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LICENSING SUB-COMMITTEE

Wednesday, 6 November 2019 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

Councillors : Chris Bond (Chair), Derek Levy and Jim Steven

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. PRAVALIA DE ACASA, 428 GREEN LANES, LONDON N13 5XG (REPORT NO. 139) (Pages 1 - 32)

Review Application

4. PRAVALIA DE ACASA, 428 GREEN LANES, LONDON N13 5XG (REPORT NO. 140) (Pages 33 - 48)

Transfer Application

5. MINUTES OF PREVIOUS MEETING (Pages 49 - 56)

To receive and agree the minutes of the meeting held on Wednesday 2 October 2019.

6. 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)

MUNICIPAL YEAR 2019/20 REPORT NO. 139

COMMITTEE :
Licensing Sub-Committee
6 November 2019

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT : Review Application</p> <p>PREMISES : Pravalia De Acasa, 428 Green Lanes, LONDON, N13 5XG</p> <p>WARD : Palmers Green</p>	

1 LICENSING HISTORY & CURRENT POSITION:

1.1 A new premises licence (LN/201200420) was issued to **Mrs Irina Anchidim** on 14 August 2012 without objection.

1.2 The Designated Premises Supervisor (DPS) has been **Ms Myroforo Christofi**, also since 14 August 2012.

1.3 The current Premises Licence permits:

Hours the premises are open to the public: From 10:00 to 20:00 Monday to Saturday, and 10:00 to 16:00 Sunday.

Supply of alcohol (off supplies only): From 10:00 to 20:00 Monday to Saturday, and 10:00 to 16:00 Sunday.

1.4 A transfer application was received on 19 September 2019, proposing new premises licence holders as **Mr Marian Nantu and Mrs Mariana Nantu**. That transfer application was objected to by the Police and is being simultaneously dealt with at the hearing as this review application.

1.15 A copy of the current premises licence (LN/201200420) is attached in Annex 1.

2 THIS APPLICATION:

2.1 On 16 September 2019 an application was made by the **Licensing Authority** for the review of Premises Licence LN/201200420.

2.2 The review application relates to the prevention of crime and disorder licensing objective and is made on the grounds that smuggled goods have been found on the premises i.e. non-duty paid cigarettes.

2.3 The review application is to revoke the premises licence in its entirety.

2.4 The review application was advertised in accordance with the requirements of the Licensing Act 2003.

- 2.5 Each of the Responsible Authorities were consulted in respect of the application.
- 2.6 A copy of the review application is attached as Annex 2. Additional information is expected to follow in a Supplementary Report on behalf of the Licensing Authority.
- 2.7 To date, no written response to the review has been provided by Mrs Irina Anchidim, Mr Marian Nantu or Mrs Mariana Nantu.

3 RELEVANT REPRESENTATIONS:

- 3.1 No representations were received in respect of this review application: the Metropolitan Police have provided information as part of the transfer objection which shall be considered at the same time as the review hearing.

4 PROPOSED LICENCE CONDITIONS:

- 4.1 The Licensing Authority have proposed modification to conditions should the Licensing Sub-Committee be minded not to revoke the premises licence, and these are produced in Annex 3.
- 4.2 The Licensing Authority further add that if the Licensing Sub-Committee is minded not to revoke the licence then the Licensing Authority also ask that the licence be suspended until the following actions have been completed:
 - 1. Full compliance with the licence conditions has been demonstrated.
 - 2. The named DPS has been reinstated or a Vary DPS application has been granted.
 - 3. A Minor Variation to update the plan has been granted.

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 2017 ('Guid'); or
 - 5.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('Pol').

General Principles :

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

- 5.3 The licensing objectives are :
 - 5.3.1 the prevention of crime and disorder;
 - 5.3.2 public safety;
 - 5.3.3 the prevention of public nuisance; &
 - 5.3.4 the protection of children from harm [Act s.4(2)].
- 5.4 In carrying out its functions, the Sub-Committee must also have regard to :
 - 5.4.1 the Council's licensing policy statement; &
 - 5.4.2 guidance issued by the Secretary of State [Act s.4(3)].

Review:

- 5.5 In reviewing a licence the Licensing Sub-Committee will consider, and take into account, the complaints history of the premises and all other relevant information [Pol s.10.3].
- 5.6 A number of reviews may arise in connection with crime that is not directly connected with licensable activities, for example the sale of contraband goods. The Sub-Committee does not have the power to judge the criminality or otherwise of any issue. The Sub-Committee's role is to ensure the promotion of the crime prevention objective [Guid s.11.24].
- 5.7 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These include the use of the premises for the sale or storage of smuggled tobacco and alcohol [Guid s.11.27].
- 5.8 Where reviews arise in respect of these criminal activities and the Sub-Committee determines that the crime prevention objective is being undermined, it is expected that revocation of the licence – even in the first instance – should be seriously considered [Guid s.11.28].

Decision :

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

5.9.1 to modify the conditions of the licence;

5.9.2 to exclude a licensable activity from the scope of the licence;

5.9.3 to remove the designated premises supervisor

5.9.4 to suspend the licence for a period not exceeding three months;

5.9.5 to revoke the licence [Act s.52].

5.10 In deciding which of these powers to invoke, the Sub-Committee should so far as possible seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should generally be directed at those causes and should always be no more than an appropriate and proportionate response [Guid s.11.20].

Background Papers :
None other than any identified within the report.

Contact Officer :
Ellie Green on 020 8379 8543

Licensing Act 2003

PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number :

Part 1 – Premises Details

Postal address of premises :

Premises name :

Telephone number :

Address :

Where the licence is time-limited, the dates :

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 :

(1) **Open to the Public - Whole premises**

Sunday :	10:00 - 16:00
Monday :	10:00 - 20:00
Tuesday :	10:00 - 20:00
Wednesday :	10:00 - 20:00
Thursday :	10:00 - 20:00
Friday :	10:00 - 20:00
Saturday :	10:00 - 20:00

(2) **Supply of Alcohol - Off supplies**

Sunday :	10:00 - 16:00
Monday :	10:00 - 20:00
Tuesday :	10:00 - 20:00
Wednesday :	10:00 - 20:00
Thursday :	10:00 - 20:00
Friday :	10:00 - 20:00
Saturday :	10:00 - 20:00

Part 2

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

Name : Mrs Irina Anchidim

Telephone number : Not provided

e-mail : homefromhome98@hotmail.com

Address : 10 Brettenham Road, London, N18 2ET

Registered number of holder (where applicable) :

Not applicable

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

Name : Not applicable

Telephone number :

Address :

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

Name : Ms Myrofora Christofi

Telephone number : Not provided

e-mail : Not provided

Address : 9 The Fairway, New Southgate, London, N14 4PA

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

Personal Licence Number : LN/200800768

Issuing Authority : London Borough of Enfield

Premises Licence LN/201200420 was first granted on 14 August 2012.

Signed : 

Date : 14th August 2012

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

- 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.**

Annex 2 - Conditions consistent with the Operating Schedule

- 3. 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.**
- 4. Shutters shall be installed to the front of the premises.**
- 5. The Local Authority or similar proof of age scheme shall be operated and relevant material shall be displayed at the premises. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.**
- 6. No child, under the age of 18 years, shall be permitted to enter the premises unless accompanied by an adult.**
- 7. 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, the alcohol displays, and floor 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 viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time, and place of any image; (7) Provide good quality images - colour during opening times; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 28 days; (14) Police will have access to images at any reasonable time; (15) 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. Copies must be made available to Police or authorised local authority employees on request.**
- 8. Signs shall be prominently displayed on the exit doors and immediately outside the premises in the outside seating area advising customers that the**

premises is in a 'Drinking Control Area' and that alcohol should not be should not be taken off the outside seating area 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.

9. A written record of refused sales shall be kept on the premises and completed when necessary. 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.

10. 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.

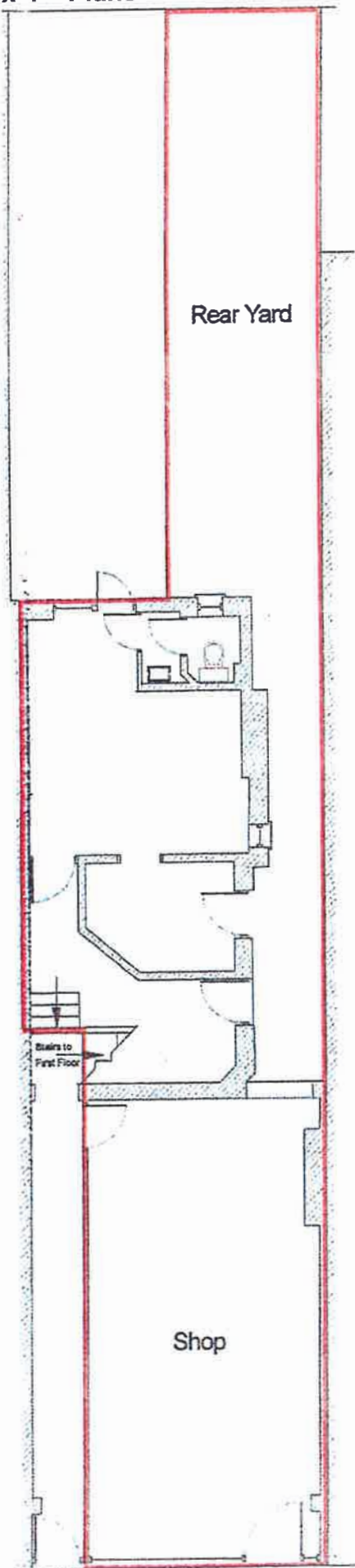
11. All training relating to the sale of alcohol and times and conditions of the licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.



12. 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.

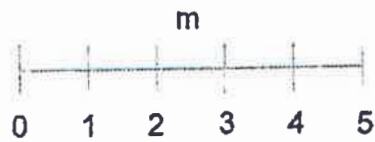
Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 – Plans



Boundary of Leasehold Land edged red	
Right of way on other land for use by Leasehold Land	



Ground Floor
428 Green Lanes
London
N13 5XG

Lease Plan

Scale: 1:100

Drawing No: ajws/jw/555a

30th June 2012

Chas R. Lowe and Co
Chartered Surveyors
10 Church Hill Road
East Barnet
Herts, EN4 8TB

crl@icsonline.org

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Annex 2

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 **Charlotte Palmer Senior Licensing Enforcement Officer**

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
Pravalia De Acasa, 428 Green Lanes	
Post town	Post code (if known)
Enfield	N13 5XG
Name of premises licence holder or club holding club premises certificate (if known)	
Mrs Irina Anchidim	
Number of premises licence or club premises certificate (if known)	
LN/201200420	

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises

- 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

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 Charlotte Palmer Licensing Authority London Borough of Enfield PO Box 57 Civic Centre Silver Street EN1 3XH
Telephone number: 020 8379 3965
E-mail address: charlotte.palmer@enfield.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
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please state the ground(s) for review: (please read guidance note 1)

Enfield Licensing Authority is seeking a review of the premises licence on the grounds that smuggled goods have been found on the premises ie. non-duty paid cigarettes.

This review is primarily based on the prevention of crime and disorder licensing objective. **The review application is to revoke the premises licence in its entirety.**

Background:

14/08/12 - The licence for this premises was granted to Mrs Irina Anchidim. No changes have been made to the licence since that time.

03/07/19 - Police received an allegation that the premises was selling 'contraband' cigarettes.

06/08/19 - Officers from Enfield Council's Licensing Enforcement Team, the Police Licensing Officer, HMRC Officers and a dog handler and dogs from Wagtail International carried out a day of unannounced visits to shops in the borough in a crackdown against the sale of illicit tobacco.

One of the premises visited was Pravalia De Acasa, 428 Green Lanes, N13 5XG.

At the time of the visit there was one member of staff on the premises, a female. An Officer (CPX) explained why they were there and the female made a phone call, she did not appear to speak English. The Officer asked to speak to the person on the phone and was handed the phone. The Officer explained to the male on the phone why they were there. The male advised he would attend the premises and the Officer advised that they would start the search whilst they waited for him. The premises was searched and the following non-duty paid items were found and seized;

Davidoff Magenta 160 sticks
Davidoff White 120 sticks
Davidoff Gold Slimline 660 sticks
Davidoff Gold 960 sticks
Dunhill Fine Cut (blue packet) 3620 sticks
Dunhill Fine Cut (black packet) 3000 sticks
Karelia Slims Menthol 40 sticks
Kent Switch 1400 sticks
Kent Nano 800 sticks
Kent 100's 340 sticks
Kent Core 5420 sticks
Marlboro Touch 600 sticks
Marlboro Gold 300 sticks
Marlboro Red 200 sticks
Pall Mall Extra 560 sticks
Pall Mall Click On 480 Sticks
Sobranie 500 sticks
Sobranie Evolve 520 sticks
Vogue Lilas 680 sticks
Vogue Bleue 400 sticks
Vogue Verte 280 sticks

The products were found in bags in the stock room and also in a cabinet which formed part of the serving counter.

The paperwork from the day can be view in **Appendix 1 and 2** and the photos of the products can be viewed in **Appendix 3**.

The male, who gave his name as Marian Florin, now known to be Mr Marian Florin Nantu arrived at the premises approximately 45 minutes to 1 hour after the officers entered the premises. His vehicle was also checked but was found to be completely empty. Mr Nantu was spoken to by the HMRC Officers and signed the paperwork. He advised that he had bought the premises for his family. The Senior Licensing Enforcement Officer advised Mr Nantu that she would write to the premises once a decision had been made as to what action to take.

12/09/19 – A Senior Licensing Enforcement Officer visited the premises to carry out a full licence inspection. The only member of staff in the premises at the time of the visit was Mr Marian Florin Nantu.

Condition 7 - CCTV only went back to 02/09/19 (10 days) instead of the required 28 days .

Conditions 8 - Officer to send up-to-date Public Space Protections Order Poster to replace Alcohol Control Zone poster that was on displayed. Advised to display it at the door rather than behind counter.

Condition 9 - A Refusals book was found but had not been used. Officer explained how to use it.

Condition 10 and 11 - A Training Handbook and Record book were found but had not been used since 2013 - it had been seen by the same Officer and signed on 12/04/13 and there were no entries since that date.

Conditions 12 - Leave quietly poster to be moved from behind counter to customers exit.

The **plan** attached to the licence was not accurate. The counter was not shown, a door in the main shop area was shown where there was not one, 4 steps leading down from the shop area to the storage area were not shown, a further step leading to the rear of the storage area was not shown and a gap in the wall towards the rear of the storage area was shown where there was not one. Mr Nantu was advised that a Minor Variation application needed to be submitted to update the plan.

The Officer advised Mr Nantu that the Licensing Authority would be submitting a Review application with a view to having the licence revoked because of the smuggled goods found at the premises and that this would be sent to the named Premises Licence Holder. The review process was explained. Mr Nantu advised that the named Premises Licence Holder is his sister in law and that he had bought the premises for her family. He went on to say that she was no longer connected to the premises and that he is the owner and it was him who brought the illicit cigarettes into the premises so the review should be sent to him. He also said that the named Designated Premises Supervisor had not worked at the premises for several months. He was advised that a Transfer and Vary DPS application should have been submitted. Mr Nantu confirmed that he was not a personal licence holder and that he would ask the DPS to return to work at the premises. The Officer agreed to send Mr Nantu a link to the council's website from where the applications could be downloaded. The link was sent later the same day. Inspection Report – **Appendix 4.**

Additional Information:

Home Office revised guidance issued under section 182 of the Licensing Act 2003 (11.27), states that there are certain criminal activities that may arise in connection with licensed premises which should be treated particularly seriously. The list includes the use of licensed premises for the sale or storage of smuggled tobacco and alcohol (i.e. non duty paid products).

The guidance (11.28) goes on to say that it is envisaged that responsible authorities will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

Conclusion:

Although this is the first time that smuggled goods have been found at this premises the Licensing Authority is of the opinion that given the large volume of cigarettes seized it is appropriate to recommend that this licence be revoked even in the first instance.

The fact that the named Premises Licence Holder and DPS no longer work at the premises, the plan is not accurate and given the licence breaches the Licensing Authority has a lack of confidence in those running the business.

If the Licensing Committee is minded not to revoke the licence then the Licensing Authority ask that the licence be suspended until the following actions have been completed:

1. Full compliance with the licence conditions has been demonstrated.
2. The named DPS has been reinstated or a Vary DPS application has been granted.
3. A Minor Variation to update the plan has been granted.

The Licensing Authority would also recommend the following amendments be made to the licence conditions:

Current Conditions:

Annex 2 - Conditions consistent with the Operating Schedule

3. 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.

4. Shutters shall be installed to the front of the premises.

5. The Local Authority or similar proof of age scheme shall be operated and relevant material shall be displayed at the premises. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.

Update to:

A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.

6. No child, under the age of 18 years, shall be permitted to enter the premises unless accompanied by an adult.

Remove – This is a mini market that closes at 8pm.

7. 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, the alcohol displays, and floor 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 viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time, and place of any image; (7) Provide good quality images - colour during opening times; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 28 days; (14) Police will have access to images at any reasonable time; (15) 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. Copies must be made available to Police or authorised local authority employees on request.

8. Signs shall be prominently displayed on the exit doors and immediately outside the premises in the outside seating area advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be should not be taken off the outside seating area 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.

Update to:

Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) 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.

9. A written record of refused sales shall be kept on the premises and completed when necessary. 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.

10. 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.

11. All training relating to the sale of alcohol and times and conditions of the 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.

12. 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.

Add the following conditions:

- Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and/or tobacco stock.
- Alcohol and tobacco stock shall only be purchased from registered wholesalers.
- 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.
- 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.
- Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.

The Licensing Authority reserve the right to add any additional information to support this review application.

Suspension of Licence:	N
Revocation of Licence:	Y
Recommended period of suspension (max 3 months):	

A significant quantity of smuggled tobacco has been found at this premises. Having regard to the Home Office guidance the Licensing Authority feels it is appropriate to seek total revocation of the premises licence.

Please tick yes

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

If yes please state the date of that application

Day Month Year

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

N/A

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 3 – Signatures (please read guidance note 3)

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



Signature:

Date: 16th September 2019

Capacity: Senior Licensing Enforcement Officer

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

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. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

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L.B. ENFIELD TRADING STANDARDS INFORMATION TO THE OCCUPIER

Notice of the powers to search premises and the rights of occupiers Police and Criminal Evidence Act 1984 Code of Practice

Address of Premises Pravalia De Acasa, 428 Green Lanes, N13 5XG.
 Type of Premises Retail Occupier Marian Florin

POWER UNDER WHICH SEARCH MADE (TICK WHICH APPLIES)

WARRANT (Officers powers are summarised overleaf)
 under _____ Act _____ Date granted _____ By _____

STATUTORY POWER (These powers are summarised overleaf)
 Statutory powers under: Trade Description Act 1968 / Consumer Rights Act 2015

WRITTEN CONSENT (TICK THOSE WHICH APPLY AND OBTAIN A SIGNATURE)
 With the written consent of a person entitled to grant entry (only applicable if not under warrant or statutory powers)

I HEREBY CONSENT TO OFFICERS OF THE L.B. ENFIELD TRADING STANDARDS SEARCHING THE ABOVE NAMED PREMISES. I UNDERSTAND THAT ANYTHING FOUND MAY BE USED IN COURT PROCEEDINGS.

I HEREBY CONSENT TO THE OFFICER MAKING USE OF EQUIPMENT ON THESE PREMISES, NAMELY A TILL SCANNER OR OTHER SIMILAR EQUIPMENT FOR THE PURPOSE OF CHECKING PRICES ON THESE PREMISES. I UNDERSTAND THAT ANY INFORMATION PRODUCED MAY BE USED IN COURT PROCEEDINGS.

Signature [Signature] Name (Capitals) MARIAN FLORIN
 Status relative to premises PLH Date 06/08/19

Premises Searched Record

OFFICERS PRESENT AT SEARCH
 (Show Name & Organisation)

PC Karen Staff	Charlotte Palmer	Ellie Green
James Prescott - HMRC	Will Ruddick - HMRC	
Penny Chaplin - Wagtail		

Entry Forced: YES / NO - If yes state reasons:

Damage - caused on entry or during search and circumstances: None

Arrangements to Secure Premises: n/a

Extent of Search: Shopfloor + Storage + Car/Van.

Search Register No:

403 BAWES ROAD
N11 1AB

NOTICE OF SEIZURE

No 1543



Name: Pranlia Do Acasa

Address: 478 GHOON LANE
N13 5XG

Trading Standards
Civic Centre
Silver Street
Enfield
EN1 3XH

trading.standards@enfield.gov.uk
Telephone: 020 8379 8505
Fax: 020 8379 8506

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Consumer Rights Act 2015 / Tobacco & Related Products Regs /
Standardised Packaging of Tobacco Products Regs

XH1787888 :- Kent Core x 61 packets (of 20 cigarettes)	(1,220)
- Kent Switch Switch x 10 packets (" " ")	(200)
- Kent Nano x 40 packets (" " ")	(800)
- Kent 100's x 6 packets (" " ")	(120)
- Karelia Slims Menthol x 2 packets (" " ")	(40)
- Davidoff Magenta x 8 packets (" " ")	(160)
- Davidoff White x 6 packet (" " ")	(120)
- Davidoff Gold Slimline x 33 packets (" " ")	(660)
- Davidoff Gold x 8 packets (" " ")	(160)
- Vogue Lilas x 34 packets (" " ")	(680)
- Vogue Blue x 20 packets (" " ")	(400)
- Vogue Verte x 14 packets (" " ")	(280) Total in bag
- Sobranie x 25 packets (" " ")	(500) 5,340 sticks

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

Authorised Officer: Charlotte Palmer

Date: 06/08/2019

Signature:

Direct Dial: 0208 379 3965

Received by: Marian Florin

Position in Business: PLH

NOTICE OF SEIZURE

No 1453

ENFIELD
Council
www.enfield.gov.uk

Name: Pravalia De AcasaAddress: 478 Green LanesN13 5XG

Trading Standards
Civic Centre
Silver Street
Enfield
EN1 3XH

trading.standards@enfield.gov.uk

Telephone: 020 8379 8505

Fax: 020 8379 8506

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Consumer Rights Act 2015 / Tobacco & Related Products Regs /
Standardised Packaging of Tobacco Products Regs

XH1787888 Continued:

Schonje Evolve x 26 packets, (520) ^{total in bag:} 5,860

XH1787887:

Marlboro touch x 10 packets (200)

Marlboro Gold x 15 packets (300)

Kent 100s x 1 packet (20)

Pall Mall Extra Cut x 8 packets (160)

Pall Mall Click On x 4 packets (80)

Dunhill Fine Cut ^(Blue) x 8 packets (220)

Dunhill Fine Cut (black) x 10 packets (200)

Total in bag: 6,180

Total Altogether: 21,040 sticks

1,052 packets

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

Authorised Officer: Charlotte PalmerDate: 06/08/2019Signature: Direct Dial: 0208 379 3965Received by: Marian FlorinPosition in Business: PLH

NOTICE OF SEIZURE

No 1544



Name: Prawnlia De Arasa

Address: 428 Green Lanes

N13 4XG

Trading Standards
Civic Centre
Silver Street
Enfield
EN1 3XH

trading.standards@enfield.gov.uk

Telephone: 020 8379 8505

Fax: 020 8379 8506

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Consumer Rights Act 2015 / Tobacco & Related Products Regs /
Standardised Packaging of Tobacco products Regs

AR094403H :

- Kent Core x 3,200 sticks
- Kent Switch x 800
- Dunhill Master Blond x 2,200 " (blue packaging)
- Dunhill Swiss Blond x 1,600 " (black packaging)
- Pall Mall Click On x 400 "
- Pall Mall Extra Cut x 200 "
- Marlboro touch x 400 "
- Marlboro red x 200 "
- Davidoff x 600 "

Total in bag: 9,600 sticks

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

Authorised Officer: Charlotte Palmer Date: 06/08/2019

Signature: [Signature] Direct Dial: 0208 379 3965

Received by: Marian Florin Position in Business: PLH

NOTICE OF SEIZURE

No 1545



Name: Pranalia De Acasa

Address: 428C, COON LANE
N13 4XG

Trading Standards
Civic Centre
Silver Street
Enfield
EN1 3XH

trading.standards@enfield.gov.uk
Telephone: 020 8379 8505
Fax: 020 8379 8506

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Consumer Rights Act 2015 / Tobacco & Related Products Regs
Standardised Packaging of Tobacco Products Regs.

AB0944035:

Dunhill Fine Cut Blue x 1,200 sticks

Dunhill Swiss Black x 1,200 "

Kent Core x 1,000 "

Kent Switch x 400 "

Kent 100's x 200 "

Paul Mall Extra Cut x 200 "

Davidoff x 200 "

Total in bag: 4,400 sticks

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

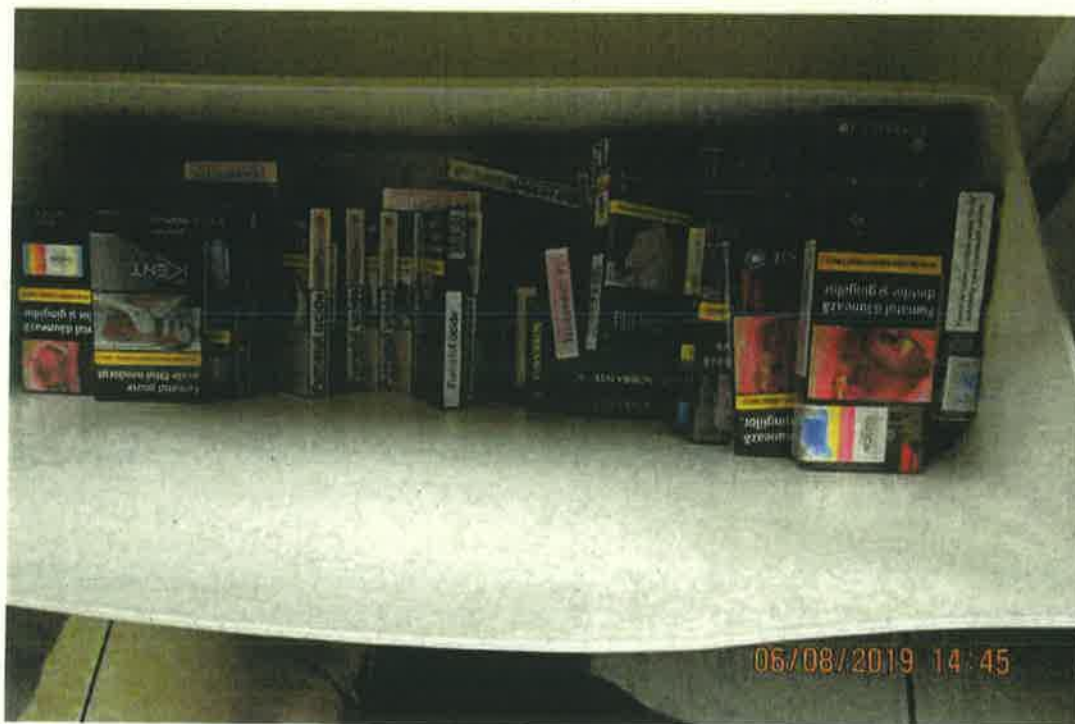
Authorised Officer: Charlotte Palmer Date: 06/08/2019

Signature: [Signature] Direct Dial: 0208 379 3965

Received by: Marian Florin Position in Business: PLH



Edith







REF: WK/

LICN_1

219019034. LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Paralicia De Acasa,	
Premises Address	428 Green Lanes, London, N13 5PB	
Time of Visit:	Start: 11.00	Finish: 11.40.

During an inspection of your premises onThurs 12th Sept 2019....., the following was checked:

Part B of Premises Licence displayed? Yes No
 Address & tel no. of PLH & DPS on licence correct? Yes No (If incorrect, insert new details below)
 Conditions of licence checked? Yes No

No. of condition not in compliance	Evidence/Advice
C7	CCTV only goes back to 2/09/19 needs to be stored for 28 days.
C8	Officer will send Public Space Protection order poster - display at front door.
C9	Refusals book found but not used.
C10 + C11	Training book found but not used since 2013. / C12 leave quietly poster to be moved to front door.

Any other matter(s) that need addressing: Premises licence holder apparently no longer works at the premises. Advised re transfer of licence. DPS does not currently work at the premises - advised to submit very DPS application - owner may ask DPS to come back to work at premises. Plan attached to licence is not accurate - minor variation required

You are required to have the above matters attended to within 14 days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you. to update plan. Officer will email links to application forms

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: 	Signature:
Print Name: CHARLOTTE PALMER	Print Name & Position: M.F. NANTU
Email/Tel: 0208 379 3965 Charlotte.palmer@enfield.gov.uk	Email/Tel: [REDACTED]

Application forms can be downloaded at <https://new.enfield.gov.uk/services/business-and-licensing/>.

Owner of premises is Mr M. Florin, and advised that he bought the cassettes that Nantou were seized in August 2019.



Annex 3

Proposed Conditions

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. Shutters shall be installed to the front of the premises.
3. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.
4. 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, the alcohol displays, and floor 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 viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time, and place of any image; (7) Provide good quality images - colour during opening times; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 28 days; (14) Police will have access to images at any reasonable time; (15) 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. Copies must be made available to Police or authorised local authority employees on request.
5. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) 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.

- 6. A written record of refused sales shall be kept on the premises and completed when necessary. 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.**
- 7. 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.**
- 8. All training relating to the sale of alcohol and times and conditions of the 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.**
- 9. 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.**
- 10. Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and/or tobacco stock.**
- 11. Alcohol and tobacco stock shall only be purchased from registered wholesalers.**
- 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.**

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

MUNICIPAL YEAR 2019/20 REPORT NO. **140**

COMMITTEE :
Licensing Sub-Committee
6 November 2019

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT : Transfer Application</p> <p>PREMISES : Pravalia De Acasa, 428 Green Lanes, N13 5XG</p> <p>WARD : Palmers Green</p>	

1 LICENSING HISTORY & CURRENT POSITION:

1.1 A new premises licence (LN/201200420) was issued to **Mrs Irina Anchidim** on 14 August 2012 without objection.

1.2 The Designated Premises Supervisor (DPS) has been **Ms Myroforo Christofi**, also since 14 August 2012.

1.3 The current Premises Licence permits:

Hours the premises are open to the public: From 10:00 to 20:00 Monday to Saturday, and 10:00 to 16:00 Sunday.

Supply of alcohol (off supplies only): From 10:00 to 20:00 Monday to Saturday, and 10:00 to 16:00 Sunday.

1.4 A review application was received on 16 September 2019 on behalf of the Licensing Authority. The details of that review application must be referred to and dealt with simultaneously as this transfer application.

1.15 A copy of the current premises licence (LN/201200420) is attached in Annex 1 of the Review application report.

2 THIS APPLICATION:

2.1 On 19 September 2019, a transfer application was submitted by **Mr Marian Nantu and Mrs Mariana Nanty**, which included the consent form signed by **Mrs Irina Anchidim**.

2.2 The transfer application had immediate effect.

2.3 The Police were consulted in respect of the application.

2.4 A copy of the transfer application is attached as Annex A.

2.5 No Vary DPS application has been submitted at the time this report was prepared.

3 RELEVANT REPRESENTATIONS:

- 3.1 **Metropolitan Police:** Notice was given (in accordance with Section 42(6)) that grant of the transfer application would undermine the crime prevention objective. The authority states that it is appropriate, for the promotion of the licensing objectives, to object to the transfer of Premises Licence (LN/201200420).
- 3.2 A copy of the representation is attached as Annex B.
- 3.3 No written response has been received by Mr Marian Nantu or Mrs Mariana Nantu to date.

4 RELEVANT LAW, GUIDANCE & POLICIES:

- 4.1 The paragraphs below are extracted from either:
 - 4.1.1 the Licensing Act 2003 ('Act'); or
 - 4.1.2 the Guidance issued by the Secretary of State to the Home Office of March 2015 ('Guid'); or
 - 4.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('Pol').
- 4.2 **General Principles:**
 - 4.2.1 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4(1)].
 - 4.2.2 The licensing objectives are :
 - 4.2.3 the prevention of crime and disorder;
 - 4.2.4 public safety;
 - 4.2.5 the prevention of public nuisance; &
 - 4.2.6 the protection of children from harm [Act s.4(2)].
- 4.3 In carrying out its functions, the Sub-Committee must also have regard to :
 - 4.3.1 the Council's licensing policy statement; &
 - 4.3.2 guidance issued by the Secretary of State [Act s.4(3)].
- 4.4 **Transfers of premises licences – General**

4.4.1 Section 43 of the 2003 Act provides a mechanism which allows the transfer to come into immediate interim effect as soon as the licensing authority receives it, until it is formally determined or withdrawn. This is to ensure that there should be no interruption to normal business at the premises. If the police raise no objection about the application, the licensing authority must transfer the licence in accordance with the application, amend the licence accordingly and return it to the new holder. (Guid 8.93)

4.4.2 In exceptional circumstances where the chief officer of police believes the transfer may undermine the crime prevention objective, the police may object to the transfer. Such objections are expected to be rare and arise because the police have evidence that the business or individuals seeking to hold the licence or business or individuals linked to such persons are involved in crime (or disorder). (Guid 8.94)

4.4.3 Such objections (and therefore such hearings) should only arise in truly exceptional circumstances. If the licensing authority believes that the police are using this mechanism to vet transfer applicants routinely and to seek hearings as a fishing expedition to inquire into applicants' backgrounds, it is expected that it would raise the matter immediately with the chief officer of police. (Guid 8.95)

4.4.4 In its consideration of applications where representations have been received, where relevant, particular regard will be given to the factors shown under Special Factors for Consideration. Particular regard will be given to evidence identifying any history or pattern of practice which impacts upon the Licensing Objectives. (Pol 10.1)

4.4.5 Special Factors for Consideration: Methods to discourage the handling and distribution of stolen, counterfeit goods or other illegal goods. (Pol 12.1.9)

4.5 Decision:

4.5.1 Having heard all of the representations (from both parties) the Licensing Sub-Committee must decide whether to:

- Grant the application; or
- Reject the application.

Background Papers :
None other than any identified within the report.

Contact Officer :
Ellie Green on 020 8379 8543



London Borough of Enfield

Application to transfer premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We MR MARIAN FLORIN NANTU
(Insert name of applicant)

apply to transfer the premises licence described below under section 42 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

LN/201200420
LN/200800768

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description	
PRAVALIA DE ACASA 428 GREEN LANES LONDON	
Post town	Post code
PALMERS GREEN	N13 5XB
Telephone number at premises (if any)	

Please give a brief description of the premises (see note 1)

SMALL GROCERY SHOP, ALSO SELLING ALCOHOL, PARKING AT REAR.

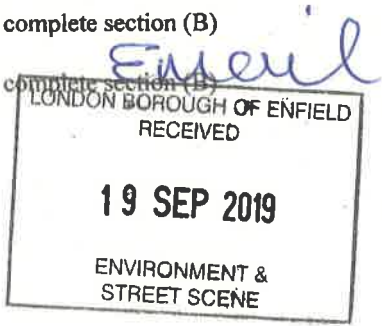
Name of current premises licence holder

MRS IRINA ANCHIDIM

Part 2 - Applicant details

In what capacity are you applying for the premises licence to be transferred to you?

- Please tick yes
- a) an individual or individuals* please complete section (A)
 - b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)



- 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) an individual 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 respect of an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

*If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

Surname

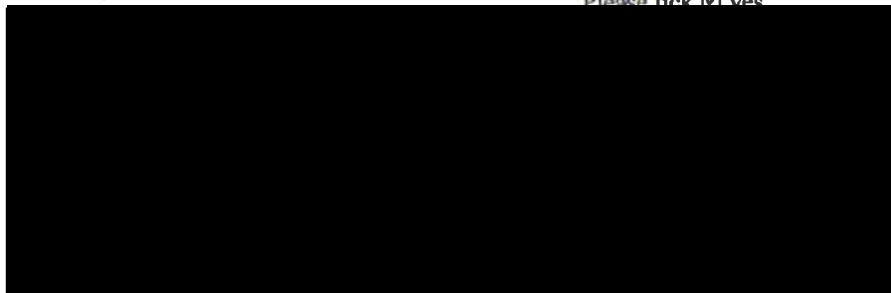
WANTY

First names

Marian Florin

Please tick yes

Date of birth
Nationality
Current residential address if different from premises



address

[Redacted address field]

Post town

[Redacted post town field]

Post code

[Redacted post code field]

Daytime contact telephone number

[Redacted telephone number field]

E-mail address

[Redacted email address field]

SECOND INDIVIDUAL APPLICANT (fill in as applicable)

Mr

Mrs

Miss

Ms

Other title

(for example, Rev)

[Redacted other title field]

Surname

Nanku

First names

Mariana

Date of birth

I am 18 years old or over

Please tick yes

Nationality

Current residential address if different from premises address

[Redacted current residential address field]

Post town

[Redacted post town field]

Post code

[Redacted post code field]

Daytime contact telephone number

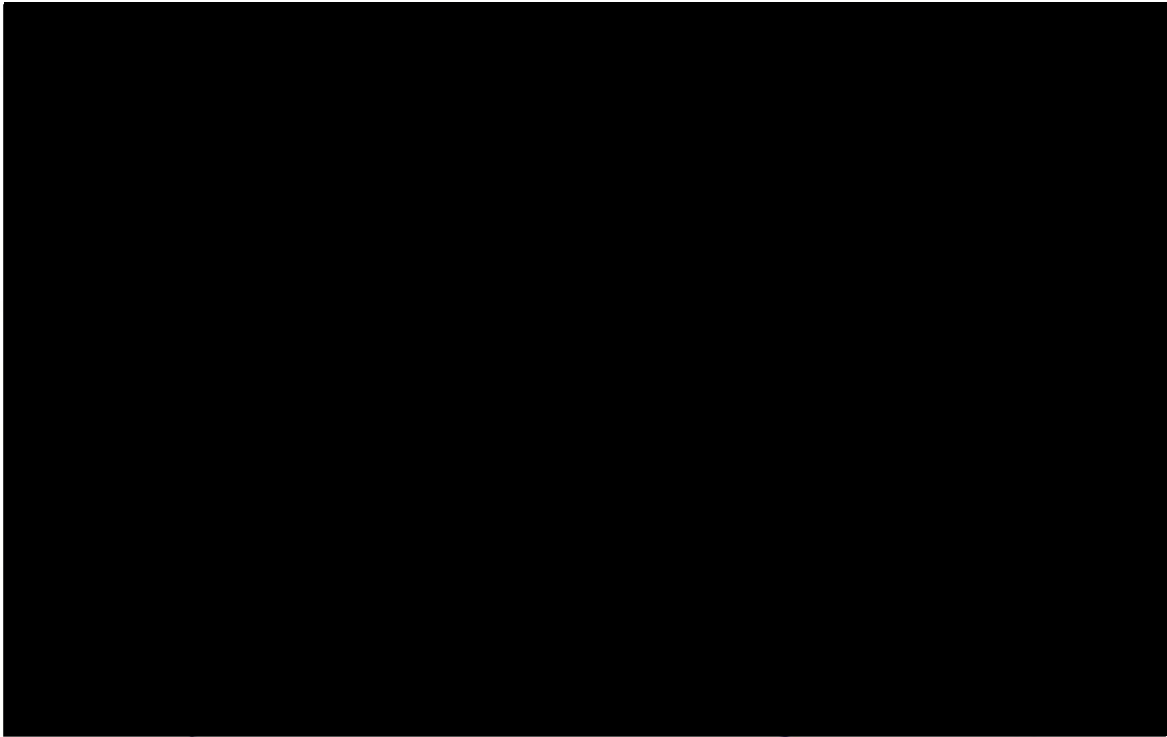
[Redacted telephone number field]

E-mail address

[Redacted email address field]

(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.



Part 3

Please tick yes

Are you the holder of the premises licence under an interim authority notice?

Do you wish the transfer to have immediate effect?

If not when would you like the transfer to take effect?

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please tick yes

I have enclosed the consent form signed by the existing premises licence holder

If you have not enclosed the consent form referred to above please give the reasons why not. What steps have you taken to try and obtain the consent?

CONSENT FORM IS ENCLOSED

Please tick yes

If this application is granted I would be in a position to use the premises during the application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)

Please tick yes

I have enclosed the premises licence

If you have not enclosed premises licence referred to above please give the reasons why not.

ENCLOSED COPY

- I have made or enclosed payment of the fee
- I have enclosed the consent form signed by the existing premises licence holder or my statement as to why it is not enclosed
- I have enclosed the premises licence or relevant part of it or explanation
- I have sent a copy of this application to the chief officer of police today
- I have sent a copy of this form to Home Office Immigration Enforcement today

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.

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 2)

Part 4 – Signatures (please read guidance note 3)

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

Signature 

Date 16/09/2019

Capacity PARTNER - MR MARIAN FLORIN NANTU

For joint applicants signature of second applicant, second applicant’s solicitor or other authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date 16/09/2019

Capacity PARTNER - MRS MARIANA NANTU

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
AS PREVIOUS	
Post town	Post Code
Telephone number (if any)	
E-mail address	

Consent of Premises Licence holder to transfer

I/We MRS IRINA ANCHIDIM

.....
(full name of Premises Licence holder(s))

the premises licence holder of premises licence number

~~LN/200800768~~
LN/201200420 (insert premises licence number)

PRAVALIA DE ACASA 428 GREEN LANES, LONDON N13 5XG

.....
(name and address of premises to which the application relates)

hereby give my consent for the transfer of premises licence number

~~LN/200800768~~ LN/201200420

.....
(insert premises licence number)

to

MR MARIAN FLORIN NANTU

.....
(full name of transferee)

Signed name(s) 

(please print) IRINA ANCHIDIM

Date 16.09.2019

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POLICE REPRESENTATION

Name and address of premises: Pravalia De Acasa
428 Green Lanes
Palmers Green
N13 5XG

Type of Application: Transfer Premises Licence

The Application

This is an application to transfer the premises licence from Mrs Irina Anchidim to Mr Marian Florin Nantu and Mrs Mariana Nantu.

Location

This grocery store is situated within a parade of shops with residential properties above on a busy thoroughfare.

History

I have researched Police crime and intelligence systems relating to this venue with a negative result. However, the Enfield Council Licensing Enforcement Team received an allegation that the store was selling 'contraband' cigarettes.

The Police would like to object to the above application on the grounds of Crime and Disorder and make the representations below.

In view of the allegation and as part of our partnership working, I attended the venue on 6th August along with Enfield Council Licensing Enforcement Officers and HMRC Officers to carry out a search for illegal cigarettes under the Wagtail Operation.

Over 1000 packets of non duty paid cigarettes were found in store rooms and also in a specific area under the counter ready to sell. This is in contravention of Sec 144 of the Licensing Act 2003 – keeping of smuggled goods.

A lone female employee at the time contacted a male – I now know to be Mr Marian Florin Nantu – by telephone and requested that he attend the store, which he did some time after. This male explained that he owned the store but

had originally bought it for a family member (the PLH) who no longer had anything to do with the shop which he now ran. He confirmed the cigarettes were his. He was spoken to by HMRC and all the goods were seized.

The Licensing Enforcement Team carried out a full inspection shortly afterward and found several of the conditions of the licence to be in breach, the plan to be incorrect and the DPS no longer working there.

Subsequently the Licensing Enforcement Team have brought a review of the Premises Licence for revocation. In answer to this an application to transfer the Premises Licence has been received.

The Police have no confidence in the applicant running a licensed premises and being a responsible licence holder, due to the large amounts of smuggled goods he has admitted to bringing into the country. Mr Nantu states that he now runs the shop but has made no attempt to adhere to any of the laws surrounding the running of a licensed premises. He has not applied to be the licence holder or attempted to obtain a personal licence to enable him to become the DPS.

Police believe Mr Nantu has complete disregard for the law due to his smuggling actions and do not believe he will make any attempt to comply with the licensing objectives.

Should a hearing be required I reserve the right to add to this representation

Officer: Karen Staff PC2237NA

Tel: 0208 345 3379

NAMailbox-.Licensing@met.police.uk

Date: 2nd Oct 2019



POLICE REPRESENTATION

Name and address of premises: **Pravalia De Acasa
428 Green Lanes
Palmers Green
N13 5XG**

Type of Application: **Transfer Premises Licence**

I am writing this in addition to my previous representation dated 2nd Oct 2019

On further research of Police systems more information was found with regard to Mr Marian Nantu and his character.

In 2012 Mr Nantu was convicted and served 9 months imprisonment for a crime involving fraudulent activity. This shows a dishonest character and adds to the concerns of the Police that he would not adhere to lawful regulations with regard to a premises licence.

Officer: Karen Staff PC2237NA

Tel: 0208 345 3379

NAMailbox-.Licensing@met.police.uk

Date: 23rd Oct 2019

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LICENSING SUB-COMMITTEE - 2.10.2019

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 2 OCTOBER 2019****COUNCILLORS****PRESENT** (Chair) Chris Bond, Mahym Bedekova and Jim Steven**ABSENT****OFFICERS:** Ellie Green (Principal Licensing Officer), Balbinder Kaur Geddes (Legal Services Representative), Jane Creer (Democratic Services)**Also Attending:** President and Vice President, Darji Mitra Mandal of the UK Centre on behalf of the applicant
4 x Interested Parties
1 x Press representative**235****WELCOME AND APOLOGIES FOR ABSENCE**

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

236**DECLARATION OF INTERESTS**

NOTED there were no declarations of interest.

237**DARJI MITRA MANDAL OF THE UK CENTRE, HINDU COMMUNITY CENTRE, 26 OAKTHORPE ROAD, LONDON, N13 5JL (REPORT NO. 96)**

RECEIVED the application made by Darji Mitra Mandal of UK for the premises situated at T Darji Mitra Mandal of the UK Centre, Hindu Community Centre, 26 Oakthorpe Road, London, N13 5JL for a Variation of Premises Licence LN/200600207.

NOTED

1. The introduction by Ellie Green, Principal Licensing Officer, including:
 - a. This was an application for a variation of a premises licence by Darji Mitra Mandal of UK for the premises at 26 Oakthorpe Road, Palmers Green.
 - b. The premises was a Hindu community centre adjacent to Palmers Green mosque but in an area surrounded by residential streets, which had been licensed since 2006.

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- c. The application sought an extension to hours and days on the licence. The premises was currently unlicensed Monday to Thursday. At the weekend the latest licensable activity currently was 23:30.
 - d. The application sought opening hours daily, and at weekends to 00:30 latest, with licensable activities to cease half an hour before closing.
 - e. The current hours in comparison with hours originally applied for, and hours now applied for as amended and agreed with the Licensing Authority, were shown on page 2 of the agenda pack.
 - f. There had been 11 representations made against the application by local residents, referred to as IP1 to IP11 in the agenda pack and set out in Annex 4. Representations were made on the grounds of all four licensing objectives and objected to the application in its entirety.
 - g. The applicants' response in writing was set out in Annex 6.
 - h. The Licensing Authority initially made representation. Reduced times and activities were proposed and modification to conditions, which were agreed by the applicant. Therefore the Licensing Authority representation was withdrawn.
 - i. There were no other representations from Responsible Authorities.
 - j. The agreed conditions were set out in Annex 5.
 - k. At the hearing today the President and Vice President of Darji Mitra Mandal of the UK were present to speak in support of the application. Representatives of IP1, IP4 and IP6 were present to speak against the application. The panel was reminded that equal consideration must be given to written representations as to anything that was heard today.
2. The statement of Pravin Jivan, President of Darji Mitra Mandal of the UK (applicant), including:
- a. The application had been made because religious events took place during the daytime, especially for pensioners, and they had asked to be able to have a drink. While applying for this, it was also decided to seek extension to weekend licensed hours.
 - b. The hall was hired out, but with significant restrictions and scrutiny of the capacity and whether hirers were suitable. The hall was hired for only 40% of the available time.
 - c. Since 2007 they had not had any complaint from the Police or the Council.
 - d. Doors had been changed to install double doors to reduce noise escaping. The windows had been reduced in size and were triple-glazed. There was also a noise monitoring system used inside and outside the venue, and a sound limiter which cut off volume at 80dB. All precautions were taken to ensure there was as little noise disturbance as possible. Noise outside from the Centre had been measured at 52dB. A passing car registered 73dB. Records of noise monitoring had been brought to the hearing and were copied for the information of all parties.
 - e. There was a lot of other activity in the vicinity, including from the nearby mosque and from commuters, which also generated car parking demand in the street. An average number of attendees at Darji Mitra

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Mandal of the UK Centre was around 150 with a capacity of 300 and there were parking places within the premises to accommodate these numbers.

- f. The hall bookings evidence provided showed that the bar was only hired ten times this year.
 - g. A caretaker was in attendance during events.
 - h. It was questionable whether people seen sitting on walls were linked to the premises. The Centre also did not serve food in containers so could not be the source of the litter.
 - i. The Centre had four large rubbish bins which were emptied weekly by the Council, and great care was taken to maintain cleanliness.
 - j. Bottles of drink were not allowed to be taken outside from the hall. Empty bottles were collected for recycling.
 - k. Children were only permitted to attend events with their parents.
 - l. It was advised that a festival was currently being celebrated, but if residents had any concerns they were welcome to come to the Centre at any time. They were happy to meet their neighbours and to help.
3. The applicants responded to questions from the Interested Parties and the panel, including:
- a. In relation to incidents witnessed in the street in the past, it was questioned how potential hirers were assessed as suitable. The applicants advised that the hires of the centre were mostly family orientated. Applications to hire for events such as Christmas or New Year parties were refused. It could be seen from the bookings log that many events were for bereavement. They made sure to maintain the decorum of the hall. Day time booking requests were mainly by pensioners. Members wanted to have a good time there, but it was not like a nightclub.
 - b. In the circumstances, it was questioned why there was a need to extend the hours. The applicants confirmed that while the application was being made they took the opportunity to request extended night time hours. The originally applied for hours were then amended and replaced with the request for a bar licence to 23:30 latest and then half an hour for people to leave.
 - c. The above statements were questioned as the documents showed later hours applied for. The applicants acknowledged the concerns and offered to drop the hours applied for back by 30 minutes.
 - d. The Principal Licensing Officer asked for clarification of any proposed amendments to the application and the Chair suggested a short adjournment so that any changes to the application could be clarified with all parties.
 - e. The hearing resumed after a 15 minute adjournment. A printed copy of the updated hours applied for as amended was distributed to all parties.
 - f. In response to further queries regarding the vetting of potential hirers, the applicants clarified that mostly they came via members and with a reference. Sometimes bookings were made by charities or by other

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- religious groups. Anyone wishing to hire needed to provide proof of identity.
- g. In response to queries regarding the portable noise monitoring equipment, it was confirmed that the monitoring was conducted by themselves, but the sound limiter and cut-off was separate. The monitoring of noise outside was done when the front door was open and it was found the noise did not travel far. The outer door was opened to permit allow easy access for people going outside to smoke.
 - h. Problems with people making noise outside hanging around chatting after events and from cars were also raised. The applicants confirmed there were notices in place reminding people to leave quietly and show respect for neighbouring residents. They did not believe that attendees lingered for hours, but that residents should report problems to them. There was CCTV monitored by the caretaker. The caretaker made sure that everybody left the premises safely and in a timely way.
 - i. The Principal Licensing Officer highlighted that if granted, the licence would henceforth be subject to conditions as set out in Annex 5 including that “the caretaker shall supervise the front entrance and carpark of the premises for 30 minutes after licensable activities cease to ensure an orderly dispersal of patrons”, and that “doors and windows shall be kept closed but not locked during live and/or recorded music”.
 - j. In response to queries regarding potential increase in rubbish and concerns about bin bags and rats, the applicants advised that gates to the premises’ waste store area were now locked as there had been issues in the past with others accessing the bins and stealing of bins. Now the bins were never filled within a week and never overflowed. Services for pest control had been hired and there were no problems regarding rats at the moment.
 - k. The motive for requesting extra hours for sale of alcohol at the premises was questioned. The applicants confirmed that the organisation was not-for-profit and that alcohol was not sold there, but a corkage fee of £150 was charged to hirers.
 - l. In response to the most appropriate way to make complaints, it was advised that a telephone number was printed on a sign on the outside wall, and the President would also be happy to give his direct number to the Interested Parties. He also confirmed he was in attendance throughout community functions at the premises and for other events there was a caretaker in attendance.
4. The statement of the Interested Parties, including:
- a. IP4 had been a resident of the road for 15 years and highlighted the nearby old people’s home, school, mosque, playing field and the pavilion, and that the road had no speed restriction measures. It was a very well used road and any extension of the licence and greater use would exacerbate issues around traffic and parking, and the difficulties already experienced by residents exiting their driveways. Granting the licence would attract more hirers and there was no guarantee the

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- current 40% use would be maintained. This would be to the detriment of local residents.
- b. A large percentage of crime was alcohol-related. Already in this street there had been people on his car and fights in the street, and he had gone outside to the detriment of his own safety to try to intervene. The fear was that granting the application would lead to an increase in the times the premises was let out and an increase in these sort of problems. He could not imagine a caretaker being able to control such behaviour in the street.
 - c. IP6 highlighted that other people in the street also felt strongly but many were elderly or working and were unable to attend the hearing or to make representation online. There had been instances when all doors were open at the premises and that residents had to close their own windows due to the noise. Attendees did hang around in the street after events.
 - d. IP1 had used the phone number provided several times, as had his wife, and would vehemently disagree that the applicants had received no complaints.
 - e. There was particular concern for the safety of children of attendees of the venue playing football and tag at night in the street outside the premises.
 - f. Photographic evidence had been provided of illegal and problematic parking outside residents' homes during an event at the premises. It was worrying to think that a resident may not be able to drive their car out in an emergency.
5. The Interested Parties responded to questions, including:
- a. Noting that the Darji Pavilion had existed in the location for 26 years and there was also a mosque nearby, the times when parking problems were worst were questioned. Residents confirmed that visitors to the mosque caused issues at specific times particularly Friday lunchtimes, but during the day most residents were out at work. The most problematic issues arose in the evenings at antisocial hours.
 - b. In response to queries whether the Police had been called to fights in the street, it was confirmed that residents had called the Police on some occasions, and the occasion when the premises was hired to members of the travelling community was highlighted, but any fights were often over within 10/15 minutes.
6. The closing statement of Ellie Green, Principal Licensing Officer. The Sub-Committee, having heard and read the representations from all parties, should decide the appropriate steps in support of all four licensing objectives, as set out in para 7 of the officers' report. To assist, the guidance and policies were noted as set out in para 5.
7. The summary statement of the Interested Parties, emphasizing the changes in the location from what used to be a quiet road to the numerous

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problems now experienced, and the concerns that granting this application would make the situation worse and would be inappropriate.

8. The Chair's comments to objectors that some of the matters they raised could be dealt with by liaising with their local councillors or their MP.
9. The summary statement of the Applicants that they understood the residents' concerns and that it was a very busy road. However, the premises took very great care to mitigate noise, and did monitor noise levels. Everything was done as required by the licence. It was reiterated that residents were welcome to get in contact to discuss any issue.

RESOLVED that

1. In accordance with the principles of Section 100(a) of the Local Government Act 1972 to exclude the press and public from the meeting for this item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A to the Act.

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 listened and read all the objections to this application and considered them with the Licensing Objectives of the London Borough of Enfield the panel have made the following decision:

We grant the application in full subject to conditions as outlined in Annex 5 and with the amended times as agreed this morning. We add another condition and that is a limit of 300 attendees at anytime the premises are open. This is to be monitored by a dedicated person clicking in and out as the event goes on. This is to be added on the grounds of public safety."

3. The Licensing Sub-Committee resolved that the application be granted in full as follows:

- (i) The licensable activities and times are:

Open to the Public	08:00 – 23:30 Sun - Thurs 08:00 – 00:00 Fri - Sat
Alcohol (on sales)	11:00 – 23:00 Sun - Thurs 11:00 – 23:30 Fri - Sat

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Indoor Sporting Events	19:00 – 23:00 Fri
Live Music	11:00 – 23:00 Sun - Thurs 11:00 – 23:30 Fri - Sat
Recorded Music	11:00 – 23:00 Sun - Thurs 11:00 – 23:30 Fri - Sat
Performance of Dance	11:00 – 23:00 Sun - Thurs 11:00 – 23:30 Fri - Sat

Conditions (in accordance with Conditions in LSC Report – Annex 5):

- (ii) Conditions 1 to 15, which are not disputed,

AND

- (iii) Limit to 300 attendees. This to be monitored by staff by “clicking” the attendees in and out of the premises, on the grounds of public safety.

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MINUTES OF PREVIOUS MEETINGS

RECEIVED the minutes of the meetings held on Wednesday 19 June 2019, Tuesday 9 July 2019, and Wednesday 7 August 2019.

AGREED the minutes of the meetings held on Wednesday 19 June 2019, Tuesday 9 July 2019, and Wednesday 7 August 2019 as a correct record.

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