Appendix 1

Email from Solicitors

From: info@gulsen.co.uk [mailto:info@gulsen.co.uk]

Sent: 07 September 2015 15:13

To: Martyn Fisher

Cc: Ellie Green

Subject: RE: Our Client: Mr Mehmet Kolo - Ordnance Supermarket, 115 Ordnance Road, ENFIELD,

EN3 6AF.

Importance: High

Dear Sirs

We write in reference to the above and further to your letter dated 3rd September 2015 which has been passed on to us by Ms Ellie Green of Enfield Council.

We have taken our clients instructions in relation to the contents of your objection letter and as you will note from our clients initial application covering letter dated 24th April 2015 which was sent to the Home Office, you will note that the client is merely stating that his intending to run his business with two existing supporting staff namely, Ibrahim Korkmaz and Okkes Karakil. However, as you have objected to Ibrahim Kormaz to be employed our client is willing to employ Duran Haligul of Enfield, with National Insurance We understand that Mr Haligul has experience in this field and he his willing to attend an interview if the police finds it necessary.

Furthermore, we understand that the Trading Standards and the Police made an unannounced inspection to the premises last week and found out that it was only our client and his employee Mr Okkes Karakil was running the business.

In relation to our clients residential address, our client confirms with us that is now currently residing with Mr Huseyin Bulbul at

As you will note our client has fully dealt with your objections and we therefore kindly request you to reconsider and withdraw from your objection. However, if you do not withdraw your decision our

client intends to go to the subcommittee hearing since our client genuinely wishes to run his business with his employees and as such Mr Ibrahim Korkmaz will have no involvement in the business whatsoever. Our client further confirms that the police may make further unannounced visits to the business at any time and will see that Mr Ibrahim Korkmaz has no connection or involvement with the business.

We look forward to hearing from you.

With Regards

GULSEN & CO SOLICITORS

Gulsen & Co Solicitors is the trading name of Canbolat Limited.

Registered Office: 187 Angel Place, Fore Street, Edmonton, London N18 2UD. Registered no: 7735400. VAT Registration no: 943 968570 T: 0208 803 4196 F: 0208 807 3603. Visit us at www.gulsen.co.uk "Authorised and Regulated by the Solicitors Regulation Authority" SRA Number 463438. The information in this message is confidential and may be legally privileged. It is intended solely for the addressee(s). Access to this message by any other person is not permitted. If you are not the intended recipient, any disclosure, coping, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. If you receive this email in error, please notify the sender by replying by email or telephone (0208 803 4196) and then delete the e-mail. Any part of this e-mail which is purely personal in nature is not authorised by Gulsen & Co Solicitors.

----- Original Message -----

Subject: 1st Email to Agent: Ordnance Supermarket, 115 Ordnance Road,

ENFIELD, EN3 6AF.

From: Ellie Green < Ellie. Green @ Enfield.gov.uk >

Date: Fri, September 04, 2015 2:15 pm

To: "info@gulsen.co.uk" <info@gulsen.co.uk>

Dear Sir/Madam

I refer to your client's application to transfer the licence for the above premises.

The Metropolitan Police have objected to this application - the full response is attached.

I am aware that the appeal hearing of the premises licence for Ordnance Supermarket is due to be heard next week. Following the outcome of this hearing, arrangements will be made for the hearing of the transfer application.

Kind regards

Ellie Green

Principal Licensing Officer

Licensing Team

London Borough of Enfield

020 8379 8543 (Tel)

020 8379 8506 (Fax)

ellie.green@Enfield.Gov.uk

Protect The Environment - Think Before You Print

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it in error you must not copy, distribute or use the communication in any other way. All traffic handled by the Government Connect Secure Extranet may be subject to recording/and or monitoring in accordance with relevant legislation.

This email has been scanned for viruses but we cannot guarantee that it will be free of viruses or malware. The recipient should perform their own virus checks.

Appendix 2.

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: PI/000091076 / WK/215089687

Your Ref:

Date: 24th March 2016

Dear Mr Kolo

ENFIELD

EN3 6AF

Mr Mehmet Kolo

Ordnance Supermarket 115 Ordnance Road

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 and/or alcohol.

Businesses are warned that 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.

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 please 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

Ian Davis Director - Regeneration & Environment **Enfield Council** Civic Centre, Silver Street Enfield EN13XY

Website: www.enfield.gov.uk

(?) For help with this document, please contact the above officer who will be able to assist in line with our accessible information policy





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

LICENSING ENFORCEMENT INSPECTION REPORT

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Premises Address		115 Ordnance RX ENS GAF
Time of Visit:		Otali, Ind. Ox
During an inspection	of your premis	ses on Tue 29th March 20 16, the following was checked:
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0115	AHEY	Hehrset KOLO
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Lie	noina Enforcem	gent, Civic Centre, Silver Street, Enfleld, 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 ilcensing@enfield.gov.uk.

Download the appropriate application forms at 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



I. Korkmaz@ligelive.co.inc 07984417509 ENFIELD



L.B. ENFIELD TRADING STANDARDS INFORMATION TO THE OCCUPIER

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

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Ellie Groon, LIBE	
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Appendix 5.

LICENSING ENFORCEMENT INSPECTION REPORT

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ODS 379 3965 - OTT Z 166 Z 8 8 Application forms can be downloaded at https://new.enfield.gov.uk/services/business-and-licensing/.	000 31	on forms can be downloaded at hillos://s	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/compllance_documents





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Please reply Charlotte Palmer

to: Senior Licensing Enforcement

Officer

Licensing Team, B Block North Civic Centre, Silver Street

Enfield

E-mail: charlotte.palmer@enfield.gov.uk

My Ref:

Your Ref: LN/200500760 Date: 20th October 2016

Dear Mr Kolo

Enfield

EN3 6AF

Mr Mehmet Kolo

Premises Licence Holder

Ordnance Supermarket 115 Ordnance Road

Ordnance Supermarket, 115 Ordnance Road, Enfield, EN3 6AF - LN/200500760

I write to you as the current premises licence holder and designated premises supervisor of the above named business. On 21st September 2016 a non-duty paid tobacco test purchase was attempted at your premises and a packet of non-duty paid Marlboro cigarettes was sold.

On 23rd September and Friday 14th October 2016 your premises was searched for counterfeit and non–duty paid alcohol and tobacco. Nothing was found on these occasions despite the result of the test purchase.

On 23rd September 2016 – officers noted that the price of some of the cans of beer on display appeared to be very cheap. If the correct duty has been paid it appears that you may be selling products at a loss. Please ensure that you can demonstrate where all goods were purchased and that the necessary duty has been paid.

I would like to take this opportunity to remind you of the following mandatory condition which is attached to all premises licences were alcohol is one of the licensable activities.

- 8 (i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- (ii) For the purposes of the condition set out in paragraph 8(i) above -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

P = D+(DxV)

Where -

(i) P is the permitted price,

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

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

Ian Davis
Director of Regeneration
and Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN13XY



Website: www.enfield.gov.uk

- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- (iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny. (iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax. (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

I have worked out the current figures for a 440ml can of beer depending on strength (AVB):

5% – 49p per can 5.5% - 54p per can 6% - 59p per can 6.5% - 64p per can 7% - 69p per can 7.5% - 95p per can (anything over 7.5% is classified as super strength) 8% - £1.01 per can 8.5% - £1.08 per can 9% - £1.14 per can

The following document explains further how to work out these figures: https://www.gov.uk/government/uploads/system/uploads/attachment data/file/415522/HO Gu idance on BBCS.pdf

Please provide me with a copy of the premises pricing lists for beer and review your prices to ensure they are in line with the requirements of the condition.

Failing to comply with any condition attached to a licence is a criminal offence, which on conviction is punishable by an unlimited maximum fine, up to six months imprisonment or both.

During the visits officers also noticed that some products were not labelled in English. Under European legislation, incorporated into UK Law, it is a legal requirement that food labelling should be "in a language easily understood by the consumers of the member states where a food is marketed." In the UK, this is accepted as being in English and is therefore an offence for retailers to supply food without English labelling. Food includes drink.

Failure to comply with this may result in an improvement notice being issued, requiring compliance to be achieved. If the improvement notice is not complied with, then an offence is committed under The Food Safety Act 1990. The maximum penalty for a conviction under this legislation is an unlimited fine and/or 2 years imprisonment. There is also further offences under The Food Information Regulations 2014 if allergen information does not comply. The maximum penalty on conviction is an unlimited fine.

For more information on food labelling in the UK, please visit the website below: https://www.businesscompanion.info/en/quick-guides/food-and-drink/food-labelled-in-a-foreign-language

If you purchase your products from a wholesaler in the UK, then they should have access to English labelling which you can overlay on the products you expose for sale. Should you be the first importer into the UK of this product, then it is your responsibility to ensure this requirement is complied with. Many manufacturers within the EU will offer a service where they translate the label onto a sticker which can be attached to the product at its final location. You may wish to speak with your supplier to see whether you can enter into a similar agreement.

As a result of the test purchase the Licensing Authority is considering reviewing the premises licence. The Licensing Authority believes that additional conditions need to be added to the premises licence to strengthen the licensing objectives.

As an alternative to having your licence reviewed, the Licensing Authority are prepared to offer you the opportunity to apply for a minor variation to voluntarily add conditions to the premises licence and / or to improve some of the current conditions. Enclosed is a document showing suggested amendments to the conditions.

If you agree to apply for the minor variation please do so by Wednesday 2nd November 2016. A minor variation application form is enclosed.

If you do not agree to submit the minor variation, it will leave the Licensing Authority with no choice but to pursue a review of the premises licence. You will then run the risk of having the licensing committee impose stricter restrictions on the premises licence and possibly even suspension or revocation of the licence.

Please consider this letter to be a warning as to your future conduct. Should further similar offences be committed at the premises, the Licensing Authority shall take

immediate action in order to have the premises licence permanently revoked and or to prosecute you.

You must buy tobacco, alcohol and any other branded product from a reputable seller. These products must be evidenced by receipts which must be available for inspection upon request.

If you have any queries about the enclosed list of conditions or are unable to apply for a minor variation within the time frame given please contact me via email: charlotte.palmer@enfield.gov.uk

HMRC are aware of the premises, so you may receive further visits/checks from them in future.

Yours sincerely

Charlotte Palmer Senior Licensing Enforcement Officer

cc: Mr Mehmet Kolo, 56 Chestnut Road, Enfield, EN3 6SY

IMPORTANT – Register for an Enfield Connected account today, it will make it easier for you to access services online – www.enfield.gov.uk/connected

Appendix 66.

Ordnance Supermarket, 115 Ordnance Road, Enfield, EN3 6AF LN/200500760

Current conditions:

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
- 2. Alcohol shall not be sold in an open container or be consumed in the licensed premises.
- 3. The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers.
- 4. 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.
- 5. Copies of these documents shall be retained on the premises 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.

Replace C4 and C5 with:

- 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.
- 6. An ultra violet light will be used at the store to check the authenticity of all stock purchased which bears a customs stamp.
- 7. 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.
- 8. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of this premises licence.
- 9. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

- 10. The premises must operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) shall be accepted.
- 11. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
- 12. Children under the age of 14 shall not be permitted on the premises after * 21:00 unless accompanied by an adult.
- 13. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

Add the following conditions:

- Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and / or tobacco stock.
- Alcohol and tobacco stock shall only be purchased from registered wholesalers.
- 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.

Appendix7.

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name		Ordnonce Supernemer.
Premises Address		115 Ordnow Road, Entield, EN3 6AF
Time of Visit:		Start: 15.05. Finish: 315.56.
During an inspection	of your premis	ses on Tues 6th Dec 20.16 the following was checked:
Part B of Premises L	icence display	
Address & tel no. of		
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not in compliance		
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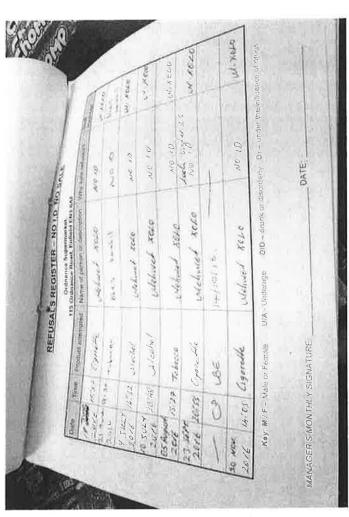


Appendix 8. LICN_1

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name			ma Jupa			
Premises Address		115	ordnore	Road,	Entield.	
Time of Visit:		Start:	9.45		Finish:	10-53.
	of your premis	es on	Monday	10th De	C 20.16	., the following was checked:
Part B of Premises L Address & tel no. of l Conditions of licence	PLH & DPS on		correct?	Yes Yes Yes	No (If	incorrect, insert new details below)
No. of condition not in compliance			q	Evidence/	Advice	
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Signature of Office	r on visit:			Signature:	LAR	_
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Print Name:		P.	12		& Position:	W ON W MIAN
CHARLOTTE P	AWER				~i~	KODICMAR
Email/Tel: Charbite, palm		M. a	V.OL	Email/Tel:	13	ж - ж
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Application	n forms can be	download	led at https://ne	ew.enfield.go	v.uk/services/bu	siness-and-licensing/.





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ANAGER'S A	HINCH	MANAGER'S MONTHLY SIGNATURE	200	DATE: 30 TAG 2016	2016

