

# Public Document Pack



## LICENSING SUB-COMMITTEE

Wednesday, 27 April 2016 at 10.00 am  
Council Chamber, Civic Centre, Silver Street,  
Enfield, EN1 3XA

Contact: Jane Creer  
Committee Secretary  
Direct : 020-8379-4093  
Tel: 020-8379-1000  
Ext: 4093  
E-mail: [jane.creer@enfield.gov.uk](mailto:jane.creer@enfield.gov.uk)  
Council website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

Councillors : Chris Bond (Chair), Derek Levy and Dogan Delman

## 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. EURO EXPRESS, 212-214 CHASE SIDE, ENFIELD EN2 0QX (REPORT NO. 233) (Pages 1 - 72)

Application to review a premises licence.

### 4. MINUTES OF PREVIOUS MEETINGS (Pages 73 - 102)

To receive and agree the minutes of the meetings held on:  
Wednesday 16 March 2016  
and  
Wednesday 6 April 2016.

### 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 2016/17 REPORT NO.

**COMMITTEE :**  
Licensing Sub-Committee  
27 April 2016

**REPORT OF :**  
Principal Licensing Officer

**LEGISLATION :**  
Licensing Act 2003

Agenda - Part	Item
<p><b>SUBJECT :</b> Review Application</p> <p><b>PREMISES :</b> Euro Express, 212-214 Chase Side, ENFIELD, EN2 0QX.</p> <p><b>WARD :</b> Chase</p>	

## 1 LICENSING HISTORY & CURRENT POSITION:

1.1 **Mr Ali Arslan** was named as the Premises Licence Holder on premises licence (LN/200500647) since 11 July 2007. The licence had previously been issued to Rasu Enterprise Ltd following a conversion.

1.2 The named Designated Premises Supervisor at this time was also **Mr Ali Arslan**, who held this position between 1 August 2005 and 10 August 2015.

1.3 On 7 May 2010, Trading Standards submitted a **review** of the licence in response to the large number of complaints alleging underage sales that had been received. Trading Standards sought to modify conditions of the licence, which was granted by the Licensing Sub-Committee on 23 August 2010.

1.4 On 21 August 2015, a transfer application was granted naming Mr Ali Serbet as the premises licence holder. This application was not subject to any representations.

1.5 On 25 August, a vary DPS application was granted naming Mr Ali Serbet as the new DPS. This application was not subject to any representations.

### 1.6 The current Premises Licence permits:

**Hours the premises are open to the public:** 24 hours daily.

**Supply of alcohol (off supplies only):** From 08:00 to 23:00 Monday to Saturday and 10:00 to 22:30 Sunday.

1.7 A copy of a location map of the premises is attached in Annex 1.

1.15 A copy of the current premises licence (LN/200500647) is attached in Annex 2.

## **2 THIS APPLICATION:**

- 2.1 On 18 March 2016 an application was made by the Licensing Authority for the review of Premises Licence LN/200500647.
- 2.2 The review application relates to the prevention of crime and disorder licensing objective and is made because the premises have been found to be selling non duty paid alcohol and tobacco, selling after their licensed hours on four occasions, breaching licence conditions and trading with an inaccurate plan attached to the premises licence, since July 2015.
- 2.3 The authority considers that it is now appropriate, for the promotion of the licensing objectives, to revoke the Premises Licence.
- 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 03.

## **3 RELEVANT REPRESENTATIONS:**

- 3.1 **Metropolitan Police:** Representations were received in support of this review application, based on the prevention of crime and disorder licensing objective.
- 3.2 A copy of the representation is attached as Annex 04.

## **4 PROPOSED LICENCE CONDITIONS:**

- 4.1 The conditions arising from this review application are attached as Annex 05.

## **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').

### **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:**

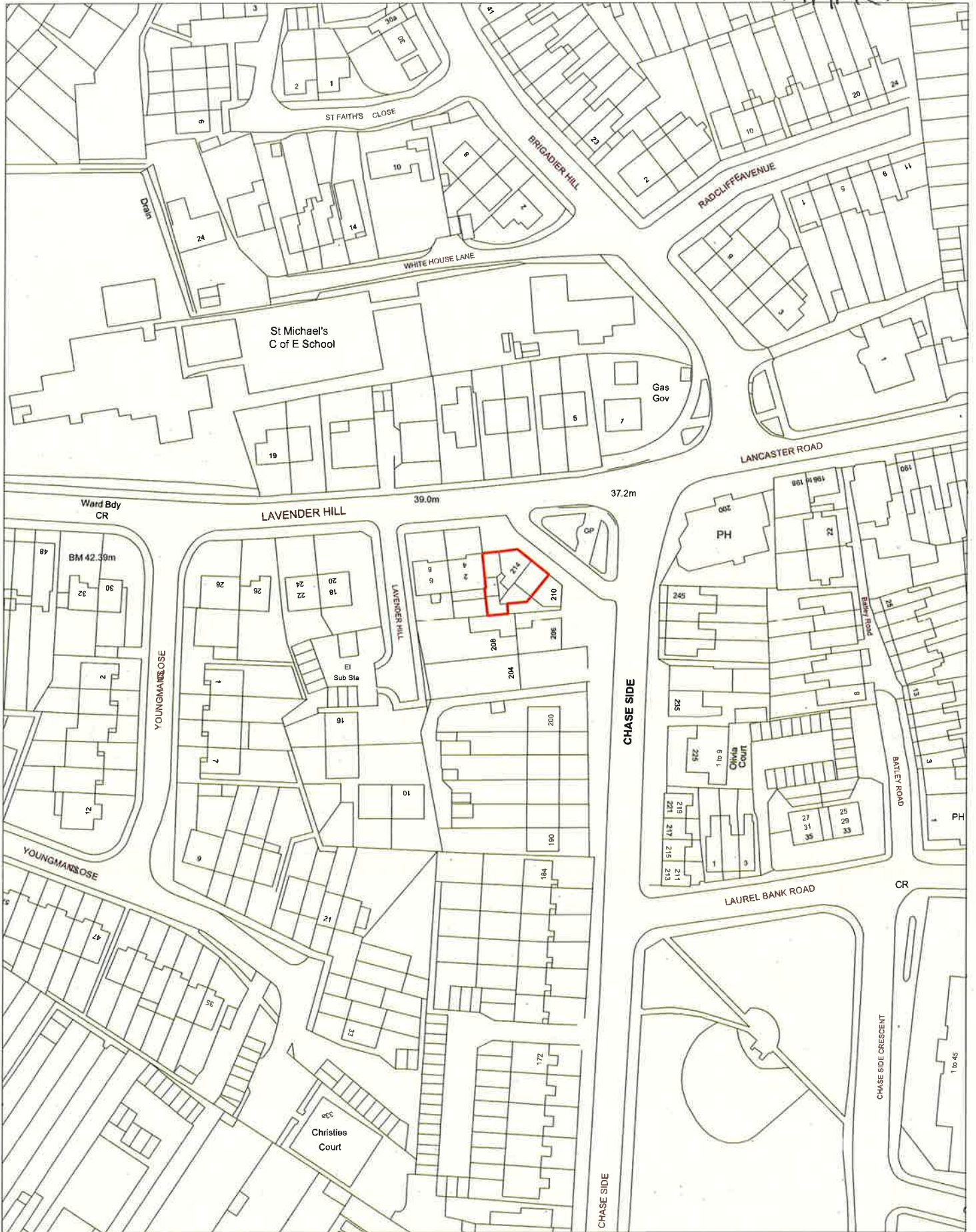
- 5.5 In reviewing a licence the Licensing Sub-Committee will consider, and take into account, the complaints history of the premises and all other relevant information [Pol s.10.3].
- 5.6 A number of reviews may arise in connection with crime that is not directly connected with licensable activities, 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**



**212-214 Chase Side, Enfield, EN2 0QV**

LONDON BOROUGH OF ENFIELD  
CIVIC CENTRE, SILVER STREET,  
ENFIELD, EN1 3XE  
[www.enfield.gov.uk](http://www.enfield.gov.uk)



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Scale 1:1250

Date 12/04/2016





**Mr Ali Serbet**  
**4 Ramscroft Close**  
**Edmonton**  
**N9 9JY**

Please reply to Gill Aylott  
: Licensing Unit  
PO Box 57, Civic  
Centre  
Silver Street, Enfield,  
Middx EN1 3XH  
E-mail: [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk)  
Phone : 020 8379 3578  
Textphone : 020 8379 4419  
Fax : 020 8379 2190  
My Ref : LN/200500647  
Your Ref : NOT PROVIDED  
Date : 25th August 2015

Dear Mr Ali Serbet

**Licensing Act 2003**

**Premises : Euro Express, 212-214 Chase Side, ENFIELD, EN2 0QX**

This letter concerns the application for a Variation of the DPS on a Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any of our clerical errors within 28 days of the licence being issued.

**Note - Transfers**

On the grant of a transfer application, any notification or permit (under the Gambling Act 2005) in respect of gaming machines at the premises becomes null and void. A new notification or permit will need to be sought by the new holder of the premises licence (under the Licensing Act 2003) before gaming machines may be lawfully provided at the premises.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premise is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

The Licensing Enforcement Team advise as follows

In order to support premises in meeting the conditions of their licence, the Licensing Authority has produced material such as training guidance, leave quietly signs, refusals book, which can be found on the Enfield website by following this link:

[http://www.enfield.gov.uk/downloads/download/2316/compliance\\_documents](http://www.enfield.gov.uk/downloads/download/2316/compliance_documents)

Please print the material relevant to the conditions and use in accordance with your licence.

Please be advised that a premises licence lapses if the holder of the licence : dies; becomes a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to hold the licence; becomes insolvent; is dissolved; or if it is a club, ceases to be a recognised club. An individual becomes insolvent on : the approval of a voluntary arrangement proposed by him; being adjudged bankrupt or having his estate sequestrated; or entering into a deed of arrangement made for the benefit of his creditors or a trust deed for his creditors. A company becomes insolvent on : the approval of a voluntary arrangement proposed by its directors; the appointment of an administrator in respect of the company; the appointment of an administrative receiver in respect of the company; or going into liquidation.

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

The London Fire Brigade advise as follows :

The issue of capacity should be addressed in the fire risk assessment for the premises use. This does not mean that every premises must have a capacity figure. There should be evidence however that the responsible person has considered the number of persons who can be safely evacuated through the available exits.

A safe capacity figure will be expected in the following circumstances:

- (1) in premises that could potentially become overcrowded; for example bars, pubs, clubs, and other places of public assembly ;
- (2) where an engineered solution or BS 9999 has been used to increase capacity;
- (3) where capacity is risk-critical; for example where the premises use has a higher occupancy factor than that which the building was designed for.

Where applicable, capacity should normally be inclusive of staff and performers. Management should be able to demonstrate a realistic method of controlling capacity.

Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.


The licence is subject to an annual fee, payable on each anniversary of the licence first being granted.

Please be advised that if you are playing music in your business – to staff or customers – it is a legal requirement to obtain permission from the copyright holders. Two organisations exist to help make sure you are correctly licensed to play the music you want. PPL collects royalties on behalf of performers and record companies. PRS for Music collects royalties on behalf of songwriters, composers and music publishers. In most instances, a licence from both organisations is needed to ensure all copyright holders are correctly paid for the use of their music. If you play music in your business, please contact PPL and PRS for Music to obtain the right licences for you. Please visit [ppluk.com](http://ppluk.com) and [prsformusic.com](http://prsformusic.com) for more information on music licensing or call PPL on 020 7534 1095 and PRS for Music on 0800 068 4828.

All employers have a responsibility to prevent illegal migrant working in the UK. Failure to comply could lead to a penalty of up to £10,000 per illegal worker. Home Office guidance is available at [www.ukba.homeoffice.gov.uk/employers/preventillegalworking/](http://www.ukba.homeoffice.gov.uk/employers/preventillegalworking/)

If you require any further information, please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'G. Aylott', written in a cursive style.

Gill Aylott  
Licensing Officer

Licensing Act 2003
**PART A – PREMISES LICENCE**

Granted by the London Borough of Enfield as Licensing Authority

 Premises Licence Number : **LN/200500647**
**Part 1 – Premises Details**

Postal address of premises :

 Premises name : **Euro Express**

 Telephone number : **020 8367 3040**

 Address : **212-214 Chase Side ENFIELD EN2 0QX**

 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 :

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

<b>Sunday :</b>	<b>00:00 - 00:00</b>
<b>Monday :</b>	<b>00:00 - 00:00</b>
<b>Tuesday :</b>	<b>00:00 - 00:00</b>
<b>Wednesday :</b>	<b>00:00 - 00:00</b>
<b>Thursday :</b>	<b>00:00 - 00:00</b>
<b>Friday :</b>	<b>00:00 - 00:00</b>
<b>Saturday :</b>	<b>00:00 - 00:00</b>

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

<b>Sunday :</b>	<b>10:00 - 22:30</b>
<b>Monday :</b>	<b>08:00 - 23:00</b>
<b>Tuesday :</b>	<b>08:00 - 23:00</b>
<b>Wednesday :</b>	<b>08:00 - 23:00</b>
<b>Thursday :</b>	<b>08:00 - 23:00</b>
<b>Friday :</b>	<b>08:00 - 23:00</b>
<b>Saturday :</b>	<b>08:00 - 23:00</b>
<b>Good Friday :</b>	<b>08:00 - 22:30</b>
<b>Christmas Day :</b>	<b>12:00 - 15:00 &amp; 19:00 - 22:30</b>

**Part 2**

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

**Name :** Mr Ali Serbet

**Telephone number :**

euroexpress@hotmail.co.uk

**e-mail :**

4 Ramscroft Close, LONDON, N9 9JY

**Address :**

**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 :** Mr Ali Serbet

**Telephone number :**

euroexpress@hotmail.co.uk

**e-mail :**

4 Ramscroft Close, LONDON, N9 9JY

**Address :**

**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/201400004

**Issuing Authority :** London Borough of Enfield

**Premises Licence LN/200500647 was first granted on 16 July 2005.**

**Signed :** .....

**Date : 25th August 2015**

**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. Alcohol shall not be sold in an open container or be consumed in the licensed premises.**

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

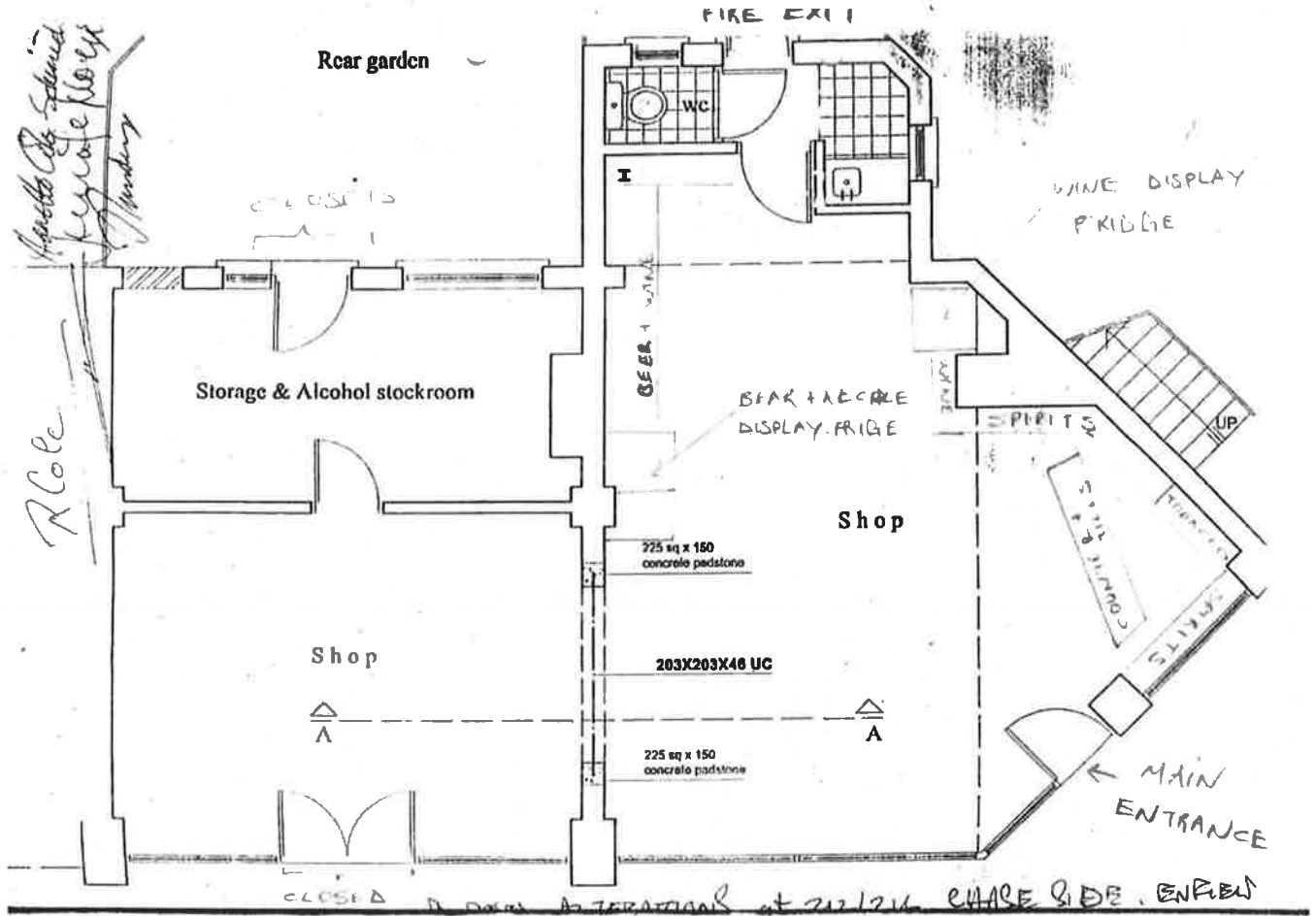
- 4. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read.**
- 5. Staff shall actively discourage patrons from congregating around the outside of the premises.**
- 6. There shall be no drinks promotions that encourage illegal, irresponsible or immoderate consumption of alcohol at the premises.**
- 7. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol.**
- 8. All training relating to the sale of alcohol 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. 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.**
- 10. A written record of refused sales shall be kept on the premises and completed when necessary. The record shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- ~~11. Children under 14 years, not accompanied by an adult, are not permitted to remain at or enter the premises after 21:00.~~**

**12. A personal licence holder is to be present on the premises and supervise the sale of alcohol, throughout the permitted hours for the sale of alcohol.**

**13. 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 they can be read by those leaving the premises.**

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Annex 4 - Plans





**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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>	
Euro Express, 212-214 Chase Side	
<b>Post town</b>	<b>Post code (if known)</b>
Enfield	EN2 0QW

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>
Mr Ali Serbet

<b>Number of premises licence or club premises certificate (if known)</b>
LN/200500647

**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 the premises have been found to be selling non duty paid alcohol and tobacco, selling after their licensed hours on 4 occasions, breaching licence conditions and trading with an inaccurate plan attached to the premises licence.

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 Information:**

**Please provide as much information as possible to support the application** (please read guidance note 2)

**Complaint and Visit History of Premises**

The licence for this off licence was converted to a premises licence in 2005. The licence was reviewed by Trading Standards in 2010 following allegations of underage sales – conditions were added (this was under a different licence holder). A licence transfer application was submitted on 6<sup>th</sup> August 2015 by Ali Serbet and a vary designated premises supervisor application was submitted on 10<sup>th</sup> August 2015 naming Ali Serbet as the new designated premises supervisor. The applications were made after an investigation in to activities at the premises had already commenced.

**Monday 27<sup>th</sup> July 2015** - The Licensing Enforcement Team were advised by a colleague in another council team that the responsible person they had been dealing with in relation to another matter at the premises was not the person named on the licence. They were also advised that staff at the premises were naming someone else as owning the business. They raised concern that the Premises Licence Holder

/Designated Premises Supervisor may no longer be at the premises. Business Rates confirmed that the Business Rates had been paid by Mr Ali Serbet since 01.04.14.

**Thursday 30<sup>th</sup> July 2015** – The Licensing Enforcement Team received a complaint from a local resident alleging the premises trades until 01:30 on Friday and Saturday nights.

23:45 - Licensing Enforcement Officers (CPX / JF) entered Euro Express, 212-214 Chase Side, Enfield, EN2 0QX to see if the ownership of the premises had changed. They asked to speak to the owner and were advised that he was not on site. The member of staff said they would phone him. He made a call and passed the phone to one of the officers (CPX). The person on the phone gave their name as Umit Guven and said he was the manager. He was advised that if the ownership had changed then a licence transfer needed to be submitted. Umit Guven advised that he would arrange for a transfer application and a vary designated premises supervisor application to be submitted. During this conversation the officers witnessed a number of customers being served. At 23:49 three cans of alcohol – Fosters and Strongbow were sold. The licence stated that alcohol sales were only licensed until 23:00 on Thursdays. **After hours sale 1.** The officer advised Mr Guven of what had just happened and that all staff must be trained to ensure they knew the times and conditions of the licence. At 23:52 a female customer tried to buy two cans of Fosters and officers advised her that as the premises was only licensed until 23:00 they were not allowed to sell the alcohol to her. Another male then came in and left empty handed when told they could not sell alcohol at this time. An inspection report was completed detailing what had been witnessed (**Appendix 1**). It was signed and a copy left on the premises. Staff in the premises advised that they normally close at 23:00 but that deliveries were late so they had stayed open to wait for them. The officers did not make a note of the seller's details on this occasion. They instead reminded staff of the licensed hours.

**Tuesday 4<sup>th</sup> August 2015** – 12:10 – 12:30 PC Martyn Fisher, Police Licensing Officer visited the premises and carried out a full licence inspection with the Manager Mr Umit Guven who advised that the owner of the business was Mr Ali Serbet. Advice was given in relation to submitting a transfer application. **The following 5 conditions were being breached:**

4. 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 area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read.

7. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol.

8. All training relating to the sale of alcohol 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.

10. A written record of refused sales shall be kept on the premises and completed when necessary. The record shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year from the date of the last entry.

13. 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 they can be read by those leaving the premises.

A notification of alleged offence under the Licensing Act 2003 (**Appendix 2**) and a Record of Visit to Licensed Premises forms were completed. (**Appendix 3**)

**Thursday 6<sup>th</sup> August 2015** - A licence transfer application was submitted by Ali Serbet.

**Monday 10<sup>th</sup> August 2015** - A vary designated premises supervisor application was submitted naming Ali SERBET as the new designated premises supervisor.

**Saturday 15<sup>th</sup> August 2015** - Licensing Enforcement Officers (CPX / JS) visited the premises. At 00:50 one of the officers (JS) entered Euro Express to attempt to purchase alcohol after the licensed hours. He was sold two cans of Lech Pils (500ml cans). **After hours sale 2.** The officers both went back into the premises. They introduced themselves and explained that they had just failed an out of hours alcohol test purchase. At first the male denied making the sale until the officer showed him what he had bought. The officers completed a Notice of Alleged Offence (**Appendix 4**). The officers left the premises at approximately 01:15.

**Saturday 29<sup>th</sup> August 2015** – Out of Hours Licensing Enforcement Officers carried out observations of the premises at 00:27. The premises was closed with the shutters down and no activity was seen.

**Saturday 12<sup>th</sup> September 2015** - Licensing Enforcement Officers (CPX / JF) visited the premises. At 00:10 they parked in the slip road outside Euro Express and saw two males and one female leave the premises. Both males were carrying black plastic bags with what looked like large cans inside but it was not possible to see what they were. After observing for several minutes one of the officers (JF) left the car and entered Euro Express to attempt to purchase alcohol after the licensed hours. The sale was initially refused but the member of staff then followed the officer outside and called them back saying that they shouldn't sell after 23:00 but would sell to her. She was sold two bottles of Magners cider. **After hours sale 3.** Both officers returned to the shop. They introduced themselves and explained that they had just failed an out of hours alcohol test purchase. The male who made the sale did not appear to speak very much English. He made a phone call and spoke in what officers believed to be Turkish. The seller had a lengthy conversation with the person on the phone, after which he handed the phone to one of the officers (CPX). The officer spoke to Umit GUVEN who said that he was the manager of the premises. The phone line was not very good and he explained that he was in Turkey. He gave the seller's details and a notice of alleged offence was completed. (**Appendix 5**) Whilst in the premises a female entered and attempted to purchase two bottles of wine at 00:35, the sale was refused. A male entered and attempted to purchase beer at 00:37 and another male came in but also left empty handed when we told him that alcohol could not be sold at that time. The officers left the premises at 00:45.

**Wednesday 30<sup>th</sup> September 2015** – 09:38 – A Licensing Enforcement Officer (CPX) carried out a pre-arranged full licence inspection carried out with Umit Guven. All of the licence conditions were compliant at that time. However, the officer recommended that he move the alcohol control zone poster to a location where it could be seen by those leaving the premises rather than on the window where only those outside could see it. Also advised him to remove the 'Think 21' poster and to keep the 'Challenge 25' posters that were also on display as these gave conflicting messages and that the current Part B of the licence needed to be displayed. The area of the premises furthest away from the entrance **did not match the plan attached to the licence (OFFENCE)** and appeared to still be in the process of being

altered as there was plastic sheeting covering one wall. The Manager advised that the counter would be getting moved and that a new entrance would be put in. The officer advised that new plans should be sent to [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk) who would advise on which type of application would be needed to up-date the plans (**NOT YET RECEIVED**). He was also advised that letters would be sent to the people who had recently sold alcohol after hours and also the premises licence holder and designated premises supervisor inviting them in for a formal interview. Mr Guven had put up signs advising customers that they could not sell alcohol after 23:00. Licence inspection report completed and signed (**Appendix 6**).

**Friday 13<sup>th</sup> November** – 23:23 – Out of Hours Licensing Enforcement Officers (EVG / VPK) visited the premises. An officer attempted to buy 2 bottles of Stella larger. Staff advised the officer that he couldn't sell alcohol after 11pm and pointed to a sign stating so on the door.

**Friday 19<sup>th</sup> February 2016** – Licensing Enforcement Officers (CPX, EVG) – arrived at premises which was still open, parked in slip road outside. 23:58 – one officers (EVG) entered and attempted an alcohol after hours test purchase and was sold a bottle of wine. **After hours sales 4**. Both officers then returned to the shop. The seller was still behind the counter and there was a queue of people at the counter, one male was holding a bottle of wine. One of the officers recognised the seller as the Manager she had carried out a licence inspection with in the past – Umit Guven. He looked over at the officers and when the male with the bottle of wine went to be served he told him that he could not sell alcohol as it was after 23:00. The officers approached the till once this male had left and advised the member of staff that he had sold after the licensed hours. He advised that he had started work at 7am that day and was still working so had made a mistake as he was tired. He said that there was a clock on the till and pointed to it. One of the officers (CPX) decided to go behind the till to take a photo of it. As they made their way towards the side of the counter to go behind it Umit Guven moved something putting it on top of an open thick black plastic bag covering up its contents. The officer asked what he was doing and lifted the item up to discover that the bag was full of non duty paid packets of cigarettes of various brands. Umit Guven said that they were his. However when officer looked behind the counter there were piles of cigarettes piled up by brand on shelves under the counter and there was also non duty paid bottles of vodka. The Tobacco (Manufacture, Presentation and Sale) (Safety) Regulations 2002 which requires English warnings to be displayed on the packets was contravened, amounting to a criminal offence under the Consumer Protection Act 1987. A further offence under s.144 of the licensing Act 2003 was committed - knowingly keeping or allowing to be kept, on any relevant premises, any goods which have been imported without payment of duty or which have otherwise been unlawfully imported. The officer took a photo of the time shown on the till which was 00:02 and then started to place the cigarettes in plastic bags. After filling a couple of bags the officer decided they should take photos of the cigarettes to show how they had been stacked. These appeared to be staked ready for sale. Some were loose packets and some were in larger cartons, there was also hand rolling tobacco. Whilst the officers bagged the items and searched behind the counter for more approximately five different people tried to purchase alcohol. One female when told that they could not sell after 23:00 said 'since when'. It seemed that all were surprised that they could not be sold to at this time. Another female also attempted to purchase some cigarettes and when asked for ID did not have any so the sale was refused. She told Umit Guven, that he had sold her 2 bottles of vodka earlier. He denied this. There was an open packet of non-duty paid cigarettes behind the till which were also seized as there had been a previous allegation that the premises were also selling cigarettes singularly. Alcohol was not covered by shutters at any point during the visit, although there were shutters covering a fridge full of meat products. There was another male working there who did not appear to speak much English. With the help of Umit Guven

translating his details were noted down. **A full licence inspection was carried out and the following 5 breaches were discovered:** Condition 10 refusal book could not be found, Conditions 4 – leave quietly poster not on display, Conditions 7, 8 – no training records since 26.11.15 – no records for other member of staff seen working at time of visit. C13 – No drinking control zone poster, Plan attached to the licence not accurate. The officers advised that a variation application must be submitted. Advised premises may face review as a result of the afterhours sale, breach of conditions and possession of no duty paid alcohol and tobacco. There was also beer on display including Desperdos which only had labelling in a foreign language – the ingredients list needs to be in English. Advised to apply appropriate labels and not to sell this alcohol until this is complete. Seized 192 packets of cigarettes, 89 packets of hand rolling tobacco and 9 bottle of vodka. Left premises at 01:15. (See Appendix 7, 8, 9, 10a-k for Inspection Report, seizure notice, notice of alleged offence, photos).

**Monday 29<sup>th</sup> February 2016** – Umit Guven brought the refusals book to the council for officers to see.

**Tuesday 8<sup>th</sup> March 2016** – Umit Guven emailed the training records to a Licensing Enforcement Officer for them to see.

**Additional Information:**

DCMS Guidance (11.26) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (i.e. non duty paid products).

DCMS guidance (11.27) 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:**

Enfield Licensing Authority is seeking a review of the premises licence on the grounds that the premises have been found to be selling non-duty paid cigarettes / tobacco and alcohol, they have sold after hours 4 times, breached licence conditions and despite repeated advice have failed to submit an accurate plan of the premises.

At no point during this investigation have officers seen the Premises licence Holder / Designated Premises Supervisor at the premises leading to a lack of confidence in their ability to control activities taking place there.

The Licensing Authority therefore recommends that this licence be revoked.

**Suggested additional conditions:**

If the Licensing Committee does not deem it necessary to revoke the licence in its entirety I would recommend the DPS be removed from the licence and the licence be suspended for a maximum of 3 months until the DPS is varied, an application to submit an accurate plan has been submitted and granted and compliance with all licence conditions has been demonstrated. I would also recommend that the following conditions be attached to the premises licence:

- 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 premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers.
- Only the Premises Licence Holder and Designated Premises Supervisor shall purchase alcohol and/or tobacco stock.
- 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.

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

<b>Suspension of Licence:</b>	<b>N</b>
<b>Revocation of Licence:</b>	<b>Y</b>
<b>Recommended period of suspension (max 3 months):</b>	
<p>There is a significant history of illegal activity at this premises.</p> <p>Having regard to all this information, and taking into account the DCMS guidance that, this leaves little option other than for the Licensing Authority to seek total revocation of the premises licence.</p> <p>The Secretary of State believes that the sale of smuggled alcohol should be treated particularly seriously and that where licence reviews are submitted and the licensing authority determines that the crime prevention objective is being undermined revocation of the licence, even in the first instance should be seriously considered.</p>	

**Please tick yes**

Have you made an application for review relating to this premises before Yes

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.**



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:** 18<sup>th</sup> March 2016

**Capacity:** Licensing Enforcement Officer

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

**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.



**LICENSING AUTHORITY REPRESENTATION**

**ADDITIONAL INFORMATION**

**Name and address of premises:** Euro Express  
212-214 Chase Side  
Enfield  
EN2 0QX

**Type of Application:** Review of Premises Licence

**Detailed below is additional information not previously included in the review application submitted on 18/03/16:**

**Monday 03/08/15** – Trading Standards received an anonymous allegation that underage sales were taking place at the premises and that they were selling non-duty paid products. Two advice letters were sent to the premises. See **CPX/11 and CPX/12**.

**Tuesday 01/09/15** - Trading Standards received a complaint in relation to youths drinking near the premises. The complaints believed the youths may have been getting the alcohol from this premises. An advice letter was sent to the premises. See **CPX/13**.

**Tuesday 17/11/15** – Trading Standards received an allegation of underage single cigarette sales being made at the premises. An advice letter was sent to the premises on **26/11/15**. See **CPX/14**.

**Tuesday 09/02/16** – Trading Standards received an allegation that underage sales were taking place at the premises. An advice letter sent to the premises. See **CPX/15**.

**Wednesday 17/02/16** – Age Related Sales alcohol test purchase – no sale made.

**Additional Information**

The Licensing Enforcement Team is also currently carrying out a prosecution investigation in relation to the after hour sales and non-duty paid products found at the premises.

**Planning**

**Tuesday 22/03/16** – The premises licence holder lost an appeal under section 174 of the Town and Country Planning Act 1990 as amended by the Planning and Compensation Act 1991 against an enforcement notice issued by Enfield Council. The enforcement notice related to the erection of a single storey extension and condenser unit on the roof to the rear of the premises without planning permission. See **CPX/16**. This had led to a further lack of confidence in those running the premises. At the time

of writing the plan attached to the current premises licence is still not an accurate reflection of the actual premises layout.

Duly Authorised: Charlotte Palmer, Licensing Enforcement Officer

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

Signed:

A handwritten signature in cursive script, appearing to read 'Palmer', is positioned above the 'Signed:' label.

Date: 07/04/2016

CPI Appl  
LICN\_

REF: WK/215032205

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Euro Express	
Premises Address	212 - 214 Chase Side, Enfield, EN2 0QX	
Time of Visit:	Start: 23-45	Finish: 23-58

During an inspection of your premises on 30th July ..... 2015 ....., 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
1	Visit to see if ownership has changed - spoke to new owner via phone who said he will be submitting a transfer e very DPS application witnessed alcohol sale at 23.49 whilst on phone to owner - advised he must train staff in permitted alcohol sale times and ensure no more sales after 23.00

Any other matter(s) that need addressing: .....

You are required to have the above matters attended to within .....days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Palmer</i> 0208 379 3965	Signature: <i>[Signature]</i>
Print Name: CHARLOTTE PALMER	Print Name & Position: Anatoly Zemanow

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 1767  
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

For queries relating to new applications, variations, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578 or [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk).

Download the appropriate application forms at [http://www.enfield.gov.uk/info/200007/licensing\\_and\\_registration](http://www.enfield.gov.uk/info/200007/licensing_and_registration).

Material such as leave quietly signs, training guidance and refusals book is available to download and print at [http://www.enfield.gov.uk/downloads/download/2316/compliance\\_documents](http://www.enfield.gov.uk/downloads/download/2316/compliance_documents)





App 2



TOTAL POLICING

Police Copy

# Notification of alleged offences under the Licensing Act 2003

Venue Name: Two Square REF: (CAD/CRIS etc.)

Address: 212 Canal Street, Manchester

Date: 14/11/11 Time: 2:30

Details of person in charge at the relevant time: Mr. [unclear]

DPS  Personal Licence Holder

### Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y  No  )
- Section 137 (1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y  No  )
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 Issued Y  No  )
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make a an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

*The following conditions were in place*  
*compliance*  
*4, 7, 8, 10 and 13*

Issuing officer: [Signature] Print: [Name]

I acknowledge receipt of this form: (venue) [Signature]

The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001

11 1143 2

RESTRICTED



TOTAL POLICING

Form 695

Licensing Act 2003 - Record of Visit to Licensed Premises

**Details**

Name of Premises: Euro Express

Address of Premises: 212, Chase Side, Enfield, EN20 0X

Premises Type / Event: Off Licence

Date of Visit: 4/8/2015 Time Of Visit: 12:10

**Officers in Attendance**

1.	<u>PC 357<sup>TS</sup> Fisher</u>	CAD Reference:	
2.	<u>PC 433<sup>TS</sup> Caldwell</u>	CRIS Reference:	
3.		CRIMINIT Reference:	
4.			

**Premises Details**

Is the Premises Licence Summary displayed and correct? Yes  No

Is the Designated Premises Supervisor (DPS) present? Yes  No

Record details of DPS personal Licence (Include full name, issuing authority and lic No.)

DPS Contact No.: \_\_\_\_\_

If No DPS is present provide details of person in charge: Umik Awan 07507 796763

Record details of personal Licence (include full name, issuing authority and lic No.)

Personal licence holder but not on premises at time of visit.

Is the full premises Licence or an endorsed copy available? Yes  No

What is the capacity of the premises if shown on premises licence? \_\_\_\_\_

How many persons present (rough headcount)? \_\_\_\_\_

What process is used to record customer numbers (clicker, tickets head count etc)? \_\_\_\_\_

RESTRICTED

Toilets and public areas

Toilets

Are the toilets regularly checked by staff?

Yes  No

Is there a Toilet attendant?

NIA

Yes  No

Are the toilets covered by CCTV?

Yes  No

Are the toilets and environs well maintained?

Yes  No

Is there any evidence of drugs use in this area?

If yes detail evidence (drugs paraphernalia, or evidence obtained from drugs swipes or drugs itemiser)

Yes  No

Smoking area:

Is there a designated smoking area?

Yes  No

Is it covered by CCTV?

NIA

Yes  No

Is it controlled by staff?

Yes  No

Is there a re-entry search policy?

Yes  No

Public areas:

Is the ambient lighting in public areas adequate?

Yes  No

Is there a VIP area?

Yes  No

Does CCTV cover public areas and dancefloor?

Yes  No

Do staff regularly clear glassware?

NIA

Yes  No

Does the premises use plastic drinkware?

Yes  No

Is there a cloakroom?

Yes  No

Does the premises have a Medical facility/room?

Yes  No

What percentage of the premises is given over to seating and tables?

%

Premises Staff

How many staff are on duty?

Two

How many Personal Licence Holders on site?

One

Are staff training records available?

Yes  No

Is there a trained first aider on duty?

Yes  No

General attitude of staff

Helpful  Unhelpful  Obstructive  Other



WK/215032205

LICN\_2

## NOTICE OF ALLEGED OFFENCE

App 4

This notice is to inform you that during a visit to these premises by an officer of the Trading Standards and Licensing Enforcement Team, the following offence(s) was witnessed:

Selling alcohol after the permitted licensed hours i.e. 2 x Lech Pils (500ml cans) at 00.50 on Saturday 15/8/15.

As I suspect an offence has been committed, I must caution you. You do not have to say anything or respond to this notice, but it may harm your defence if you fail to mention when questioned something that you later rely on in court. Any reply that you do give may be used in evidence.

You are entitled to seek independent legal advice before making any response that you wish to make. The officer giving you this notice is not placing you under arrest.

Premises Name: Address:	Euro Express 212-214 Chase side, Enfield EN2 0QX.
Telephone Number:	
PLH Name: Address:	Transfer & vary DPS pending. New owner is: Umit Guven.
Telephone number:	
DPS Name: Address:	
Telephone number:	
Seller Name: Address:	Murtaza Ocak 44 Pelham Road, London, N15 4EN
Telephone number:	04415713164.

This breach constitutes a **CRIMINAL OFFENCE**. In accordance with our enforcement policy, this matter will now be investigated and reported to the Head of Regulatory Services for consideration for prosecution. This matter may also be referred to the Council's Licensing Committee for a review of the premises licence. You will be advised in due course of any action that will be taken.

Signature of Officer on visit:	Signature of Recipient:
<i>CPalmer</i>	<i>Murtaza Ocak</i>
Print Name: CPAWLER	Print Name: Murtaza Ocak
Position: LICENSING ENFORCEMENT	Position: Staff
Date: 15/8/15. OFFICER	Date: 15.8.2015

Licensing Enforcement, Civic Centre, Silver Street,  
Enfield, Middlesex, EN1 3XH, Tel: 020 8379 8505

Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

WK/215032205

LICN\_2

APPS

**NOTICE OF ALLEGED OFFENCE**

This notice is to inform you that during a visit to these premises by an officer of the Trading Standards and Licensing Enforcement Team, the following offence(s) was witnessed:

Selling alcohol after the permitted licensed times in 2 bottles of Majors Cider at 00.15.

**As I suspect an offence has been committed, I must caution you. You do not have to say anything or respond to this notice, but it may harm your defence if you fail to mention when questioned something that you later rely on in court. Any reply that you do give may be used in evidence.**

You are entitled to seek independent legal advice before making any response that you wish to make. The officer giving you this notice is not placing you under arrest.

Premises Name: Address:	Euro Express 212-214 Chase side, Enfield EN2 0QX
Telephone Number:	
PLH Name: Address:	Ali Serber 4 Ramscroft Close, London N9 9JY
Telephone number:	
DPS Name: Address:	AS above
Telephone number:	
Seller Name: Address:	Deniz Geven 97 Nightshade Road, N9 8EY
Telephone number:	

**This breach constitutes a CRIMINAL OFFENCE.** In accordance with our enforcement policy, this matter will now be investigated and reported to the Head of Regulatory Services for consideration for prosecution. This matter may also be referred to the Council's Licensing Committee for a review of the premises licence. You will be advised in due course of any action that will be taken.

Signature of Officer on visit: <i>Palmer</i>	Signature of Recipient: <i>Deniz Geven</i>
Print Name: CPAUMER	Print Name: DENIZ GEVEN
Position: LICENSING ENFORCEMENT	Position: STAFF
Date: 12/9/15 OFFICER	Date: 12/9/15.

Licensing Enforcement, Civic Centre, Silver Street,  
Enfield, Middlesex, EN1 3XH, Tel: 020 8379 8505

Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

App6

REF: WK/21503 2205

LIC

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Euro Express	
Premises Address	212 - 214 Chase side, Enfield, EN2 0QX	
Time of Visit:	Start: 9.38	Finish: 10.20

During an inspection of your premises on Wednesday 30th Sept 2015, the following was checked:

Part B of Premises Licence displayed? Yes  No  *Waited for new copy.*  
 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
1	All condition compliant. Recommend moving alcohol zone poster to where it can be seen by those leaving the premises and removing drink 21 poster and keeping the challenge 25 posters. Part B to be displayed - contact licensing team to get a duplicate copy of the most recent licence £10.50 charge. Discussed plans - send new version to licensing who will advise on what type of application is required.

Any other matter(s) that need addressing: full licence inspection following 2 recent after hours sales of alcohol. Letters inviting the seller and PLH/DPS in to a formal interview will be sent soon.

You are required to have the above matters attended to within .....days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Palmer</i>	Signature: <i>Duff</i>
Print Name: <b>CHARLOTTE PALMER.</b>	Print Name & Position: <i>Duff Gutter manager</i>

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 1767  
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

For queries relating to new applications, variations, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578 or [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk). \*

Download the appropriate application forms at [http://www.enfield.gov.uk/info/200007/licensing\\_and\\_registration](http://www.enfield.gov.uk/info/200007/licensing_and_registration).

Material such as leave quietly signs, training guidance and refusals book is available to download and print at [http://www.enfield.gov.uk/downloads/download/2316/compliance\\_documents](http://www.enfield.gov.uk/downloads/download/2316/compliance_documents)





REF: WK/ 215078515

LICENSING ENFORCEMENT INSPECTION REPORT

LI App 7

Premises Name	Two Express	
Premises Address	214 Chase Side, EN2 0GX	
Time of Visit:	Start: 23.58	Finish: 01.15

During an inspection of your premises on 19/20 Feb 2016, the following was checked:

Part B of Premises Licence displayed? Yes  No  Must be displayed  
 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
c. 10	No refusals book
c. 4	No leave quietly posters
c. 7+8	No training records since 26/11/15
	Hasan Demir - no record, working at time of visit.
	No drinking control zone posters.

*produced*  
 c. 12 G.U unable to show personal licence card. Any other matter(s) that need addressing: Plan attached to licence no longer accurate since refurbishment. A variation application must be submitted. Premises may face review and/or review action for after hours sales, breach of conditions and possession of non duty paid alcohol and tobacco.

You are required to have the above matters attended to within .....days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: EUG	Signature: [Signature]
Print Name: Ellie Green	Print Name & Position: Mr Guven Umit, Cashier
Email/Tel: ellie.green@enfield.gov.uk	Email/Tel: 0750779673 guven285@me.com

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

Material such as leave quietly signs, training guidance and refusals book is available to download and print at [http://www.enfield.gov.uk/downloads/download/2316/compliance\\_documents](http://www.enfield.gov.uk/downloads/download/2316/compliance_documents)

\* Barnet Personal lic no. UN/200714141

# NOTICE OF SEIZURE

No 1011

**ENFIELD**

Counc

www.enfield.gov.uk

App8

Name: Euro Express

Address: 214 Chase Side

Enfield

EN2 0GX

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:

Tobacco (Manufacture, Presentation, Sale + Supply) Regs. Food Safety Act 1990 (Consumer Protection Act 1987).

- 9 x 700ml vodka, foreign labelling only, no UK duty stamp.
  - 89 packets rolling tobacco, foreign labelling, 50g packs.
  - 193 packets cigarettes (20 cigs), foreign labelling - (one open pack with 13 cigarettes).
- Beer eg. Desperados only labelled in foreign language, must be in English. Apply appropriate labels. You must not sell this alcohol until this completed.

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: Ellie Green

Signature: [Signature]

Received by: Mr. GUVEN UMIT

Date: 20/2/2016

Direct Dial: 0208 379 8543

Position in Business: CASHIER



WKI 215078515

LICN\_2

NOTICE OF ALLEGED OFFENCE

APP 9

This notice is to inform you that during a visit to these premises by an officer of the Trading Standards and Licensing Enforcement Team, the following offence(s) was witnessed:

the sale of alcohol after the permitted time, namely at 23:58. Also seized 192 packets of cigarettes and 84 packets of tobacco, and 9 bottles non duty paid vodka.

As I suspect an offence has been committed, I must caution you. You do not have to say anything or respond to this notice, but it may harm your defence if you fail to mention when questioned something that you later rely on in court. Any reply that you do give may be used in evidence.

You are entitled to seek independent legal advice before making any response that you wish to make. The officer giving you this notice is not placing you under arrest.

Premises Name: Address:	Euro Express 214 Chase Side, EN2 0GX
Telephone Number:	
PLH Name: Address:	Mr Ali Serbet 07949117219
Telephone number:	
DPS Name: Address:	Mr Ali Serbet guven285@me.com
Telephone number:	
Seller Name: Address:	M/ GUVEN UMIT 93 Nightingale Road, N9 8PY
Telephone number:	07507796763

Shop Asst

During offence: 214 Chase Side, EN2 0GX

This breach constitutes a CRIMINAL OFFENCE. In accordance with our enforcement policy, this matter will now be investigated and reported to the Head of Regulatory Services for consideration for prosecution. This matter may also be referred to the Council's Licensing Committee for a review of the premises licence. You will be advised in due course of any action that will be taken.

Signature of Officer on visit: EVA	Signature of Recipient: [Signature]
Print Name: Ellie Green	Print Name: Guven Umit
Position: Principal Licensing Officer	Position: Cashier
Date: 20/2/16	Date: 20/2/16

Licensing Enforcement, Civic Centre, Silver Street, Enfield, Middlesex, EN1 3XH, Tel: 020 8379 8505

Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

Sat 20 Feb 00:02

Staff: Tahir

Till: Till 1

Split

APP  
K04



10b







100

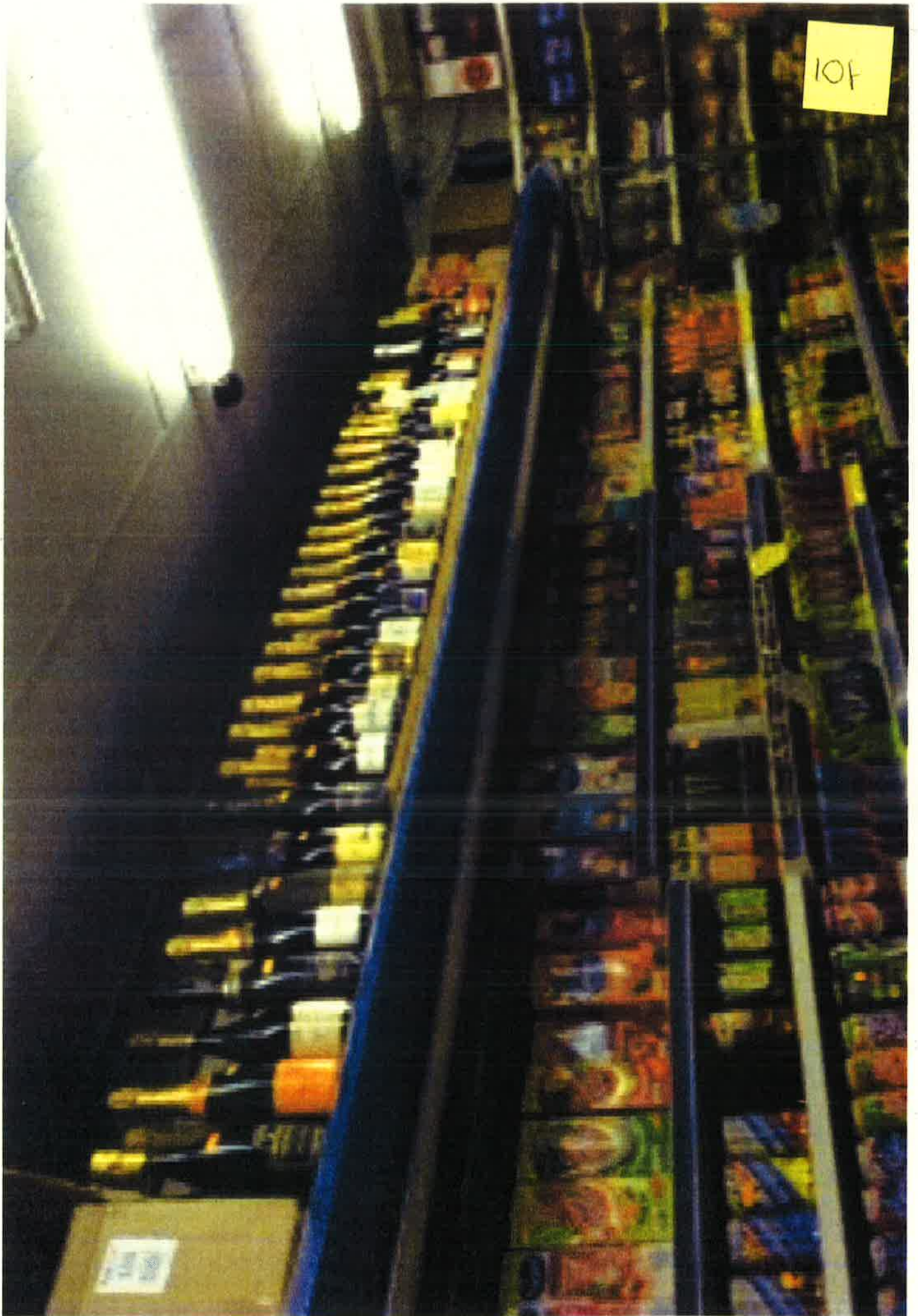








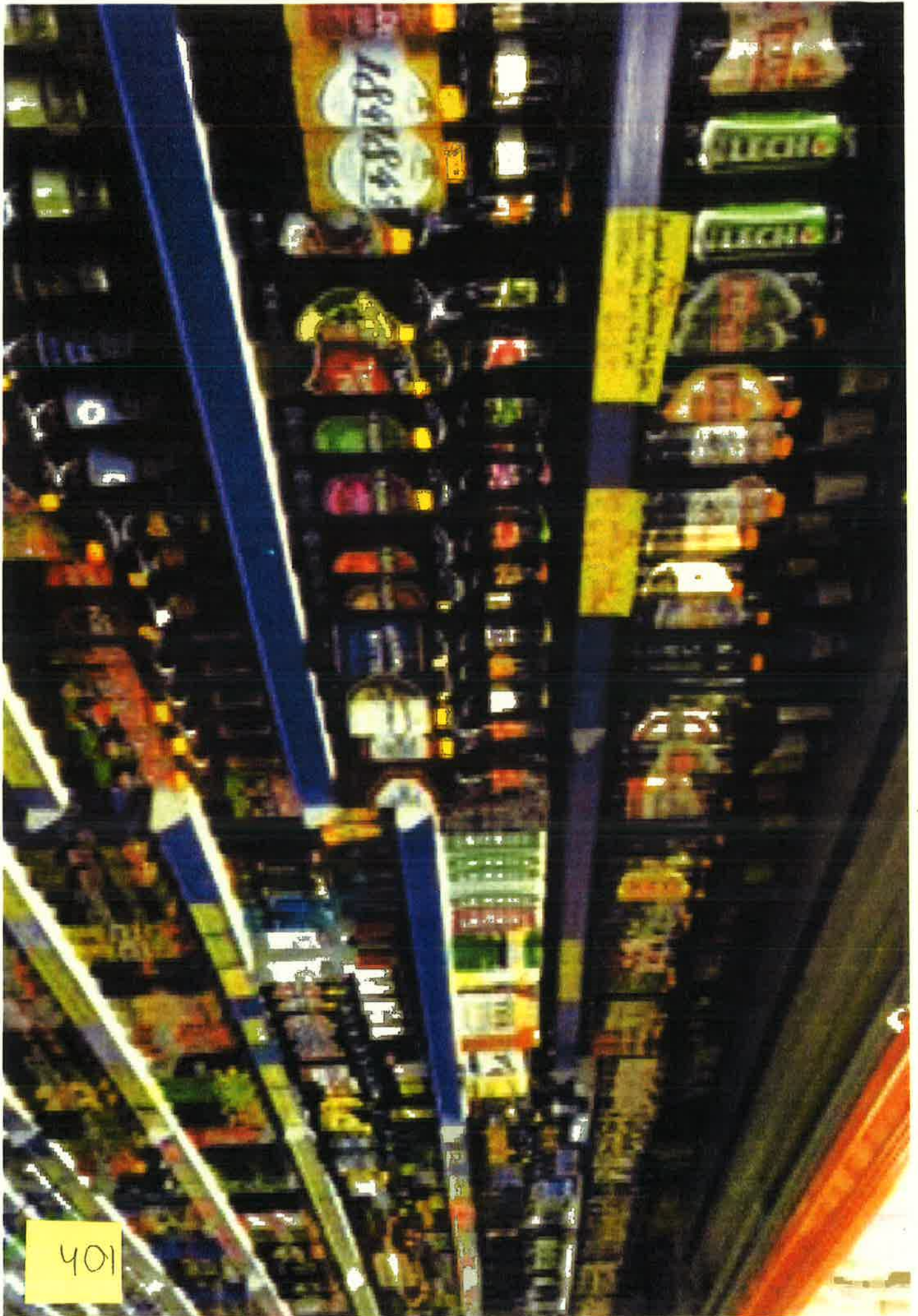








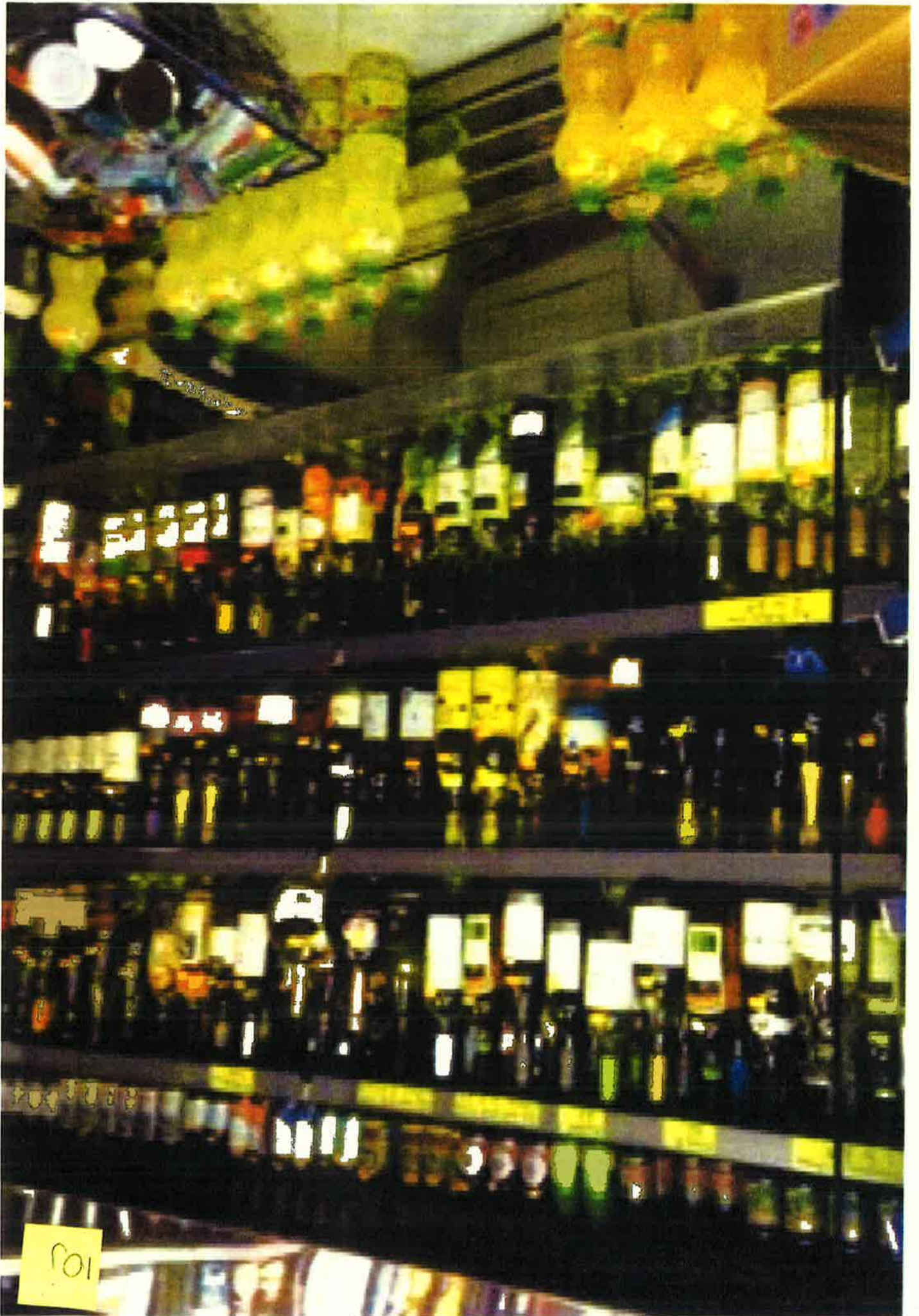




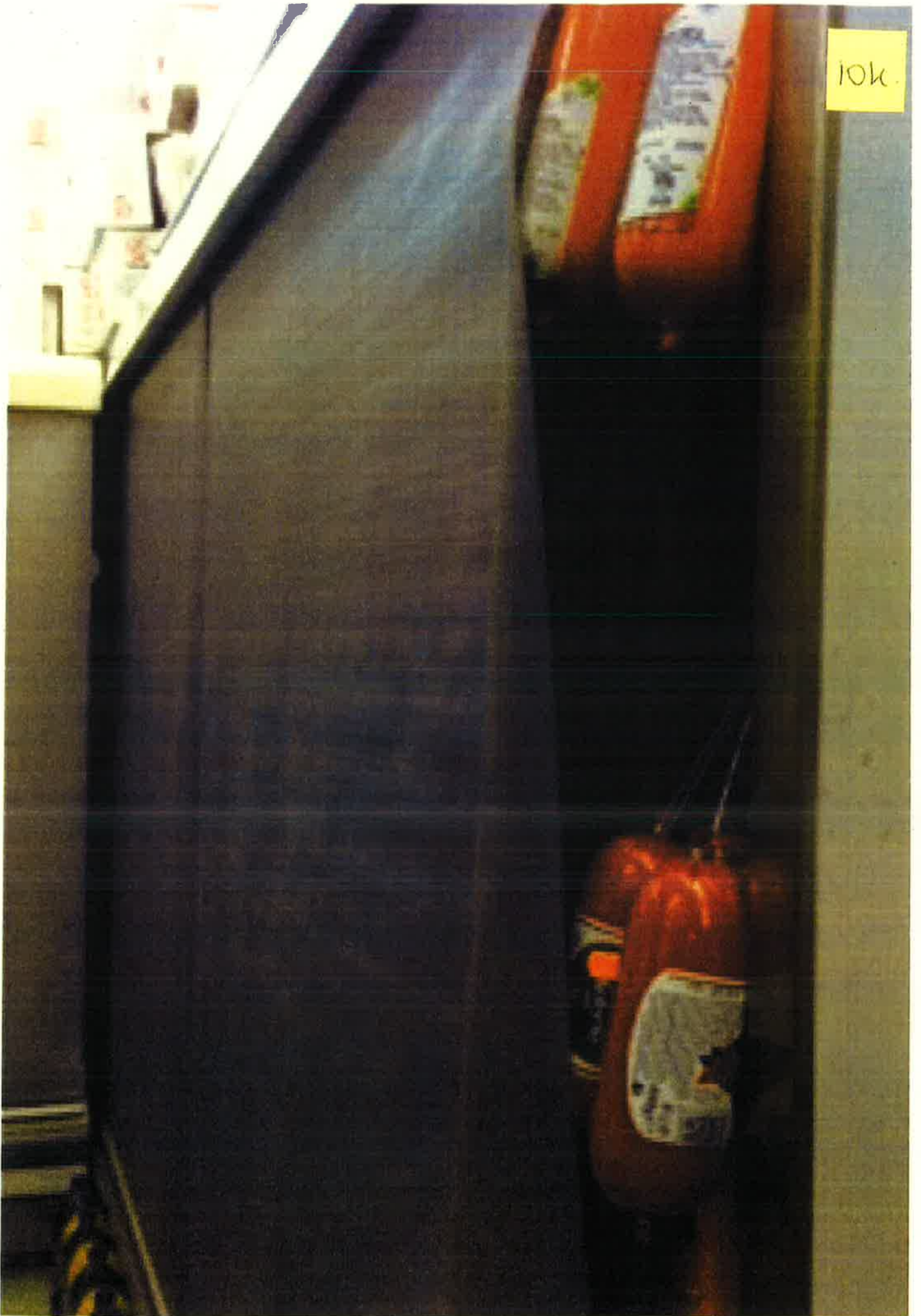














CPX/11

The Owner/Designated Premises  
Supervisor  
Euro Express  
212-214 Chase Side  
Enfield  
EN2 0QX

Please reply to: Sheila Lahey  
Environment Department  
PO Box 57, Civic Centre  
Silver Street, Enfield, Middx. EN1 3XH  
Tel: 020 8379 8505  
Fax: 020 8379 8506  
Minicom: 020 8379 4419  
Email: trading\_standards@enfield.gov.uk  
My Ref: WK/215033920  
Your Ref:  
Date: 3rd August 2015

**FOR THE ATTENTION OF THE OWNER AND DESIGNATED PREMISES  
SUPERVISOR**

**Re: Sale of intoxicating liquor to persons under 18**

**Premises: Euro Express, 212-214 Chase Side, ENFIELD, EN2 0QX**

I am writing to you as the owner and designated premises supervisor for the above premises to advise you that Trading Standards recently received information alleging that underage sales of alcohol have taken place from your premises.

This letter contains a brief summary of the law relating to the sale of alcohol to anyone under the age of 18 and some recommendations of good practice, which may help prevent illegal sales being made from your business.

**The Law**

- It is a criminal offence to sell alcohol to a person under the age of eighteen, even if they look older.
- A sale may result in a number of people in the business committing an offence. The seller, a 'personal licence holder', the 'premises licence holder', and the owner of the business may all face prosecution.
- The maximum penalty for breaching the law is a £5000 fine per offence.
- It is worth noting that if you are not the actual seller, and you have done all you reasonably can to prevent the sale of alcohol to children from your premises, you may be able to raise 'a defence' to any action and avoid a criminal conviction.
- Furthermore, the Act confers additional powers on the Council where problems are identified at a premises, where they relate to the licensing objectives (namely: crime & disorder; public nuisance; public safety; and the protection of children from harm).

Ian Davis  
Director - Environment  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

Phone: 020 8379 1000  
Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

- In essence this may result in the review of your licence by a Responsibility Authority for example Trading Standards, Environmental Health or the Police. Furthermore, under the Act, residents themselves may also seek to review the licence.

In considering any review application, the Council's Licensing Sub-Committee may choose to:

- revoke the licence;
- suspend the licence for up to three months;
- remove the DPS from the licence;
- exclude a licensable activity from the licence; and / or
- modify the conditions of the licence.

### **Good Practice**

You may wish to consider the following steps to help avoid selling age-restricted products to persons underage:

- Ensure you have in place a suitable proof of age scheme for example "Think 21".
- Display posters showing age limits in the sales area, which contain a statement regarding the refusal of such sales. This may deter potential purchasers and act as a reminder to staff. You may also wish to display notices in staff areas, perhaps with warnings about the potential consequences of selling alcohol to children.
- Ensure new and existing staff are properly trained and that all staff are regularly reminded about the law. Keep records of any training, and when that training was carried out.
- Ensure you have a method of documenting refused sales for example a "refusal book or diary." This should be kept at the point of sale, or recorded electronically on the till. This should be completed on each separate occasion that an individual is refused a sale of alcohol.
- It is also good practice for the person monitoring the use of the refusals book to sign and date when their checks have been made. This will help to demonstrate that it is being monitored and used properly.
- Ensure your staff are clear about how to deal with attempted purchases by underage persons and are able to refuse sales when necessary. Have a clear policy such as asking for photo identification if there is any doubt about the person's age. You might want to consider taking a 'no ID, no sale' approach to age-restricted products.
- Acceptable proof of age cards contain the PASS (Proof of Age Standards Scheme) hologram, which provides a guarantee that the card is authentic. Schemes include Citizen Card, Validate UK and the Portman Card.

Passports and Photocard Driving licences are also acceptable means for proof of age.

- If you possess an EPoS (Electronic Point of Sale) system, it may be possible to remind staff via a prompt.

In order to support premises in meeting the conditions of their licence, the Licensing Authority has produced material such as training guidance, leave quietly signs, refusals book, which can be found on the Enfield website by following this link:

[http://www.enfield.gov.uk/downloads/download/2316/compliance\\_documents](http://www.enfield.gov.uk/downloads/download/2316/compliance_documents)

Please print the material relevant to the conditions and use in accordance with your licence.

### **Enforcement**

- Trading Standards regularly ask youngsters to attempt to buy age restricted products from businesses to check that they are abiding by the law. Please be advised that the volunteer may lie about their age. Offenders could face fines and the premises licence could be recommended for a review by the licensing committee.

### **Further advice**

If you require more information or want advice on how to comply with the law on underage sales please contact trading standards by phone on 020 8379 8505. Alternatively you can send an email to [trading\\_standards@enfield.gov.uk](mailto:trading_standards@enfield.gov.uk).

**This letter has been composed by Enfield Trading Standards for traders; it is not an authoritative document on the law and is only intended for guidance. For further advice, contact Trading Standards or refer directly to the legislation.**

Yours faithfully

Sheila Lahey  
Fair Trading Officer

CPX/12

Euro Express  
212-214 Chase Side  
Enfield  
EN2 0QX

Please reply to: Sheila Lahey  
Consumer Protection  
PO Box 57, Civic Centre  
Silver Street, Enfield, Middx. EN1 3XH  
Tel: 020 8379 8527  
Fax:  
Textphone:: 020 8379 4419  
Email: sheila.lahey@enfield.gov.uk  
My Ref: WK/215033920  
Your Ref:  
Date: 3rd August 2015

Dear Sir,

**Licencing Act 2003  
Trade Marks Act 1994  
Tobacco Products (Manufacture, Presentation and Sale) (Safety) Regulations 2007**

We have received a complaint that your business is dealing in illicit tobacco.

All licence holders were written to in April/May 2014 regarding the new Mandatory Condition that alcohol must **not** be sold at a price lower than the permitted price (which is calculated on the basis of the duty and VAT payable).

In addition businesses were reminded and warned they must buy tobacco, alcohol and any product that belongs to a registered brand (trade mark) holder from a reputable supplier.

Furthermore, these products must be evidenced by documentation/receipts and available for inspection to Trading Standards, HMRC and the Police upon request.

I must remind you that Trading Standards operate a zero tolerance policy that includes prosecution, application for review recommending revocation of the licence and other enforcement disposals against any individual or any premises found to have counterfeit/illicit alcohol, tobacco or any other product belonging to a registered brand holder on the premise, associated buildings/vehicles or on your person.

A visit will be made and if non-compliance is found, I will have no option but to report the matter to my senior officers and Legal Services.

Trading Standards may also consider test purchasing from your premises in the future.

ILL\_01

Ian Davis  
Director – Regeneration & Environment  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY



Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

Any further complaints or enquiries received will be referenced back to this letter and our previous dealings with you. Further action will be considered, if it is felt the matters raised, should have prevented the commission of any offence.

I would be pleased to receive your comments, should you wish to make any.

We will reconsider enforcement action if we see a demonstrable commitment to good management practice, to avoid the commission of any offences due to the act or default of other persons. If you are a licence holder, additional voluntary conditions can help you achieve this. If you would like to consider a minor variation to add additional conditions to your licence, I recommend you contact the Licensing Team.

Please be advised only the Courts can interpret legislation with any authority, the opinions and advice contained in this letter are subject to change dependent upon legislative changes, new information or evidence.

Yours sincerely

Sheila Lahey  
Fair Trading Officer

CAX 113.

The Owner/Designated Premises  
Supervisor  
Euro Express  
212-214 Chase Side  
ENFIELD  
EN2 0QX

Please reply to: Sheila Lahey  
Environment Department  
PO Box 57, Civic Centre  
Silver Street, Enfield, Middx. EN1 3XH  
Tel: 020 8379 8505  
Fax: 020 8379 8506  
Minicom: 020 8379 4419  
Email: trading.standards@enfield.gov.uk  
My Ref: WK/215059026  
Your Ref:  
Date: 17<sup>th</sup> November 2015

**FOR THE ATTENTION OF THE OWNER AND DESIGNATED PREMISES  
SUPERVISOR**

**Re: Sale of intoxicating liquor to persons under 18**

**Premises: Euro Express, 212-214 Chase Side, ENFIELD, EN2 0QX**

I am writing to you as the owner and designated premises supervisor for the above premises to advise you that Trading Standards recently received information alleging that underage sales of alcohol have taken place from your premises.

This letter contains a brief summary of the law relating to the sale of alcohol to anyone under the age of 18 and some recommendations of good practice, which may help prevent illegal sales being made from your business.

**The Law**

- It is a criminal offence to sell alcohol to a person under the age of eighteen, even if they look older.
- A sale may result in a number of people in the business committing an offence. The seller, a 'personal licence holder', the 'premises licence holder', and the owner of the business may all face prosecution.
- The maximum penalty for breaching the law is a £5000 fine per offence.
- It is worth noting that if you are not the actual seller, and you have done all you reasonably can to prevent the sale of alcohol to children from your premises, you may be able to raise 'a defence' to any action and avoid a criminal conviction.
- Furthermore, the Act confers additional powers on the Council where problems are identified at a premises, where they relate to the licensing objectives (namely: crime & disorder; public nuisance; public safety; and the protection of children from harm).

Ian Davis  
Director - Environment  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

Phone: 020 8379 1000  
Website: www.enfield.gov.uk



- In essence this may result in the review of your licence by a Responsibility Authority for example Trading Standards, Environmental Health or the Police. Furthermore, under the Act, residents themselves may also seek to review the licence.

In considering any review application, the Council's Licensing Sub-Committee may choose to:

- revoke the licence;
- suspend the licence for up to three months;
- remove the DPS from the licence;
- exclude a licensable activity from the licence; and / or
- modify the conditions of the licence.

### **Good Practice**

You may wish to consider the following steps to help avoid selling age-restricted products to persons underage:

- Ensure you have in place a suitable proof of age scheme for example "Think 21".
- Display posters showing age limits in the sales area, which contain a statement regarding the refusal of such sales. This may deter potential purchasers and act as a reminder to staff. You may also wish to display notices in staff areas, perhaps with warnings about the potential consequences of selling alcohol to children.
- Ensure new and existing staff are properly trained and that all staff are regularly reminded about the law. Keep records of any training, and when that training was carried out.
- Ensure you have a method of documenting refused sales for example a "refusal book or diary." This should be kept at the point of sale, or recorded electronically on the till. This should be completed on each separate occasion that an individual is refused a sale of alcohol.
- It is also good practice for the person monitoring the use of the refusals book to sign and date when their checks have been made. This will help to demonstrate that it is being monitored and used properly.
- Ensure your staff are clear about how to deal with attempted purchases by underage persons and are able to refuse sales when necessary. Have a clear policy such as asking for photo identification if there is any doubt about the person's age. You might want to consider taking a 'no ID, no sale' approach to age-restricted products.
- Acceptable proof of age cards contain the PASS (Proof of Age Standards Scheme) hologram, which provides a guarantee that the card is authentic. Schemes include Citizen Card, Validate UK and the Portman Card.

Passports and Photocard Driving licences are also acceptable means for proof of age.

- If you possess an EPoS (Electronic Point of Sale) system, it may be possible to remind staff via a prompt.

In order to support premises in meeting the conditions of their licence, the Licensing Authority has produced material such as training guidance, leave quietly signs, refusals book, which can be found on the Enfield website by following this link:

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Please print the material relevant to the conditions and use in accordance with your licence.

### **Enforcement**

- Trading Standards regularly ask youngsters to attempt to buy age restricted products from businesses to check that they are abiding by the law. Please be advised that the volunteer may lie about their age. Offenders could face fines and the premises licence could be recommended for a review by the licensing committee.

### **Further advice**

If you require more information or want advice on how to comply with the law on underage sales please contact trading standards by phone on 020 8379 8505. Alternatively you can send an email to [trading.standards@enfield.gov.uk](mailto:trading.standards@enfield.gov.uk).

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Yours faithfully

Sheila Lahey  
Fair Trading Officer

CPX/14.

The Owner  
Euro Express  
212-214 Chase Side  
ENFIELD  
EN2 0QX

Please reply to: Sheila Lahey  
Environment Department  
PO Box 57, Civic Centre  
Silver Street, Enfield, Middx. EN1 3XH  
Tel: 020 8379 8505  
Fax: 020 8379 8506  
Minicom: 020 8379 4419  
Email: Trading.standards@enfield.gov.uk  
My Ref: WK/215059479  
Your Ref:  
Date: 26th November 2015

## FOR THE ATTENTION OF THE OWNER

**Re: Sale of single cigarettes to persons under eighteen**

**Premises: Euro Express, 212-214 Chase Side, ENFIELD, EN2 0QX**

I am writing to you as the owner for the above premises to advise you that Trading Standards recently received information alleging that underage sales of single cigarettes have taken place from your premises.

This letter contains a brief summary of the law relating to the sale of tobacco products to anyone under the age of 18 and some recommendations of good practice, which may help prevent illegal sales being made from your business.

### The Law

- The Children and Young Persons Act (Protection from Tobacco) Act 1991 creates an offence for any person carrying on a retail business to sell cigarettes to any person other than in pre-packed quantities of 10 or more cigarettes in their original package.
- 
- From 1st October 2007 the age limit for the sale of tobacco products changed from **16** to **18**.
- A sale may result in a number of people in the business committing an offence. The seller and the owner of the business may all face prosecution.
- The maximum penalty for breaching the law is a £5000 fine per offence.

Ian Davis  
Director - Environment  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

Phone: 020 8379 1000  
Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

- It is worth noting that if you are not the actual seller, and you have done all you reasonably can to prevent the sale of tobacco to children from your premises, you may be able to raise 'a defence' to any action and avoid a criminal conviction.

### **Good Practice**

You may wish to consider the following steps to help avoid selling age-restricted products to persons underage:

- Ensure you have in place a suitable proof of age scheme for example "Think 21".
- Display posters showing age limits in the sales area, which contain a statement regarding the refusal of such sales. This may deter potential purchasers and act as a reminder to staff. You may also wish to display notices in staff areas, perhaps with warnings about the potential consequences of selling tobacco to children.
- Ensure new and existing staff are properly trained and that all staff are regularly reminded about the law. Keep records of any training, and when that training was carried out.
- Ensure you have a method of documenting refused sales for example a "refusal book or diary." This should be kept at the point of sale, or recorded electronically on the till. This should be completed on each separate occasion that an individual is refused a sale of a tobacco product.
- It is also good practice for the person monitoring the use of the refusals book to sign and date when their checks have been made. This will help to demonstrate that it is being monitored and used properly.
- Ensure your staff are clear about how to deal with attempted purchases by underage persons and are able to refuse sales when necessary. Have a clear policy such as asking for photo identification if there is any doubt about the person's age. You might want to consider taking a 'no ID, no sale' approach to age-restricted products.
- Acceptable proof of age cards contain the PASS (Proof of Age Standards Scheme) hologram, which provides a guarantee that the card is authentic. Schemes include Citizen Card, Validate UK and the Portman Card. Passports and Photocard Driving licences are also acceptable means for proof of age.
- If you possess an EPoS (Electronic Point of Sale) system, it may be possible to remind staff via a prompt.

**Enforcement**

- Trading Standards regularly ask youngsters to attempt to buy age restricted products from businesses to check that they are abiding by the law, and offenders could face fines. Please be advised that the volunteer may lie about their age.

**Further advice**

If you require more information or want advice on how to comply with the law on underage sales please contact trading standards by phone on 020 8379 8505. Alternatively you can send an email to [trading.standards@enfield.gov.uk](mailto:trading.standards@enfield.gov.uk) .

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Yours faithfully

Sheila Lahey  
Fair Trading Officer

CPX/15

The Owner/Designated Premises  
Supervisor  
Euro Express  
212-214 Chase Side  
Enfield  
EN2 0QX

Please reply to: Sheila Lahey  
Environment Department  
PO Box 57, Civic Centre  
Silver Street, Enfield, Middx. EN1 3XH  
Tel: 020 8379 8505  
Fax: 020 8379 8506  
Minicom: 020 8379 4419  
Email: [trading\\_standards@enfield.gov.uk](mailto:trading_standards@enfield.gov.uk)  
My Ref: WK/215078285  
Your Ref:  
Date: 9th February 2016

**FOR THE ATTENTION OF THE OWNER AND DESIGNATED PREMISES  
SUPERVISOR**

**Re: Sale of intoxicating liquor to persons under 18**

**Premises: Euro Express, 212-214 Chase Side, ENFIELD, EN2 0QX**

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Ian Davis  
Director - Environment  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

Phone: 020 8379 1000  
Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

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### **Enforcement**

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### **Further advice**

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Yours faithfully

**Sheila Lahey  
Fair Trading Officer**



**The Planning  
Inspectorate**

Temple Quay House  
2 The Square  
Bristol  
BS1 6PN

Direct Line: **CPX/16.**  
Customer Services:  
0303 444 5000

Email:  
Kelly.Frost@pins.gsi.gov.uk

[www.planningportal.gov.uk/planninginspectorate](http://www.planningportal.gov.uk/planninginspectorate)

Development Manager  
London Borough of Enfield  
PO Box 53  
Civic Centre  
Silver Street  
Enfield  
EN1 3XE

Your Ref: ENF/15/0612  
Our Ref: APP/Q5300/C/15/3133549

22 March 2016

Dear Sir/Madam,

**Town and Country Planning Act 1990**  
**Appeal by Mr Ali Serbet**  
**Site Address: 212-214 Chase Side, ENFIELD, EN2 0QX**

I enclose a copy of our Inspector's decision on the above appeal(s).

If you have queries or feedback about the decision or the way we handled the appeal(s), you should submit them using our "Feedback" webpage at <http://www.planningportal.gov.uk/planning/planninginspectorate/customerfeedback/feedback>.

If you do not have internet access please write to the Customer Quality Unit at the address above.

If you would prefer hard copies of our information on the right to challenge and our feedback procedure, please contact our Customer Service Team on 0303 444 5000.

Please note the Planning Inspectorate is not the administering body for High Court challenges. If you would like more information on the strictly enforced deadlines for challenging, or a copy of the forms for lodging a challenge, please contact the Administrative Court on 020 7947 6655.

The Planning Inspectorate cannot change or revoke the outcome in the attached decision. If you want to alter the outcome you should consider obtaining legal advice as only the High Court can quash this decision.

Yours sincerely,

**Kelly Frost**  
Kelly Frost

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## Appeal Decision

Site visit made on 23 February 2016

by **C J Ford BA (Hons) BTP Dist. MRTPI**

a person appointed by the Secretary of State for Communities and Local Government

Decision date: 22 March 2016

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**Appeal Ref: APP/Q5300/C/15/3133549**

**Land at 212-214 Chase Side, Enfield EN2 0QX**

- The appeal is made under section 174 of the Town and Country Planning Act 1990 as amended by the Planning and Compensation Act 1991.
- The appeal is made by Mr Ali Serbet against an enforcement notice issued by the Council of the London Borough of Enfield.
- The Council's reference is ENF/15/0612.
- The notice was issued on 29 July 2015.
- The breach of planning control as alleged in the notice is: Without planning permission, the unauthorised erection of a single storey extension and cooler/refrigeration/condenser units on the roof to the rear of the Premises.
- The requirements of the notice are to:
  - 1) Remove the single storey rear extension.
  - 2) Remove the cooler/refrigeration/condenser units from the Premises.
  - 3) Remove all resulting materials from the Premises.
- The period for compliance with the requirements is one calendar month.
- The appeal is proceeding on the grounds set out in section 174(2)(a), (f) & (g) of the Town and Country Planning Act 1990 as amended. Since the prescribed fees have been paid within the specified period, the application for planning permission deemed to have been made under section 177(5) of the Act as amended falls to be considered.

**Summary of Decision: The appeal is dismissed and the enforcement notice is upheld with corrections and a variation.**

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### Preliminary matters

1. At the site visit it was observed that the plan accompanying the enforcement notice does not encapsulate the full extent of the unauthorised rear extension within the defined red and blue lines.
  2. Nevertheless, the appellant understands the Council's concern is to enforce against the specified unauthorised development and the location of the site and the development are described in words in the notice. As a consequence, using the powers available to me by reason of s176(1)(a) of the 1990 Act as amended, I am satisfied the notice can be corrected by the deletion of the plan and all cross-references to it within the text of the notice, without causing injustice to the appellant.
  3. It was also observed that the cooler/refrigeration/condenser units had been moved off the roof to a location up against the rear wall of the extension. In his appeal submissions, the appellant seeks the retention of the equipment in this revised position. However, the deemed planning application must be considered on the basis of the development that had occurred when the notice
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was served, namely with the units sited on the roof. This is to ensure the interests of third parties are not prejudiced who would otherwise be denied the opportunity of considering and commenting on what would amount to a different scheme.

### **The appeal on ground (a) and the deemed planning application**

#### *Main issues*

4. The main issues in this case are:
  - i) The effect of the development on the character and appearance of the host building and the area.
  - ii) The effect of the development on the living conditions of neighbouring residential occupiers with particular regard to outlook and noise.

#### *Reasons*

##### *i) Character and appearance*

5. The appeal site forms the larger part of what would originally have been a short terrace located on the corner of Lavender Hill and Chase Side. Retail premises occupy the ground floor and there is residential accommodation on the floor above. The western flank of the site is visible in public views from Lavender Hill whilst the far end of the site is visible in public views from Chase Side.
6. To the rear of the commercial premises there is a permitted single storey extension that fills the space alongside an earlier small rear projection, (LPA reference: 14/04784/FUL). The Chase Side elevation to the extension is faced with red brick and the remainder of the property is predominantly white painted render.
7. The unauthorised extension is attached to the permitted scheme and occupies the majority of the remaining area to the rear of the premises. The walls are faced with light grey panelling which gives the extension an industrial appearance. The striking contrast with the materials used in the existing building and the near complete loss of space to the rear of the premises results in the extension appearing as an unduly bulky and incongruous addition. Its discordant relationship with the existing building is harmful to the visual amenity of the area.
8. It is understood the cooler/refrigeration/condenser units were moved from a longstanding position attached to the back wall of the premises, before the permitted extension was erected. Nevertheless, the impact of the new location on the roof must be assessed. The units would be visually alien features owing to their prominent high level siting and their failure to successfully integrate with the roof form.
9. In light of the above, I conclude the development has an unacceptably harmful effect on the character and appearance of the host building and the area. The development thereby conflicts with; Core Policy 30 of Enfield's Core Strategy 2010 (CS) and Policy DMD 37 of Enfield's Development Management Document 2014 (DMD). Amongst other things, these policies require developments to be high quality and design led, having regard to their context and surroundings.

10. The development similarly conflicts with the National Planning Policy Framework ('the Framework') which seeks high quality design and development that reflects the identity of local surroundings and materials. The identified harm could not be overcome by imposing planning conditions.

*ii) Living conditions*

11. The extension projects beyond a 45 degree line from the window of the nearest habitable room to Nos 2 and 4 Lavender Hill. It also stands close up to the common boundary. The extension's bulk, which rises above the height of the intervening fence, has an overbearing visual impact and in combination with its strident industrial appearance, it harms the outlook of the occupiers of the ground floor flat.

12. The siting of the cooler/refrigeration/condenser units on the roof would have a harmful visual impact in respect of the outlook of the occupiers of the flat above the retail premises. The appellant has also failed to provide any evidence, in the form of an acoustic report for example, which demonstrates that the Council's concern in respect of noise and its adverse impact on neighbouring residential occupiers is unfounded.

13. Accordingly, I conclude the development has an unacceptably harmful effect on the living conditions of neighbouring residential occupiers with particular regard to outlook and noise. The development thereby conflicts with; Core Policies 30 and 32 of the CS, Policies DMD 37 and DMD 68 of the DMD and Policies 7.1, 7.4 and 7.15 of the London Plan 2015. Amongst other things, these policies require developments to be high quality and aim to resist noise generating development where there is adverse impact on amenity. The development similarly conflicts with the Framework which seeks high quality design and a good standard of amenity for all existing occupants of buildings.

*Other matters*

14. The benefits identified by the appellant of the additional storage that the extension provides and the temperature control of goods enabled by the cooler/refrigeration/condenser units are acknowledged. So too are the costs of removing the extension. However, these considerations do not outweigh the harm identified above.

15. Furthermore, the appellant's contention that the materials used in the extension are necessary because it contains a cold store room which needs to be air tight is not accepted. A store room may be constructed to this specification with facing materials that sit more comfortably with the character and appearance of the existing building.

*Conclusion*

16. For the reasons given above and having regard to all other matters raised, I conclude the appeal on ground (a) and the deemed planning application should fail.



**The appeal on ground (f)**

17. In accordance with section 174(2)(f) of the 1990 Act as amended, an appeal brought under ground (f) is that the steps required by the notice to be taken, or the activities required by the notice to cease, exceed what is necessary to remedy any breach of planning control which may be constituted by those matters or, as the case may be, to remedy any injury to amenity which has been caused by any such breach. As the requirements of the notice are to remove the unauthorised development, it is apparent in this case that the notice seeks to remedy the breach of planning control rather than any injury to amenity. The appeal must therefore be considered in this context.
18. The appellant has not specifically proposed any lesser steps although the action of moving the cooler/refrigeration/condenser units to a location up against the rear wall of the extension may be regarded as such a step. This would address the injury to amenity in respect of the harm to the outlook of the occupiers of the flat above the retail premises.
19. However, as there is no form of screening, the units would remain visible in public views from Chase Side and the Council's Pollution Control Officer still considers they constitute a statutory nuisance. The injury to amenity in respect of the character and appearance of the area and the living conditions of the neighbouring occupiers would therefore not be addressed.
20. In any event, I conclude the notice cannot be varied to allow for such a step because it would fail to remedy the breach of planning control. As a consequence, the requirements to remove the extension and the cooler/refrigeration/condenser units are not excessive. The appeal on ground (f) therefore fails.

**The appeal on ground (g)**

21. The appellant considers the compliance period of one calendar month is too short and suggests it should be extended to six months. This is to allow the appellant sufficient time to develop and secure approval of a revised scheme.
22. The requirements of the notice could be met within the specified one month compliance period. Nevertheless, the provision of temperature controlled goods is evidently a longstanding aspect of the appellant's business. One month is likely to result in a period, before any revised scheme may be approved, whereby the business is expected to operate without cooler/refrigeration/condenser units. This could adversely affect the viability of the business.
23. However, the compliance period sought needs to be balanced against the ongoing harm to the character and appearance of the area and the living conditions of neighbouring occupiers. I consider a period of three months would represent an appropriate balance between the respective interests and be reasonable. I shall vary the notice accordingly and the appeal on ground (g) succeeds to this limited extent.

**Decision**

24. It is directed that the enforcement notice be corrected and varied by:

- 1) the deletion of the plan that accompanies the notice.
- 2) the deletion from section 2 of:

*'as shown edged red on the attached plan'.*

- 3) the deletion from section 3 of:

*'(outlined in blue on the attached plan for identification purposes)'.*

- 4) the deletion from section 5.1 of:

*'(outlined in blue on the plan for identification purposes)'.*

- 5) the deletion of the words *'One (1) calendar month'* from section 6 and their substitution by the words *'Three (3) calendar months'*.

25. Subject to these corrections and the variation, the appeal is dismissed and the enforcement notice is upheld. Planning permission is refused on the application deemed to have been made under section 177(5) of the 1990 Act as amended.

*C J Ford*

APPOINTED PERSON



Working together for a safer London

### POLICE REPRESENTATION

**Name and address of premises:** Euro Express  
212-214 Chase Side  
Enfield  
EN2 0QX

**Type of Application:** Review Application

**Worksheet number:** WK/215087699

**Licence Number:** LN/200500647

This is a supporting statement for a review application submitted by Charlotte Palmer for the London Borough of Enfield's (LBE) licensing enforcement team.

The current premises licence holder (PLH) is a Mr Ali Serbet.

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

- Prevention of crime & disorder

Enfield Licensing Authority are seeking a review of the premises licence on the grounds that the premises has been found to be selling non duty paid alcohol and tobacco, selling alcohol after their licensed hours on 4 occasions, breaching licence conditions and trading with an inaccurate plan attached to the premises licence.

I visited the premises in 2015 to conduct a full licence inspections as follows;

**Tuesday 4<sup>th</sup> August 2015** between 12:10 and 12:30 hours, with the manager, Mr Umit Guven, who stated that the owner of the business was a Mr Ali Serbet. I explained that records did not match this information and advised Mr Guven that Mr Serbet needed to submit a transfer application as such.

The following 5 conditions were being breached:

4. 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 area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read.

7. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol.

8. All training relating to the sale of alcohol 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.

10. A written record of refused sales shall be kept on the premises and completed when necessary. The record shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year from the date of the last entry.

13. 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 they can be read by those leaving the premises.

I issued Mr Guven with a notification of alleged offence under the Licensing Act 2003 (**Appendix 2**) and a record of a visit to licensed premises form. (**Appendix 3**)

I am aware that there have been a number of after-hours sales of alcohol made and non-duty paid tobacco and alcohol has been found on the premises as outlined in the representations made by Charlotte Palmer.

There have also been a number of breaches of licence conditions on the premises licence despite interventions by both myself and licensing enforcement officers from LBE.

DCMS Guidance (11.26) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (i.e. non duty paid products).

DCMS guidance (11.27) 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.

It is apparent that the PLH/DPS, Mr Ali Serbet, is either incapable of, or is unwilling to operate the current premises licence as it currently stands. This being the case, I wish to support this review application and recommend that the premises licence be revoked for the reasons as set out above and in Miss Palmers review application.

Officer: Martyn Fisher PC 357YE

Tel: 0208 379 6112

Martyn.Fisher@Enfield.Gov.uk

Date: 2<sup>nd</sup> April 2016

## **Euro Express 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. Alcohol shall not be sold in an open container or be consumed in the licensed premises.
2. 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 area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read.
3. Staff shall actively discourage patrons from congregating around the outside of the premises.
4. There shall be no drinks promotions that encourage illegal, irresponsible or immoderate consumption of alcohol at the premises.
5. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol.
6. All training relating to the sale of alcohol 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. 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.
8. A written record of refused sales shall be kept on the premises and completed when necessary. The record shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year from the date of the last entry.
9. Children under 14 years, not accompanied by an adult, are not permitted to remain at or enter the premises after 21:00.



10. A personal licence holder is to be present on the premises and supervise the sale of alcohol, throughout the permitted hours for the sale of alcohol.
11. 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 they can be read by those leaving the premises.

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

Not applicable

**CONDITIONS PROPOSED BY LICENSING AUTHORITY:**

12. 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.
15. Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.
13. The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers.
14. Only the Premises Licence Holder and Designated Premises Supervisor shall purchase alcohol and/or tobacco 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) 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.

**LICENSING SUB-COMMITTEE - 16.3.2016****MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE  
HELD ON WEDNESDAY, 16 MARCH 2016****COUNCILLORS****PRESENT** (Chair) Chris Bond, George Savva MBE and Peter Fallart**ABSENT****OFFICERS:** Ellie Green (Principal Licensing Officer), Charlotte Palmer (Licensing Enforcement Officer), PC Gary Marsh (Metropolitan Police Licensing Officer), Antonia Makanjuola (Legal Services Representative), Jane Creer (Democratic Services)**Also Attending:** Interested Parties re Item 3 (Trent Park) x 4  
Found Series Limited representatives x 4  
Barrister for Metropolitan Police Service and PC Martyn Fisher  
Counsel, Premises Licence Holder and Designated Premises  
Supervisor for Bar Taps  
Barrister and Premises Licence Holder for Oncu Food Centre  
Silverpoint Food Centre representatives x 2**462****WELCOME AND APOLOGIES FOR ABSENCE**

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

Councillor Fallart replaced Councillor Vince on the panel due to illness.

**463****DECLARATION OF INTERESTS**

NOTED that Councillor Bond declared a non-pecuniary interest in respect of Item 4 on the agenda (Bar Taps) as there was correspondence in the agenda papers from people that he knew.

**464****TRENT PARK, COCKFOSTERS ROAD, EN4 0PS (REPORT NO. 214) -  
10:00 - 11:30**

RECEIVED the application made by Found Series Limited for a new Premises Licence for Trent Park, Cockfosters Road, EN4 0PS.

**NOTED**

1. The introductory statement of Ellie Green, Principal Licensing Officer, including:

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- a. This was a time limited new premises licence application by Found Series Limited for an event on Saturday 6 and Sunday 7 August 2016.
  - b. The application sought supply of alcohol and regulated entertainment from 11:00 until 22:00 latest on Saturday and 21:00 latest on Sunday.
  - c. The application was not seeking late night refreshment.
  - d. A similar application was granted in 2015 for a one day event.
  - e. 19 representations had been received from interested parties: 18 against and one in support of the application. The representations were set out in full in the report and the supplementary report. Video footage was also available from [REDACTED] which could be shown at Members' request.
  - f. The representations were based on all four licensing objectives.
  - g. The applicant had met with local residents, and had supplied documentation in support of the application included in the supplementary report.
  - h. The meeting between the applicant and local residents took place on the evening of 14 March. On the evening of 15 March a list of suggested conditions which had been drafted as a result of the discussions at that meeting was submitted to the Licensing Authority. The residents asked that the conditions should be applied if the Panel was minded to grant the application, but the residents were not withdrawing their representations.
  - i. Present at today's hearing were three representatives of Found Series Limited and Counsel, and three spokespeople on behalf of the interested parties.
2. The introductory statement of [REDACTED] interested party, including:
- a. He was the chairman of Chalk Lane Area Residents Association (CLARA), had been a resident of Games Road for the past 35 years; and regularly walked dogs in Trent Park.
  - b. The locality covered by CLARA was the first area to be impacted by any large departure from events at Trent Park, and had been particularly affected by the previous event in 2015. The applicants were the same people who put on the previous event, which from the residents' point of view was an absolute failure of control.
  - c. The applicant had shown splendid planning for inside Trent Park, but did not take sufficient responsibility for customers when they were outside the gates.
  - d. Such large numbers of people took a lot of time to guide and manoeuvre, and the real experts in that type of control were the police, but it had not been made clear whether the Metropolitan Police Service would be in attendance at the event.
  - e. Difficulties arose when large numbers of people came out of Trent Park and entered a residential area. Plans to close off various exits to local roads did not seem feasible, especially routes to the Cock Inn. Last year, that pub became an assembly point for attendees and taxis, which resulted in Chalk Lane / Games Road becoming utterly congested with traffic.
  - f. Last year the applicants had created a 10,000 person mass and in this application were seeking an increase to 12,500 people, who would all be

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put out onto the neighbourhood. He was not sure that the applicants realised the magnitude of what was being presented.

g. The behaviour of the concert-goers last year had been appalling. Residents had witnessed offensive events and had felt menaced and frightened by the large volume of excited people. He understood that a different management agency would be employed in 2016, but questioned whether that would be enough, and highlighted that this event was over two days. The applicant had not demonstrated that they could organise a one day event successfully. Residents should not have to put up with this embargo on their peaceful movements.

h. He asked on behalf of CLARA and the local residents of Cockfosters that this application be refused for both days.

3. [REDACTED] responded to questions, including:
  - a. Councillor Savva highlighted that the police had not objected to the application and queried the responsibility of the applicant for issues outside the park. [REDACTED] questioned the extent and level at which police approval had been sought and on what basis approval was given. He asserted this was an enormous number of people in a residential area and the event organisers felt no responsibility and were creating a situation for alarm by the residents.
  - b. In response to Councillor Savva's query whether the applicant's previous experience would lead to measures to alleviate difficulties faced last year, [REDACTED] stressed the need for practical measures and that he had seen no such matters. The applicant was responsible for creating a crowd and had to take responsibility.
  - c. Councillor Fallart highlighted the traffic management plan provided by the applicant and asked why it was felt that road closures would not work. [REDACTED] considered that crowds released from the park would go straight for the only pub in the area and that closing off Chalk Lane would be a very difficult task, especially with amateur stewards who did not have police powers.
4. The introductory statement of [REDACTED], interested party, including:
  - a. He was a resident of Fairgreen East, which was a hotspot where noise was likely to be an issue, and he had concerns about noise management.
  - b. The event organisers had been unable to comply with the noise management procedure they offered in 2015, for example the sound testing the day before did not take place. The organisers were aware of the sensitive areas yet inadequate monitoring took place during the festival. Six readings were taken over an 11 hour period, which was one per 1.7 hours.
  - c. The organisers did not have a robust complaints process. The telephone number provided did not work during the majority of the event. There were five complaints received which were about noise from known sensitive areas, but none of the complainants were visited and the reason given was the traffic conditions though all were within a five minute walk of

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Trent Park and were places that should have been visited for sound monitoring.

d. A draft plan by the applicant stated that the same principles as last year would be adhered to, although they did not work.

e. The papers suggested that a noise management consultant was yet to be appointed though residents were told at the recent meeting they were in place, and they were told of an intention to use new technical equipment. Organisers had told residents they "hope this will be successful" ie. it was not a proven solution.

f. Last year had showed that for all the promises from the organisers, the noise had been intolerable. There was no guarantee that new revisions would be successful. He would suggest that the organisers should rather have applied for a one day event to build their credibility. If this application was granted and the noise management was ineffective, residents would have two days of unacceptable and intolerable noise. He urged the sub-committee to refuse this application.

g. There were no questions from any party to [REDACTED]

5. The introductory statement of [REDACTED], interested party, including:
- a. He was chairman of Friends of Trent Country Park and wished to draw attention to concerns within the park.
  - b. All the issues were raised last year and a high level of reassurance was given and 182 marshals were offered, but as had been reported problems had occurred. The problems had been written up in the email response on behalf of the Parks Service on 14/08/15 from Matthew Watts.
  - c. The country park and its accesses had not been designed for commercial uses. The gear for the event had to be moved through the Cockfosters gate rather than via Snakes Lane, but this was also an inappropriate entrance.
  - d. The setting up and taking down of this event took several days and meant that the public were essentially debarred access to the park for about a week.
  - e. There were concerns that event-goers would stay overnight in the park and could not be prevented. Any move for that practice to seep in would be strongly resented.
  - f. Last year during the event the Go Ape course had to close as participants would not be able to hear the safety instructions over the noise and revenue was lost. The café also lost all its business that day. The net revenue gained by the Council was therefore questioned, and that it was at the expense of residents and park users.
  - g. Police had suggested that they would not be in attendance unless their presence was paid for in advance.
  - h. Marshals were inadequate. Putting marshals at the entrance to local roads was no match to determined people and parkers.
  - i. He urged the panel to take these concerns seriously and to reject the application, and not to set a precedent for major events in Trent Park.

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6. In response to a question from Councillor Savva, Ellie Green confirmed that sleeping overnight in Trent Park was not permitted, and that this did not form part of the application and was not sought by the applicant.
7. The statement by Counsel on behalf of the applicant, including:
  - a. For background information, she advised that the team behind Found Series Limited had over 50 years' experience in running events, from clubs, street, and outdoor festivals. In 2015 they ran four events in four different London boroughs. They had worked successfully with LB Hackney for four years to put on an event in Haggerston Park with no complaints. In Haringey, an event was organised the last two years in Finsbury Park, and there were no egress problems despite it being held at the same time as an Arsenal home football match. The company had carefully built up its reputation and was known not just for its music but also its success in organising events.
  - b. This application was considered a modest one: on Saturday the music would stop by 22:30 and on Sunday by 21:30. Sale of alcohol would end 15 minutes before the music stopped. The organisers would then have 45 minutes to remove all people from the site.
  - c. The event would be for over 18's only. All alcohol would have to be purchased: there would be none free and none allowed to be brought into the site.
  - d. No-one would be able to sleep in the park. There would be a sweep of the site and there would be 24 hour security with dogs.
  - e. The two days of the event would not overlap. They were two separately promoted events. If people wished to attend both they had to buy separate tickets, but it was more likely they would be different people each day.
  - f. The majority of the event-goers would be in the 30 to 50 age group as the genres of music were from the 1980s and 1990s. They would not bring with them the problems associated with younger music festivals.
  - g. The site in Trent Park was in the area known as the showground. The rest of the park would not be closed off to the public but would be open as usual.
  - h. It was intended that most attendees would arrive via Cockfosters tube station and be funnelled into the park quickly.
  - i. The organisers had been working very closely with the Council to ensure careful planning and minimum disruption.
  - j. Last year's event had been considered successful: the only arrest made was at the search point in respect of drugs. Inside the site there had been no incidents at all and people who attended were very positive about the event. Organisers had not been aware of problems with local residents until recently.
  - k. There had been problems relating to accessibility of mobile numbers provided to residents during the 2015 event, but that would be dealt with this year by providing a landline number for the site office and all staff to have radios, and all complaints would be logged.
  - l. At the meeting on Monday evening, the residents and the applicant discussed issues in detail and at length. This had been very useful and the



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organisers had picked up practical tips and solutions, such as using a park entrance nearer the station.

m. The organisers took on board that they had wider responsibilities and would do what they could to minimise disruption to local residents. There would be many improvements from the 2015 event.

n. The police had not made any representations in this case, but the organisers were working closely with police including at superintendent level and with a specialist event planning team which had been involved in the Olympic Games. All recommendations made by the police had been adopted and incorporated. They would be happy to include a condition in respect of police sign off of event policies.

o. There would be 200 SIA registered security staff at the event and in the area, all wearing hi-viz vests and with the supervisors visible in a differently coloured vest.

p. There would be extensive CCTV, particularly covering the entrance, exit and search lanes.

q. Attendees would be thoroughly searched. They would be made to empty their pockets and be patted down and wanded. There would also be a very obvious police presence at the entrance with dogs, along with Trading Standards officers, to deal with people trying to bring in legal highs, drugs and paraphernalia. A list of prohibited items would be printed on the tickets and on posters on display at the entrance. There would be staff trained to identify what the paraphernalia included, and these would be confiscated and reported to police. There would be 50% more search lanes than last year and all would be covered by manually operated CCTV. There would also be undercover police on site, and British Transport Police would assist in crowd management at the station. Found Series Limited would be paying for police resources.

r. In respect of public safety, the applicant had been working closely with the Council, police and responsible authorities. Site capacity had been discussed and numbers were concluded as safe. Clickers would be used to track the number of people on site. The width of exits would be expanded, safe areas would be provided, there would be plenty of sanitary facilities, and sufficient lighting. Additionally this year a temporary traffic order would be in place along Cockfosters Road which would be part closed at agreed times.

s. There would be mitigation against noise, including fencing, noise limiters, monitoring by an independent company, and an acoustic consultant on site. Following the event last year, staff were more knowledgeable and would focus on sensitive areas and the most affected residential roads. Video footage would be recorded. A lot of thought had been put into noise levels, but on the day the conditions and wind direction would also have an effect. It was impossible to plan for everything, but she confirmed there would be a landline to bring any issues quickly to the attention of the event organisers. The final policy would also be shared with residents.

t. A new traffic management company would be used this year. It was accepted there were problems with the company used in 2015 and Found

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Series Ltd had felt let down. The new company was recommended by the Council and had a proven track record.

u. There would be a robust dispersal policy in place. A 'soft close' system would see some tents closing by 20:30. Not all visitors would leave at the same time. By 22:00, 40% of visitors had left last year. It was not expected that people would loiter on site. They were an older crowd and people often wanted to leave early to avoid tube and road congestion. There was an after party in central London which would also draw people away. Use of the SIA security staff would also assist: after 19:00 30 of them would be working on egress from the site, increasing by another 30 staff after 20:30. A funnel system would slow people down and assist with egress from the site. Both security and traffic management staff would be working from 09:00 to 02:00. A dedicated taxi pick-up site would be agreed.

v. To take up additional concerns of residents, at least another two meetings would be held, and everyone was encouraged to attend and be proactive. There would also be a de-briefing session after the event. To avoid a repeat of unacceptable issues from 2015, there would be more toilets and strategic placing on the route to the station. A meeting would be held with the Cock Inn managers and a security presence provided if acceptable to them. There would also be a robust waste policy.

w. She believed that Found Series Limited had dealt with all main concerns and demonstrated how the licensing objectives would be promoted. A considerable amount of time and money was being put into the organisation of this event, which could be held successfully. This was not a company which put profit before residents. They had heeded the warnings and improved their services. They welcomed regular meetings with residents.

8. The applicants and representative responded to questions including:
  - a. In response to Councillor Fallart's queries, it was clarified that the intention and policies were to ensure that people exited quickly via Cockfosters tube station or taxi and did not loiter. The event would be coming to a close by 22:00 on Saturday and 21:00 on Sunday. A meeting would be held with the local pub to work out a sustainable policy.
  - b. In response to queries from Councillor Bond, it was advised that the applicant was working closely with Transport for London (TfL) and Cockfosters station in respect of trains and tube line operation and the aim was that everyone would have left via train by 23:00 latest, in advance of the last train time. The after party would also pull people away as it was quite a distance from the site, at the Ministry of Sound club.
  - c. ██████████ asked for clarification that the organisers had not been aware of the residents' concerns. It was advised that at the meeting this week the organisers had learned a greater level of detail, and had become aware of the different resident bodies, and would have agreed meetings with them sooner if they had known of their existence. A letter drop to local residents had not generated a high response level. The applicant was now aware of the sensitive areas and there would be pertinent conditions to any licence. There would be additional independent sound consultants, and additional

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Environmental Health staff had been requested. A new sound system should prevent as much sound leakage from the site. Organisers felt they could guarantee that residents would not be disturbed.

d. In response to further queries from [REDACTED], the organisers confirmed they were confident in the plans for the event and had learned from the 2015 experience. A key change had been the removal of the traffic management company to take responsibility for the biggest impact on the local area. The new company this year had managed a previous event successfully and prevented an impact on the area. There would also be more proper licensed security and more police on site and at the entrance. That everyone would be in radio communication would be a condition to any licence.

e. In response to [REDACTED] further queries regarding loud music and disturbance particularly by low frequency sound, it was advised that an independent sound company had helped with design and speaker positioning and layout of the stage and tents to minimise all frequencies of sound and to minimise the impact of bass frequencies. There would also be shorter scheduled hours on Sunday. There would be independent monitoring of sound during the event and those staff would be in radio contact with organisers and be able to bring attention to any breaches of the limits.

9. The closing statement of the interested parties including:
  - a. [REDACTED] stated that concern remained about the impact of the event on the local area, especially when attendees left the park and distributed themselves over the area and around the Cock Inn, as there was such chaos in 2015. It was difficult to believe that the same people could be confident that they were going to deal with an increased number of people and over two days. This was considered far too much for the neighbourhood to have to put up with. He sought refusal of the entire application, or at least that the Sunday event be refused.
  - b. [REDACTED] noted the information provided by the organisers in respect of improvements planned, but was not confident that these would work. He remained concerned that residents would have to endure problems for two days and that this was unacceptable.
10. The closing statement on behalf of the applicant that they had provided detailed plans and that they felt the event would make a positive contribution to the community. They considered the proposed conditions would be sufficient and that all licensing objectives would be promoted.
11. The summary statement of Ellie Green, Principal Licensing Officer, including:
  - a. Having heard all the representations, it was for the sub-committee to take such steps as appropriate for promotion of the licensing objectives.
  - b. Members' attention was directed to specific guidance and policies, especially in respect of time limited licences.

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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:

"The Panel read and listened to all the evidence given both for and against the application. The Licensing Sub-Committee (LSC) noted that there were no objections from the Police and also noted that the applicants and the objectors had already met and produced a rough draft of additional conditions which formed the basis of an agreement as to the conditions that would be put in place for the event. The LSC was persuaded by the additional safeguards relating to public safety, noise and traffic management, involvement of the Police which the applicants had proposed to ensure that the event ran smoothly. Accordingly the LSC agreed to all the conditions stipulated in the report plus the merger of these with the tabled conditions proposed by the applicants to the Chalk Lane Area Residents Association."

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

The premises licence to be valid between Saturday 6 and Sunday 7 August 2016.

(i) Hours the premises are open to the public: from 11:00 to 22:30 Saturday and from 11:00 to 21:30 Sunday.

(ii) Supply of alcohol (on supplies only): from 11:00 to 21:45 Saturday and from 11:00 to 20:45 Sunday.

(iii) Live music, recorded music and performance of dance: from 11:00 to 22:00 Saturday and from 11:00 to 21:00 Sunday.

**Conditions:**

Conditions 1 to 16 as per Annex 7, which are not disputed, merged with the conditions tabled at the meeting, which were based on discussions between the applicant and interested parties; and an additional

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condition to ensure that there should be no ticket sales at the event on either day.

**465**

**BAR TAPS, 29 SILVER STREET, ENFIELD, EN1 3EF (REPORT NO. 215) - 11:30 - 13:00**

RECEIVED the application made by the Metropolitan Police Service for a summary review of the Premises Licence held by Mr Michael Fallon at the premises known as and situated at Bar Taps, 29 Silver Street, Enfield, EN1 3EF.

NOTED

1. The Chair declared a non-pecuniary interest in this item as there was correspondence in the agenda papers from people that he knew.
2. The introductory statement of Ellie Green, Principal Licensing Officer, including:
  - a. This was a summary review brought by the Metropolitan Police Service based on the licensing objectives of prevention of crime and disorder and public safety.
  - b. The background to the review application was set out on page 126 and related to a glassing incident on 21/02/16. On 24/02/16 the Licensing Sub-Committee met to consider the necessity of taking interim steps and deemed it necessary to modify conditions of the licence. On 26/02/16 the Premises Licence Holder (PLH) made representations against the interim steps. On 01/03/16 a meeting of the Licensing Sub-Committee took place to consider whether the interim steps were appropriate for the promotion of the licensing objectives, and determined that it was appropriate to modify some of the conditions of the interim steps, and the decision had immediate effect.
  - c. The Police had submitted further information to support the review, in Annex 07 to the supplementary agenda pack.
  - d. The final position of the review application was set out in paragraph 3 of the supplementary report. The Police, supported by the Licensing Authority, sought a terminal hour to close of 01:30 Friday, Saturday and all days preceding bank holidays, and all licensable activities to cease at 01:00.
  - e. Proposed conditions were set out on page 81 onwards. A number of the conditions sought had been agreed by the PLH, and representations would focus on those still being discussed which included the terminal hour and times for licensable activities, last entry time, and conditions relating to a Club ID scan, plastic bottles, times and numbers of door supervisors, the pub's capacity, and an additional condition being proposed by the PLH.
  - f. Mr Fallon, the PLH, had made representations against the review application attached as Annex 08 in the supplementary agenda pack.

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3. The introductory statement of Mr Charles Streeton, Francis Taylor Building, Barrister on behalf of the Metropolitan Police, including:
  - a. This review arose principally from the incident on 21/02/16 when a customer was glassed in the face and the Police were called by the Ambulance Service but not by Bar Taps.
  - b. Despite the history of violence at the venue, Police were not seeking revocation of the licence, but modest and reasonable conditions to prevent incidents of this nature.
  - c. He confirmed that Police sought a terminal hour of 01:30 latest and last entry of 23:00. They wished to see an ID scanner, no glasses in the premises, greater door supervisor presence, and a maximum capacity of 150. The PLH's proposed condition in respect of use of a breathalyser was welcomed.
  - d. There had been a series of incidents at the premises since the new PLH took over. On 02/10/15 there had been a fight. In the same month on 29/10/15 there had been a headbutting. On 08/11/15 there was a fight at the entrance. On 19/12/15 there was an incident where windows of a car were smashed. On 21/02/16 an individual was struck in the face with a glass.
  - e. CCTV footage was shown of the incident on 21/02/16 to give a flavour of what it was like inside the premises and how an incident of violence was dealt with. PC Fisher provided commentary on specific individuals and actions, noting that the person who threw the glass was not visible on camera. The Designated Premises Supervisor (DPS), Philip Maiden, also provided commentary on the staff members included in the footage.
  - f. Police considered that there had been a pattern of incidents at the premises, and that the premises were not being properly run. In his letter of 13/11/15, the DPS had stated that advice about calling Police as soon as an incident began had been taken on board and would be added to their procedure, yet on 21/02/16 the Police were not called by Bar Taps. The majority of the incidents had taken place at a late hour and on Friday or Saturday nights.
  - g. The Police wanted to make sure these sort of incidents did not happen in future. They considered that closing half an hour earlier would make a big difference in encouraging earlier dispersal and reducing violence. A last entry time of 23:00 would make it impossible for customers moving from other pubs already drunk to use it for a late night binge. An ID scanner would put off trouble-makers as they could easily be traced, and would be of assistance to the Police. All drinks could be decanted into plastic containers and that was a moderate proposal to reduce danger. An increase in door supervisors would improve security coverage throughout the bar. There would also be less likelihood of incidents starting if the density in the bar was slightly lower. A capacity of 150 would also give a better staff / customer ratio. It would be preferable if the bar was run under normal business principles rather than a late night, after closing, vertical drinking and dancing venue.



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4. Metropolitan Police representatives responded to questions, including:
  - a. In response to councillors' queries, it was confirmed that Police wished plastic containers to apply for all products.
  - b. In response to queries about breathalysers, it was advised that they would assist in giving an indication of the intoxication of those waiting to enter the bar.
  - c. In response to queries in relation to introduction of an ID scanner, it was advised that one was used very successfully at Club Azure. Patrons knew to bring valid ID. In conjunction with CCTV, ID scan provided evidence in respect of any sort of crime. It was reported that in Romford town centre all the main venues used an ID scan, and Police ideally wished to see them installed in all of Enfield Town's main venues within the next 24 months, with linkage and sharing of data.
  - d. In response to further queries about comparison of this premises to others in Enfield Town, the Police considered Bar Taps the number one crime attractor in Enfield Town.
  - e. PC Fisher advised that a funded trial with breathalysers had been run and that feedback was awaited, but it appeared to be a good indicator and of help to reduce arguments between door staff and customers at the entrance. It was one of many useful tools which door supervisors could use. He gave credit to Bar Taps for agreeing to purchase their own breathalyser, but it could have been done previously.
  - f. In response to questions from Counsel on behalf of Bar Taps, PC Fisher confirmed that the incident on 21/11/15 related to a lawful ejection. In the case on 19/12/15, there was criminal damage outside over an hour after individuals had been ejected, but Police would still argue that these were incidents associated with the venue.
  - g. In response to Bar Taps having sent notification to local venues, including a description of the male offender, PC Fisher stated that this had not been mentioned to him at any other hearing.
  - h. In respect of breathalysers, PC Fisher agreed that these were a useful tool and that there was no evidence that Bar Taps had refused to purchase their own. He had sent details of some products to give an indication of cost, but could not recommend specific products. Police also supported Bar Taps use of radios voluntarily linked to other venues.
  
5. The introductory statement of Charlotte Palmer, Licensing Enforcement Officer, on behalf of the Licensing Authority including:
  - a. The Licensing Authority was concerned by the number of incidents at the premises, and that in the recent incident, staff had not called the Police and had cleaned up a crime scene.
  - b. Council records showed complaints received from four different properties where residents were affected by noise from the venue. An earlier last entry time, increased security, and reduced hours would help reduce the disturbance.
  - c. People had run away after incidents and their identities had not be discovered. An ID scan could assist with this.

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- d. Glass had been used as a weapon at the venue, and a condition relating to polycarbonates was supported.
  - e. The Licensing Authority supported this review application from the Police and the proposed strengthened conditions on the licence.
6. Charlotte Palmer responded to questions, including:
- a. In response to points about other licensed premises operating nearby, she confirmed that complaints had been made from residential premises above this particular parade and that complainants had stated that noise was coming from this premises.
  - b. Charlotte Palmer confirmed that the last noise observations at the venue took place on 11/09/15 when there was noise from people in the smoking area and the queue outside the bar. There had been no complaints since November and since the door staff company had changed.
7. The statement by Ms Nikita McNeill, Counsel on behalf of the Premises Licence Holder (PLH), including:
- a. It was highlighted that this was the first review at the premises in 12 years, and that the PLH and DPS had been willing to engage throughout.
  - b. It was noted that 21 Temporary Event Notices had been granted to the premises over Christmas. Not all had been used and there had been proactive discussions with Licensing officers.
  - c. The Police claim of a stream of incidents was not borne out, with four incidents in 2014, three in 2015 in which the bar was at fault, and one in 2016. To jump from the incident in February to a summary review was a very big step and not in line with an incremental approach normally taken.
  - d. The Police submitted that proposed modifications to conditions were modest, but these proposals would have business-ending consequences for Bar Taps.
  - e. The premises would like to have the opportunity for its proposals to bed in, accepting that if there were problems, there were possibilities of further reviews.
  - f. Most business came to the premises later on. A change in last entry time from 00:00 to 23:00 would result in a loss of most customers. They accepted that they were a late night bar, but did not accept that all customers arrived drunk and disorderly.
  - g. Any changes to conditions should be targeted and proportionate. The conditions sought in this review would target every customer and would not be proportionate. It should be noted that the incidents in November 2015 took place at times when the bar would still open and serving. On 19/12/15 the people involved had already been ejected over an hour earlier. Proposed conditions would not target the incidents highlighted, but would prevent their customers using the bar as normal.
  - h. The proposed breathalyser condition would be more targeted and would be a tool for an objective means of dealing with concerns about customers in the queue and in the bar and when they should be turned away.

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- i. A condition requiring an ID scanner was not considered proportionate and this pub should not be singled out in the local community. If it was a goal that all main venues should have ID scanners that decision should be made at a policy level. It was also not considered workable if only customers after 21:00 were scanned. There would however be improvements in CCTV, which was a proportionate and targeted response.
  - j. It was not accepted that four door supervisors would have dealt better with the recent incident: the positioning rather than the number of door staff was most important, and the PLH was willing to distribute the staff differently if Police recommended. Two door supervisors from 21:00 to 23:00 would be a significant presence as there were very few customers during that period. Three door supervisors after 23:00 in addition to the 12 members of staff would be sufficient.
  - k. The capacity had always been stated as 175 maximum. On certain occasions, the staff felt it appropriate to accept no more than 150 people, such as during an event or televised football match, and were able to manage that appropriately.
  - l. It was accepted that plastic drinking containers could be used after 21:00, but there was not sufficient evidence to warrant it appropriate that wine should not be provided in glass bottles.
  - m. Notwithstanding any licence conditions, nobody wanted drunk patrons in the bar: they were disruptive and did not buy more drinks.
  - n. The conditions proposed by Bar Taps would promote the licensing objectives, without penalising the venue.
8. The representatives of Bar Taps responded to questions including:
- a. In response to Councillor Savva's queries about conditions sufficient to prevent future incidents, it was advised that Bar Taps was still regarded as a safe venue. It was noted that incidents in October / November followed shortly after two other licensed premises had closed in the area following review and possibly some negativity spilled into other venues. Trouble makers had been barred. The incidents were all isolated and not linked. There were no issues with gangs. The venue had learned from incidents and there were now more experienced door staff. Radios had been changed to be compatible with those used by other premises in Enfield Town and allowed very quick contact. A search wand had been purchased. The sort of people who wanted to commit crime were being deterred. The breathalyser was a targeted way to prevent those already drunk coming into the venue in the first place. There was also improved CCTV. There were regular meetings with Police licensing officers and the Police had the DPS's mobile number. It was felt that Bar Taps was doing enough to prevent incidents and wanted to be able to use judgement at times, such as cutting down the capacity if larger groups came into the venue. The bar had got through Christmas with no incidents. The conditions proposed by Bar Taps would assist without shackling them.
  - b. In response to queries from Councillor Fallart regarding the long narrow premises and control of customers, it was advised that the staff kept an eye out for difficulties and were able to control things quite well. If the

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venue was feeling congested, more customers would not be permitted to enter until it thinned out. The numbers coming in were all counted.

c. In response to the Police Barrister's questions regarding incidents mentioned, it was maintained that Bar Taps was not dissimilar from other licensed premises in Enfield Town. It was highlighted that despite incidents recorded, the Police and Licensing Authority were satisfied enough to grant extended licensed hours over Christmas, and there had been no incidents during the festive period.

d. Bar Taps had not put in place all recommendations in the letter from the Police dated 10/11/15, but advised that almost all requests were met and that there had been 105 days between the last incident in 2015 and the recent incident in February, so the measures put in place had worked. Having seen the CCTV footage, it was questioned what more could have been done and what measures could have made a difference.

e. In response to queries regarding the breathalyser and that it had not been proposed at the interim steps hearing, it was advised that it was considered a good tool to provide an indication of the intoxication level of someone who had been drinking. It was not intended to be used on every customer but to be discrete and targeted. Bar Taps also used the Challenge 25 policy and could ask to see ID if they wanted to know who people were without needing to ID scan everyone. It was further confirmed that the breathalyser gave red, amber and green readings, and door staff made professional judgements. If Bar Taps was required to have an ID scan they would be the only pub with it. The venues with such a scan were those with a night club weekend trade, unlike Bar Taps seven day a week 12-15 hour trade. It was advised that the pubs in Enfield Town had the same clientele and acted like a community, sharing information between themselves via WhatsApp and Facebook and they knew their clients well.

f. In response to queries regarding use of plastic containers, the change of drinking vessels had been managed and glass removed after the recent incident, while noting that many items could be turned into a weapon. Removal of glass bottles had been resisted because no-one had been hit with a bottle.

g. In response to queries regarding Police not being called by the venue at the time of the recent incident, it was advised that staff's first priority had been to seek medical attention for the person who was injured. The individual who committed the crime had left and could not be restrained. When the situation had been described to the Ambulance Service they had contacted the Police but instructed Bar Taps staff to stay on the phone in respect of the medical attention for the victim. No-one saw the glass being thrown as the incident happened so quickly. There was no fight. The door supervisor had asked someone to leave and they were complying.

9. The summary statement of Ellie Green, Principal Licensing Officer, including:

a. Having heard all the representations, it was for the sub-committee to take such steps as appropriate for promotion of the licensing objectives and make its determination on the review.

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- b. Members' attention was directed to specific guidance and policies, as set out in paragraph 5 of the officers' report.
  - c. The sub-committee may be minded to stipulate that should the Premises Licence Holder appeal the decision, the interim steps as per the Decision Notice dated 1 March 2016 must be complied with until the appeal is heard.
10. There was an adjournment of the meeting to provide a lunch break.
11. The closing statement of Mr Charles Streeton, on behalf of the Metropolitan Police, including:
- a. This premises did not have a good reputation. There had been a change in the clientele demographics, with behaviour changing for the worse.
  - b. The venue had been at fault for three incidents in the last year and one in the first quarter of this year. This suggested a serious problem which had emerged towards the end of 2015.
  - c. The Police proposed steps to be taken, including making contact when there was an inkling of trouble. The PLH had not taken all the steps suggested and did not engage with Police when the recent problem occurred. This incident could have been avoided. The venue had been given more than one 'second chance' to improve.
  - d. A suite of measures was needed. Use of a breathalyser was an easy way to solve arguments, but was not sufficiently enforceable as a condition and could not prevent the nature of this incident.
  - e. The operative hour should be reduced by 30 minutes as that would make incidents late at night less likely.
  - f. The time of last entry should be reduced by one hour to dissuade inebriated clients from using it as a bolt hole at the end of an evening.
  - g. There should be an ID scanner. This would not be unfair, given that the venue had comparable drinking habits to venues using ID scan which did not have problems of this nature, and the hope that soon there would be use of ID scan across all main Enfield Town venues.
  - h. The capacity should be reduced from 175 to 150 people. This was a narrow premises and the recent incident was to some extent sparked by customers jostling and lack of space.
  - i. There should be no glass bottles. They were as dangerous as a drinking glass and could be used as an offensive weapon. Both beer and wine could be served in plastic containers.
  - j. There should be more door staff. If there had been one more at the time of the recent incident it would have been easier for him to have remained in place.
  - k. The proposed conditions were entirely necessary and proportionate.
  - l. The premises did not put Police suggestions into practice before, and to prevent another incident they asked that proposed conditions were now imposed. The LSC should also make it clear that the interim steps should remain in force in case the conditions were appealed.

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12. The Licensing Enforcement Officer confirmed that the Licensing Authority supported the views of the Police and the proposed conditions.
13. The closing statement by Counsel on behalf of the Premises Licence Holder (PLH), including:
  - a. It was not accepted that the evidence supported the submission that this was the most dangerous pub in Enfield.
  - b. Three incidents in 2015 did not amount to the assertion of a 'stream of violent offences'. In one instance the person had been lawfully ejected. The second case was after Bar Taps closing hours.
  - c. It was not accepted the venue did not have a good reputation. Communications had been good. The pub had been a feature in Enfield Town for 12 years without review.
  - d. The proposed conditions requested were not warranted, targeted or proportionate. They would not have prevented any of the incidents relied upon by the Police, all of which took place in licensed hours agreed by the Police.
  - e. The effect of bringing forward the last entry time would be to prevent the majority of people who visited the venue to be admitted. That was not a proportionate measure. In law and policy terms, late night venues could be run safely and be an important part of a local economy.
  - f. The incidents were not linked and there were no consistent failings. The Police advised that they were not called in time. A reduction in operating hours would not address the failings they allege.
  - g. The concerns did not necessitate the review of the licence, and it would not be appropriate to impose the conditions as requested as there was not enough evidence from the Police to warrant them.

**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:

"After reading all the submissions and listening to all parties concerned, with these amendments to the licence we are happy that the licensing objectives will be met. The LSC was persuaded by the representations of Bar Taps that some of the steps proposed by the Police would not prevent the unfortunate incidents the Police had relied on in their evidence. The LSC noted that some of the incidents occurred outside



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the premises and were beyond the control of Bar Taps. The LSC was not persuaded that Bar Taps was a bad establishment from a licensing perspective and the evidence showed that Bar Taps had historically shown a willingness to work with the Police to ensure that the licensing objectives are being promoted. Bar Taps had been willing to co-operate with the Police by accepting some of the interim steps proposed by the Police such as reducing capacity during busy hours to 150 instead of 175. Further conditions have been added in respect of use of breathalysers at the venue, as proposed in the Premises Licence Holder statements in Annex 9 of the report.”

3. The Licensing Sub-Committee resolved it appropriate for the promotion of the licensing objectives to modify the conditions of the licence; as follows:

**Conditions** (in accordance with Annex 10 of the LSC Supplementary Report):

(i) Conditions 1 to 17, which are not disputed

(ii) Modifications:

Proposed conditions 18, 19, 21, 22, 23, 24, 26, 28, 29 and 30 agreed.

Condition 20 – delete all text after “from 21:00 hours”.

Condition 25 – change 23:00 to 00:00.

Condition 27 – change 20:00 to 21:00.

Condition 31 – change 20:00 to 21:00.

(iii) Additional conditions:

Breathalysers shall be used to test customers to assist door supervisors in assessing whether customers shall be permitted entry. Customers with a red reading shall be refused entry.

Records shall be kept of the time and date for all breathalyser tests administered, and of any issues discovered. These records shall be kept for 12 months. Records must be made available to an authorised officer of the Council or Police, upon request.

A prominent, clear and legible notice shall be displayed at the entrance to the premises advising of the alcohol screening test.

**Appeal:**

Should the premises licence holder appeal this decision, the interim steps as per the Decision Notice dated 1 March 2016 must be complied with until the appeal is heard.

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**ONCU FOOD CENTRE, 418-426 HERTFORD ROAD, LONDON, N9 8AA  
(REPORT NO. 216) - 14:00 - 14:40**

RECEIVED the application made by Mr Ugur Tekagac for a variation of the Premises Licence at the premises known as and situated at Oncu Food Centre, 418-426 Hertford Road, London, N9 8AA.

NOTED

1. The introductory statement of Ellie Green, Principal Licensing Officer, including:
  - a. This was an application for variation of the premises licence.
  - b. A licence had been held since November 2013 which permitted 24 hour opening, with sale of alcohol 08:00 to 00:00 daily.
  - c. The application sought sale of alcohol and opening 24 hours every day.
  - d. The current licence had not been subject to review.
  - e. Representations against the application had been made by the Metropolitan Police and the Licensing Authority on the grounds of prevention of crime and disorder, public safety, prevention of public nuisance, and protection of children from harm.
  - f. The premises was located in the Edmonton Cumulative Impact Policy (CIP) Area. Therefore the CIP policy applied to this application. The application included licensable activities outside the CIP core hours and therefore there was a presumption against grant that is implicit in a CIP.
  - g. It was for the applicant to demonstrate to the LSC's satisfaction why they considered the application should be an exception to the CIP policy.
  - h. A revised operating schedule had been received with two amendments today, but due to the short notice this was not accepted by the Police.
  - i. The Premises Licence Holder (PLH), Mr Ugur Tekagac, was present, represented by Mr Duncan Craig, Barrister.
2. The statement of Charlotte Palmer, Licensing Enforcement Officer, on behalf of the Licensing Authority, including:
  - a. The premises was located at the end of a parade of shops on the corner of Tramway Avenue, which was a residential street. There were also residential properties opposite and in nearby side streets. This was a quieter part of Hertford Road and local residents had recently complained about noise nuisance from people visiting the premises and delivery vans obstructing the road.
  - b. There was concern that if this application was granted, a greater number of customers would be attracted to the shop and there would be noise from larger numbers of people in the early hours when ambient noise levels were lower.
  - c. The premises was located in a CIP Area, indicating that the locality was already an area of concern in respect of anti-social behaviour and public nuisance. The CIP policy applied to any new and variation applications.
  - d. There was no information provided in the documents to justify why the application should be an exception to the CIP policy. A revised operating

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schedule had been submitted this morning, and had been read by officers, but the Licensing Authority still wished to object to the application.

e. The premises had been visited by Licensing Enforcement officers following complaints and five breaches of licensing conditions were discovered. A warning letter was sent in relation to the breaches and after hour sale.

f. Even if the CIP did not exist, the Licensing Authority would still object to the application due the recent complaints, breaches and after hours sale, which also led to a lack of confidence in those running the premises.

3. Charlotte Palmer responded to questions including:
  - a. In response to queries from the applicant's representative, she confirmed that there had been no representations from the public. She confirmed that there was one after hours sale at 00:14.
  - b. In response to queries regarding nearby licensed premises, she confirmed that there were two nearby premises with 24 hour licences but that these licences were issued prior to the introduction of the CIP. She was not aware of any complaints or reviews in respect of those premises without checking the database
  
4. The statement by PC Gary Marsh on behalf of the Metropolitan Police including:
  - a. The Police representation was set out in Annex 4 of the report.
  - b. The CIP Area was designated further to a large amount of evidence submitted. Since the CIP had been in place there had not been a lot of crime and disorder, and that had been put down to the CIP being successful.
  
5. In response to questions from the applicant's representative, PC Marsh advised that no database check had been made on the two nearby premises with 24 hour licences as the hearing did not concern those, and that he was not aware that either of those premises employed any door staff.
  
6. The statement on behalf of the applicant, represented by Mr Duncan Craig, Citadel Chambers, including:
  - a. This application was for extension of hours at the licensed premises.
  - b. The premises had been licensed a little under a year ago.
  - c. The licence currently operated until 00:00 which was within the core hours of the CIP. This application sought a 24 hour licence for off sales.
  - d. An operating schedule had initially been submitted, but this had recently been fleshed out, with apologies for some duplication within the document.
  - e. This morning he had taken further instructions from his client following a conference at the premises. They sought to include a revised operating schedule into the application, but that had not been acceptable to the Police at this stage. He therefore read out an additional proposed condition 'That a registered SIA member of door staff be present at the premises

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and all times from 00:00 to 08:00 when licensable activities are taking place'. This door supervisor would be required to wear a high visibility jacket and a badge.

f. It was understood that the premises needed to demonstrate evidence of how it would promote the licensing objectives and that it would not have a negative impact.

g. The premises currently traded 24 hours a day. It was a busy shop. If they provided an SIA registered door staff member to tackle public nuisance, customers would leave quickly and any potential issues of crime and disorder would be dealt with. This was offered as a condition on the licence. This would have a positive impact in relation to all customers not just those purchasing alcohol, and prevent any crime and disorder.

h. The premises currently employed around 15 staff and employed local people. The PLH Mr Tekagac wished to address the hearing. He had also bought the premises next door and wanted to open a restaurant. This showed his commitment to the local area and economy.

i. Concerns had been raised about noise nuisance, but it was noted there were no representations from the public, even though the application had been advertised. So the concerns of the Licensing Authority were not shared by residents.

j. Each application should be considered on its own merits, and he emphasized the proposed positive steps and verbal undertaking given by the applicant.

k. Mr Tekagac spoke to add that he had been running the shop for two years and had expanded to become 24 hour trade. He was struggling to pay the business rates. If this application was granted, that would help him pay his bills. He would employ more staff to work in the premises and put an SIA registered door supervisor in place and that would help the Police, and he would be happy to do anything required.

7. The applicant and representative responded to questions including:
  - a. In response to the Chair's queries in relation to the purchase of the next door property, the applicant advised that was a separate business, with a different income: one was a supermarket and one a restaurant. He had held the freehold for some time.
  - b. In response to a query by Charlotte Palmer, it was confirmed that the same applicant had also submitted an application for another Oncu Food Centre at another double shop. It was advised that was a different supermarket and the business rates were not as high as here.
  - c. Charlotte Palmer asked about plans and costs for the door staff. The applicant advised that he would use the best staff for the job. He had not worked out the finance in detail but an estimate was around £100 per day. He did not have a company in mind, but would search out a proficient local company. When customers buying groceries late at night had found that they could not also purchase alcohol they frequently abandoned all their shopping and left the premises and sales were lost.
  - d. Charlotte Palmer asked about actions taken following the after hours sale. Mr Tekagac advised that Licensing Enforcement officers had visited

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the premises and had provided advice. Curtains were closed in the fridge at 00:00 to cover alcohol and a sign displayed. Staff had been trained not to sell alcohol after 00:00.

e. Charlotte Palmer asked about how often Mr Tekagac was on the premises. He advised that he was there almost every day 08:00 to 23:00 / 00:00 and that this was a family business. He advised that his brother would be managing the other supermarket and that his father would be managing the restaurant. If this application was granted, his cousin would apply for a personal licence so that he could work at the shop and a licence holder would be there at all times that licensable activities were carried out. This was also offered as a condition to the licence.

f. PC Marsh asked about research regarding risks and the local area and what actions would be taken. The applicant advised he had not spoken to other business operators as they were rival businesses, but he would do his best to keep the residential area quiet. He had used SIA registered door staff at a previous business in Canterbury and councillors had said it was a good idea and there had been no problems. He would have door staff in place from 00:00 to 08:00.

g. PC Marsh noted that conditions offered today had not been included in the operating schedule submitted, and that the applicant had not made contact with him at all, even after the representation, and he asked about the responsibilities of the proposed door staff. It was advised that they would be based in the premises and they would prevent alcohol sales to anyone who was drunk, and in a situation such as a fight they could get in touch with the Police and constrain people until the Police arrived.

8. The summary statement of Ellie Green, Principal Licensing Officer, including:
  - a. The premises was in a CIP Area and unless the applicant had demonstrated to the LSC's satisfaction that the application should be an exception to the policy, it would be subject to the presumption against grant that is implicit in a CIP.
  - b. Members' attention was drawn to relevant policy and guidance set out in paragraph 6 of the officers' report.
9. The closing statement of Charlotte Palmer, Licensing Enforcement Officer, to confirm that even if the CIP did not exist, the Licensing Authority would object to a 24 hour licence being granted.
10. The closing statement of the Metropolitan Police in support of the Licensing Authority. The Police agreed with the CIP when it was put in place. Granting such an application may re-introduce problems which had been sought to get rid of.
11. The closing statement on behalf of the applicant, including:
  - a. He suggested that the LSC may grant the application with reduced hours. It was advised that SIA registered door staff would be available for whatever period the LSC granted.

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- b. The premises operated 24 hours a day currently, and there had been no representations from the public against this application.
- c. He highlighted the matters included in the operating schedule and further actions offered at the hearing, which would further promote the licensing objectives.

**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 considered all the written and oral representations and listened attentively to all parties at the hearing, the LSC determined that refusing the application is the appropriate measure for the promotion of the licensing objectives.

The view of the panel was that the evidence submitted did not warrant the variation of the premises licence in a Cumulative Impact Policy (CIP) Area. The LSC was not persuaded by the Applicant's argument that he had financial difficulties which would be alleviated by the licence being varied as evidence was disclosed that he had recently purchased the premises next door. The Applicant was unable to show how employing an SIA licensed guard during the early hours of the morning would assist in preventing any problems occurring in and around his store. Nothing in his or his legal representative's argument persuaded the LSC that an exception to the CIP Area was warranted in this case."

3. The Licensing Sub-Committee resolved that the application be refused.

**467**

**SILVERPOINT FOOD CENTRE, 76-82 FORE STREET, LONDON, N18 2FF  
(REPORT NO. 217) - 14:40 - 15:20**

RECEIVED the application made by Mr Haydar Aslan for a new Premises Licence at the premises known as and situated at Silverpoint Food Centre, 76-82 Fore Street, London, N18 2FF.

NOTED



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1. The introductory statement of Ellie Green, Principal Licensing Officer, including:
  - a. This application was for a new premises licence for the premises known in the Licensing Authority records as Silverpoint Food Centre.
  - b. The premises had not previously held a licence. The premises had previously been a chemists, a butchers and a discount shop.
  - c. The application sought 24 hour opening and supply of alcohol 08:00 to 23:00 daily.
  - d. The premises was located in the Edmonton Cumulative Impact Policy (CIP) Area, but the times applied for fell within the core hours permitted by the CIP.
  - e. The application was considered by the responsible authorities. The Police and the Licensing Authority had accepted the times applied for and offered further conditions which had been agreed by the applicant. Consequently the representations against the application had been duly withdrawn.
  - f. Representations had been made against the application by one local resident, set out in Annex 3 of the report. The grounds of representation included the prevention of public nuisance and the prevention of crime and disorder licensing objectives. The interested party, Mr Basim Jafar, had been notified of this hearing, but was not able to attend today.
  - g. The Designated Premises Supervisor (DPS) was present at the hearing, with a licensing consultant representative.
  
2. The statement of Mr Graham Hopkins, GT Licensing Consultants, on behalf of Silverpoint Food Centre, including:
  - a. The premises was run as a convenience store on the ground floor of a new building.
  - b. The Licensing Authority and the Police concerns had been met and appropriate conditions would be included on the licence.
  - c. The applicant also wished to offer two further conditions to promote the licensing objectives. Firstly, a contact telephone number would be placed in the window to enable problems to be reported. Secondly, the shop staff would use CCTV to keep the frontage outside of the shop checked and move on anyone loitering there.
  - d. The operators were fully aware of their responsibilities. They would record any incidents in a book.
  - e. With respect to the interested party, incidents reported in the representation took place within a residential block and would seem to be a matter for the management company. It was noted that some residents of the block were already customers of the shop.
  - f. It was confirmed that waste would be disposed of appropriately.
  - g. The shop did not wish to sell alcohol at any later hours.
  - h. The applicant had experience in working in licensed premises and held a personal licence.

RESOLVED that

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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 read and heard all evidence submitted, and consideration of the objector's views, the LSC was not persuaded that the operation of the shop will exacerbate the concerns about public nuisance and crime and disorder raised by the objector. Accordingly the licence is granted with the added condition that the phone number of the premises be displayed on the exterior of the shop."

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

**(i) Hours the premises are open to the public:** 24 hours daily.

**(ii) Supply of alcohol (off supply):** 08:00 to 23:00 daily.

**Conditions (in accordance with Annex 04 of the LSC report):**

(i) Conditions 1 to 11, which are not disputed;

(ii) AND

- A phone number shall be clearly displayed on the shop window for residents to call with any concerns / complaints. Details of any resident's complaints should be recorded in the Incident Book together with the outcome.
- Two staff shall monitor the frontage immediately outside the premises on an ongoing basis both by CCTV and physically and politely ask any people loitering outside to move away.

**468**

**MINUTES OF PREVIOUS MEETING**

RECEIVED the minutes of the meeting held on Wednesday 24 February 2016.

**AGREED** that the minutes of the meeting held on Wednesday 24 February 2016 be confirmed and signed as a correct record.

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LICENSING SUB-COMMITTEE - 6.4.2016

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE  
HELD ON WEDNESDAY, 6 APRIL 2016**

**COUNCILLORS**

**PRESENT** (Chair) Chris Bond, George Savva MBE and Jim Steven

**OFFICERS:** Ellie Green (Principal Licensing Officer), Catriona McFarlane (Legal Services Representative), Koulla Panaretou (Democratic Services)

**Also Attending:** Barrister and Premises Licence Holder for Oncu Food Centre

**482**

**WELCOME AND APOLOGIES FOR ABSENCE**

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

**483**

**DECLARATION OF INTERESTS**

NOTED that there were no declarations of interest in respect of items on the agenda.

**484**

**ONCU FOOD CENTRE, 848-852 HERTFORD ROAD, ENFIELD, EN3 6UD  
(REPORT NO. 219)**

RECEIVED the application made by Mr Ugur Tekagac for a new Premises Licence at the premises known as and situated at Oncu Food Centre, 848-852 Hertford Road, Enfield, EN3 6UD.

NOTED

1. The introductory statement of Ellie Green, Principal Licensing Officer, including:
  - a. This premises has not held a premises licence previously as it was The Direct Boot store prior to becoming an off-licence/ supermarket.
  - b. The applicant, Mr Ugur Tekagac, was requesting the hours the premises are open to the public are 24 hours daily and supply of alcohol (off supply only) 08:00 to 00:00 (midnight) daily.
  - c. The premises was not in one of the Enfield Cumulative Impact Areas.

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- d. Objections have been received by two local residents (but unable to attend personally), detailed on pages 14 and 15 of the agenda pack – based on crime prevention and noise nuisance issues.
2. The introductory statement by Mr Graham Hopkins, GT Licensing Consultants, on behalf of Oncu Food Centre:
    - a. Mr Ugur Tekagac has eight years previous experience of running an off licence, the last two of which have been in Edmonton. He has had a personal licence for the last four years.
    - b. Mr Hopkins highlighted the fact that the police had not attended the meeting or set out any specific instructions following the objections received in writing by the two objectors (who also did not attend). He asked for this to be viewed in favour of the applicant.
    - c. Mr Hopkins confirmed that Mr Ugur Tekagac fully intends to abide by the four licensing objectives.
      1. To prevent crime and disorder, it is proposed to install a CCTV system.
      2. To promote public safety, all fittings and apparatus therein is to be maintained at all times in good order and in a safe condition. The premises will have a sign stated “Members only” and if not a member, will be dismissed before entry.
      3. To prevent public nuisance, notices are to be displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly. A phone number will be publicised at the front of the shop for any concerned residents to ring if any nuisance is identified.
      4. To prevent children from harm, a Proof of Age scheme will operate at the premises and all staff will be trained to implement this.
    - d. In response to Councillor Bond’s query, Mr Hopkins confirmed that Mr Ugur Tekagac has ordered litter bins and these will be installed at the front of the premises once received, with the promise to empty them regularly.

**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:



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“Under the Licensing Act 2003 there is a presumption that licences will be granted, as applied for, unless doing so does not promote the four licensing objectives or conflicts with the s182 guidance or our own LBE licensing policy.

Having considered the application, the written relevant representations sent in by local residents, the representations of the applicant’s advocate at the hearing and the advice of our principal licensing officer about the s182 guidance and our licensing policy in relation to this application, we have decided to grant the licence as applied for, but with the inclusion of the four additional conditions offered by the applicant at the hearing.

The reason for this is that we feel these conditions will address the potential problems raised by the residents. We also noted that both of the residents were concerned about the fact that the premises will be open 24 hours a day. We have not considered this point as the applicant has applied for only one licensable activity – between 08:00 – 00:00 to sell alcohol for consumption off the premises – apart from this the applicant does not need a licence to be open.”

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

To grant Mr Ugur Tekagac a new Premises Licence for Oncu Food Centre, 848-852 Hertford Road, Enfield, Middx, EN3 6UD, with the named Designated Premises Supervisor (DPS) being Mr Samet Karamugara.

- (i) Hours the premises are open to the public: from 00:00 to 00:00 daily.
- (ii) Supply of alcohol (off supply): 08:00 to 00:00 daily.

Conditions (in accordance with Annex 04):

- (i) Conditions 1 to 10, which are not disputed,
- (ii) AND the following four conditions offered by the applicant:
  11. A prominent, clear and legible notice shall be displayed on the shop front window requesting residents to call with any concerns.
  12. Management will consider and deal with complaints received and brief details will be recorded in a written record.

**LICENSING SUB-COMMITTEE - 6.4.2016**

13. Prominent, clear and legible notices shall be displayed at all public exits requesting customers not to loiter outside, not to drink in the street and to dispose of litter legally.

14. Staff will check the outside of the shop regularly by CCTV and physically monitor customer conduct and deter people loitering outside.

**485**

**NEW HERTFORD FOOD STORE LIMITED, 236 HERTFORD ROAD, ENFIELD EN3 5BL (REPORT NO. 220)**

This item has been deferred to 20<sup>th</sup> April 2016, due to personal issues which have affected the applicants being able to attend the meeting.

**486**

**NEW HERTFORD FOOD STORE LIMITED, 236 HERTFORD ROAD, ENFIELD EN3 5BL (REPORT NO. 221)**

This item has been deferred to 20<sup>th</sup> April 2016, due to personal issues which have affected the applicants being able to attend the meeting.