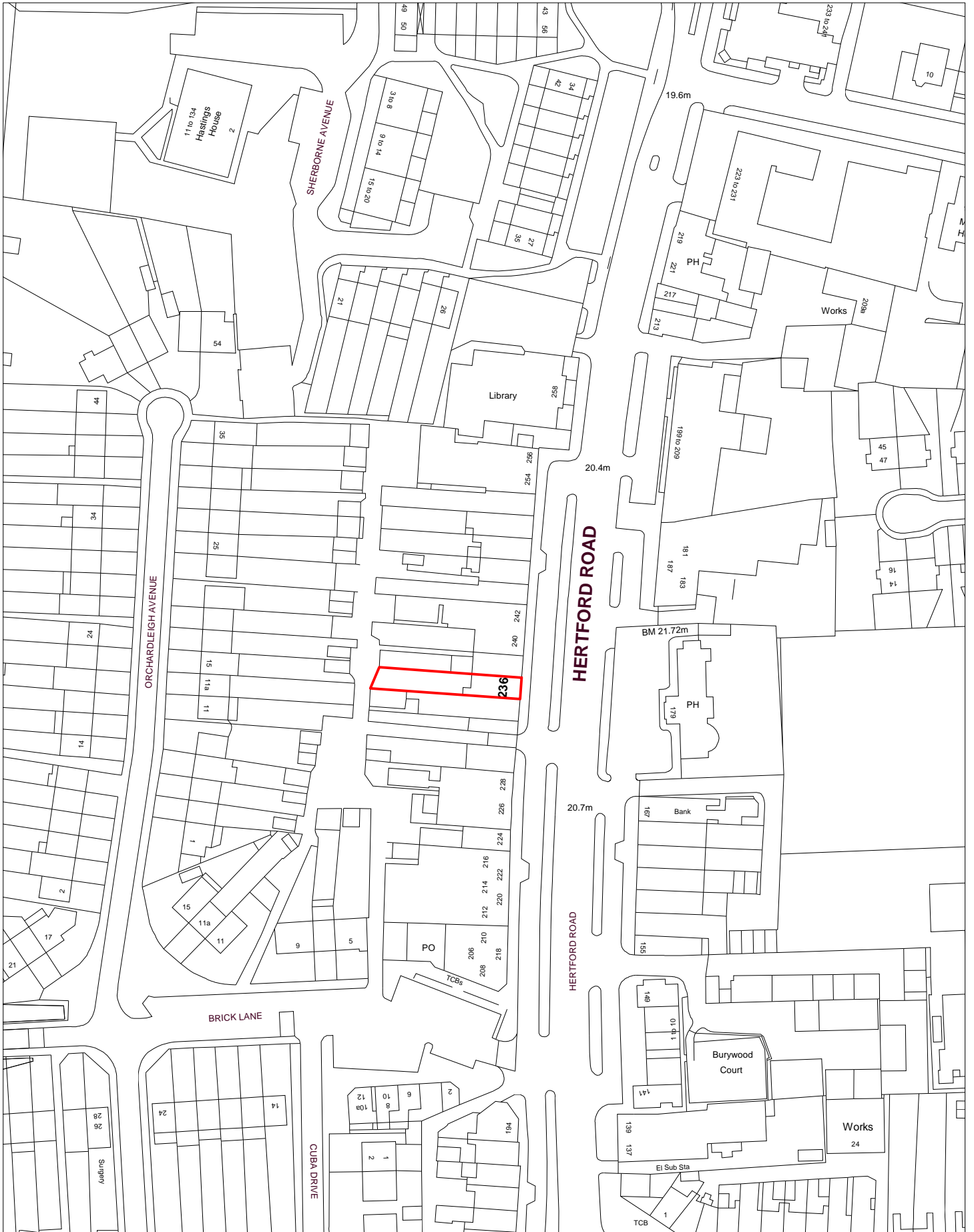
**Background Papers:**

**None other than any identified within the report.**

**Contact Officer :**

**Ellie Green on 020 8379 8543**





**New Hertford Food Store Limited, 236 Hertford Road, ENFIELD, EN3 5BL**

LONDON BOROUGH OF ENFIELD  
CIVIC CENTRE, SILVER STREET,  
ENFIELD, EN1 3XE  
www.enfield.gov.uk



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Date 23/03/2016

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## Licensing Act 2003

### PART A – PREMISES LICENCE

**Granted by the London Borough of Enfield as Licensing Authority**

**Premises Licence Number:** LN/201600513

#### Part 1 – Premises Details

Postal address of premises:

**Premises name:** Hertford Food Centre

**Telephone number:** Not provided

**Address:** 236 Hertford Road ENFIELD EN3 5BL

Where the licence is time-limited, the dates:

Not time limited

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities:

#### Operating Schedule Details

<b>Location</b>	<b>Whole premises</b>	
<b>Activity</b>	<b>OPEN-Open to the Public</b>	
<b>Sunday</b>		<b>08:00-01:00</b>
<b>Monday</b>		<b>08:00-01:00</b>
<b>Tuesday</b>		<b>08:00-01:00</b>
<b>Wednesday</b>		<b>08:00-01:00</b>
<b>Thursday</b>		<b>08:00-01:00</b>
<b>Friday</b>		<b>08:00-01:00</b>
<b>Saturday</b>		<b>08:00-01:00</b>
<b>Non Standard Timings &amp; Seasonal Variations</b>		

<b>Location</b>	<b>Off Supplies</b>	
<b>Activity</b>	<b>ALCS-Supply of Alcohol</b>	
<b>Sunday</b>		<b>08:00-00:00</b>
<b>Monday</b>		<b>08:00-00:00</b>
<b>Tuesday</b>		<b>08:00-00:00</b>
<b>Wednesday</b>		<b>08:00-00:00</b>
<b>Thursday</b>		<b>08:00-00:00</b>
<b>Friday</b>		<b>08:00-00:00</b>

<b>Saturday</b>	<b>08:00-00:00</b>
<b>Non Standard Timings &amp; Seasonal Variations</b>	

**Part 2**

**Name and (registered) address of holder of premises licence:**

<b>Name:</b>	Mr Nurettin Ulger
<b>Telephone number:</b>	Not provided
<b>e-mail:</b>	
<b>Address:</b>	[REDACTED]

**Registered number of holder (where applicable):** Not provided

**Name and (registered) address of second holder of premises licence (where applicable):**

<b>Name:</b>	
<b>Telephone number:</b>	
<b>Address:</b>	

**Name and address of designated premises supervisor (where the licence authorises the supply of alcohol):**

<b>Name:</b>	Mr Nurettin Ulger
<b>Address:</b>	[REDACTED]

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

<b>Personal Licence Number:</b>	LN/216042257
<b>Issuing Authority:</b>	London Borough of Haringey

**Premises Licence LN/201600513 was first granted on 20 October 2016.**

**Signed:** 

**Date: 16 March 2018**

for and on behalf of the  
London Borough of Enfield  
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH  
Telephone: 020 8379 3578



## **Annex 1 - Mandatory Conditions**

**The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.**

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

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 2. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.**
- 3. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.**
- 4. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.**
- 5. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- 6. The Designated Premises Supervisor shall regularly check the refusals book to ensure it is being consistently used by all staff.**
- 7. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 8. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 9. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.**

**10. Alcohol and cigarette stock shall only be purchased from registered wholesalers.**

**11. Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and cigarette stock.**

**12. The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. Receipts shall show the following details: (1) Seller's name and address; (2) Seller's company details, if applicable; (3) Seller's VAT details, if applicable. Copies of these documents shall be retained for no less than 12 months and shall be made available to police or authorised officers of the council on request within five working days of the request. The most recent three months' worth of receipts shall be kept on the premises and made available to the police or authorised officers of the council on request.**

**13. All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'tobacco stock'. This container shall be kept within the store room or behind the sales counter.**

**14. Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.**

**15. Prominent, clear and legible notices shall be displayed on all alcohol fridges and at all other alcohol display areas advising customers of the permitted sale of alcohol times.**

**16. An ultra-violet light shall be available at the premises for the purpose of checking the UK Duty Stamp on spirit stock.**

**17. No deliveries or waste collections shall take place between 20:00 - 08:00 hours.**

**18. Should the premises remain open for non-licensable activities, customers shall not have access to alcohol after the licensed hours. This shall be prevented by the use of shutters / locked fridges.**

**19. The following persons shall not be involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity: Mr Sefer Govtepe, Mr Eren Govtepe, Mrs Ebru Govtepe, Mr Deniz Altun and Mr Suleyman Erdogan or their immediate family. The term, "immediate family" shall include husbands, wives, children, parents, grandparents, grandchildren, brothers, sisters, aunts, uncles and first cousins through blood or marriage.**

**20. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**

**21. Installation of a comprehensive CCTV system that complies with the following:**

**(a) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.**

**(b) All recordings shall be stored for a minimum of 28 days with correct date and time stamping.**

**(c) Recordings shall be made available upon request of police or authorised officer throughout the preceding 28 day period.**

**(d) The CCTV system should be updated and maintained according to police recommendations.**

**(e) A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a police officer or authorised council officer recent data or footage with the absolute minimum of delay when requested.**

**(f) The equipment must have a suitable export method, e.g. CD/DVD writer or flash drive so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer.**

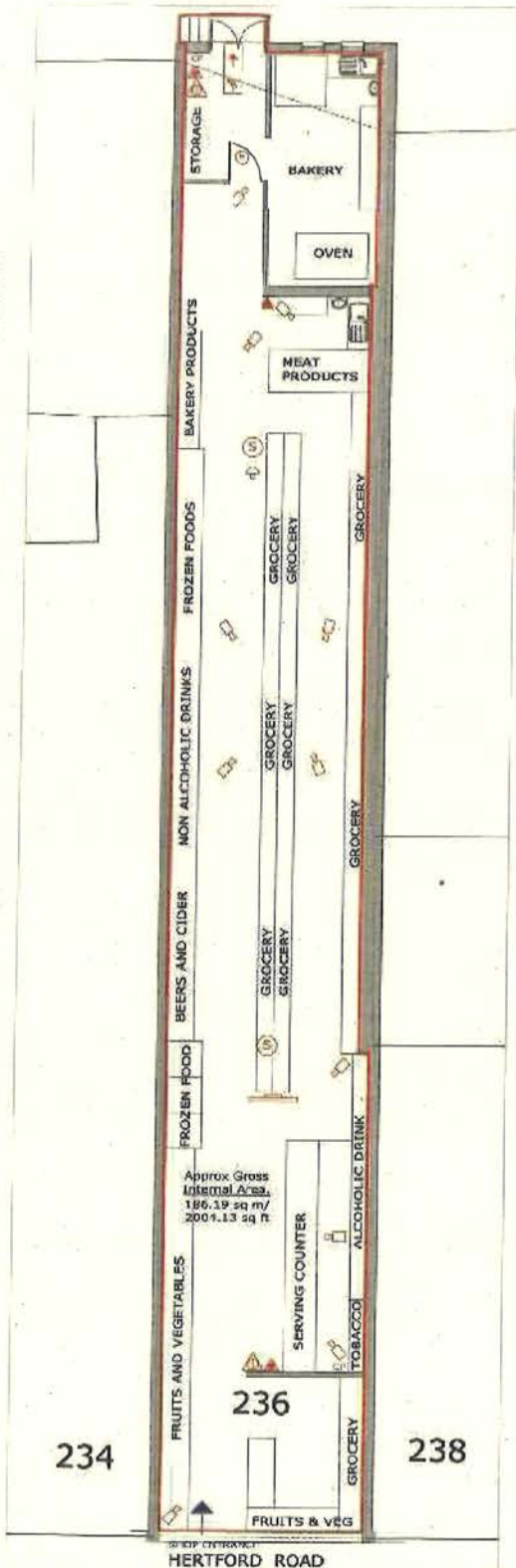
**Annex 3 - Conditions attached after a hearing by the Licensing Authority**

**Not applicable**



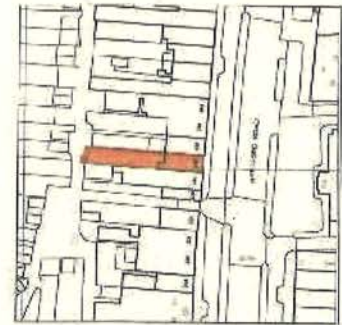
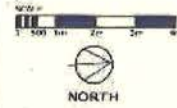
Annex 4 – Plans

PLEASE NOTE - A3 PLANS TO BE PRINTED "AS IN DOCUMENT" NOT ENLARGED OR SHRUNK TO FIT PAGE

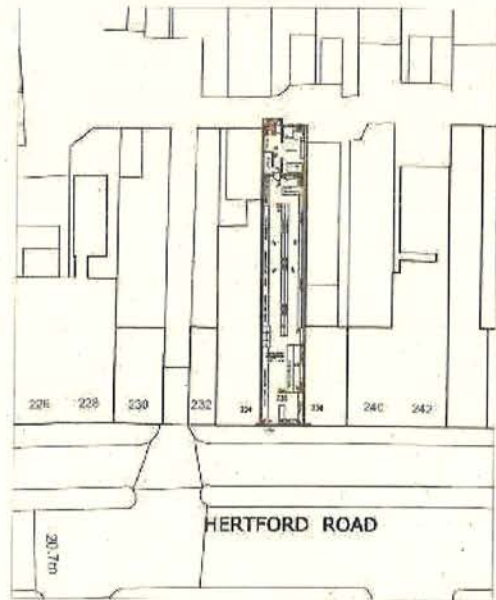
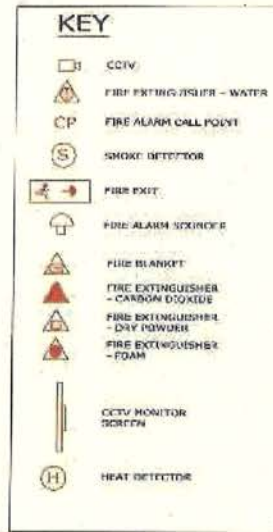


Approx Gross Internal Area:  
186.19 sq m/  
2004.13 sq ft

GROUND FLOOR PLAN  
SCALE 1:100



LOCATION PLAN  
SCALE 1:1250



BLOCK PLAN  
SCALE 1:500

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Address 236 HERTFORD ROAD FRIFIELD, HERTFORD SG4 8NF	Project LICENSING PLAN	Date 05-AUG-2015	Scale 1:100	Sheet A3	<p>Boham Consult Limited 11 Church Lane St Albans, Herts SG8 5JH Tel: 01438 750000 www.bohamconsult.com</p>
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London Borough of Enfield

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We **CAYAN FOODS CENTRE LIMITED**

(Insert name(s) of applicant)

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

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description <b>236 HERTFORD ROAD</b>			
Post town	<b>ENFIELD</b>	Postcode	<b>EN3 5BL</b>

Telephone number at premises (if any)	
Email address	
Non-domestic rateable value of premises	£ <b>24750</b>

Part 2 - Applicant details

Please state whether you are applying for a premises licence as      Please tick as appropriate

- a) an individual or individuals \*       please complete section (A)
- b) a person other than an individual \*
  - i as a limited company/limited liability partnership       please complete section (B)
  - ii as a partnership (other than limited liability)       please complete section (B)
  - iii as an unincorporated association or       please complete section (B)

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

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

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

**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

**(B) OTHER APPLICANTS**

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

Name	<b>CAYAN FOODS CENTRE LIMITED</b>
Address	<b>236 HERTFORD ROAD ENFIELD EN3 5BL</b>
Registered number (where applicable)	<b>11184873</b>
Description of applicant (for example, partnership, company, unincorporated association etc.)	<b>PRIVATE LIMITED COMPANY</b>
Telephone number (if any)	
E-mail address	

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
0	1	0 4 2 0 1 8

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

DD	MM	YYYY

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

**SUPERMARKET**

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

--

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

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

**In all cases complete boxes K, L and M**

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	08:00	00:00			
Tue	00:00	03:00			
	08:00	00:00			
Wed	00:00	03:00			
	08:00	00:00			
Thur	00:00	03:00			
	08:00	00:00			
Fri	00:00	03:00			
	08:00	00:00			
Sat	00:00	03:00			
	08:00	00:00			
Sun	00:00	03:00			
	08:00	00:00			
			<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	<b>CEMAL TOPAL</b>
Date of birth	<b>19/07/1973</b>
Address	<b>20 KING HENRY MEWS</b>
Postcode	<b>EN3 6JS</b>
Personal licence number (if known)	<b>LN/201700881</b>
Issuing licensing authority (if known)	<b>Enfield</b>



K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).**

**NONE**

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	00:00	00:00	
Tue	00:00	00:00	
Wed	00:00	00:00	
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	
			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6)



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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

**A SCHEDULE OF CONDITIONS WILL BE SUPPLIED TO THE POLICE AND LICENSING AUTHORITY FOR DISCUSSION**

**b) The prevention of crime and disorder**

**SEE A ABOVE**

**c) Public safety**

**SEE A ABOVE**

**d) The prevention of public nuisance**

**SEE A ABOVE**

**e) The protection of children from harm**

**CHALLENGE 25 AGE VERIFICATION POLICY WILL BE ADOPTED AND STAFF INVOLVED IN THE SALE OF ALCOHOL WILL BE TRAINED ON THE POLICY.**

**SEE A ABOVE**

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom   
**(please read note 15).**

**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.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from</li> </ul>
--------------------	---

	<b>doing work relating to a licesable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</b>
Signature	<i>Robert Sutherland</i>
Date	<b>02/03/2018</b>
Capacity	<b>AUTHORISED AGENT</b>

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
<b>ROBERT SUTHERLAND LICENSES-R-US 12 BOSGROVE</b>			
Post town	<b>LONDON</b>	Postcode	<b>E4 6QT</b>
Telephone number (if any)	<b>07948504530</b>		
E-mail address (optional)	<b>robert@licenses-r-us.co.uk</b>		

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**Annex 5****POLICE REPRESENTATION**

**Name and address of premises:** Hertford Food Centre  
 236 Hertford Road  
 Enfield  
 EN3 5BL

**Type of Application:** New Premises Licence

**The Application**

This is an application for a new premises licence for the supply of alcohol to be granted to CAYAN FOOD CENTRE LTD as follows;

Supply of Alcohol	Monday to Sunday 08:00 – 03:00
Opening Hours	Monday to Sunday 08:00 – 03:30

**Location**

This venue is situated within a parade of shops with residential properties above.

**History**

I have researched Police crime and intelligence systems relating to this venue and I have found that the venue has a history of selling non duty paid goods, selling alcohol after hours and illicit goods have been found in hidden compartments behind walls. A previous PLH had the licence revoked but subsequent PLH's continued to involve this person in the running of the shop and compliance has never been complete.

**Cumulative Impact Policy**

London Borough of Enfield

**Licensing Act 2003**

Licensing Policy Statement (Fifth Edition 28<sup>th</sup> January 2015)

9.21 Any applications for new premises licences and/or club premises certificates and/or provisional statements and any applications for variations of those authorisations for hours within the limits set out (referred to as Core Hours) for premises and/or clubs inside the cumulative impact policy areas will generally be

granted, subject to consideration of any representations about the way in which the application will promote the licensing objectives.

- 9.22 Any applications for new premises licences and/or club premises certificates and/or provisional statements and any applications for variations of those authorisations for hours outside the limits set out (referred to as Core Hours) for premises and/or clubs inside the cumulative impact policy areas will, when subject to relevant representations, be subject to the presumption against grant that is implicit in a cumulative impact policy.

This premise is within Enfield Boroughs Cumulative Impact Policy area. Hours sort are not within the limits set out and as such, section 9.22 refers.

I have considered the application and operating schedule proposed and although I have no objection to whom the licence is being issued to, if this application were granted as requested, I believe the effect could be detrimental to the Licensing objectives.

**In summary I wish to make representation on the following:**

- Prevention of crime & disorder

In view of the CIP, Police are objecting to the proposed hours for the sale of alcohol but would agree hours that are permitted, namely 08:00 to 00:00. The applicant has not given any extra reasons as to why they should be excluded from this policy.

If this application were granted in full or part, I suggest that the following conditions be attached to the licence, as set out below, to further promote the licensing objectives.

CCTV is an essential ingredient in deterring crime and gathering evidence if crime is committed. Although CCTV is discussed in the operating schedule, insufficient detail has been provided to ensure its quality and integrity. Police therefore request the following condition is applied to the premises licence to ensure quality performance.

A digital CCTV system must be installed in the premises complying with the following criteria:

1. Cameras must be sited to observe the entrance and exit doors, floor and storage areas.
2. Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
3. Cameras overlooking floor areas should be wide angled to give an overview of the premises.
4. Provide a linked record of the date, time, and place of any image.
5. Provide good quality images.
6. Operate under existing light levels within and outside the premises.
7. Have the recording device located in a secure area or locked cabinet.
8. Have a monitor to review images and recorded picture quality.
9. Be regularly maintained to ensure continuous quality of image capture and retention.
10. Have signage displayed in the customer area to advise that CCTV is in operation.
11. Digital images must be kept for 31 days.
12. Police or authorised local authority employees will have access to images at any reasonable time.

13. The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Immediate copies must be made available to Police or authorised local authority employees on request.

Prior to opening each day, staff shall check that the CCTV is working correctly. A record of when and who checked the system shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees upon request. If the system is not working correctly then the licensing authority or the Police shall be informed immediately and steps made to have the problem fixed. No licensable activities shall be permitted to take place should the CCTV not be fixed 48 hours after the CCTV is found to not be working. On completion of the repair, the police and licensing authority shall be notified

All staff engaged in the sale/supply of alcohol shall be trained to operate the CCTV

If the change of hours and conditions are agreed I would withdraw my representation.

Officer: Karen Staff PC237YE

Tel: 0208 379 3915

[Ye-licensing@met.pnn.police.uk](mailto:Ye-licensing@met.pnn.police.uk)

Date: 29<sup>th</sup> March 2018

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## Annex 6

**LICENSING AUTHORITY REPRESENTATION**

This representation is made by Enfield's Licensing Enforcement Team and is made in consultation with and on behalf of the Trading Standards Service (inspectors of Weights & Measures), Planning authority, Health & Safety authority, Environmental Health authority and the Child Protection Board.

I confirm I am authorised to speak at any hearing on behalf of the Licensing authority, Trading Standards Service (inspectors of Weights & Measures), Planning authority, Health & Safety authority, Environmental Health authority, and Child Protection Board).

**Name and address of premises:** Hertford Food Centre  
236 Hertford Road  
Enfield  
EN3 5BL

**Type of Application:** New Premises Licence

I certify that I have considered the application shown above and **I wish to make representations** that the likely effect of the grant of the application is detrimental to the Council's Licensing Objectives for the following reasons:

This is a new application for a supermarket to provide licensable activities as detailed below:

Activity	Proposed Times
Supply of Alcohol (off)	08:00 – 03:00 everyday
Opening hours	24 hours everyday

**I wish to make representation on the following:**

- **Protection of Children from harm**
- **Prevention of Nuisance**
- **Prevention of Crime and Disorder**

**Cumulative Impact Policy (CIP)**

This premises is located in a Cumulative Impact Policy Area (CIP).

The CIP relates to all new and variation applications and states that the core hours granted for this type of premises in this particular location should not exceed the following:

Alcohol;: Mon – Sun                      08:00 – 00:00

**If the applicant does not agree to the hours specified in the CIP, there is a presumption that the application will be refused.**

As demonstrated in the CIP, this area is already of concern in relation to crime and disorder and public nuisance.

It is for the applicant to demonstrate why the Licensing Authority should go against the CIP and allow the licence to be granted. The applicant has not submitted any information to demonstrate why the CIP should not apply to their premises.

**Location:**

There are residential properties above some of the shops in this parade.

**History:**

This premises is already licensed to sell alcohol until midnight and to open 24 hours a day seven days a week. If this licence is granted in full or in part the original licence should be surrendered.

A licence for this premises has previously been revoked following the discovery of a considerable amount of non-duty paid cigarettes and tobacco at the premises.

Officers have also witnessed after hours sales at the premises under the current licence and a meeting was held with the current licence holder last year when officers were considering reviewing the licence to strengthen the licence conditions. Following that meeting the premises has been sold to the new applicant.

The Licensing Authority is keen to ensure that this applicant has no connection to any of the previous licence holders and that the issues that led to the revocation of the previous licence do not reoccur.

On 28<sup>th</sup> March 2018 both myself and Police Licensing Officer PC Staff met with the applicant to discuss the application and the premises history. The applicant was accompanied by his Licensing Agent Mr Robert Sutherland, the proposed DPS Cemal Topal and his nephew who assisted with some translation. During the meeting we advised the applicant of our concerns with regard to the previous premises licences and gave a summary of the history of the premises – ie non duty paid goods, after hours sales.

When asked, all three males denied knowing the people named on the licence as not being permitted to have anything to do with the running of the premises. However when I produced a screen print from Mr Cemal Topal's facebook account showing that he is friends on facebook with Sefer Govtepe they admitted they do know him and that they are from the same village. Both myself and PC Staff expressed out concern that they had denied knowing him and that by not telling truth they had affected any confidence we had in them. During the meeting the men advised there would all be personal licence holders and would all work at the premises with a total of 8 staff. They also confirmed that they would be leasing the storage area at the back of the nearby internet café. All three males claim to have experience of working in licensed premises.

During the meeting we went through a list of proposed conditions which the applicant's agent had prepared and compared them to a list we had prepared. The agent's intention is to submit the list as part of the operating schedule but at the time of writing this has not been done so they have been included in this representation.

**In conclusion I object to the times applied for and instead recommend a terminal alcohol hour of midnight in line with the CIP.**

**Even if the CIP was not in place I would not agree to the hours applied for and instead would recommend that the applicant prove that they can trade without complaint and in full compliance for at least 1 year before applying for later hours.**

If the licence is granted in full or part I recommend that the following conditions be attached to the licence in order to fully promote the licensing objectives:

1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
2. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.
3. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.
4. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.
5. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
6. The Designated Premises Supervisor shall regularly check the refusals book to ensure it is being consistently used by all staff.
7. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
8. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
9. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.
10. Alcohol and cigarette stock shall only be purchased from registered wholesalers.

11. Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and cigarette stock.

12. The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. Receipts shall show the following details: (1) Seller's name and address; (2) AWRS registration number and Seller's company details, if applicable; (3) Seller's VAT details, if applicable. Copies of these documents shall be retained for no less than 12 months and shall be made available to police or authorised officers of the council on request within five working days of the request. The most recent three months' worth of receipts shall be kept on the premises and made available to the police or authorised officers of the council on request.

13. All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'tobacco stock'. This container shall be kept within the store room or behind the sales counter.

14. Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.

15. Prominent, clear and legible notices shall be displayed on all alcohol fridges and at all other alcohol display areas advising customers of the permitted sale of alcohol times.

16. No deliveries or waste collections shall take place between 20:00 - 08:00 hours.

17. Should the premises remain open for non-licensable activities, customers shall not have access to alcohol after the licensed hours. This shall be prevented by the use of shutters / locked fridges.

18. The following persons shall not be involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity: Mr Sefer Govtepe, Mr Eren Govtepe, Mrs Ebru Govtepe, Mr Deniz Altun, Mr Nurettin Ulger and Mr Suleyman Erdogan or their immediate family. The term, "immediate family" shall include husbands, wives, children, parents, grandparents, grandchildren, brothers, sisters, aunts, uncles and first cousins through blood or marriage.

21. The PLH or DPS shall inspect the premises for compliance with the premises licence times and conditions on a monthly basis. A record of when the inspection was carried out and who by shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees upon request.

23. A personal licence holder shall be on the premises every day from 21:00 until alcohol sales cease.

24. At least two members of staff shall be on the premises at all times, one of whom shall be fluent in English.

25. All alcohol and tobacco products shall be scanned at the till in order to make a sale.

26. The keys for all storage areas and vehicles associated with premises shall be kept at the till when not in use.

27. Prior to this licence being used the Premises Licence Holder shall thoroughly check the premises and any vehicles / storage areas associated with it to ensure that there are no illicit products there. Once done a voluntary declaration shall be signed by the Premises Licence Holder confirming that this has been carried out and that he is responsible for all goods there.

**Additional information:**

During our meeting the applicant also mentioned having a door supervisor on Friday and Saturdays from 23:00 until 03:00. This appears to be in response to the CIP however they have applied to sell alcohol until 03:00 every day not just Friday and Saturday. At the point of writing this has not formally be offered as a condition.

I reserve the right to provide further information to support this representation.

If the conditions and amended times were accepted in full I WOULD withdraw my representation.

Duly Authorised: Charlotte Palmer, Licensing Enforcement Officer

Contact: [charlotte.palmer@enfield.gov.uk](mailto:charlotte.palmer@enfield.gov.uk)

Signed: CPALMER

Date: 29/03/2018

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## Annex 7

### Proposed Conditions arising from the application

#### Annex 1 - Mandatory Conditions

**The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.**

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

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

#### **CONDITIONS SOUGHT BY THE POLICE:**

2. A digital CCTV system must be installed in the premises complying with the following criteria:
  - (1) Cameras must be sited to observe the entrance and exit doors, floor and storage areas.
  - (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
  - (3) Cameras overlooking floor areas should be wide angled to give an overview of the premises.
  - (4) Provide a linked record of the date, time, and place of any image.
  - (5) Provide good quality images.
  - (6) Operate under existing light levels within and outside the premises.
  - (7) Have the recording device located in a secure area or locked cabinet.
  - (8) Have a monitor to review images and recorded picture quality.
  - (9) Be regularly maintained to ensure continuous quality of image capture and retention.
  - (10) Have signage displayed in the customer area to advise that CCTV is in operation.
  - (11) Digital images must be kept for 31 days.
  - (12) Police or authorised local authority employees will have access to images at any reasonable time.
  - (13) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Immediate copies must be made available to Police or authorised local authority employees on request.
3. Prior to opening each day, staff shall check that the CCTV is working correctly. A record of when and who checked the system shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees upon request. If the system is not working correctly then the licensing authority or the Police shall be informed immediately and steps made to have the problem fixed. No licensable activities shall be permitted to take place should the CCTV not be fixed 48 hours after the CCTV is found to not be working. On completion of the repair, the police and licensing authority shall be notified
4. All staff engaged in the sale/supply of alcohol shall be trained to operate the CCTV.

**CONDITIONS SOUGHT BY THE LICENSING AUTHORITY:**

5. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.
6. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.
7. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.
8. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
9. The Designated Premises Supervisor shall regularly check the refusals book to ensure it is being consistently used by all staff.
10. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
11. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
12. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.
13. Alcohol and cigarette stock shall only be purchased from registered wholesalers.
14. Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and cigarette stock.
15. The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. Receipts shall show the following details: (1) Seller's name and address; (2) AWRS registration number and Seller's company details, if applicable; (3) Seller's VAT details, if applicable. Copies of these documents shall be retained for no less than 12 months and shall be made available to police or authorised officers of the council on request within five working days of the request. The most recent three months' worth of receipts shall be kept on the premises and made available to the police or authorised officers of the council on request.
16. All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'tobacco stock'. This container shall be kept within the store room or behind the sales counter.



17. Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.
18. Prominent, clear and legible notices shall be displayed on all alcohol fridges and at all other alcohol display areas advising customers of the permitted sale of alcohol times.
19. No deliveries or waste collections shall take place between 20:00 - 08:00 hours.
20. Should the premises remain open for non-licensable activities, customers shall not have access to alcohol after the licensed hours. This shall be prevented by the use of shutters / locked fridges.
21. The following persons shall not be involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity: Mr Sefer Govtepe, Mr Eren Govtepe, Mrs Ebru Govtepe, Mr Deniz Altun, Mr Nurettin Ulger and Mr Suleyman Erdogan or their immediate family. The term, "immediate family" shall include husbands, wives, children, parents, grandparents, grandchildren, brothers, sisters, aunts, uncles and first cousins through blood or marriage.
22. The PLH or DPS shall inspect the premises for compliance with the premises licence times and conditions on a monthly basis. A record of when the inspection was carried out and who by shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees upon request.
23. A personal licence holder shall be on the premises every day from 21:00 until alcohol sales cease.
24. At least two members of staff shall be on the premises at all times, one of whom shall be fluent in English.
25. All alcohol and tobacco products shall be scanned at the till in order to make a sale.
26. The keys for all storage areas and vehicles associated with premises shall be kept at the till when not in use.
27. Prior to this licence being used the Premises Licence Holder shall thoroughly check the premises and any vehicles / storage areas associated with it to ensure that there are no illicit products there. Once done a voluntary declaration shall be signed by the Premises Licence Holder confirming that this has been carried out and that he is responsible for all goods there.

### **Annex 3 - Conditions attached after a hearing by the Licensing Authority**

**Not applicable**

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## LICENSING SUB-COMMITTEE - 4.4.2018

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE  
HELD ON WEDNESDAY, 4 APRIL 2018****COUNCILLORS****PRESENT** (Chair) Derek Levy, Vicki Pite and Glynis Vince**ABSENT****OFFICERS:** Esther Hughes (Team Leader Consumer Protection), PC Karen Staff (Metropolitan Police Licensing Officer), Dina Boodhun (Legal Services Representative), Metin Halil (Democratic Services)**Also Attending:** Mr Behrouz Alidoost, Applicant, Med off License**533****WELCOME AND APOLOGIES FOR ABSENCE**

Councillor Levy as Chair welcomed all those present and explained the order of the meeting.

**534****DECLARATION OF INTERESTS**

NOTED that there were no declarations of interest.

**535****EXCLUSION OF THE PRESS AND PUBLIC**

**AGREED** in accordance with Section 100(A) of the Local Government Act 1972 to exclude the press and public from the meeting for consideration of item 4 of the agenda on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 7 (information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime) of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

**536****MED OFF LICENCE, 87 SILVER STREET, LONDON, N18 1RP (REPORT NO. 181)**

**LICENSING SUB-COMMITTEE - 4.4.2018**

RECEIVED the application made by Mr Behrouz Alidoost for a Transfer of the Premises Licence at the premises known as and situated at Med Off Licence, 87 Silver Street, London, N18 1RP.

RESOLVED that

1. The Panel retired, with the legal representative and committee administrator, to consider the application further and then the meeting reconvened in public.
2. The Chairman made the following statement:

“Having considered the written and oral submissions from all parties, the Licensing Sub-Committee (LSC) was fully persuaded by the arguments presented by the Metropolitan Police Service (MPS) that the transfer application should be rejected.

The evidence base, reinforced under a direct line of questioning, made it clear that regardless of additional and wider information which emerged through MPS research whilst preparing its objection (and which raised further doubts over the applicant’s willingness to differentiate between and understand basic rights and wrongs), the MPS would still have objected to this transfer application on the licensing grounds cited alone, given that Mr Alidoost had failed to sufficiently demonstrate his ability to promote the licensing objectives during his eight months involvement with the premises to date.

The LSC applied weight to the special factors contained within the London Borough of Enfield Licensing Policy, specifically 10.1 and 12.1.9, which were pertinent to this case.

In particular, the panel was concerned as to Mr Alidoost’s failure in the past, which he could not answer to the satisfaction of panel members from the various questions they posed - as well as his capacity in the future - to deliver upon and meet the condition requiring there to be two qualified staff present at all times i.e. 18 hours of the premises being open to the public, thereby undermining the core principles of prevention as enshrined in the licensing objectives.

The LSC considered, after extensive questioning on this point, that Mr Alidoost had not been able to demonstrate or in any other way seemed to have acquired the full and necessary training appropriate for holding a premises licence.

In this regard, the variable presence of the current Designated Premises Supervisor (DPS) to help him operate a licence effectively, responsibly and

**LICENSING SUB-COMMITTEE - 4.4.2018**

appropriately – which information was established by further questions asked of Mr Alidoost himself – lent additional weight to this assertion by the sub-committee members.

The LSC took note of and acknowledged that Mr Alidoost was trying his best to listen and learn about the rules and requirements of licensing matters from all quarters; and he said he was similarly trying to take heed of the advice provided by the Licensing Authority during their several visits.

However, the overall evidence base, including that arising from inspections as recently as February 2018, was on balance sufficiently strong as to persuade the LSC that Mr Alidoost had not yet reached the point of appropriate competence to enable him to assume all the responsibilities that would have been conferred upon him were his transfer application to be granted.

Therefore, the LSC rejected the application as it considered it appropriate for the promotion of the crime prevention objective to do so (section 44(5) Licensing Act 2003 Determination of a transfer application).

3. The Licensing Sub-Committee resolved that the application for a transfer of premises licence be refused.

**537**

**MINUTES OF PREVIOUS MEETING**

Received the minutes of the meeting of Licensing Sub-Committee held on Wednesday 7 March 2018.

**AGREED** that the minutes of Licensing Sub-Committee held on Wednesday 7 March 2018 be confirmed and signed as a correct record.

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