NOTICE OF MEETING

SPECIAL LICENSING SUB COMMITTEE

Thursday, 21st April, 2022, 10.30 am - Microsoft Teams (watch the live meeting here and watch the recording here)

Members: Councillors Gina Adamou (Chair), Bob Hare and Yvonne Say

Quorum: 3

1. FILMING AT MEETINGS

Please note this meeting may be filmed or recorded by the Council for live or subsequent broadcast via the Council's internet site or by anyone attending the meeting using any communication method. Members of the public participating in the meeting (e.g. making deputations, asking questions, making oral protests) should be aware that they are likely to be filmed, recorded or reported on. By entering the 'meeting room', you are consenting to being filmed and to the possible use of those images and sound recordings.

The Chair of the meeting has the discretion to terminate or suspend filming or recording, if in his or her opinion continuation of the filming, recording or reporting would disrupt or prejudice the proceedings, infringe the rights of any individual, or may lead to the breach of a legal obligation by the Council.

2. APOLOGIES FOR ABSENCE

To receive any apologies for absence.

3. URGENT BUSINESS

It being a special meeting of the Sub Committee, under Part Four, Section B, Paragraph 17, of the Council's Constitution, no other business shall be considered at the meeting.

4. DECLARATIONS OF INTEREST

A member with a disclosable pecuniary interest or a prejudicial interest in a matter who attends a meeting of the authority at which the matter is considered:

(i) must disclose the interest at the start of the meeting or when the interest becomes apparent, and



(ii) may not participate in any discussion or vote on the matter and must withdraw from the meeting room.

A member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Register of Members' Interests or the subject of a pending notification must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal interests and prejudicial interests are defined at Paragraphs 5-7 and Appendix A of the Members' Code of Conduct.

5. SUMMARY OF PROCEDURE

The Chair will explain the procedure that the Committee will follow for the hearing considered under the Licensing Act 2003.

6. APPLICATION FOR A REVIEW OF A PREMISES LICENCE AT OZ SULTAN, 348 HIGH ROAD, WOOD GREEN, LONDON, N22 (PAGES 1 - 66)

To consider an application for a review of a premises licence.

7. APPLICATION FOR A NEW PREMISES LICENCE AT CLASIC RESTAURANT, 502-508 HIGH ROAD, LONODN, N17 (PAGES 67 - 188)

To consider an application for a new premises licence.

Nazyer Choudhury, Principal Committee Co-ordinator Tel – 020 8489 3321 Fax – 020 8881 5218 Email: nazyer.choudhury@haringey.gov.uk

Fiona Alderman Head of Legal & Governance (Monitoring Officer) George Meehan House, 294 High Road, Wood Green, N22 8JZ

Thursday, 21 April 2022

Agenda Item 6

Report for: Licensing Sub Committee – 21st April 2022

Title: Application for a Review of a Premises Licence – Oz Sultan, 348

High Road Wood Green London N22.

Report

authorised by: Daliah Barrett, Licensing Team Leader, Regulatory Services

Ward(s) affected: Woodside

Report for Key/

Non Key Decision: Not applicable

1. Describe the issue under consideration

- 1.1 This application to review is submitted by Trading Standards RA and relates primarily to the objective to prevent crime and disorder but also concerns the protection of children from harm. The application is set out at **Appendix 1** to the report.
- 1.2 The matter concerns two incidents at the premises. The first relating to an underage sale on 4th August 2021 following a Trading Standards test purchase exercise and the second incident involving the discovery of non-Duty Paid cigarettes and hand rolling tobacco on the licensed premises following a visit by officers of the Trading Standards Service assisted by tobacco detection dogs on 20th October 2021.
- 1.3 The Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) Mr. Mr TURAC AYDEMIR . The premises is licensed for the following:

Supply of Alcohol

Monday to Saturday 0800 to 2300 Sunday 1000 to 2230 Good Friday 0800 to 2230

Christmas 1200 to 1500 & 1900 to 2230

New Years Eve from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

A copy of the Premises licence is attached at Appendix 2.

1.3 Mr Aydemir has submitted supportin documentation in defence of his action in this matter. **Appendix 3**.

1.4 Consideration for LSC

The Sub-Committee will be asked to determine this application and has the option to:

a) Modify the conditions of the licence

This could include either imposing further conditions on the licence or changing



(for example, further restricting) the hours of certain licensable activities, where this is proportionate and relevant to the licensing objectives; For this purpose, the conditions of the licence are modified if any of them are altered or omitted, or any new condition is added.

- b) Exclude a licensable activity from the scope of the licence
 The Sub-Committee may decide that it is proportionate and relevant to the
 Licensing objectives to remove one or more of the licensable activities;
- c) Remove the Designated Premises Supervisor
- d) Suspend the licence for a period not exceeding three months
- e) Revoke the licence

Depending on the decision of the Sub-Committee, the licence holder and the applicant have rights of appeal to the Magistrates Court. The Sub-Committee is asked to state its reasons considering the representations received and what is appropriate for the promotion of the licensing objectives.

2. Background

2.1 The existing premises licence was transferred to Mr Mr Aydemir in July 2020. A copy of the premises licence is at Appendix 3. The review application relates to the prevention of crime and disorder licensing objective and is made on the grounds that smuggled goods have been found at the premises i.e. non-duty paid cigarettes as well as failure of a test purchase to an underage child.

3. Licensing Policy

- 3.1 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.
- 3.2 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].
- 3.3 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].
- 3.4 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].

3.5 This Licensing Authority, in determining what action to take, will seek to establish the cause of concern and any action taken will be directed at these causes. Any action taken to promote the licensing objectives will be appropriate and proportionate.

4. Other considerations

4.1 Section 17 of the Crime and Disorder Act 1998 states: 'Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that it reasonably can to prevent crime and disorder in its area'.

5. Human Rights

- 5.1 While all Convention Rights must be considered, those which are of particular relevance to the application are:
 - Article 8 Right to respect for private and family life.
 - Article 1 of the First Protocol Protection of Property.
 - Article 6(1) Right to a fair hearing.
 - Article 10 Freedom of Expression.

6. Use of Appendices

Appendix 1 – Review Application Form and supporting documents

Appendix 2 – Supporting documents from Mr Aydemir

Appendix 3 – copy of current Premises Licence

7. Background papers

Section 82 Guidance Haringey Statement of Licensing Policy





Appendix 1



PUBLIC NOTICE



Notice of Application for the review of a Premises Licence.

Notice is given that application has been made to the Licensing Authority for a review of the premises license under s.51 and 87 of the Licensing Act 2003 in respect of the following premises:

OZ SULTAN
348 HIGH ROAD
WOOD GREEN
LONDON
N22 8JW

The application for review has been made on the following grounds:

THE OPERATION OF THE PREMISES HAS FAILED TO UPHOLD THE LICENSING OBJECTIVE OF:

- THE PREVENTION OF CRIME AND DISORDER
- THE PROTECTION OF CHILDREN FROM HARM

In relation to incident of underage sale and seizure of Non-Duty paid, cigarettes and hand rolling tobacco

Interested parties or responsible authorities wishing to make representations must give notice in writing to:

Lead Officer – licensing@haringey.gov.uk

By: 23rd March 2022

The grounds for review and Haringey Councils Licensing register may be viewed by emailing licensing@haringey.gov.uk

IT IS AN OFFENCE LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE (£5000), UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION



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

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I L. B. Haringey Trading Standards (Responsible Authority)

(Insert name of applicant)	
apply for the review of a premises licence unde	er section 51 / apply for the review of a club
premises certificate under section 87 of the Lic	
Part 1 below (delete as applicable)	-
Part 1 – Premises or club premises details	
Postal address of premises or, if none, ordnand	e survey map reference or description
Oz Sultan	
348 HIGH ROAD,	
Post town London	Post code (if known) N22 8JW
N	11
Name of premises licence holder or club holding	ig club premises certificate (if known)
Turac AYDEMIR	
Number of premises licence or club premises c	ertificate (if known)
LN/00003031	,
Part 2 - Applicant details	
1 at t 2 - Applicant details	
T	
I am	Dlagge tight of year
	Please tick ✓ yes
1) an individual, body or business which is not a	responsible
authority (please read guidance note 1, and comp	•
or (B) below)	
01 (2) 001011)	
2) a responsible authority (please complete (C) be	elow)
2) a responsible authority (please complete (C) be	210W)
3) a member of the club to which this application	relates
(please complete (A) below)	

(A) DETAILS OF INDIVIDUAL APPLICANT	(fill in as applicable)
Please tick ✓ yes	
Mr Mrs Miss M	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)	

•		
t	1	n

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

NT 1 11	
Name and address	
Michael Squire L.B. Haringey Trading Standards Service 1st Floor, River Park House, 225 High Road London N22 8HQ	
T 1 1 ('C')	
Telephone number (if any)	
020 8489-5158	
E-mail address (optional)	
Michael.squire@haringey.gov.uk	
	1. 4. 7
This application to review relates to the following licensi	ng objective(s)
	Please tick one or more boxes ✓
1) the provention of crime and disorder	riease tick one of more boxes •
1) the prevention of crime and disorder	
2) public safety 3) the prevention of public puisance	H
3) the prevention of public nuisance	
4) the protection of children from harm	\triangle

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

Introduction:

This application to review relates to the objective to prevent crime and disorder and also concerns the protection of children from harm.

It concerns two incidents at the premises. The first relating to an underage sale on 4th August 2021 following a Trading Standards test purchase exercise and the second incident involving the discovery of non-Duty Paid cigarettes and hand rolling tobacco on the licensed premises following a visit by officers of the Trading Standards Service assisted by tobacco detection dogs on 20th October 2021.

Specific Details of Actions:

On 4th of August 2021 as part of a planned operation Trading Standards Officers instructed a 16-year-old volunteer to undertake a test purchase of alcohol at the licenced premises. The 16-year-old volunteer was instructed to go into the premises and attempt to purchase some alcohol. The volunteer was told not lie regarding their age if asked. The 16 year old was able to purchase bottle of "La Gioiosa Sparking Wine". At no point during the transaction did the man serving behind the counter, who was later identified as Mehmet AYDEMIR ask for any form of identification or query their age. A photograph of the wine is attached as **Annex 1**.

Mr TURAC AYDEMIR, the Director of KARTUNC Limited who operates the business, Premises Licence Holder (PLH), Designated Premises Supervisor (DPS) and the brother of the seller was subsequently interviewed by correspondence. A copy of this interview is attached as **Annex 2** together with examples of shop signage and extracts from the Refusals Register provided by Mr AYDEMIR in his reply.

In summary of his interview, Mr AYDEMIR stated that there were no written training records for the seller Mehmet AYDEMIR, however a Refusals Register was in use. His answers also detailed proposed changes to procedures and practices as a result of the incident.

The second incident took place on 20th October 2021. On that date Trading Standards Officers accompanied by tobacco detection dogs and their handler visited the premises to carry out an inspection. At the premises serving behind the counter was again Mehmet AYDEMIR. The PLH and DPS, Turac AYDEMIR was not present during the inspection.

On entry officers explained they wished to conduct an inspection of the premises with the assistance of tobacco dogs to ensure the tobacco on sale was legal to sell. Mr AYDEMIR was asked if he had any foreign tobacco in the shop, he stated he did not. Initially the tobacco dog and handler examined the shelves , the rear of shop where customers had access and the storage areas of the premises while a Trading Standards Officer checked behind the counter. No illegal tobacco was found initially.

The officer noticed two safes on the floor behind the counter which were locked shut. One was opened on request. Mr Mehmet AYDEMIR was asked to open the other safe so it could be checked for tobacco. Mr Mehmet AYDEMIR stated the safe was broken and locked shut and they were waiting for an engineer to come to open it for them.

A tobacco dog was deployed to check the safe. The dog indicated it contained tobacco. The safe was slid onto the main shop floor area and a second dog was deployed to double check the findings of the first dog. This dog also indicated the safe contained tobacco. A Code B Notice was issued to Mr AYDEMIR (See Annex 3) which explained Trading Standards powers and his rights. Mr AYDEMIR was informed there was reasonable grounds to suspect the safe contained illegal tobacco and it would be seized and if necessary broken open unless he opened it for the contents to be examined by officers..

Mr AYDEMIR was adamant he could not open the safe and made a phone call and spoke in Turkish. After the call he explained he was trying to get hold of his brother who was in Turkey to get the PIN number. After some time, a PIN number was provided by Mehmet AYDEMIR and several attempts were made to open the safe without success. The battery was also changed in the digital lock. Officers informed Mr AYDEMIR the safe was to be seized. When a receipt was issued (receipt attached as **Annex 4**) and an exhibit label stuck on the safe, Mr AYDEMIR said he would open the safe. He tried a different combination which again failed to open the safe. Only at the point of when the safe was about to be moved did Mr AYDEMIR admit the safe did in fact contain foreign tobacco.

The safe was removed from the premises with some difficulty due to its weight and placed in secure storage. Mr AYDEMIR was told he had 7 days to provide a working PIN or the safe would be opened and that it may be damaged in the process.

Mr AYDEMIR subsequently provided a working PIN within the 7-day limit and the safe was opened by officers. When opened the safe was found to be tightly packed with foreign cigarettes and tobacco. A further receipt for the contents was issued (See Receipt **Annex 5**).

The total quantities seized were 4,580 cigarettes and 1.050kg of hand rolling tobacco. The Duty Value of these products provided by HMRC was £1,612.29. See **Annex 6** for photographs of the seized tobacco and the safe.

The foreign tobacco products seized were not in UK Standardised packaging and many bore incorrect or foreign language health warnings so were not legal to sell in the UK. Some of the cigarettes were brands which are not registered for sale within the UK.

It can be a criminal offence under Regulation 15(1) of the Standardised Packaging of Tobacco Products Regulations 2015 to offer to supply tobacco products in non-standardised packaging which are not coloured pantone 448c (dark drab green).

It can be a criminal offence under the Tobacco and Related Products Regulations 2016 to sell tobacco products with no health warnings, non-English language health warnings or health warnings in the incorrect format for the UK market.

It can be a Criminal Offence under Section 144 of The Licensing Act 2003 to keep non-Duty paid goods on a Licenced Premises.

The business is operated through a Limited Company Kartunc Limited. Turac ADEYMIR is the sole Director of the business. Mehmet ADEYMIR is an employee.

A letter was initially sent to Turac ADYMIR the DPS and PLH on 20th November 2021 asking

questions under caution in relation to the Investigation (This letter is attached as **Annex 7**). Trading Standards received a reply from Turac AYDEMIR on 5th January 2022 (Attached as **Annex 8**).

In summary Mr Turac AYDEMIR indicated he was the sole Director of the business and that the illegal tobacco was being sold from the premises without his knowledge by his brother Mehmet AYDEMIR while he himself was overseas in Turkey.

Mr AYDEMIR informed us that his brother Mehmet was selling the tobacco from the shop and keeping the money for himself. Mr AYDEMIR explained that his brother had the PIN for the safe but had deliberately given the wrong number to officers to prevent the discovery of the illegal tobacco

In the light of this information Mehmet AYDMIR was also interviewed by correspondence and he did not dispute his brother's account

Turac ADEYMIR provided a copy of his passport with stamps which indicated he was indeed in Turkey on the date of the inspection.

The PLH and DPS Turac AYDEMIR has stated he was in Turkey at the time of the second incident which is not disputed. The fact that his brother Mehmet AYDEMIR was involved in both incidents does not inspire confidence in his suitability to be in a position of day to day management in the absence of the DPS and this therefore brings the judgement of the DPS into question especially as Mehmet AYDEMIR was also involved in the underage sale in August.

Turac AYDEMIR took over the business in September 2019 has been the DPS since 28th July 2020. By his own account he has been the leaseholder and involved in the running of this business in some form for 10 years with the exception of the period between approximately February 2018 and August 2019.

An examination of service records reveal that the most recent intelligence indicating that the shop may be selling illegal tobacco was received on 29/6/2021 and prior to that on 17/09/2020. When visits to the shop have been made prior to these dates, no illegal tobacco was found. A decision was therefore made to carry out an inspection when detection dogs were available.

There is no recent history of complaints relating to underage sales at this premises.

Trading Standards are concerned that an underage sale took place in August 2021 rapidly followed by the discovery of illegal tobacco in October 2021. This indicates that the business is not acting properly to promote the licensing objectives. The issues are compounded by the fact that the tobacco was concealed and probably wouldn't have been discovered without the aid of Tobacco Detection dogs which are not routinely available to officers due to the high cost. The concealment indicates a level of planned sophistication to the wrongdoing. The amount of tobacco sized was also significantly large indicating that there was an intention to supply illegal products on a relatively large scale. The brother of the PLH and DPS Mehmet AYDEMIR was in charge of the premises on both occasions.

Trading Standards have made this application for Licence Review as they are concerned that: -

The willingness to intentionally or recklessly break one law indicates the business is less likely to be compliant with other laws.

- The sale by retailers of illicit goods gives them an unfair advantage over law abiding businesses.
- Illicit goods are often smuggled into the country and/or produced by organised crime. It is believed that the profits are frequently used to fund other types of serious organised crime.
- The trade in illicit tobacco causes huge losses to the UK's tax revenues.
- The trade in illicit tobacco facilitates teen smoking.
- The trade in illicit tobacco makes it harder to beat addiction.
- Illicit goods may be harmful as they do not come from legitimate, legal and/or traceable suppliers. There is no guarantee that they are safe and comply with other legislation.
- Supplying tobacco at cheap prices undermines the public health message.
- Supplying alcohol to underage persons without challenge or asking for ID undermines the Licensing objective of the Prevention of Children from Harm

The business joined the Councils Responsible Trader Scheme in November 2020. Part of the requirements of the Scheme is a commitment not to sell illegal tobacco and to provide adequate documented training for staff involved in underage sales.

Section 13(4) of Licensing Act 2003 and Regulation 7 of The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 makes a local weights and measures authority a responsible authority for the purposes of the legislation. The London Borough of Haringey is a local weights and measures authority, and that function is carried out by the Trading Standards team.

Recommendations:

This licensee has clearly demonstrated that there has been a major breakdown in due diligence in respect to the control of the premise on two occasions. The business failed to adequately train and document the training of staff in respect of underage sales requirements. They also failed to source legitimate products to be sold by the business and failed to pay Duty to HMRC. In addition, there has been a disregard for legal requirements for standardised packaging, health warnings and legal requirements not to store non Duty paid products on a Licenced premises.

The judgement of the DPS is in question in respect of the Licencing Objectives as it would appear that the same staff member has now been involved in two incidents while remaining in charge of the premises day to day

The Duty Evasion and lack of documented staff training to prevent underage sales means that Trading Standards have severely reduced confidence in the Premises Licence Holder and Designated Premises Supervisor. Trading Standards, therefore, recommend that the Committee seriously consider suspending the Licence for a period to allow for additional controls to be implemented at the licenced Premises as detailed below.

Additional Conditions Proposed by Trading Standards

- 1. The business shall adopt a "Challenge 25" policy.
- A refusals register shall be maintained to record instances where age restricted product sales are refused. These records shall be made available for inspection by Police and Authorised Council officers on request.
- 3. All staff responsible for selling alcohol shall receive regular training in the requirements of the Licensing Act 2003 and all other age restricted products stocked on the premises. Written records of this training signed and dated by the person receiving the training and the trainer shall be retained and made available to Police and authorised council officers on request.
- 4. Posters shall be displayed in prominent positions around the till advising customers of the "proof of age" required under the "Challenge 25" policy at the premises.
- 5. Only Employees of the business who have been formally trained on licensing requirements and age restricted sales may serve behind the counter.
- 6. A refusals book shall be kept at the premises to record details of all refusals to sell alcohol and age restricted products. This book shall contain:

The date and time of the incident,
The product which was the subject of the refusal
A description of the customer,
The name of the staff member who refused the sale
The reason the sale was refused.

This book shall be made available to Police and all authorised council officers on request.

- 7. The Premises Licence Holder and Designated Premises Licence Holder shall ensure alcohol is only purchased from a wholesaler registered with HMRC under the Alcohol Wholesaler Registration Scheme (AWRS).and shall produce receipts for the same upon request for inspection.
- 8. The Premises Licence Holder and Designated Premises Supervisor shall ensure persons responsible for purchasing alcohol do not take part in any stock swaps or lend or borrow any alcohol goods from any other source unless the source is another venue owned and operated by the same company who also purchase their stock from an authorised wholesaler.
- 9. The Premises Licence Holder shall ensure all receipts for alcohol goods purchased include the following details:
 - I. Seller's name and address
 - II. Seller's company details, if applicable
 - III. Seller's VAT details, if applicable
 - IV. AWRS registration number
 - V. Vehicle registration detail, if applicable

Legible copies of receipts for alcohol purchases shall be retained on the premises for six months and made available to Authorised Officers on request.

- 10. An ultraviolet light shall be purchased and used at the store to check the authenticity of all stock purchased which bears a UK Duty Paid stamp.
- 11. Where the trader becomes aware that any alcohol may be not duty paid, they shall inform the Council of this immediately.
- 12. Only alcohol which is available for retail sale shall be stored at the licensed premises.
- 13. All tobacco products which are not on the covered tobacco display cabinet shall be stored in a container clearly marked 'Tobacco Stock'. This container shall be kept within the storeroom or behind the sales counter.
- 14. Tobacco shall only be taken from the covered tobacco display cabinet behind the sales counter in order to make a sale.
- 15. Only tobacco which is available for retail sale can be stored at the licensed premises.
- 16. The Designated Premises Supervisor shall regularly check the refusals book to ensure it is being consistently used by all staff. They shall sign and date when inspected.
- 17. After evidence of any legal non-compliance relevant to the promotion of the Licensing Objectives is found, the licensee shall attend a meeting, upon reasonable request, with appropriate Responsible Authorities at the Council Offices or other suitable location. This condition does not require the licensee to say anything while under caution.

- 18. A CCTV system should be installed and maintained which should be able to record colour footage for a period of 31 days and be able to capture clear video of persons faces and shoulders when they enter the premises and cover the area of the sales counter. These images should be able to be loaded onto disc or other electronic media should a Police Officer or Authorised Council Officer require a copy. Where copies of recordings are requested, they should be provided in a reasonable time and in a format which can be viewed without specialist software. Any malfunction in the operation of the CCTV system shall be reported to the Licensing Authority within 24 hours.
- 19. All Staff left in charge of the premises should be trained in the operation of CCTV and the production of copies of recordings '

Please provide as much information as possible to support the application (please read guidance note 3)

Attached Documents

Annex 1: Photograph of wine purchased by underage volunteer

Annex 2: Interview transcript of Turac AYDEMIR relating to underage sale.

Annex 3: Code B Notice Annex 4: Receipt For Safe

Annex 5: Receipt For Safe Contents

Annex 6: Photographs of Seized safe and Tobacco

Annex 7:.Letter to DPS/PLH (Turac AYDEMIR)

Annex 8: Reply from DPS/PLH (Turac AYDEMIR)

Have you made an application for review relating to the premises before	Please tick ✓ yes
If yes please state the date of that application	Day Month Year
If you have made representations before relating to the prer and when you made them N/A	mises please state what they were

D	1	4.	
м	ease	tick	•
	Cusc	ucis	

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

 \boxtimes

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

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature M Squire	
Date	1 st February 2022
Capacity	Trading Standards Specialist Officer

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

Michael Squire

Trading Standards Specialist Officer

Regulatory Services

River Park House

Level 1 (North)

225 High Road

Wood Green

Post town Post Code London N22 8HQ

Telephone number (if any) 0208 489 5158 or 07870 157819

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) michael.squire@haringey.gov.uk

Notes for Guidance

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



Annex 1: Wine Purchased by Underage Test-Purchaser





Oz Supermarket, 348 High Road, London, England, N22 8JW

1.	What is your full name?	Turac Aydemir		
2.	What is your home address?			
3.	What is your date and your place	e of birth?		
4.	Is this privately owned or a Limit	ed company?	LTD	
5.	If is a registered company what i Road, London, England, N22 8JV	-	nd address	. KARTUNC LTD, 348 High
6.	If a registered company, what is	the company registration	n number	2 10892845
7.	If a registered company, are you	a director and in what c	apacity ar	e within the company? Yes
8.	Are you authorised to speak on b	ehalf of the business?	Yes	
test p	offence: On 4th of August 2021, a purchasing exercise conducted by 1). We are interviewing you in the	this service. This is an of	fence und	er Licensing Act 2003, section
9.	What is your role in the business	or company?	Director	
10.	Do you own any other businesse	s?	No	
11.	Who is the premises licence hold	ler?	Myself	
12.	Who is the Designated Premises	Supervisor?	Myself	
13.	Do you work in the shop yoursel	f?	Yes	
14.	How many other people work at	the shop?	5	
15.	What training have you had with	regards to the sale of al	cohol to u	nderage persons?
	I studied a handbook prior to at trained on the same day.	tending the exam for th	e persona	l licence when we were also
16.	Who trains your staff?	Myself until th	is inciden	t. ADA Group from now on.
18.	Are there any training records fo	r Mehmet Aydemir?		No.
19.	Do you know what a refusal boo	k is?	,	⁄es
20.	Do you or your staff fill a refusal	book when no sale occu	rs?	⁄es
21.	Can you provide copies of pages	from refusal book filled	in by you	and your staff? ~ attached ~
22.	Are there any refreshers training	in relation to the sale of		o persons underage the age of 18?

- 23. Why did Mehmet Aydemir not ask for any form identification before selling the bottle of wine?

 He believed the person was over the age of 25.
- 24. Do you or your staff operate a "Challenge "25"? Yes
- 25. What do you understand by "Challenge 25"?

 Any person who appears to look 25 or under should be asked to show their id proof of age.
- 26. Does your business operate a display prompt when age restricted goods are scanned? **Enquiries have been made for this feature to be implemented**.

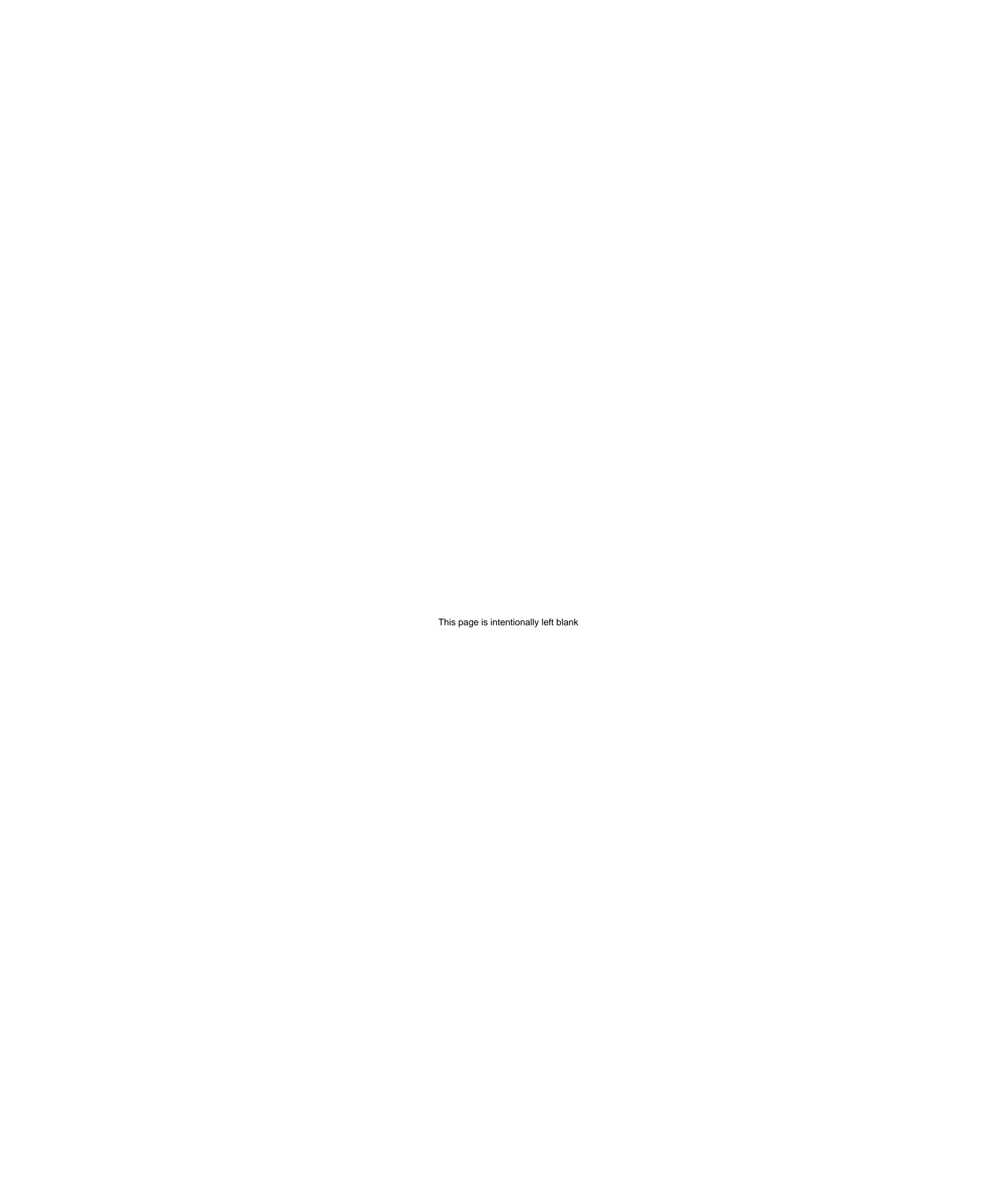
Signature		Date 27/08/2021

Refusals Register

Date	Ту	pe of product	Time	Description of person	Observations	Staff member
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	Date	Type of product	Time	Description of person	Observations	Staff member
	Example: 23/10/13	Cigarettes	7.10pm	Male, approx 15 years, short dark hair, 5'10"	Nervous and refused to show I.D.	Karen Forde
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Notice of the powers to search premises and the rights of occupiers Powers of Entry Code of Practice Police and Criminal Evidence Act 1984 Code of Practice Schedule 5 Consumer Rights Act 2015 Entry Notice

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Notice of the powers to search premises and the rights of occupiers
Powers of Entry Code of Practice
Police and Criminal Evidence Act 1984 Code of Practice
Schedule 5 Consumer Rights Act 2015 Entry Notice

SUMMARY OF POWERS OF ENTRY/SEARCH

This visit is being carried out under statutory powers under legislation mentioned overleaf. Entry to the premises may be made at any reasonable hour. In practice this would normally mean at any time whilst the premises is open for business or normal working hours. You should expect any officer involved in the inspection to provide evidence of identity. Entry under warrant may be made at other times. Authorised officers may:-

- Enter any premises without warrant which other than that used wholly or mainly as a dwelling and take with them such persons as appear necessary
- Inspect any products, documents, procedure, apparatus, fixed installation premises and equipment.
- Take samples and or observe the carrying on of business
- Test any weighing and measuring equipment

If there are grounds to suspect or believe an offence has been committed officers may

- Require the production of documents, including computer records and take copies
- Seize goods for examination or to ascertain if any offence has been committed
- Seize goods and/or documents required as evidence
- Seize equipment that is liable to forfeiture
- Break open containers to facilitate seizure
- Suspend any good

SEIZE AND SIFT

- An Officer may remove material from premises so that they can examine it elsewhere where it is not
 possible to examine it properly on the premises due to constraints of time or technology.
- An Officer may also retain material which would not otherwise be seizable, but which is "inextricably linked" (such information held on a computer) to other material they do have grounds to seize.

OBSTRUCTION OFFENCE: Obstructing a duly authorised officer is an offence. Obstruction includes where a person intentionally obstructs an officer; intentionally fails to comply with instructions given by an officer; without good reason fails to give an officer assistance or information reasonably required; makes a statement or a reckless statement which they know to be false or misleading.

RIGHTS OF THE OCCUPIER

Copies of the Powers of Entry: code of practice and the Police and Criminal Evidence Act: code of practice is available online. In addition a copy will be made available on request from:

Regulatory Services, 6th Floor, Alexandra House, 10 Station Road, London N22 7TR.

- Reasonable advance notice (usually not less than 48 hours) should be given to you unless the officer considers this will frustrate the purposes of exercising the power of entry in which case no advance notice will be given.
- The number of persons present during any visit should be no more than is reasonable and proportionate in the circumstances to ensure powers are exercised effectively.
- If an officer seizes and detains any goods or records then within a reasonable time you are entitled to a list or description of the items seized.
- Upon request and where practicable. You and/or your representative will be allowed supervised access to your
 property to examine it or have it photographed. The access will be at your own expense. You may also request a
 copy or photograph to be provided, again at your own expense.
- If damage is caused in entering your premises or whilst on your premises, or loss is suffered due to your goods being seized or detained, you may be entitled to compensation and you should seek further information about this by writing to the address above..
- All information relating to manufacturing process or trade secrets will be treated as confidential.
- If you have any complaint concerning the conduct of Officers on this visit then details of the L. B. Haringey Public Complaints Procedure are available. Please contact the Regulatory Services Manager at the address above.

Regulatory Services

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6th Floor, Alexandra House, 10 Station Road, London N22 7TR Tel: 020 8489 5134

E mail: frontline@haringey.gov.uk www.haringey.gov.uk					
Record of Seized Property/Notice of Additional Powers of Seizure*/ Notice Following Visit					
Name: Date: 3/11/2) Address: QZ SUTAN -					
348 HK HK4 6AD N22 Post Code					
Consinul RIGHTS ACT COLY Enactment(s)					
The following items have been received/returned In accordance with the provisions of the above named Act(s), the documents/goods listed below which may be required as evidence in proceedings for an offence under the Act(s) have been seized and detained by me: (delete section if not applicable)					
I agree to permanently hand over all of the items listed and they will be owned by Haringey Council. I will not be able to get these items back once i have signed below Signed					
Notice /Observations/Action Required				(Circle	if applicable)
Item No.	Description of Property Or Notice/Observations/Action	Seized by Officer	From Where Or Legislation	Time	Seal No. or Statutory Requirement
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2	200 MALLONG GLD BO MAILED TOWN	MS	SAFE	- V	Poso18905
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B	240 B+11 60+7, 200 RICH MAD KS 120 YORK PLUE 180 50814NE	Ms	SAFE	11-43	A3434960
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8	400 ANOTH FRALL BOS OF HORDEN BOS MILLING	40	SAFE	11-47	Poso 18685
*Section 59 of the Criminal Justice and Police Act 2001 allows for the seizure and removal of property found on premises where it is not reasonably practicable to complete the process of examination, searching or separation at the scene. Section 52 requires the provision of a written notice to the person from whom the property was seized, specifying various information. Under Search Warrant Without Search Warrant Without Search Warrant S					
Authorised Officer:					
(Sig	ned)	Notice Received By: (Signed)			
(Print Name)			(Print Name)		
(Designation)					
YELLOW COPY (Officer) PINK COPY (Remains in Pad)					

YELLOW COPY (Officer)

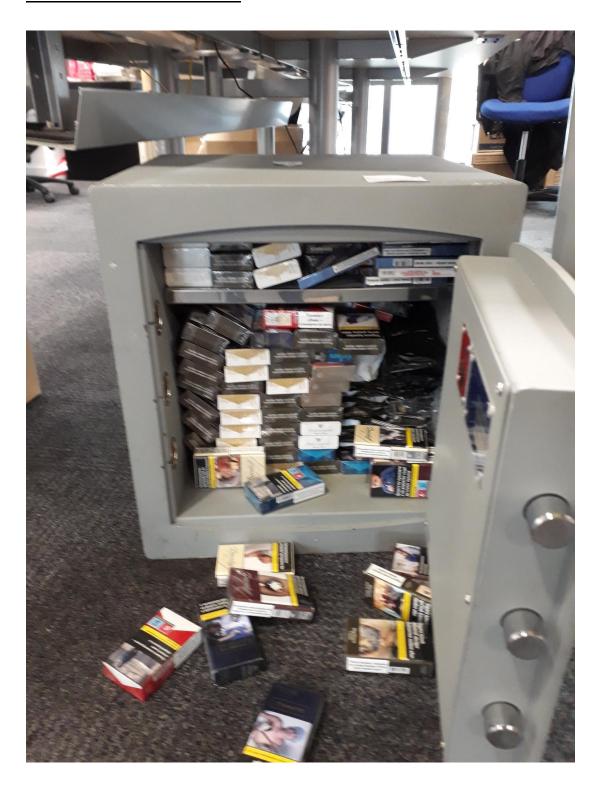


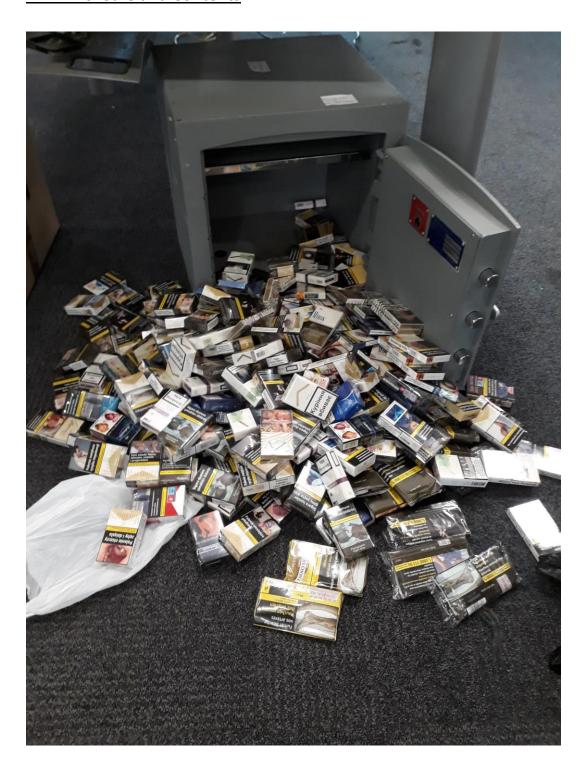


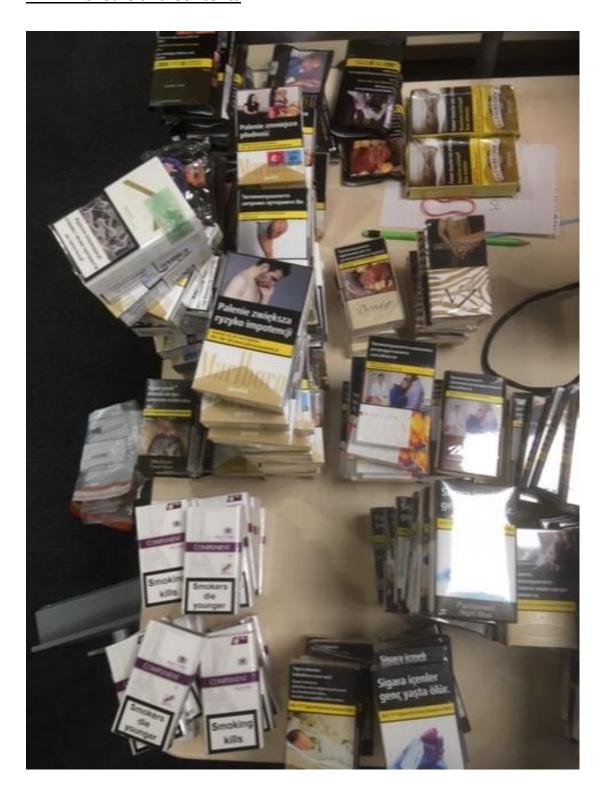
Safe Shown in Shop Prior to seizure

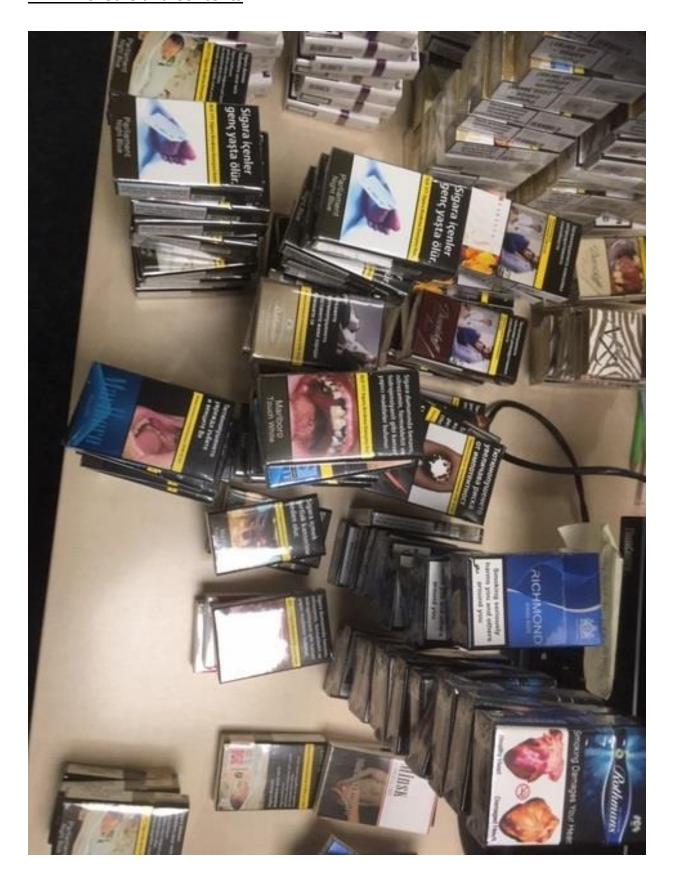


Safe in Shop Prior to Seizure











Environment & Neighbourhoods

Regulatory Services Manager: Gavin Douglas



Turac Aydemir

Your ref:

Date:11th November 2021

Our ref: WK/519219

Dear Sir,

Re: Tobacco and Related Products Regulations 2016: The Standardised Packaging of Tobacco products Regulations 2015: The Licensing Act 2003:

I write further to my visit to your shop premises trading as Oz Sultan from 348 High Road, London N22 9JW. on 20th October 2021.

During the visit quantities of tobacco products were seized, namely 4,580 cigarettes and 1.050kg of hand rolling tobacco. The Duty Value of these products was £1,612.29. These products did not carry the correct UK health warnings, were not Duty Paid and were not in standardised packaging as required for the UK market. These facts can constitute offences under the above-mentioned legislation.

Keeping tobacco on a Licensed Premises which is not Duty Paid can also be an offence under the Licensing Act 2003.

In order to complete my investigation I wish to put some questions to you as the Licensee and as I believe the owner of the business. When replying please ensure that this letter is answered by you and you sign and date it to approve its content. Before I ask any questions I must caution you that is, You do not have to say anything. But it may harm your defence if you do not mention when questioned something which you later rely on in Court. Anything you do say may be given in evidence. You are also advised that you may wish to seek legal advice or consult a solicitor before replying to this letter.

- 1. Can you state your full name?
- 2. What is your date and place of birth?
- 3. What is your home address?
- 4. Were you the owner of Oz Sultan trading from 348 High Road, London N22 9JW on 20th October 2021.
- 5. Is the Business run through the company Kartunc Limited?
- 6. If the answer to question 5 is "no" what are the ownership arrangements and confirm whether you are a sole trader or a partnership. Please provide names and addresses of any Partners in the business.

- 7. Would you agree you are active in the management of the business?
- 8. How long have you been trading as Oz Sultan from that address.
- 9. Do you agree that you had tobacco which was not Duty paid and not packaged in UK standardised packaging in your shop 20th October 2021
- 10. How much were you selling these tobacco products for?
- 11. Where did you buy these tobacco products?
- 12. Do you have any invoices for them? If yes please enclose a copy with your reply?
- 13. Do you know it is illegal to sell tobacco without payment of UK Duty?
- 14. Do you know it is illegal to sell tobacco in the UK in non-standardised packaging?
- 15. Do you know it is illegal to sell tobacco with non UK approved health warnings?
- 16. Do you know it is an offence under the Licensing Act 2003 to keep non Duty Paid tobacco a Licenced Premises?
- 17. How much time do you spend at the business in an average week?
- 18. Who has access to the safe in which the products were stored.
- 19. Why were the cigarettes concealed in the safe.
- 20. Did you instruct your staff to tell council officers that the safe was broken and could not be opened. If an inspection was carried out.
- 21. Do you agree you deliberately stored illegal tobacco in the safe to prevent officers from discovering the products during an inspection.
- 22. Do you have anything you would like to say in respect of the large quantity of non Duty Paid tobacco found at the Licensed Premises?
- 23. Is there anything you want to say in respect of this matter or to clarify anything you have already said in this letter in response to other questions?

I would be grateful if you could respond to my questions within 14 days so that I can complete my investigation. Please respond by post and sign and date your reply. You may also provide a copy of your response by E Mail to Michael.squire@haringey.gov.uk which will assist me.

I thank you for your attention.

Yours faithfully



M Squire Trading Standards Specialist Officer

<u>cc.</u> Turac Aydemir Ox Sultan, 348 High Road, Wood Green London N22 Commercial Environmental Health & Trading Standards
Level 1, River Park House
225 High Road, London
N22 8HQ
T 020 8489 5158
E michael.squire@haringey.gov.uk
www.haringey.gov.uk

I, Turac Aydemir, make these responses to the letter from Mr Squire dated 11th November 2021. I understand that I do not have to say anything but it may harm my defence if I do not mention something which I later rely on in court.

My first language is Turkish and the questions and my responses have been translated into English for me.

- 1. Can you state your full name?
- Turac Aydemir.
- 2. What is your date and place of birth?



3. What is your home address?

- 4. Were you the owner of Oz Sultan trading from 348 High Road, London, N22 9JW on 20th October 2021?
- Yes. I took the shop over in September 2019.
- 5. Is the Business run through the company Kartunc Limited?
- Yes.

I am the sole director. I Hold the premises licence and I am the DPS. I hold a personal licence with Enfield LN/201700487

- 6. if the answer to question 5 is "no" what are the ownership arrangements and confirm whether you are a sole trader or a partnership. Please provide names and addresses of any Partners in the business.
- N/A.
- 7. Would you agree you are active in the management of the business?
- Yes, it is my family business.
- 8. How long have you been trading Oz Sultan from that address.?

I took the lease about 10 years ago. I have been involved in operating the shop under the same name for most of the last 10 years. There have been different company names but I have been involved in some capacity. I was not involved in the business for the period of around 18 months prior to September 2019. I took over again in September 2019.

- 9. Do you agree that you had tobacco which was not Duty paid and not packaged in UK standardised packaging in your shop 20th October 2021?
- Yes I agree.

I left the UK for Turkey on 26th September. I returned to the UK on 26th October. I was visiting family. I was last in the shop on 25th September. I was there working all day. I would have looked in the safe on that day because I look in the safe every day. No tobacco or cigarettes were in the safe on that date.

On the 20th October 2021, I was on holiday in Turkey – my brother Mehmet Aydemir was looking after the business while I was away. My brother bought the tobacco and cigarettes from someone at the shop. I wasn't aware about this situation until my return to the UK on 26th October.

10. How much were you selling these tobacco products for?

- I was not present at the time, but on returning to the country and finding out about this I asked my brother Mehmet what was going on. I understand the tobacco was his. He told me that he was selling it for £7 for cigarettes and £18 for 50g of tobacco. He was keeping the money for himself.
- 11. Where did you buy these tobacco products?

I did not buy any products. My brother was buying from people he knew coming back from abroad.

- 12. Do you have any invoices for them? If yes please enclose a copy with your reply?
- No.
- 13. Do you know it is illegal to sell tobacco without payment of UK Duty?
- Yes.
- 14. Do you know it is illegal to sell tobacco in the UK in non-standardised packaging?
- Yes.
- 15. Do you know it is illegal to sell tobacco with non-UK approved health warnings?
- Yes.

16. Do you know it is an offence under the Licensing Act 2003 to keep non Duty Paid tobacco a Licenced Premises?

- I know it is an offence but in this case I was not aware that the items were being kept at the premises. I was last at the premises on 25th September, before going to Turkey on 26th. I don't recall precisely but I would have looked in the safe on that day. There was no tobacco or cigarettes in the safe. I would have seen them and I would have asked Mehmet what they were there for.

17. How much time do you spend at the business in an average week?

- 50 to 60 hours. Mehmet works at the shop part time when I am working. Whilst I was away Mehmet worked at the premises full time
- 18. Who has access to the safe in which the products were stored?

Mehmet Aydemir & myself

19. Why were the cigarettes concealed in the safe?

I am told by Mehmet it was because it was secure and no-one would find them. He didn't want anyone working at the shop or any family members to see and tell me what Mehmet was doing. My

brother changed the pin number for the safe after I left for Turkey so no-one had access to the safe whilst I was away, just in case I asked my wife to get anything out of the safe whilst I was away.

20. Did you instruct your staff to tell council officers that the safe was broken and could not be opened. If an inspection was carried out?

No. I understand my brother provided you with the wrong pin. The correct pin was eventually provided on 27th October. I returned on 26th October and when my brother explained the situation I instructed the correct pin to be given to you.

21. Do you agree you deliberately stored illegal tobacco in the safe to prevent officers from discovering the products during an inspection?

No. Mehmet stored them there because it was a secure location and I was not at the store. See previous answer.

22. Do you have anything you would like to say in respect of the large quantity of non-Duty Paid tobacco found at the Licensed Premises?

The situation is as I have explained already.

23. Is there anything you want to say in respect of this matter or to clarify anything you have already said in this letter in response to other questions?

What has happened is not acceptable. I am told by Mehmet that he only started doing this whilst I was away. I have no reason to doubt him. As soon as I became aware I have informed my brother to give you the correct pin number and I have tried to assist and co-operate with you. This is a family business. I have been involved in the business for most of the past 10 years. I was not involved for a period of around 18 months prior to September 2019. During the period of my involvement there has been no sale of illicit tobacco or non duty paid alcohol. Therefore, please accept my apology for my brother's behaviour, the outcome will not only affect me, it will effect my family and everyone else who is working with us. I can promise that this mistake will not happen again. I can promise that my staff will be trained on their responsibility and understanding of what they must do to comply with the law. I have made it clear that staff are not permitted to bring non duty paid alcohol or cigarettes or tobacco on to the premises even if it is for their own use. I have made it clear that if anyone breaks this rule they will be subject to disciplinary action which result in them losing their job immediately. I have made sure that Mehmet understands this applies to him. I have asked all staff to sign this policy to show that they understand how important it is.

As I have already stated, Turkish is my first language. I do not speak English. I have had the questions and my answers translated into English and read back to me. I am satisfied that the responses whilst in English represent my understanding of the situation.

Turac Aydemir.	Date:



29/11/2021



Appendix 2





Highfield Qualifications

Certifies that

Mehmet Aydemir

has successfully passed an assessment in

Highfield Level 2 Award for Personal Licence Holders (RQF)

Qualification number 6

603/2597/5

Date of award

11 March 2022

Certificate number

PLH3887567

One2One Safety Consultancy Ltd

Course.Director

Training Organisation















Highfield Qualifications

Certifies that
Turac Aydemir

has successfully passed an assessment in

Highfield Level 2 Award for Personal Licence Holders (RQF)

Oualification number

603/2597/5

Date of award

11 March 2022

Certificate number

PLH3887566

One2One Safety Consultancy Ltd

Course Director

Training Organisation





Highfield Qualifications









Re: Premises Licence Review Application – By Trading Standards Oz Sultan, 348 High Road, Wood Green, London, N22 8JW

Dear All,

My name is Mehmet Aydemir. In August of 2021, I sold alcohol to a person without asking her for ID. While this was an error in judgement, I do understand that it is my responsibility to stay focused.

Two months later, I was found in possession of non-duty paid cigarettes. Shortly after this incident with Trading Standards, after 3 of my most difficult years, my marriage collapsed. This is not an attempt to absolve myself of any wrongdoing. I am a holder of a personal licence. The premises licence for our shop is under my brother's name who is also the dps.

Last week, both of us went to re-sit a refresher training for a personal licence. I acknowledge, what I did was wrong and that my actions have jeopardised our family business.

I am committed to do all that is necessary to reassure everyone involved that this was a one-off bad phase I went through. It doesn't not define the character of a 45 year/old who has always done things the right way. My duty and my wish is to prove it in action.

Yours Sincerely,				
Mehmet Aydemir				
	I			
		Date	21/03/2022	



Re: Premises Licence Review Application – By Trading Standards Oz Sultan, 348 High Road, Wood Green, London, N22 8JW

I am the licence holder and the dps of Oz Sultan. I have been running this business since September of 2019. It provides full time employment for myself and my brother Mehmet, as well as for my wife and my daughter who are slightly less involved in the running of the business due to their other duties.

I have had a serious conversation with my brother, concerning the underage sale and the non-duty paid cigarettes found in the safe, in our store. I do not condone my brother's actions but I know him well enough to understand that his apology to me is sincere. He had a temporary lapse of reason that lead him in this situation. I will reiterate again that I strongly oppose what he did. I still hope that the LA will take in consideration the position I am in. Mehmet went through a messy divorce; this is the time when my brother needs me the most. As much as I despise his actions, I am committed to straighten him up. We have discussed the points that were brought forward in the licence review application. Your concerns were taken seriously and they were addressed to accordingly.

I regret to have disappointed you in my ability to uphold licensing conditions. We booked and completed a personal licence course/refresher training as we both understand that these mistakes cannot happen again. We are spending more time together and I will help him with everything I have to make sure that there will be no breaches in the future.

I do also understand the position that you are in. I am hopeful that we can come to an agreement that will give us the opportunity to remedy the situation.

Yours Sincerely,		
Turac Aydemir		

Oz Sultan, 348 High Road, Wood Green, London, N22 8JW

Date	



Appendix 3



PREMISES LICENCE

Receipt: AG754050 Premises Licence Number: LN/00001248

LN/000003031

This Premises Licence has been issued by:

The Licensing Authority, London Borough of Haringey, 1st Floor-North River Park House, 225 High Road, Wood Green, London N22 8HQ

Signature: Date: 24th November 2005

Transfer & Vary DPS: 28th July 2020

Part 1 - PREMISES DETAILS

<u>Postal Address of Premises or, if none, Ordnance Survey map reference or description:</u>

OZ SULTAN 348 HIGH ROAD WOOD GREEN LONDON N22 8JW

Telephone: 020 8881 3978

Where the Licence is time limited, the dates

Not applicable

Licensable activities authorised by the Licence:

Supply of Alcohol

The times the Licence authorises the carrying out of licensable activities:

Supply of Alcohol

Monday to Saturday 0800 to 2300 Sunday 1000 to 2230 Good Friday 0800 to 2230

Christmas 1200 to 1500 & 1900 to 2230

New Years Eve from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

The opening hours of the premises:

Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:

Supply of alcohol for consumption **OFF** the premises only.

LICENSING ACT 2003 Sec 24

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence:

Turac Aydemir 45 Northern Avenue London N9 9QY

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

Not applicable

Name, address and telephone number of designated premises supervisor where the Premises Licence authorises the supply of alcohol:

Turac Aydemir 45 Northern Avenue London N9 9QY

<u>Personal Licence number and issuing authority of personal licence held by designated premises supervisor where the Premises Licence authorises for the supply of alcohol:</u>

Personal licence: LN/201700487

Issued by: London Borough of Enfield

Annex 1 - Mandatory Conditions

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.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

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.

Minimum Drinks Pricing

- 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.
- 2. For the purposes of the condition set out in paragraph 1
 - (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;
- (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.

Annex 1 - Mandatory Conditions

- 3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the 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.
- 4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 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.

Annex 2 - Conditions consistent with the Operating Schedule

This licence has been granted upon the conversion, under Schedule 8 to the Licensing Act 2003, of the existing justices' license and such rights and restrictions that applied thereto are hereby incorporated into this license, subject to any terms herein to the contrary and / or any limitation or restriction imposed by the Licensing Act 2003 or any subsequent amendment thereto.

THE PREVENTION OF CRIME AND DISORDER

PUBLIC SAFETY

THE PREVENTION OF PUBLIC NUISANCE

THE PROTECTION OF CHILDREN

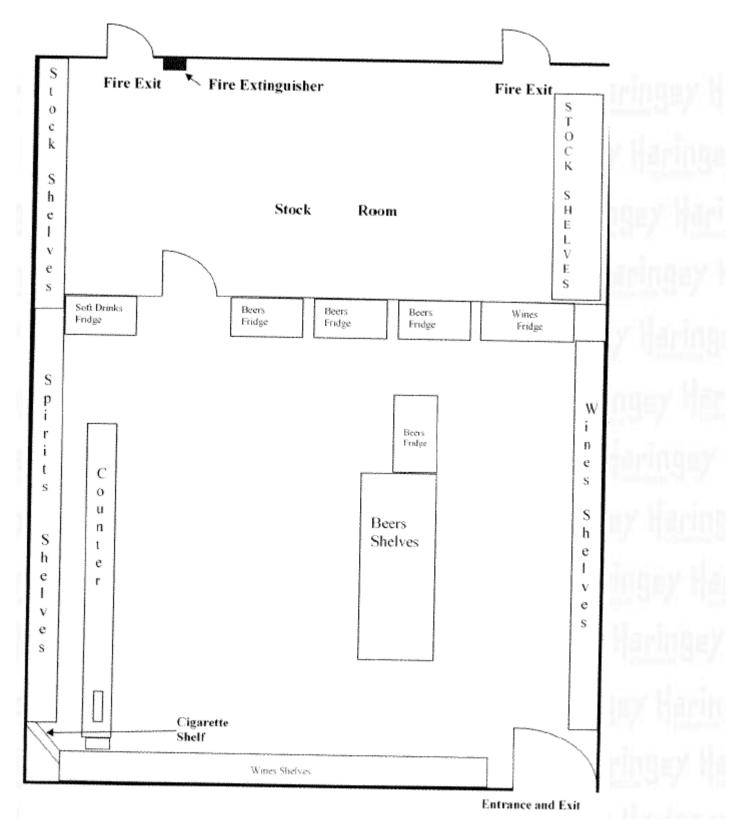
Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

- A valid passport
- A photo driving license issued in a European Union Country
- A proof of age standard card system
- A citizen card, supported by the Home Office

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

Not applicable

Annex 4 - Plans



Ground Floor Plan Scale 1: 100 Off-Licence Liquorbins Ltd 348 High Road Wood Green London N22



Report for: Licensing Sub Committee 21st April 2022

Item number:

Title: Application for a New Premises Licence –Clasic Restaurant 502-508 High

Road London N17

Report

authorised by: Daliah Barrett-Licensing Team Leader – Regulatory Services.

Ward(s) affected: Tottenham Hale

Report for Key/

Non Key Decision: Not applicable

- 1. Describe the issue under consideration
- 1.1 This report relates to an application for a new premises licence by Cornelia Cotlogut
- 1.2 The application seeks the following:

Regulated Entertainment: Live Music, Recorded Music & Performance of dance

Monday to Sunday 2100 to 0400 hours

Late Night Refreshment

Monday to Sunday 2300 to 0400 hours

Supply of Alcohol

Monday to Sunday 1000 to 0400 hours

Supply of alcohol **ON** the premises.

Hours open to Public

Monday to Sunday 1100 to 0400 hours

- 1.3 The application can be found at Appendix A.
- 1.4 Representations have been received from:

Responible Authorities- Licensing Authority and the Metropolitan Police RA. App

В

1.5 Recommendation

In considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are:

- Grant the aspplication as requested
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates
- Reject the whole or part of the application

Members of the licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely



becaus it considers it desirable to do so. It must be appropriate in order to promote the licensing objectives.

2 Background

- 2.1 The premises is situated behind McDonalds on Hig Road Tottenham N17. It consist of a large hall located upstairs on the first floor. The premises was previously a snooker hall but is now being operated as a entertainment venue and restaurant. We are advised that there is Planning permission in place for this use and the applicant has been provided with details to engage with Planning on this matter.
- 2.2 The premises has come to the attention of the Council and Police due to unauthorised activity found to be taking place onsite. These matters are now subject to enforcement/prosecution action.
- 2.3 Mr Mandachi continues to operate the venue without a valid licence or Temporary Event Notice in place even though he has been made aware of the consequences of doing so. The application is opposed as Mr Mandachi has not demonstrated that he would comply with relevant law or conditions placed upon him with regards to promoting or upholding the licensing objectives.
- 2.4 Mr Mandachi was put forward as the proposed DPS on the licence application. We were informed by the then Licensing Agent that Mr Mandachi had been 'let go' by the company (see Appendix C) director after it was brought to her attention the various unlicensed events that had been permitted to take place at the premises. The notification from Ms Congolat proved to be false. The Licensing Autority representation shows various fliers for unlicensed events continuing to be promoted at Clasic Restaurant 502-508 High Road Tottenham N17.
- 2.5 The venue continued to be operated providing licesable activities without authorisations. The Licensing Officer RA representation speaks to an unlicensed event in February 2022, where a patron received a serious facial injury.
- 2.6 Mr Manadchi continued to operate in the mindset of blocking and obstructing officers including Police officers from entering the venue to investigate the unlicensed activity taking place or incidents.

3 Licensing Policy

- 3.1 The committee will also wish to be aware of the guidance issued under section 182 of the Licensing Act 2003. Licensing is about regulating the provision of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Licensing Act 2003. The terms and conditions attached to various permissions are focused on matters which are within the control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.
- 3.2 The objective of the licensing process is to allow for the carrying on of retail sales of alcohol and the prevention of public nuisance, prevention of crime and disorder, public safety and protection of children from harm. It is the Licensing Authority's wish to facilitate well run and managed premises with licence holders displaying sensitivity to the impact of the premises on local residents.
- 3.3 In considering licence applications, where relevant representations are made, this Licensing Authority will consider the adequacy of measures proposed to deal



- with the potential for public nuisance and/or public disorder having regard to all the circumstances of the case.
- 3.4 Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place. Any action taken to promote the licensing objectives will be appropriate and proportionate.
- 3.5 This Licensing Authority in determining what action to take will seek to establish the cause of concern and any action taken will be directed at these causes. Any action taken to promote the licensing objectives will be appropriate and proportionate.
- 3.6 Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place
- 3.7 Also The Licensing Authority may not impose conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of the hearing that it is appropriate to impose conditions to promote one or more of the four licensing objectives. Therefore conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be required.
- 3.8 In cases Members should make their decisions on the civil burden of proof, that is the balance of probability.
- 3.9 Members should consider in all cases whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 3.10 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff.
 The Councils Licensing policy generally expects applicants to address the licensing objectives and discuss how to do this with the relavant responsible authorities.

4 Licensing hours

- 4.2 Where relevant representations are made, the Council will consider the proposed hours on their individual merits. Notwithstanding this, the Council may require stricter conditions in areas that have denser residential accommodation to prevent public nuisance. The Council will endeavour to work with all parties concerned in such instances to ensure that adequate conditions are in place. The Council may restrict the hours that certain premises can offer alcohol for sale for consumption off the premises for preventing crime, disorder and nuisance.
- 5 Powers of a Licensing Authority



- 5.1 The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.
- 5.2 The licensing authority's determination of this application is subject to a 21 day appeal period or if the decision is appealed the date of the appeal is determined and /or disposed of.

6. Other considerations

Section 17 of the Crime and Disorder Act 1998 states:

"Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that it reasonably can to prevent crime and disorder in its area".

6.1 Human Rights

While all Convention Rights must be considered, those which are of particular relevance to the application are:

- Article 8 Right to respect for private and family life.
- o Article 1 of the First Protocol Protection of Property
- o Article 6(1) Right to a fair hearing.
- o Article 10 Freedom of Expression

7 Use of Appendices

Appendix A - New Application.

Appendix B – Licensing Authority Representations.

Appendix B1- Police respresentation

Appendix C – Emails relating to Mr Manadchi being 'let go'

Background papers: Section 82 Guidance

Haringey Statement of Licensing policy



Appendix 1





Haringey Application for a premises licence Licensing Act 2003

For help contact

licensing@haringey.gov.uk

Telephone: 020 8489 8232

* required information Section 1 of 21 You can save the form at any time and resume it later. You do not need to be logged in when you resume. This is the unique reference for this System reference Not Currently In Use application generated by the system. You can put what you want here to help you Your reference Clasic Banqueting Hall track applications if you make lots of them. It is passed to the authority. Put "no" if you are applying on your own Are you an agent acting on behalf of the applicant? behalf or on behalf of a business you own or Yes ○ No work for. **Applicant Details** Cornelia * First name Cotlogut * Family name * E-mail Include country code. Main telephone number Other telephone number Indicate here if the applicant would prefer not to be contacted by telephone Is the applicant: Applying as a business or organisation, including as a sole trader A sole trader is a business owned by one person without any special legal structure. Applying as an individual Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page		
Address		
* Building number or name		
* Street		
District		
* City or town		
County or administrative area		
* Postcode		
Agent Details		
* First name	Mrs Aysen	
* Family name	lpek Kilic	
* E-mail		
Main telephone number		Include country code.
Other telephone number		
☐ Indicate here if you woul	d prefer not to be contacted by telephone	
Are you:		
 An agent that is a busine 	ess or organisation, including a sole trader	A sole trader is a business owned by one person without any special legal structure.
 A private individual actin 	ng as an agent	person without any special regal structure.
Agent Business		
Is your business registered in the UK with Companies House?	• Yes No	Note: completing the Applicant Business section is optional in this form.
Registration number	10041572	
Business name	Narts Food and Leisure	If your business is registered, use its registered name.
VAT number		Put "none" if you are not registered for VAT.
Legal status	Private Limited Company	
Your position in the business	Licensing Consultant	
Home country	United Kingdom	The country where the headquarters of your business is located.

Continued from previous page		
Agent Registered Address		Address registered with Companies House.
Building number or name		
District		
City or town		
County or administrative area		
Postcode		
Section 2 of 21		
PREMISES DETAILS		
	ply for a premises licence under section 17 of the premises) and I/we are making this application the Licensing Act 2003.	
Premises Address		
Are you able to provide a post	al address, OS map reference or description of t	the premises?
Address	p reference O Description	
Postal Address Of Premises		
Building number or name	Clasic Banquiting hall	
Street	502 - 508 High Street	
District		
City or town	London	
County or administrative area		
Postcode	N17 9JF	
Country	United Kingdom	
Further Details		
Telephone number		
Non-domestic rateable value of premises (£)	31,000	

Secti	on 3 of 21						
APPI	LICATION DETAILS						
In wh	nat capacity are you applyi	ng for the premises licence?					
\boxtimes	An individual or individua	als					
	A limited company / limit	ted liability partnership					
	A partnership (other than	limited liability)					
	An unincorporated assoc						
	Other (for example a stat	utory corporation)					
	A recognised club						
	A charity						
	The proprietor of an educ	cational establishment					
	A health service body						
		ed under part 2 of the Care Standards Act n independent hospital in Wales					
	A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England						
	The chief officer of police of a police force in England and Wales						
Con	firm The Following						
\boxtimes	I am carrying on or propo the use of the premises for	osing to carry on a business which involves or licensable activities					
	I am making the applicat	ion pursuant to a statutory function					
	I am making the applicat virtue of Her Majesty's pr	ion pursuant to a function discharged by erogative					
Secti	on 4 of 21						
INDI	VIDUAL APPLICANT DET	AILS					
	licant Name e name the same as (or sin	nilar to) the details given in section one?	If "Yes" is selected you can re-use the details from section one, or amend them as required				
•	Yes	○ No	Select "No" to enter a completely new set of details.				
First	name	Cornelia					
Fam	ily name	Cotlogut					
Is the	e applicant 18 years of age	or older?					
•	Yes	○ No					

Continued from previous page		
Current Residential Address		
Is the address the same as (or	similar to) the address given in section one?	If "Yes" is selected you can re-use the details
Yes	○ No	from section one, or amend them as required. Select "No" to enter a completely new set of details.
Building number or name		
Street		
District		
City or town		
County or administrative area		
Postcode		
Country		
Applicant Contact Details		
Are the contact details the sar	ne as (or similar to) those given in section one?	If "Yes" is selected you can re-use the details from section one, or amend them as
Yes	○ No	required. Select "No" to enter a completely new set of details.
E-mail		
Telephone number		
Other telephone number		
* Date of birth		
* Nationality		Documents that demonstrate entitlement to work in the UK
Right to work share code		Right to work share code if not submitting scanned documents
	Add another applicant	1
Section 5 of 21		-
OPERATING SCHEDULE		
When do you want the premises licence to start?	01 / 04 / 2022 dd mm yyyy	
If you wish the licence to be valid only for a limited period, when do you want it to end	dd mm yyyy	
Provide a general description	of the premises	

Continued from previous page	
licensing objectives. Where yo	es, its general situation and layout and any other information which could be relevant to th Ir application includes off-supplies of alcohol and you intend to provide a place for lies you must include a description of where the place will be and its proximity to the
This is a banqueting hall, prim	ily used for wedding parties.
If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend	
Section 6 of 21	
PROVISION OF PLAYS	
See guidance on regulated en	ertainment
Will you be providing plays?	
○ Yes	● No
Section 7 of 21	
PROVISION OF FILMS	
See guidance on regulated en	ertainment ertainment
Will you be providing films?	
○ Yes	No
Section 8 of 21	
PROVISION OF INDOOR SPO	FING EVENTS
See guidance on regulated en	ertainment
Will you be providing indoor s	orting events?
○ Yes	No
Section 9 of 21	
PROVISION OF BOXING OR W	RESTLING ENTERTAINMENTS
See guidance on regulated en	ertainment
Will you be providing boxing	wrestling entertainments?
○ Yes	No
Section 10 of 21	
PROVISION OF LIVE MUSIC	
See guidance on regulated en	ertainment
Will you be providing live mus	:?
Yes	○ No
Standard Days And Timings	

Continued from previous	page			
MONDAY				Give timings in 24 hour clock.
	Start 11:00	End	04:00	(e.g., 16:00) and only give details for the days
	Start	End		of the week when you intend the premises to be used for the activity.
TUESDAY				
	Start 11:00	End	04:00	
	Start	End		
WEDNESDAY				
	Start 11:00	End	04:00	
	Start	End		
THURSDAY				
	Start 11:00	End	04:00	
	Start	End		
FRIDAY				
	Start 11:00	End	04:00	
	Start	End		
SATURDAY				
	Start 11:00	End	04:00	
	Start	End		
SUNDAY				
	Start 11:00	End	04:00	
	Start	End		
Will the performance of	flive music take place	e indoors or outdoors	or both?	Where taking place in a building or other
Indoors	Outdoor	rs O Both		structure tick as appropriate. Indoors may include a tent.
State type of activity to exclusively) whether or				urther details, for example (but not
the music will be amplif	ied			
State any seasonal varia	ations for the perform	nance of live music		
·	cclusively) where the	activity will occur on a	additional da	ays during the summer months.
N/A				

Continued from previous	page				
Non-standard timings. In the column on the le			will be used for the pe	rformance of	f live music at different times from those listed
For example (but not ex	clusive	ely), where you	u wish the activity to g	go on longer	on a particular day e.g. Christmas Eve.
N/A					
Section 11 of 21	DED 14	ucic			
PROVISION OF RECOR					
Will you be providing re					
,	ecordec				
• Yes		○ No			
Standard Days And Ti	mings				
MONDAY					Give timings in 24 hour clock.
	Start	11:00	End	04:00	(e.g., 16:00) and only give details for the days
	Start		End		of the week when you intend the premises to be used for the activity.
TUESDAY					
	Start	11:00	End	04:00	
	Start		End		
WEDNESDAY					
	Start	11:00	End	04:00	
	Start		End		
THIRDEDAY	Start		Lind		
THURSDAY	. .			2.00	
		11:00	End	04:00	
	Start		End		
FRIDAY					
	Start	11:00	End	04:00	
	Start		End		
SATURDAY					
	Start	11:00	End	04:00	
	Start		End		
			2.14		

Continued from previous page	
SUNDAY	
Start 11:00 End 04:00	
Start End	
Will the playing of recorded music take place indoors or outdoors or both? Where taking place in a building or other	
structure tick as appropriate. Indoors may Indoors Outdoors Both include a tent.	,
State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.	
amplified music	
State any seasonal variations for playing recorded music	
For example (but not exclusively) where the activity will occur on additional days during the summer months.	
N/A	
Non standard time in an Whan the annualization in the control of t	ا۔ ۔ ا
Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those list in the column on the left, list below	tea
For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.	
N/A	
Section 12 of 21	_
PROVISION OF PERFORMANCES OF DANCE	
See guidance on regulated entertainment	
See guidance on regulated entertainment Will you be providing performances of dance?	
Will you be providing performances of dance?	
Will you be providing performances of dance? • Yes	
Will you be providing performances of dance? • Yes • No Standard Days And Timings MONDAY Give timings in 24 hour clock. Start 11:00 End 04:00 (e.g., 16:00) and only give details for the d	
Will you be providing performances of dance? • Yes • No Standard Days And Timings MONDAY Give timings in 24 hour clock.	
Will you be providing performances of dance? • Yes • No Standard Days And Timings MONDAY Start 11:00 End 04:00 Give timings in 24 hour clock. (e.g., 16:00) and only give details for the doof the week when you intend the premise	
Will you be providing performances of dance? No Standard Days And Timings MONDAY Start 11:00 Start 11:00 End 04:00 End 04:00 End of the week when you intend the premise to be used for the activity.	

Continued from previous	page				
WEDNESDAY					
	Start 11:00	End 04:00			
	Start	End			
THURSDAY					
	Start 11:00	End 04:00			
	Start	End			
FRIDAY					
	Start 11:00	End 04:00			
	Start	End			
SATURDAY					
	Start 11:00	End 04:00			
	Start	End			
SUNDAY					
	Start 11:00	End 04:00			
	Start	End			
Will the performance of	f dance take place indoors or outdoo	rs or both?	Where taking place in a building or other		
Indoors	Outdoors	Both	structure tick as appropriate. Indoors may include a tent.		
State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.					
amplified					
State any seasonal varia	ations for the performance of dance				
For example (but not ex	xclusively) where the activity will occ	ur on additional da	ys during the summer months.		
N/A					
Non-standard timings. \text{\text{the column on the left,}}		the performance of	dance at different times from those listed in		
For example (but not ex	cclusively), where you wish the activi	ty to go on longer	on a particular day e.g. Christmas Eve.		
N/A					

Continued from previous	page				
Section 13 of 21					
DANCE	ING OF	F A SIMILAR D	DESCRIPTION TO LIV	E MUSIC, RE	CORDED MUSIC OR PERFORMANCES OF
See guidance on regula					
Will you be providing a performances of dance		g similar to live	e music, recorded mu	sic or	
○ Yes		No			
Section 14 of 21					
LATE NIGHT REFRESH	MENT				
Will you be providing la	ate nigh	nt refreshmen	t?		
Yes		○ No			
Standard Days And Ti	mings				
MONDAY					Circa timeira na in 24 h ann ala ala
	Start	23:00	End	04:00	Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days
	Start		End		of the week when you intend the premises
	Start		Eliu		to be used for the activity.
TUESDAY					
	Start	23:00	End	04:00	
	Start		End		
WEDNESDAY					
	Start	23:00	End	04:00	
	Start		End		
THURSDAY					
	Start	23:00	End	04:00	
	Start		End		
FRIDAY					
	Start	23:00	End	04:00	
	Start		End		
SATURDAY					
	Start	23:00	End	04:00	
	Start		End		
SUNDAY					
	Start	23:00	End	04:00	
	Start		End		

Con	tinued from previous	s page				
Will bot	the provision of lat h?	te night refres	shment take	place indoc	ors or ou	utdoors or
•	Indoors	0	Outdoors	0	Both	Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.
	te type of activity to lusively) whether o					re relevant further details, for example (but not
N/A						
Stat	te any seasonal vari	ations				
For	example (but not e	xclusively) wl	nere the activ	ity will occ	ur on a	dditional days during the summer months.
N/A						
tho	se listed in the colu	mn on the lef	t, list below			ply of late night refreshments at different times from on longer on a particular day e.g. Christmas Eve.
N/A						
Sect	tion 15 of 21					
SUP	PLY OF ALCOHOL					
Will	you be selling or su	upplying alco	hol?			
•	Yes	\circ N	lo			
Sta	ndard Days And Ti	imings				
	MONDAY					Give timings in 24 hour clock.
		Start 11:0	0		End [04:00 (e.g., 16:00) and only give details for the days
		Start			End [of the week when you intend the premises to be used for the activity.
	TUESDAY					
		Start 11:0	0		End [04:00
		Start			End [

Continued from previous po	а де		
WEDNESDAY			
9	Start 11:00	End 04:00	
9	Start	End	
THURSDAY			
9	Start 11:00	End 04:00	
9	Start	End	
FRIDAY			
9	Start 11:00	End 04:00	
9	Start	End	
SATURDAY			
9	Start 11:00	End 04:00	
9	Start	End	
SUNDAY			
9	Start 11:00	End 04:00	
9	Start	End	
Will the sale of alcohol be	for consumption:		If the sale of alcohol is for consumption on
On the premises	Off the premises	Both	the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for
			consumption on the premises and away from the premises select both.
State any seasonal variation	ons		
For example (but not excl	lusively) where the activity will occu	ur on additional da	ys during the summer months.
N/A			
Non-standard timings Wi	here the premises will be used for t	he supply of alcoh	ol at different times from those listed in the
column on the left, list be		ne supply of alcon	or at amerent times from those listed in the
For example (but not excl	lusively), where you wish the activit	ty to go on longer	on a particular day e.g. Christmas Eve.
N/A			
State the name and detail licence as premises super	ls of the individual whom you wish visor	to specify on the	

Continued from previous page		
Name		
First name	Mrs Cornelia	
Family name	Cotlogut	
Date of birth		
Enter the contact's address		
Building number or name		
Street		
District		
City or town		
County or administrative area		
Postcode		
Country		
Personal Licence number (if known)	Not Known Yet	
Issuing licensing authority (if known)	Walthamforest	
PROPOSED DESIGNATED PRE	EMISES SUPERVISOR CONSENT	
How will the consent form of t be supplied to the authority?	the proposed designated premises supervisor	
	posed designated premises supervisor	
As an attachment to this	application	
Reference number for consent form (if known)	t	If the consent form is already submitted, ask the proposed designated premises
iom (ii known)		supervisor for its 'system reference' or 'your reference'.
Section 16 of 21		reference.
ADULT ENTERTAINMENT		
,	ment or services, activities, or other entertainmer concern in respect of children	nt or matters ancillary to the use of the
Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.		
N/A		

Section 17 of 21					
HOURS PREMISES ARE	OPEN TO	THE PUBLIC			
Standard Days And Ti	mings				
MONDAY					5
	Start 1	1:00	End	04:00	Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days
	Start		End		of the week when you intend the premises to be used for the activity.
TUESDAY	_				to be used for the activity.
TOLSDAT	Start 1	1:00	End	04:00	
	_	1:00		04:00	
	Start _		End		
WEDNESDAY	_				
	Start 1	1:00	End	04:00	
	Start		End		
THURSDAY					
	Start 1	1:00	End	04:00	
	Start		End		
FRIDAY					
	Start 1	1:00	End	04:00	
	Start		End		
SATURDAY	_				
SATORDAT	Start 1	1.00	End	04:00	
	_	1.00		04.00	
	Start _		End		
SUNDAY	_				
	Start 1	1:00	End	04:00	
	Start		End		
State any seasonal vari	ations				
For example (but not e	xclusively) where the acti	vity will occur on	additional da	ys during the summer months.
N/A					

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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N/A

Continued non previous page			

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LICENSING OBJECTIVES

Continued from previous page

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

premises is primarily used for wedding parties, there will be 4 SIA door staff employed during the wedding parties only where over 200 guests present. The licencee may hold no more than 4 events per month for music concert or ticketed events. And on these occacions the licencee will have 8 SIA door staff.

b) The prevention of crime and disorder

- 1) All member of staff receive personal license training as well as:
- prevention of underage,
- health and safety,
- first aid and
- food safety trainings.

All staff will get refresher trainings every 4 months. Details of trainings will be available online to the licensing authority.

- 2) The dps, a personal licence holder or trained member of staff nominated in writing by the dps shall be on duty at all times the premises are open to the public.
- 3) a) A cctv system covering the interior & exterior of the premises will be installed to current metropolitan police / Home office standards and shall be kept operational at all times the premises are open to the public.
- b) It shall be capable of taking a head & shoulders shot of persons entering the premises, of recording images to an evidential standard in any light and be capable of storing images for a minimum of 31 days.
- c) All staff who may work front of house shall be trained to operate the cctv system and download images.
- d) At least one member of staff trained to operate the cctv system & download images shall be on duty at all times the premises are open to the public. Footage shall be shown to the police and screenshots provided to them on request. Copies of downloaded images shall be provided to the police on a usb stick, cd or other acceptable means as soon as possible and in any case within 24 hours of the request
- 4) Challenge 25 shall be operated as the proof of age policy.
- 5) All staff who work at the till will be trained for their role on induction and be given refresher training every four months. Written training records will be kept for each staff member and be produced to police & authorized council officers on request. Training will include identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing.
- 5) An incident book shall be kept at the premises, and made available to the police or authorized council officers, which will record the following:
- A) All crimes reported,
- B) Lost property,
- C) All ejections of customers,
- D) Any complaints received,
- E) Any incidents of disorder,
- F) Any seizure of drugs or offensive weapons,
- G) Any faults in the cctv,
- H) Any refusal in the sale of alcohol.
- I) Any visit by a relevant authority or emergency service
- 6) Notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate) advising customers:
- A) That cctv & challenge 25 are in operation;
- B) Advising customers of the provisions of the licensing act regarding underage & proxy sales;
- C) Of the permitted hours for licensable activities & the opening times of the premises;

Continued from previous page...

D) To respect residents, leave quietly, not to loiter outside the premises or in the vicinity and to dispose of litter legally.

c) Public safety

A fire risk assessment and emergency plan will be prepared and regularly reviewed. All staff will receive appropriate fire safety training and refresher training.

d) The prevention of public nuisance

- 1) The front of the premises shall be kept tidy at all times and be swept at close.
- 2) Relevant notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate)
- 3) No deliveries will be received or rubbish removed from the premises between 22.00 & 07.00.
- 4) An incident book shall be kept at the premises and made available to the police or authorized council.
- 5) A phone number for the premises shall be made available if required upon request to the police, any other responsible authority or any local resident to express any concerns caused by the operation of the premises. Any complaints and the outcome will be recorded in the incident book.

e) The protection of children from harm

- 1) Challenge 25 shall be operated as the proof of age policy and only a valid passport, photo driving license, hm forces photographic id card or proof of age card with the pass logo or hologram on it may be accepted as proof of age.
- 2) All refusals of the sale of alcohol shall be recorded in the refusals section of the incident book. The incident book shall be kept and produced to police & authorized council officers on request –see section b condition 5 for full details.
- 3) Relevant notices will be prominently displayed by the entry/ exit door and point of sale as appropriate— see section B condition 6 for full details.
- 4) All staff who work front of house will be trained for their role on induction and be given refresher training every four months. Written training records will be kept for each staff member and be produced to police & authorized council officers on request. Training will include identifying persons Under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing.
- 5) All alcohol will be displayed and kept and will be sold from behind the counter and to be dispensed by a member of staff only
- 6) Customers to be reminded it is a criminal offence for a person under 18 years to purchase or attempt to purchase alcohol and that it is also an offence to purchase alcohol on behalf of a person aged under 18 years
- 12) Suitable beverages other than alcohol (including drinking water) shall be equally available for consumption with or otherwise as ancillary to table meals.
- 13) Should the premises remain open for non-licensable activities customer shall not have access to alcohol after the licensed hours. This shall be prevented by the use of shutters / locked fridges.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder
 with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not
 subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity
 when produced in combination with an official document giving the person's permanent National Insurance
 number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK
 with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or
 reasonable evidence that the person has an appeal or administrative review pending on an immigration
 decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but
 who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in
 the UK including:-
 - evidence of the applicant's own identity such as a passport,
 - evidence of their relationship with the European Economic Area family member e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at https://www.gov.uk/prove-right-to-work) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided 0 by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or O on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/ business rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1.905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

The following credit or debit cards are accepted in Haringey: Maestro - Mastercard Debit - Mastercard Credit - Solo - Visa Credit - Visa Debit (formerly Delta) and Visa Electron We cannot accept liability if payment is refused or declined by the card supplier. Due to end of day processing, this service will not be available between 10pm and 11pm every weekday evening (Mon-Fri). Users should note that any payments in process after the 10pm deadline need to be completed by 10.05pm

* Fee amount (£)

190.00

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commuca		previous	pagem

DECLARATION

I/we understand 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. [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition

* preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Mrs Aysen Ipek Kilic

* Capacity

Licensing Consultant

* Date

01 / 03 / 2022

dd mm yyyyy

Add another signatory

Once you're finished you need to do the following:

- 1. Save this form to your computer by clicking file/save as...
- 2. Go back to https://www.gov.uk/apply-for-a-licence/premises-licence/haringey/apply-1 to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY		
Applicant reference number	Clasic Banqueting Hall	
Fee paid		
Payment provider reference		
ELMS Payment Reference		
Payment status		
Payment authorisation code		
Payment authorisation date		
Date and time submitted		
Approval deadline		
Error message		
Is Digitally signed		
1 2 3 4	5 6 7 8 9 10 11 12 13 14 15	<u>16 17 18 19 20 21</u> Next >

Consent of individual to being specified as premises

1 Mrs Cornella [home address of prospective premises supervisor]
hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application
for a new Premises Licence [type of application] by Cornelia Cotlogut [name of applicant]
relating to a Premises Licence N/A [number of existing licence, if any] for Clasic Banqueting Hall, 502-508 High Road,
London N17 9JF [name and address of premises to which the application relates] and any premises licence to be granted or
varied in respect of this application made by Mrs Cornelia Cotlogut [name of applicant] concerning the supply of
alcohol at Clasic Banqueting Hall, 502-508 High Road, London N17 9JF [name and address of premises to which
application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

Application in Progress

[insert personal licence number, if any]

Personal licence issuing authority

Walthamforest

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed		
Full Name	Cornelia Cotlogut	
Date	02/03/2022	

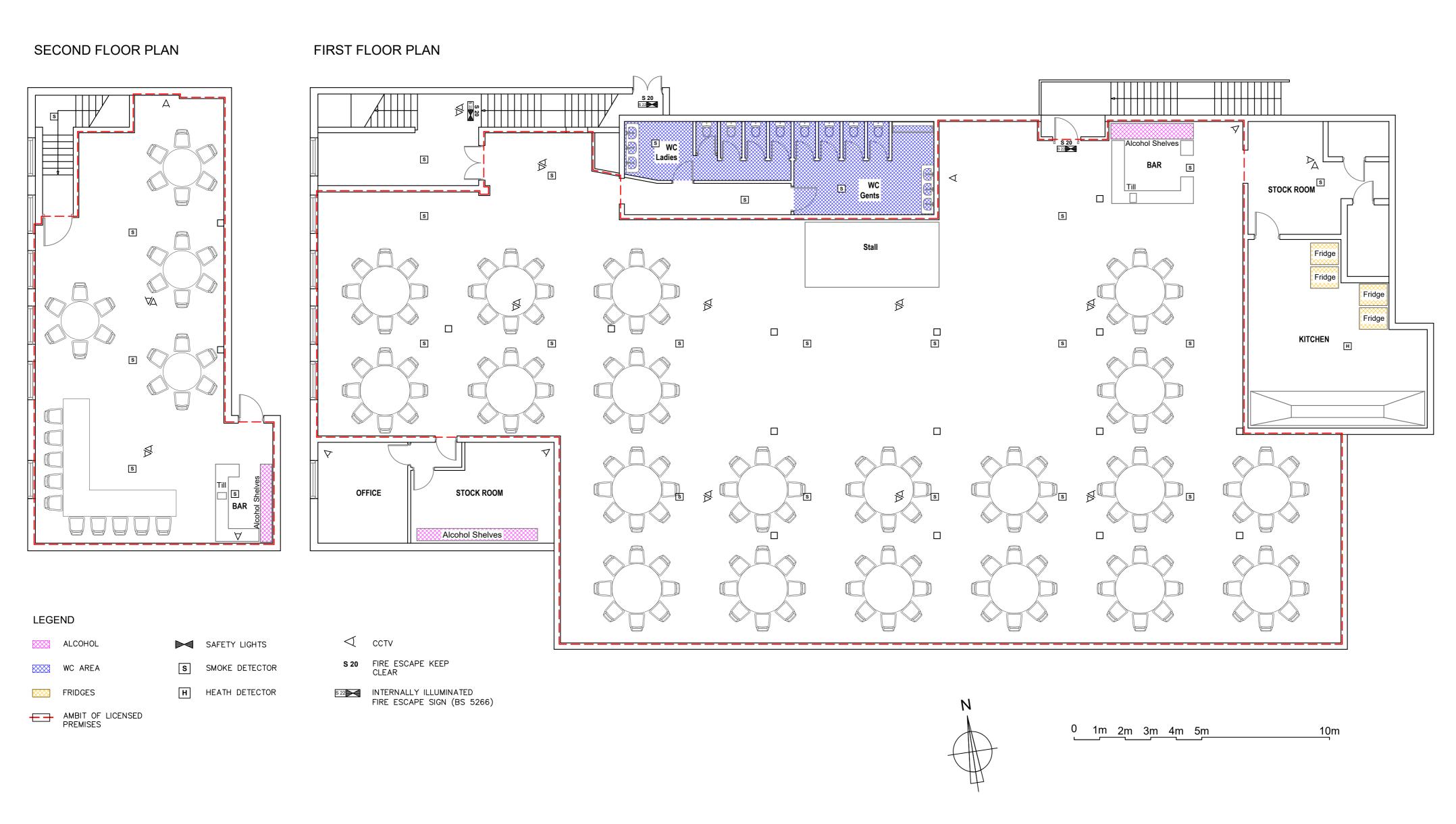






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Tel: 020 7241 3636 | Mob: 07940 414 890 | www.narls.org.uk | info@narls.org.uk

502-508 High Road, N17 9JF

RevNo Revision note

Checked by MHR

FIRST AND SECOND FLOOR PLANS

Total Area ADD Scale 1/100

any materials.

RevNo Revision note

Sheet 1-A2

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Appendix 2



Environment & Neighbourhoods

Licensing Team Leader - Daliah Barrett -Williams



Your Ref:

Our Ref: Licensing

Date: 19th October 2021



WARNING LETTER

Dear Sir,

LICENSING ACT 2003 – CLASSICS RESTAURANT, 502-508 HIGH ROAD LONDON N17

We have today received information and evidence that you are the owner / manager of the above mentioned address. We are aware that you have knowingly permitted the use of the premises for unauthorised licensable activity in contravention of section 136 of the Licensing Act 2003.

You have permitted the following to take without authorisation:

- The sale or supply of alcohol
- Regulated entertainment
- Late night refreshment which is the sale of hot food and hot drink after 23:00pm.

Please note that claiming an event is a 'Private function' does not negate the need for a Premises Licence, particularly when alcohol sales is taking place without the required authorisation.

We understand that the Police found an event taking place on the preceding weekend where alcohol was being sold.

The Council will be seeking a prosecution against you for this unauthorised activity under the Licensing Act 2003.

The onus is upon you as the person in control of the business to ensure compliance with the law.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams Licensing Team Leader

Licensing Team Level 1 River Park House 225 High Road Wood Green London, N22 8HQ

T 020 8489 8232 E licensing@haringey.gov.uk

www.haringey.gov.uk

Environment & Neighbourhoods

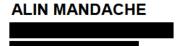
Licensing Team Leader - Daliah Barrett - Williams



Your Ref:

Our Ref: Licensing

Date: 08th November 2021



WARNING LETTER

Dear Sir,

LICENSING ACT 2003 – CLASSICS RESTAURANT, 502-508 HIGH ROAD LONDON N17

We have previously issued you with a written warning on 19th October 2021 regarding the use of the premises named above to offer licensable activity without the correct authorisations from the Licensing Authority.

The Authority received a Temporary Events Notice for an event on the weekend on 30th October 2021. The TENs was refused by the Metropolitan Police for the following reasons:

"It has recently been brought to our attention that the venue held an event on Saturday 16th October, which appeared to still be taking place at 0800 hours on Sunday 17th October 2021

Officers had reason to attend the location for an unrelated matter, however on doing so were met with loud music being played through an amplifier, and so due to the unknown risk had to request for a further police unit to join them.

On entering the premises officers' state there were around thirty (30) people inside, sat at table and drinking. A male by the name of Alin Mandache, who also smelt strongly of alcohol, spoke with Police and stated he was "in charge" and that there had been a wedding the previous night, of which no license was needed and people were there to clean up.

The bar area was clearly seen to be open and there were receipts for drinks on the bar and tables with price lists. There were also seen to be ashtrays on each table and a cigarette bin in the foyer area was over flowing with cigarettes.

Due to this I do not believe the premises is showing they are capable of following and upholding the licensing objectives and with signs of smoking taking place inside the venue and loud music being played, it proves the Licensing objective of Public Safety and Prevention of Public Nuisance have not been upheld"

Council Enforcement Officers attended the venue on 6th November 2021 an event was taking place.

Staff onsite attempted to show officers that a TENS had been applied for this particular event which was misleading and knowingly incorrect.

It is clear that the premises is being used to host events and offer licensable activity. It is also clear that you are aware of the need for the correct permissions and authorisations to be in place for these activities but are prepared to take the chance to operate outside of the law as it relates to this matter.

It is also clear that you have permitted smoking to take place onsite at the venue in breach of the Health Act 2006. This was witnessed by the Police in October and again by officers in attendance on 6th November 2021.

We are aware that you have knowingly permitted the use of the premises for unauthorised licensable activity in contravention of section 136 of the Licensing Act 2003.

You have permitted the following to take place without authorisation:

- The sale or supply of alcohol
- Regulated entertainment
- Late night refreshment which is the sale of hot food and hot drink after 23:00pm.

Please note that claiming an event is a 'Private function' does not negate the need for a Premises Licence, particularly when alcohol sales is taking place without the required authorisation.

The Council will be seeking a prosecution against you for this unauthorised activity under the Licensing Act 2003 and the Health Act 2006.

The onus is upon you as the person in control of the business to ensure compliance with the law.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams Licensing Team Leader

T 020 8489 8232 E licensing@haringey.gov.uk

www.haringey.gov.uk



NS₂

The venues website offers the following information and guidance to hirers on capacity figures and the availability of alcohol as well Bands available to play at events and corresponding prices:

The Classic Romanian Restaurant – located in Tottenham Bruce Grove Station was opened in the desire to remind the Romanians to spend Romanians even if they are far from home

The Classic Restaurant is located on two halls of 100 seats, respectively 450 seats.

The 100-seat room is open daily a la carte, where we are waiting for you to enjoy our traditional Romanian and international dishes during a dinner for two or in the family, as well as during the parties organized by us.

Totenham Classic Romanian Restaurant organizes private parties from 10 to 450 seats

- Weddings
- Baptisms
- Anniversaries
- corporate events

The advantage that our customers can benefit from is the fact that the Classic restaurant can stay open until the morning, depending on the customer's request

Together with our associates, whom we have chosen with great care to be at the highest standards, we try to offer you the most complex and successful <u>services</u>:

- any kind of private party of maximum 450 seats
- personalized decorations according to your request
- menus according to your desire and budget
- vegetarian menus, halal, children
- carved fruit bar and chocolate fountain
- candybar
- photo-video services
- live music, band and DJ

- bearish for baptism, various cartoon characters
- cocktail bar
- cakes of your choice

Are you thinking of a corporate Easter party? Classic Romanian Restaurant in Tottenham announces the opening of the season

Announcements on ROLO!

- We party Romanian Classic Restaurant Tottenham
- <u>Classic Restaurant Easter party in Tottenham</u>

Easter, the feast of the Lord's Resurrection is the most magnified, gratifying and solemn of the holidays of the year! It's the family celebration, the moment you gather all your family and friends! As is the tradition on the table will not miss the cake, pasca, red eggs and other traditional Romanian dishes.

The menu at just £100 per person to be prepared by chef Dragos will include:

- 1) Traditional Easter appetizer
- 2) Sărmăluțele cu mămăliguța
- 3) Baked lamb (chicken breast) seasoned with potatoes sprinkled with rosemary and spring salad
- Drinks: 2 bottles Jack Daniel's, 2 bottles of wine, liqueur, 5 Coca Cola, 5 Fanta, 5 Red Bull, 2 mineral waters / meal 10 people

In order to have a warm atmosphere and with maximum fun, we are waiting for you with Viorica, Ionita and Margherita together with the CLEJANI BAND to spend together

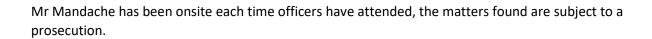
Unforgettable emotions and feelings are guaranteed to you.

We are waiting for you with much love!

- 02080622026
- 07568441416

The Facebook page even now offers a live event in November, for singers and band:

 $\frac{\text{https://m.facebook.com/clasic.restaurant1/photos/a.299225937383239/905276366778190/?type=3\&source=48\& tn = EH-R}{\text{https://m.facebook.com/clasic.restaurant1/photos/a.299225937383239/905276366778190/?type=3&source=48\& tn = EH-R}{\text{https://m.facebook.com/clasic.restaurant1/photos/a.2992259373820/?type=3&source=48\& tn = EH-R}{\text{https://m.facebook.com/clasic.restaurant1/photos/a.29922590/?type=3&source=48\& tn = EH-R}{\text{https://m.facebook.com/clasic.restaurant1/photos/a.29922590/?type=3&source=48\& tn = EH-R}{\text{https://m.facebook.com/clasic.restaurant1/photos/a.29922590/?type=3&source=48\& tn = EH-R}{\text{https://m.face$





Environment & Neighbourhoods

Licensing Team Leader - Daliah Barrett - Williams



Your Ref:

Our Ref: Licensing

Date: 30th November 2021



WARNING LETTER

Dear Sir,

LICENSING ACT 2003- NOTIFICATIONOFOFFENCE UNDER SECTION 179 /180 OBSTRUCTION OF AUTHORISED OFFICERS & POLICE OFFICERS AT CLASSICS RESTAURANT, 502-508 HIGH ROAD LONDON N17

We are aware that you took deliberate steps on Friday 26th November 2021 to obstruct Police officers and authorised officers from entering the premises. You were previously advised by email that it was an offence to obstruct an authorised office from entering your premises from establishing if licensable activities were taking place. You had taken steps to obstruct an authorised officer the previous week on 20th November 2021.

You are notified that the Licensing Authority will not permit unlicensed activity to go unchecked in Haringey and neither will it allow for staff to be obstructed in the execution of their duties.

Your wilful and deliberate action to obstruct will be prosecuted against. The Licensing Act makes the following clear:

179 Rights of entry to investigate licensable activities

- (1)Where a constable or an authorised person has reason to believe that any premises are being, or are about to be, used for a licensable activity, he may enter the premises with a view to seeing whether the activity is being, or is to be, carried on under and in accordance with an authorisation.
- (2)An authorised person or an immigration officer exercising a power conferred by this section must, if so requested, produce evidence of his authority to exercise the power.
- (3)A person exercising a power conferred by this section may, if necessary, use reasonable force.
- (4)A person commits an offence if he intentionally obstructs an authorised person or an immigration officer exercising a power conferred by this section.
- (5)A person guilty of an offence under subsection (4) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

s180 of the Licensing Act 2003: Enables a constable to enter and search the premises where there is reasonable cause to believe that an offence under the Act has been, is being or is about to be committed. A constable exercising a power conferred by this section may, if necessary, use reasonable force.

All matters will be placed before the Court.

The onus is upon you as the person in control of the business to ensure compliance with the law. Officers will attend the premises this weekend and you are instructed to ensure that there is no obstruction to them gaining entry to carry out their duties.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams Licensing Team Leader

> Licensing Team Level 1 River Park House 225 High Road Wood Green London, N22 8HQ

T 020 8489 8232 E licensing@haringey.gov.uk

www.haringey.gov.uk

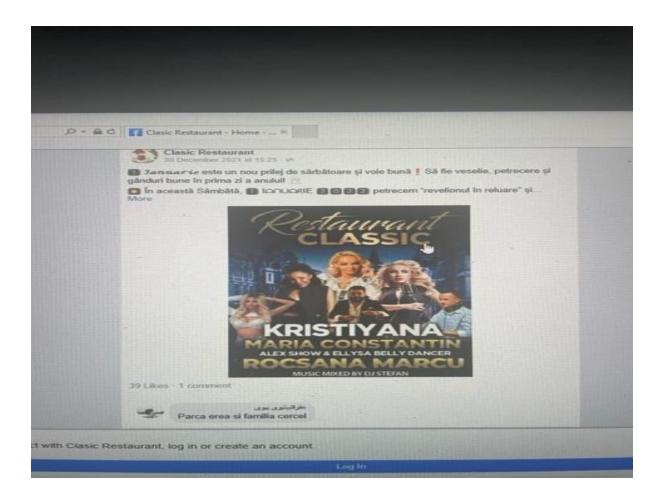
From: Barrett Daliah < Daliah.Barrett@haringey.gov.uk>

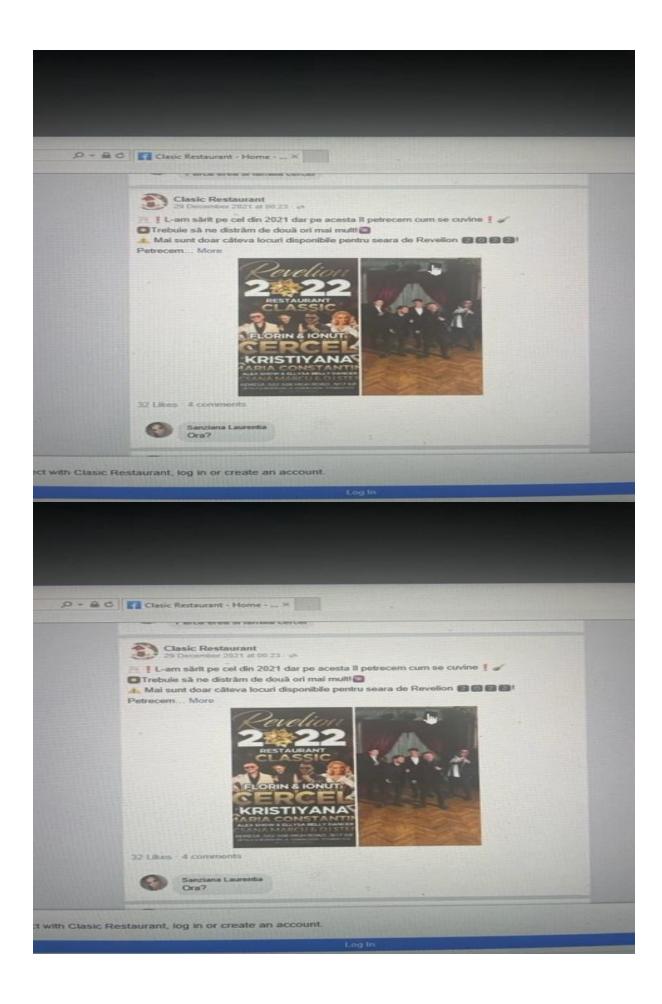
Sent: 30 March 2022 17:13

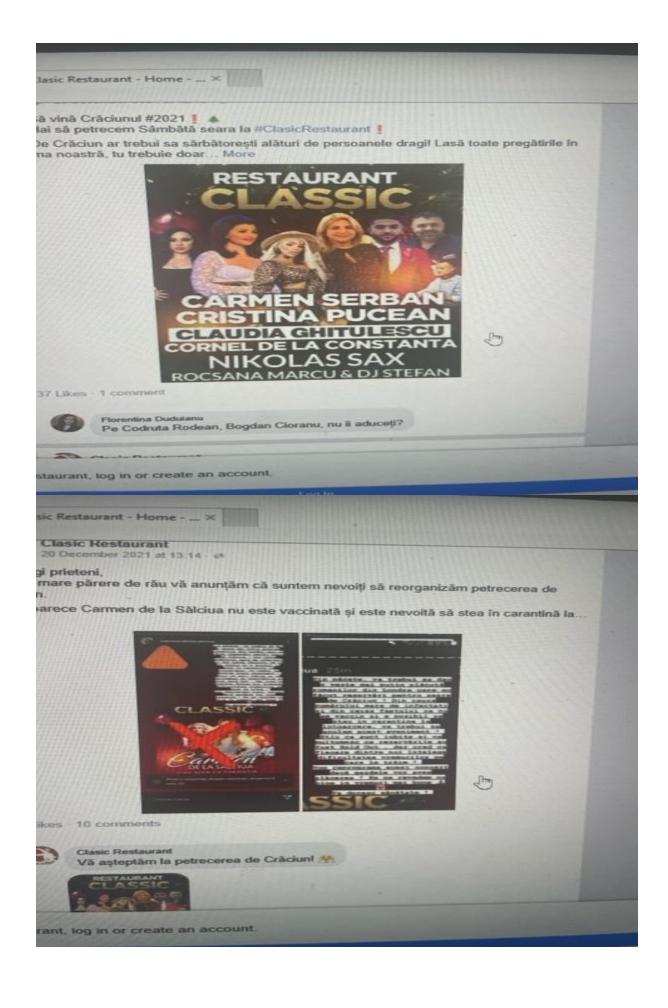
To: Barrett Daliah < Daliah.Barrett@haringey.gov.uk >

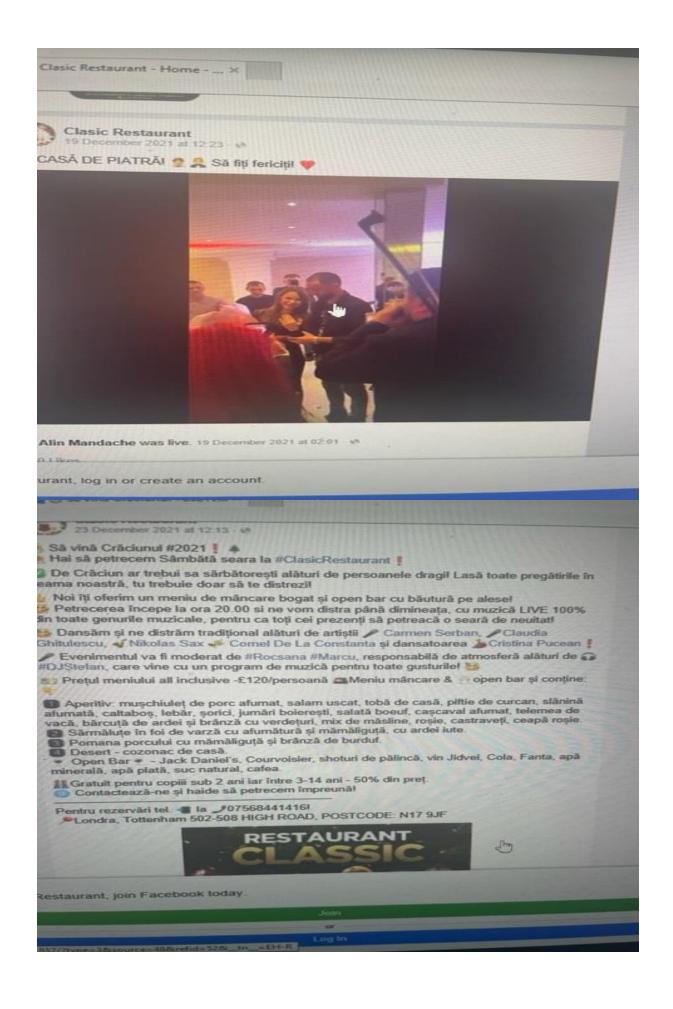
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NS7

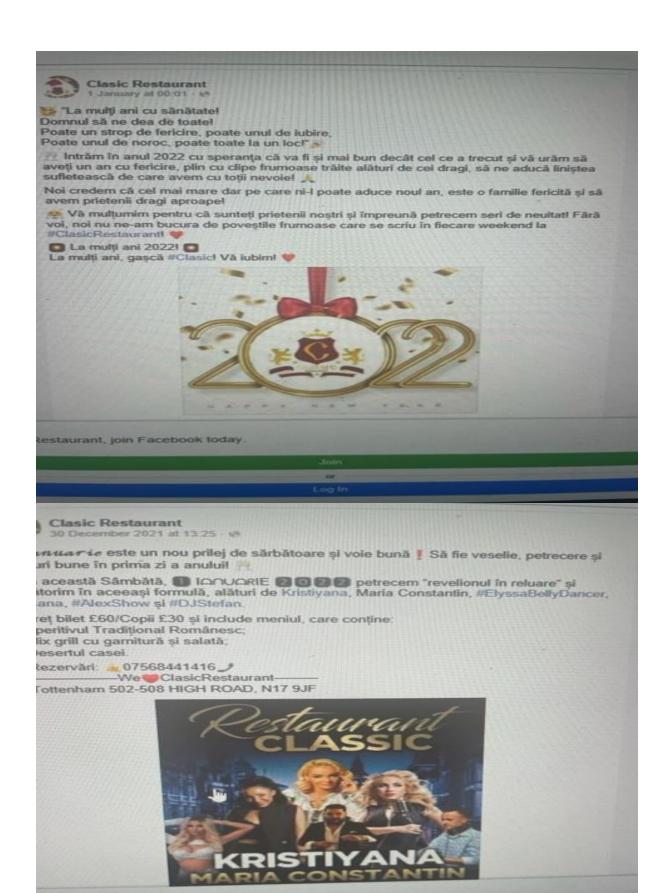












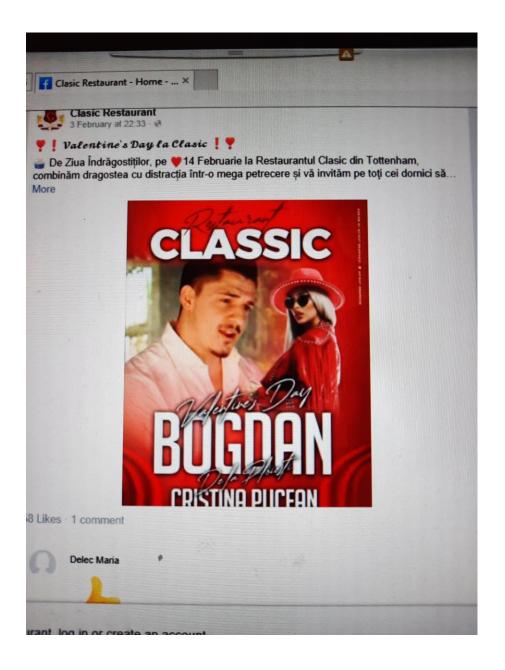
taurant, join Facebook today

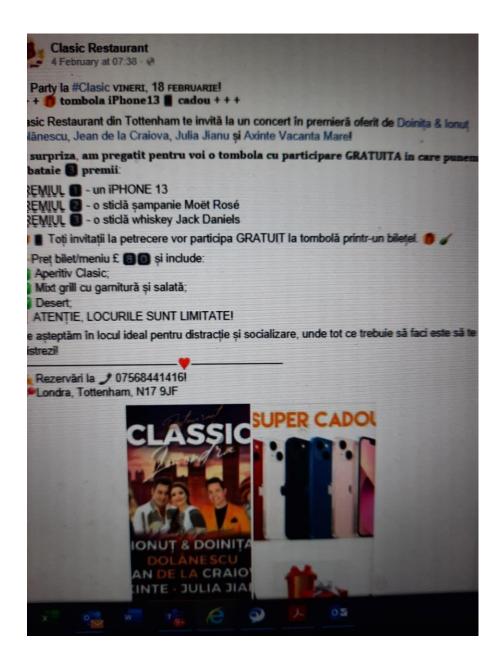
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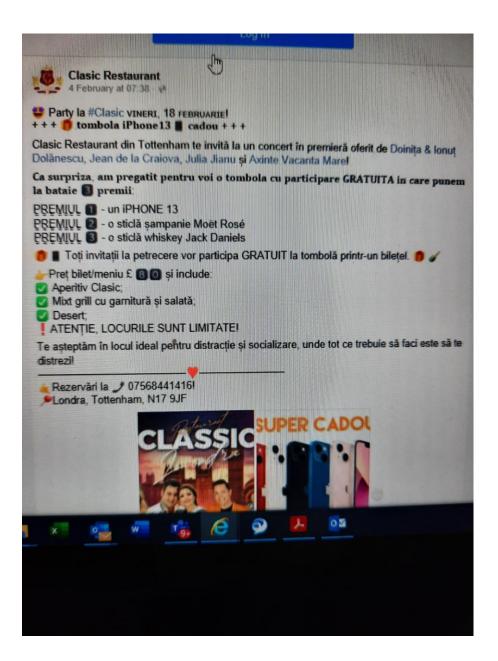
Logis













From: Cornelia Cotlogut < >

Date: Thursday, 6 January 2022 at 20:59

To: >

Subject: <no subject>

Good evening

It's come to my attention that there has been objections to the companie's premises licence application from the police and licensing authorities because of the unacceptable actions of the proposed DPS Alin Mandache, I decided to remove him from having any involvement with the company and the running of the business.

I would like to replace Alin as the DPS with Fanica Mosescu, licence number: Waltham Forest Council.

I would like to apologise for the problems that my proposed DPS has caused in the past.

Thanks.

From: Barrett Daliah < Daliah.Barrett@haringey.gov.uk>

Sent: 07 January 2022 11:36

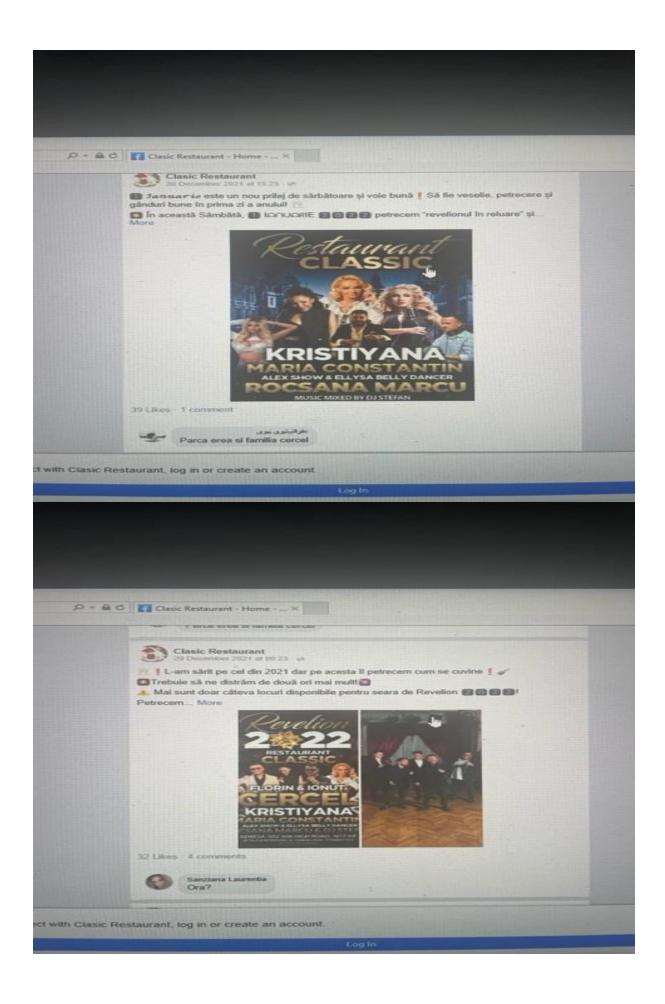
To: Barrett Daliah < Daliah.Barrett@haringey.gov.uk >

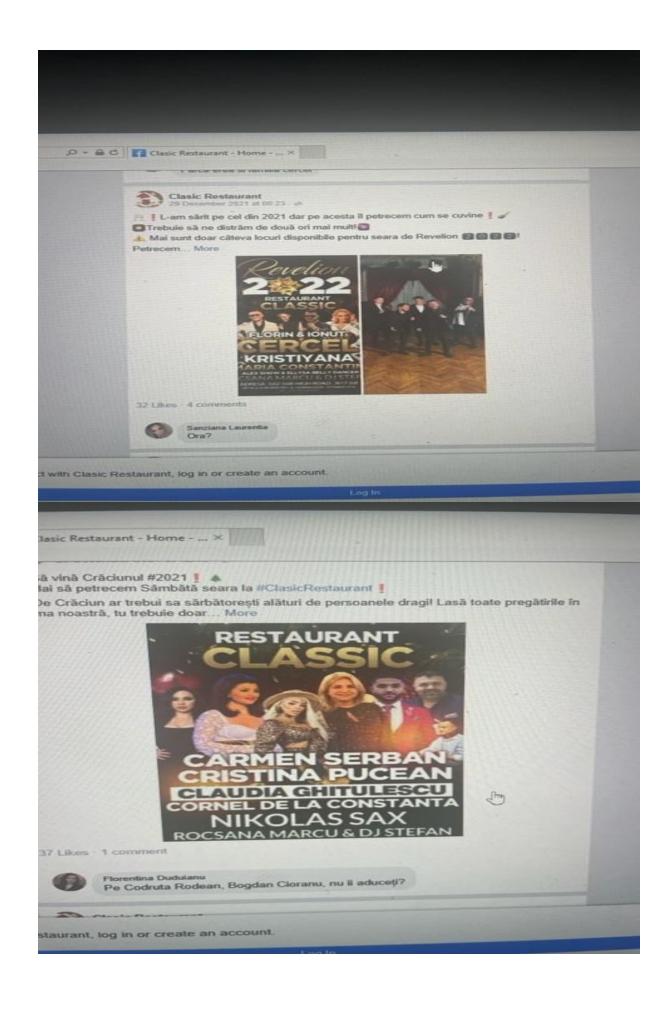
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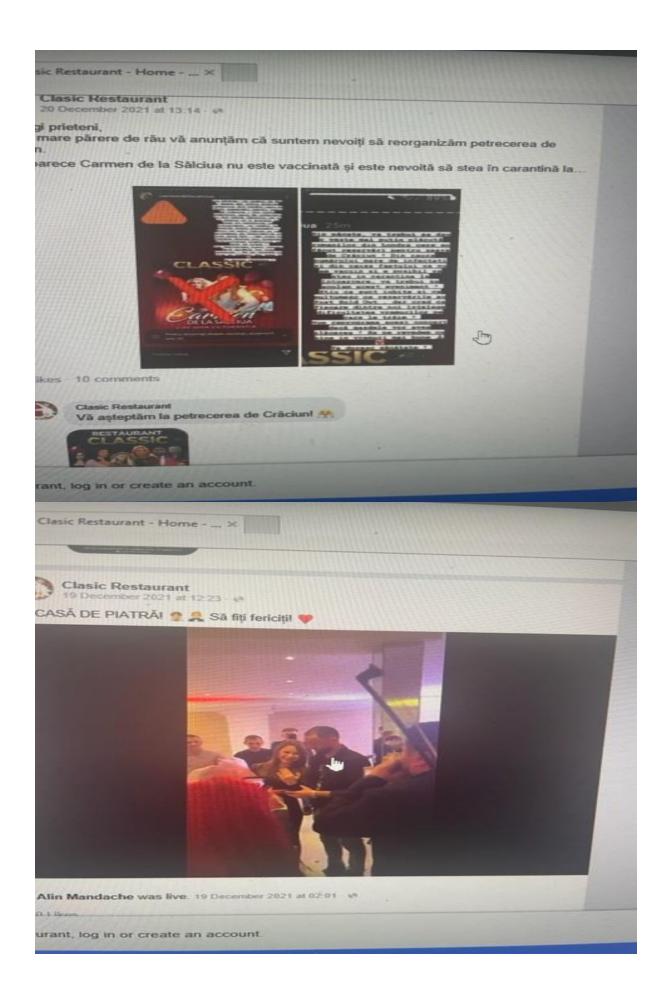
Sent: 07 January 2022 11:31

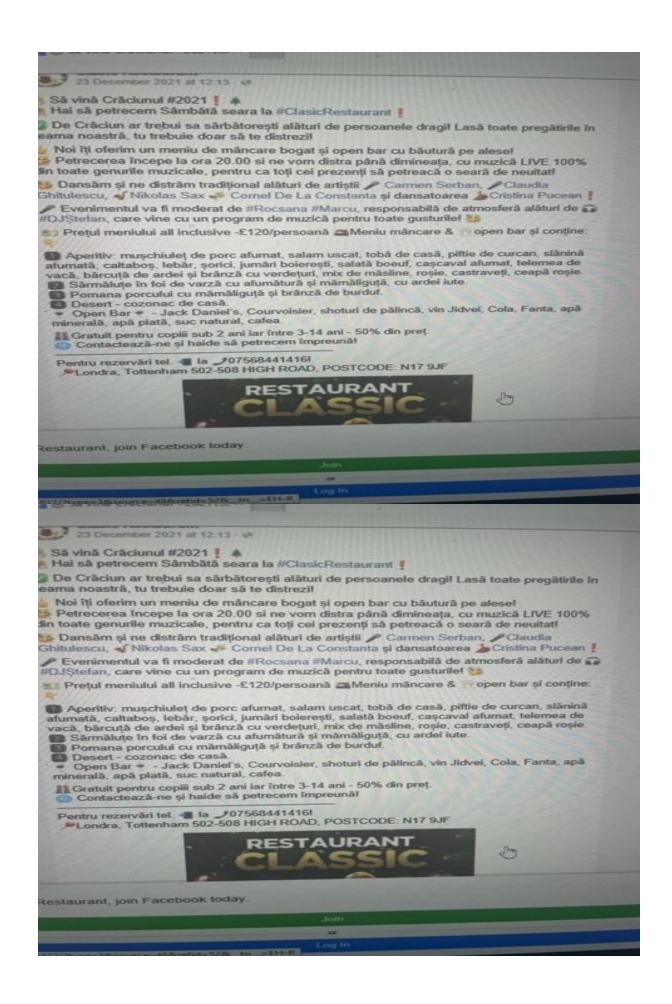
To: Barrett Daliah < Daliah.Barrett@haringey.gov.uk >

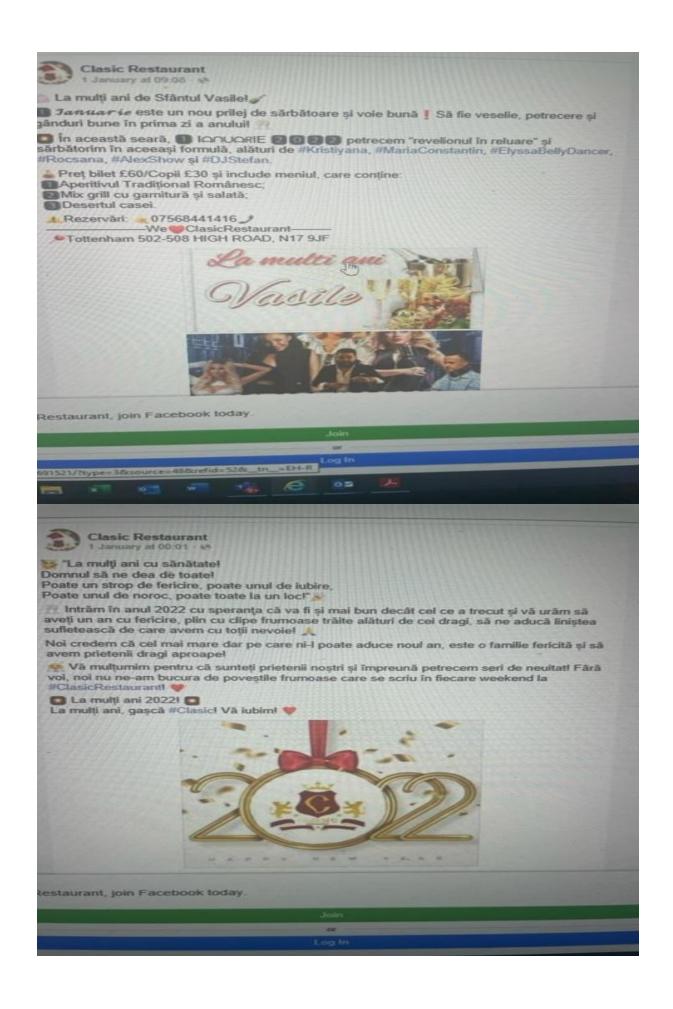
Subject:

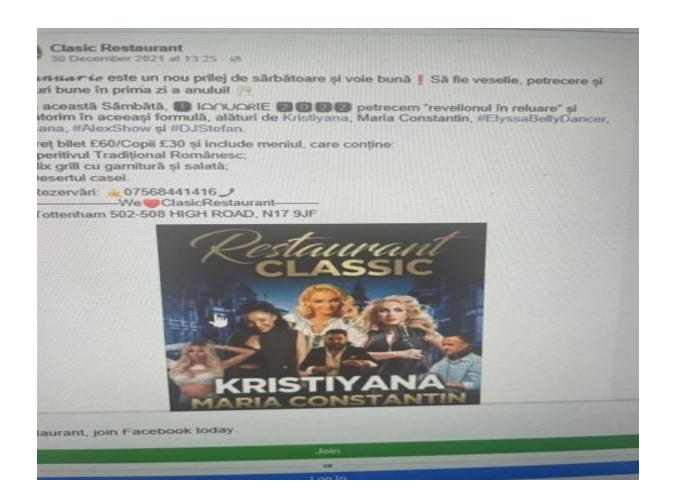
















Your Ref:

Our Ref: Licensing

Date: 29th March 2022

REPRESENTATION LETTER

Dear Sir/Madam,

LICENSING ACT 2003 – Application for a New Premises Licence – CLASIC RESTAURANT- 502-508 HIGH ROAD, London N17

The Licensing Authority are making representation against this application submitted by Mr Alin Mandachi.

Mr Mandachi has shown in the past few weeks that he does not understand the licensing laws or have regard for upholding the law at any given opportunity. There is a degree of trust that is required from a licence holder to ensure that they will undertake to promote the licensing objectives and manage a licensed venue with a sense of understanding and responsibility. Mr Mandachi has knowingly breached the Licensing Act 2003 and also The Health Act 2006.

The applicant has on a number of occasion provided licensable activity without any authorisations in place. Mr Mandachi has been warned on a number of occasions to not permit unauthorised activity, he has ignored all warnings and operated regardless. Mr Manadchi has no problem with non compliance and in this regard has shown that he cannot be trusted to be a responsible licence holder.

Timeline of events:

Met Police carried out visit on 17th October 2021- they witnessed alcohol on sale and regulated entertainment being provided. Evidence of alcohol sales was gathered, Body worn camera also captured images of patrons smoking inside the premises. The Police Licensing Team referred the matter to the Licensing Authority for further investigation.

October 20th 2021 – warning letter issued to Mr Mandachi – attached at NS1 & NS1A.

October 21st 2021- A TENs was submitted for a proposed event on 30th October 2021-The TENs was refused due to the Police not having confidence in the management of the venue to uphold the licensing objectives. We understand that the event was still held at the venue.

On Saturday 6th November 2021, officers carried out licensing visits, at 20:25, they attended Clasic Restaurant, 502 – 508 High Road, Tottenham, N17 9JF. At the entrance of the premises, they observed two male SIA security Officers standing in front of the main entrance. As they walked up the stairs towards the reception area, they could smell smoke coming from inside the premises. The reception area was filled with smoke and group of men were observed smoking cigarettes in the reception area, located around the reception were several bins with ashtrays on top.

Officers counted that there were over 250 places set out and approximately 30 people in the room sitting at tables..

Two people working at the premises had a checklist, and were seen to be ticking customer's names off the checklist, they handed a wrist band and allowed them to go into the event. Mr Mandachi claimed that there was TENs in place for this event, but that was not the case, no TENs had been applied for.

On 8th November a further TENs was submitted for a proposed event on 13th – 14th November 2021. This was refused due to concerns of the licensing being undermined.

Friday 12th November an application for a Premises licence was submitted for the premises. The initial application did not request regulated entertainment. The Authority queried this with the agent and provided information from the venues own website which showed that the premises was offering alcohol for sale as well as provided regulated entertainment – NS2.

Friday 19th November 2021, at approximately 19:50hrs, officers attended Clasic Restaurant, as part of late-night licensing visits across the borough. Before entering the premises loud music could be heard from Tottenham High Road, which is approximately 15 metres away.

A live band was performing in the middle of the floor, there were three people performing in the band and all had instruments, being played, one of the band members was singing. Over 50 people sitting inside and tables laid out for over 200 people.

On Saturday 20th November 2021, Enforcement officers were tasked to visit Clasic Restaurant, as an application for a Temporary Event Notice for that evening had been refused. Mr Mandachi obstructed the officer and refused him right of entry to the premise which is a breach of section 179 of the Licensing Act 2003.

A further TENs was submitted by Mr Mandachi agent for 27th-29th November 2021 which was refused due to concerns of non-compliance with the licensing objectives.. Mr Mandachi requested the right to appeal the refusal of this TENs to the LSC. A subsequent LATE TENS was submitted by a Mr Vishan for 27th November, this late TENs was refused.

The hearing for the TENs submitted on Mr Mandachi was arranged for 26th November but we were informed by the agent on 25th November to withdraw the request for a hearing. He advised that the applicant had hired out the venue to a third party who was responsible for the late TEN that had been submitted for the proposed event on the 27th. The agent advised his client no longer wished to run an event from the premises on the 27th.

On Saturday 27th November 2021 authorised officers of the Council and Met Police Officers attended the venue but Mr Mandachi had employed a number of SIA guards at the front of the venue to deny access to the premises to the officers. This is a clear breach of Section 179/180 Licensing Act 2003. A further warning was issued to Mr Mandachi regarding his direct steps to obstruct officers. NS3 Further events took place throughout the festive season and into the new year.

The premises has continued to operate without authorisation in 2022 also. At one particular event on 14th Feb 2022 Police were flagged down by a man in the High Road with facial injuries. The person in question had been at an event taking place at Clasic Restaurant. There are two redacted Police statements relating to this matter at appendix NS 4 and NS 5.

As a result of this serious incident Haringey sent a warning letter to the traders and landlord of the property advising of the intention to apply for a Closure order if the next advertised event for 19th Feb 2022 was to take place at the premises. The letter is attached at NS 6. The evet planned for the 19th Feb was moved to another venue.

There are certainly more fliers for events being advertised by Clasis Restaurant and providing the venue address or 502-508 High Road London N17. NS7

The Licensing Authority RA has no confidence in Mr Mandachi and doubt that he has any intention to comply with conditions placed on any licence. The existing breaches are subject to prosecution procedure. Mr Mandachi felt it was his right to tell officers to prosecute him when he took action to obstruct officers from entering the premises. Mr Mandachi has shown again from the officers statements in February that he will actively take steps to obstruct and block entry from any enforcement, be it the Met Police or local authority.

Mr Mandchi and his part Ms Congolut have shown poor judgement in his management of the venue and his willingness to disregard the law and obstruct officers.

The application should be refused as the applicant does not understand the gravity of the responsibility that would be placed on them and the trust that the Licensing Authority would need to have in their ability to comply with the law.

The LA objection speaks to Mr Mandachis' inability to promote the licensing objectives of the prevention of crime and disorder, public safety and public nuisance. He has shown no regard to the fact that he requires a Premises licence in order to offer licensable activity at the venue, he is content to continue operating with no regard to the law.

Yours sincerely Licensing Authority RA



Your ref:

Corporate Governance | Legal Services

Fiona Alderman Head of Legal and Governance (Monitoring Officer)



Alin Mandache Date: 16 February 2022

Clasic Restaurant

502-508 High Road

Tottenham

Our ref: LEG/HA/68420/RXB

London Direct dial:

N17 9JF Email: Rachael.Bonus@haringey.gov.uk

Also by email:

Dear Mr Mandache

Notice of Intention to Serve a Closure Order pursuant to s76 Antisocial Behaviour, Crime and Policing Act 2014

We are instructed by the London Borough of Haringey. Our client takes the view that the use of Clasic Restaurant (the Premises) has resulted in, or is likely soon to result in nuisance to members of the public and/or there has been, or is likely soon to be, disorder near those Premises associated with the use of those premises.

We are instructed that unless you agree to immediately cease all trading at the Premises and confirm, by close of business 17/02/2022, that you will cancel the event planned for 18 February 2022 you will be served with a Closure Notice. The effect of the Closure Notice will be to make it an offence for any member of the public to enter the Premises for any reason. We are further instructed that if it is necessary to serve you with a Closure Notice our client will be applying for a Closure Order which will seek to prevent entry to the Premises for 3 months. Our client will also be seeking the costs of making such an application.

Should you fail to confirm that you will cease trading or if our client receives reports that you have continued to trade at the Premises we confirm no further notice will be provided to you before taking action to close the Premises.

Please therefore confirm via email to rachael.bonus@haringey.gov.uk and litigation&corporate@haringey.gov.uk by 1700 on 17/02/2022 that you will cease trading and cancel all future planned events.

We suggest you seek independent legal advice should you have any queries regarding this letter.

Yours sincerely



Haringey Council | Legal Services 7th Floor, Alexandra House 10 Station Road, Wood Green London N22 7TR DX: 156930 Wood Green 5

T 020 8489 0000

R Bonus Senior Lawyer - Litigation for Head of Legal and Governance (Monitoring Officer)



Haringey Council | Legal Services 7th Floor, Alexandra House 10 Station Road, Wood Green London N22 7TR DX: 156930 Wood Green 5

T 020 8489 0000

From: Barrett Daliah < Daliah.Barrett@haringey.gov.uk>

Sent: 20 October 2021 09:15

To:

Subject: 502 508 HIGH ROAD RESTAURANT WARNING Oct 21

Dear Mr Mandache, See attached letter. Regards Licensing Team Haringey Council



Environment & Neighbourhoods

Licensing Team Leader - Daliah Barrett - Williams



Your Ref:

Our Ref: Licensing

Date: 19th October 2021



WARNING LETTER

Dear Sir,

LICENSING ACT 2003 - CLASSICS RESTAURANT, 502-508 HIGH ROAD LONDON N17

We have today received information and evidence that you are the owner / manager of the above mentioned address. We are aware that you have knowingly permitted the use of the premises for unauthorised licensable activity in contravention of section 136 of the Licensing Act 2003.

You have permitted the following to take without authorisation:

- The sale or supply of alcohol
- Regulated entertainment
- Late night refreshment which is the sale of hot food and hot drink after 23:00pm.

Please note that claiming an event is a 'Private function' does not negate the need for a Premises Licence, particularly when alcohol sales is taking place without the required authorisation.

We understand that the Police found an event taking place on the preceding weekend where alcohol was being sold.

The Council will be seeking a prosecution against you for this unauthorised activity under the Licensing Act 2003.

The onus is upon you as the person in control of the business to ensure compliance with the law.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams Licensing Team Leader

Licensing Team Level 1 River Park House 225 High Road Wood Green London, N22 8HQ

T 020 8489 8232 E <u>licensing@haringey.gov.uk</u>

www.haringey.gov.uk

From: Barrett Daliah < Daliah.Barrett@haringey.gov.uk>

Sent: 10 November 2021 12:58

To:

Cc: Licensing <Licensing@haringey.gov.uk>

Subject: 502 508 HIGH ROAD RESTAURANT WARNING NOV 21

Dear Sir

See attached 2nd warning letter, be advised the council is now initiating Legal action against you.

Regards

Licensing Team



Environment & Neighbourhoods

Licensing Team Leader - Daliah Barrett - Williams



Your Ref:

Our Ref: Licensing

Date: 08th November 2021

ALIN MANDACHE

WARNING LETTER

Dear Sir,

LICENSING ACT 2003 - CLASSICS RESTAURANT, 502-508 HIGH ROAD LONDON N17

We have previously issued you with a written warning on 19th October 2021 regarding the use of the premises named above to offer licensable activity without the correct authorisations from the Licensing Authority.

The Authority received a Temporary Events Notice for an event on the weekend on 30th October 2021. The TENs was refused by the Metropolitan Police for the following reasons:

"It has recently been brought to our attention that the venue held an event on Saturday 16th October, which appeared to still be taking place at 0800 hours on Sunday 17th October 2021

Officers had reason to attend the location for an unrelated matter, however on doing so were met with loud music being played through an amplifier, and so due to the unknown risk had to request for a further police unit to join them.

On entering the premises officers' state there were around thirty (30) people inside, sat at table and drinking. A male by the name of Alin Mandache, who also smelt strongly of alcohol, spoke with Police and stated he was "in charge" and that there had been a wedding the previous night, of which no license was needed and people were there to clean up.

The bar area was clearly seen to be open and there were receipts for drinks on the bar and tables with price lists. There were also seen to be ashtrays on each table and a cigarette bin in the foyer area was over flowing with cigarettes.

Due to this I do not believe the premises is showing they are capable of following and upholding the licensing objectives and with signs of smoking taking place inside the venue and loud music being played, it proves the Licensing objective of Public Safety and Prevention of Public Nuisance have not been upheld"

Council Enforcement Officers attended the venue on 6th November 2021 an event was taking place.

Staff onsite attempted to show officers that a TENS had been applied for this particular event which was misleading and knowingly incorrect.

It is clear that the premises is being used to host events and offer licensable activity. It is also clear that you are aware of the need for the correct permissions and authorisations to be in place for these activities but are prepared to take the chance to operate outside of the law as it relates to this matter.

It is also clear that you have permitted smoking to take place onsite at the venue in breach of the Health Act 2006. This was witnessed by the Police in October and again by officers in attendance on 6th November 2021.

We are aware that you have knowingly permitted the use of the premises for unauthorised licensable activity in contravention of section 136 of the Licensing Act 2003.

You have permitted the following to take place without authorisation:

- The sale or supply of alcohol
- Regulated entertainment
- Late night refreshment which is the sale of hot food and hot drink after 23:00pm.

Please note that claiming an event is a 'Private function' does not negate the need for a Premises Licence, particularly when alcohol sales is taking place without the required authorisation.

The Council will be seeking a prosecution against you for this unauthorised activity under the Licensing Act 2003 and the Health Act 2006.

The onus is upon you as the person in control of the business to ensure compliance with the law.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams Licensing Team Leader

T 020 8489 8232 E licensing@haringey.gov.uk

www.haringey.gov.uk



From: Barrett Daliah < Daliah.Barrett@haringey.gov.uk>

Sent: 03 December 2021 15:31

To:

Cc: Licensing <Licensing.Licensing@haringey.gov.uk>

Subject: 502 508 HIGH ROAD RESTAURANT WARNING OBSTRUCTION 3

Dear Sir,

Please see attached letter. Regards Licensing Team Haringey Council.



Environment & Neighbourhoods

Licensing Team Leader - Daliah Barrett - Williams



Your Ref:

Our Ref: Licensing

Date: 30th November 2021

ALIN MANDACHE

WARNING LETTER

Dear Sir,

LICENSING ACT 2003- NOTIFICATIONOFOFFENCE UNDER SECTION 179 /180 OBSTRUCTION OF AUTHORISED OFFICERS & POLICE OFFICERS AT CLASSICS RESTAURANT, 502-508 HIGH ROAD LONDON N17

We are aware that you took deliberate steps on Friday 26th November 2021 to obstruct Police officers and authorised officers from entering the premises. You were previously advised by email that it was an offence to obstruct an authorised office from entering your premises from establishing if licensable activities were taking place. You had taken steps to obstruct an authorised officer the previous week on 20th November 2021.

You are notified that the Licensing Authority will not permit unlicensed activity to go unchecked in Haringey and neither will it allow for staff to be obstructed in the execution of their duties.

Your wilful and deliberate action to obstruct will be prosecuted against. The Licensing Act makes the following clear:

179 Rights of entry to investigate licensable activities

- (1)Where a constable or an authorised person has reason to believe that any premises are being, or are about to be, used for a licensable activity, he may enter the premises with a view to seeing whether the activity is being, or is to be, carried on under and in accordance with an authorisation.
- (2)An authorised person or an immigration officer exercising a power conferred by this section must, if so requested, produce evidence of his authority to exercise the power.
- (3)A person exercising a power conferred by this section may, if necessary, use reasonable force.
- (4)A person commits an offence if he intentionally obstructs an authorised person or an immigration officer exercising a power conferred by this section.
- (5)A person guilty of an offence under subsection (4) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

s180 of the Licensing Act 2003: Enables a constable to enter and search the premises where there is reasonable cause to believe that an offence under the Act has been, is being or is about to be committed. A constable exercising a power conferred by this section may, if necessary, use reasonable force.

All matters will be placed before the Court.

The onus is upon you as the person in control of the business to ensure compliance with the law. Officers will attend the premises this weekend and you are instructed to ensure that there is no obstruction to them gaining entry to carry out their duties.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams Licensing Team Leader

Licensing Team
Level 1 River Park House
225 High Road
Wood Green
London, N22 8HQ

T 020 8489 8232 E licensing@haringey.gov.uk

www.haringey.gov.uk

	WITNESS S	TATEMENT	
Criminal Procedure Rules,	r 27. 2; Criminal Justice	Act 1967, s. 9; Magistrates'	Courts Act 1980, s.5B
		URN	
Statement of: POLICE CONS	TABLE SEVDA GONEN		19
Age if under 18: OVER 18	(if over 18 insert 'over 18')	Occupation: POLICE OFFIC	ER

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature:

...... Date: 20/02/2022

I did not view my body worn before writing this statement.

On MONDAY 14 FEBRUARY 2022, I was posted to NA89N with PC RAMSHAW 1335NA on a night shift, commencing my shift at 21:00hrs. PC RAMSHAW received a briefing from MA'AM BULLAMORE NA2L indicating there may be a possible Unlicensed Music Event (UME) on 502-508 TOTTENHAM HIGH ROAD N17 CAD 6825/14FEB22 refers. PC RAMSHAW then briefed me, and we made our way to the location arriving at approximately 21:30 hrs.

Upon arrival, we were greeted by the security guard for the venue, whom was stood outside the gates between 502-508 TOTTENHAM HIGH ROAD N17. I spoke to the security guard who stated the venue manager was inside the premises. I requested for him to call the manager (Mr Andrei VISAN) so that we could understand what was happening and hear his account.

As the manager was being called, two neighbourhoods' officers also attended the scene, PC STONE 1820NA an PC BAJRAMI 1184NA. According to the officers, they had initially attended during the late turn shift as the Inspector for the Operations Room (NA400L) indicated that there were reports of a potential large gathering at the venue. Officers initially attended and reported that this was a Valentine's Day Dinner event with an expected turnout of approximately two hundred (200) prepaid guests. According to officers, on prior attendance, Mr VISAN was initially being obstructive and did not allow officers to enter as NA400L requested for officers to look inside the venue to gather evidence however, they were denied access.

Mr VISAN attended and presented a contract to officers indicating that this is what he had applied to the council with in order to get permission to use the event. I noted the application was signed by Mr VISAN on 07/02/2022 however, it was not signed by the council. I then believed that the event was a UME and informed Mr VISAN that, the event would have to close down and everyone inside would have to leave. Mr VISAN was becoming verbally a ditated 1 then explained that because the contract Mr VISAN possessed was not signed for by the council. The neighbourhoods' officers then told Mr VISAN that we would need to enter the venue.

I then entered the venue along with PC STONE 1820NA and PC BAJRAMI 1184NA and noted that there were approximately one hundred (100) people inside the venue, live music playing with a stage and speakers, and a small bar which was actively selling alcohol towards the back left corner of the venue.

I then left the venue along with my colleagues.

I exhibit my body worn as SEG/01 and the yenue	– 502-508 TOTT	ENHAM HIGH RO	AD N17 – whic	h depicts all int	eraction
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Witness Signature:	*				

Signature Witnessed by Signature:.....

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WITNESS STATEMENT	Т				
Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Ma	agistr	ates'	Courts A	ct 1980, s	s.5B
URN	ı				
Statement of: Danielle Ramshaw Age if under 18: 'over 18' (if over 18 insert 'over 18') Occupation: Police	lice co	nstabl	е		
This statement (consisting of page(s) each signed by me) is true to and I make it knowing that, if it is tendered in evidence, I shall be liable to part to the it anything which I know to be false, or do not believe to be true.	the b prose	est of cution	my knowl if I have v	edge and wilfully sta	belief ated in
Witness Signature			Date: 19	9/02/2022	<u>?</u>

On Monday 14th February 2022 I was in full uniform. I was posted as NA89N I was the driver and my operator was PC Gonen.

We attended CAD 6825/14FEB22. The CAD stated that there was an unlicensed music event that was due to take place at the venue 502-508 HIGH ROAD,N17. We were tasked to advise them to shut it down and to view inside the venue and report back to NA400.

We arrived on scene at approximately 2107hrs. On arrival there was a security guard at the gated entrance to the venue. I asked to speak to the organiser so he transmitted on his radio for him to attend to the gate.

As we were there waiting two SNT Officers arrived PC 1820NA stated to me that they had been earlier in the evening and spoke to the manager. The manager had shown them a TEN document and that he had applied for licencing. The manager came down and we asked to view the document again so he went to get it he was being argumentative about why we were there. The manager stated he was sick of us turning up we are the third unit to attend today and now it is the time that people are arriving. The manager stated that he was told he could go ahead with his event earlier so why do we keep turning up and making him look like a criminal. We explained why we were there to him to which he understood.

I looked at the Temporary licence document that he had filled in, it appeared to be an application that he had filled in 10 days ago it hadn't been counter signed by the council. The 10 days were including the day of the event so it was explained that the licence is invalid for this reason.

The manager stated that it is also valid if it is 5 days before the event. He also stated that the council never got back to him and told him that his event cannot take place so he understood it that if there are no objections the event is good to go ahead.

Two SNT officers and my colleague PC Gonen went up to the venue to view how it was being run whilst I was on a call relaying information back to NA2.

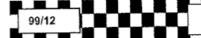
As I finished the call and started to make my way up the venue steps, my colleagues were walking out towards me. They stated that the event at that time was small there was approximately 40 people sitting at tables. The music wasn't excessively loud.

The manager told the officers that he is not closing down the Valentines event because people had paid for their tickets. He said they can fine me I don't care! Officers gave him words of advice to the manager and it was advised that we could indeed shut down his event if we were required to.

Witness Signature:		

Signature Witnessed by Signature:...

Page 1 of 2



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Continuation of Statement of: D Recommondal Property of the event. The SNT officers put a crimint on for the event so it could be kept an eye on for the evening.

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Witness Signature:





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WITNESS STATEMENT
Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B
URN
Statement of: Robert Van Thal
Age if under 18: O18 (if over 18 insert 'over 18') Occupation: Police Sergeant
This statement (consisting of page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.
Witness Signature: Date:20.02.2022
On Tuesday 15th February 2022 I was flagged down by the victim of an assault on The High Road N17 in relation to CAD 238/15.
I was the supervisor in attendance in the company of the ND Inspector- A/Insp Scott.
The victim flagged me down on Tottenham High Road, a short distance from CLASIC RESTRAUNT 502-508 HIGHR ROAD N17 9JF- his injury was severe with his cheek hanging off and exposing the underlying structures. Enquiries were made at the venue, initially door staff were obstructive and would not grant access, but after a stern warning they reluctantly allowed us in. They claimed that their CCTV system was not installed functioning and denied that there had been any altercation. It was noted that the victim had been using a distinctive red napkin to dress his wound, which was identical to those used on the dining tables inside the venue.
I was aware of an earlier CAD in relation to an unlicensed event that was dealt with by SNT.
I spoke to a male claiming to be the venue manager Allen MANDCHE
T
He was initially not very helpful and denied that the incident took place, and it was he who explained that there was no operational CCTV. I was shown some sort of paperwork which appeared to be an application for temporary event licence but there was nothing to suggest that this had been endorsed.
I spoke to one of the security staff who was very evasive, but once I had taken the details from his SIS ID he disclosed that he had been on the door when a male with a facial injury had exited the venue, suggesting that the assault had occurred inside. Upon check the male toilets I noted that the floor had been freshly mopped.
The security officer stated that he was not the supervisor and had not been responsible for checking that the CCTV and fire escapes prior to the event. At no point did any supervisor make himself known to any officer present.
The security officer was
SIS NUMBER 1011419647917624
Mr MANDCHE said that he would provide CID with the security supervisor's details when they made subsequent contact with him. I questioned Mr MANDICHE about a white CCTV camera at the front of the Witness Signature:
Signature Witnessed by Signature: Page 1 of 2
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Continuation of Statement of:

premises which had a red infa-red light on it suggesting that it was active. He denied knowing who owned the camera despite its cable leading directly to his venue, 30 seconds after pointing it out to him, the camera looked as though it had been turned off.

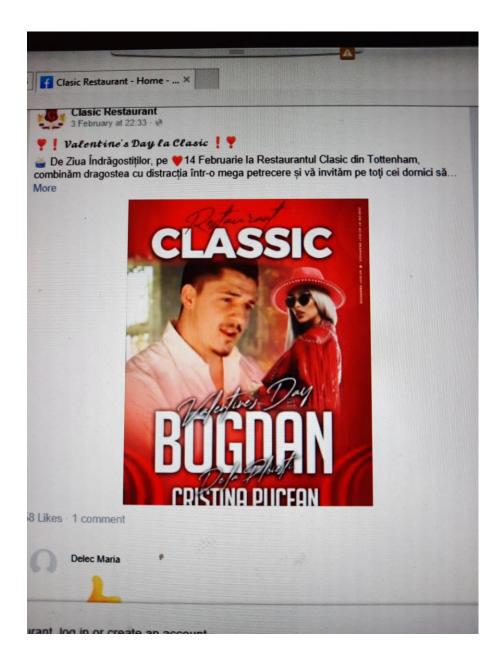
The reappeared to be mass consumption of alcohol at the premises, which an abundance of 'empties' although I did not witness any being sold there.

Both hyself and Insp Scott were wearing BWV during our visit which should be attached to the GBH CRIS 2803921/22

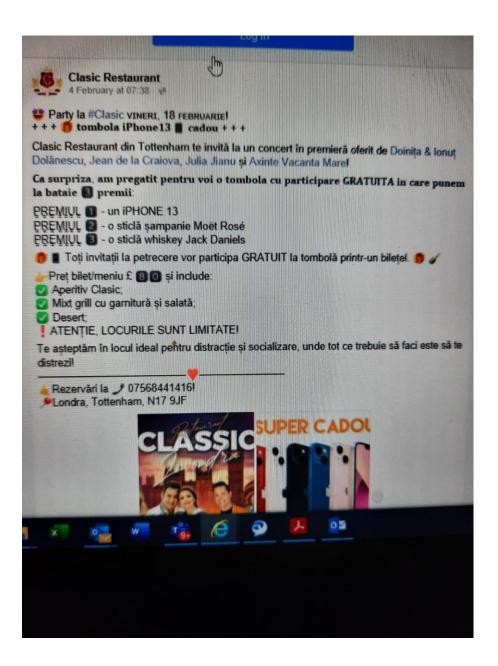
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Signature Witnessed by Signature:...

Page 2 of 2







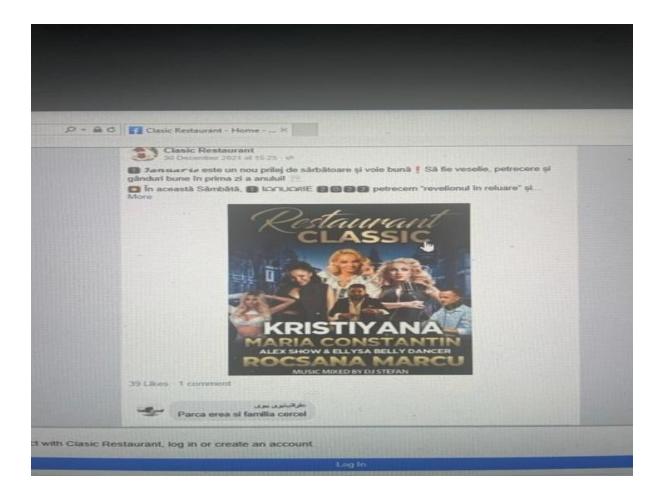


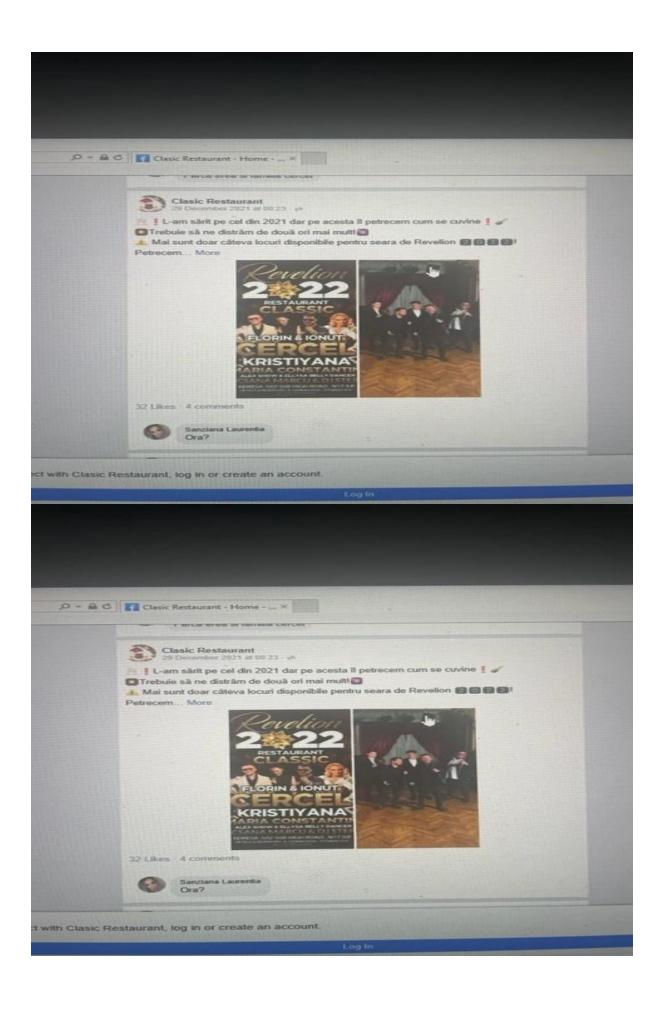


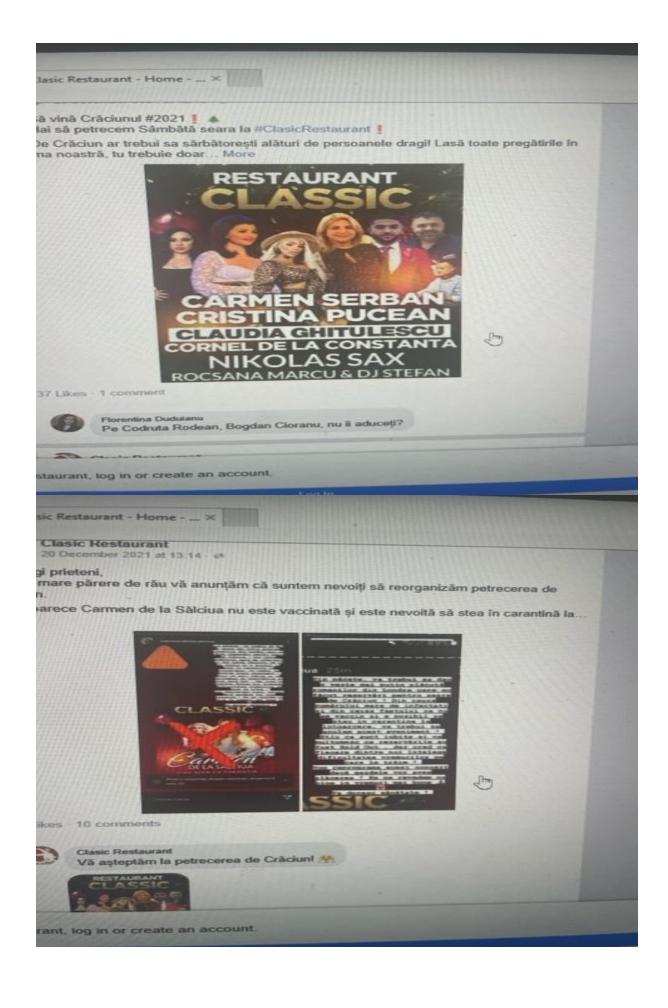
From: Barrett Daliah < Daliah.Barrett@haringey.gov.uk >

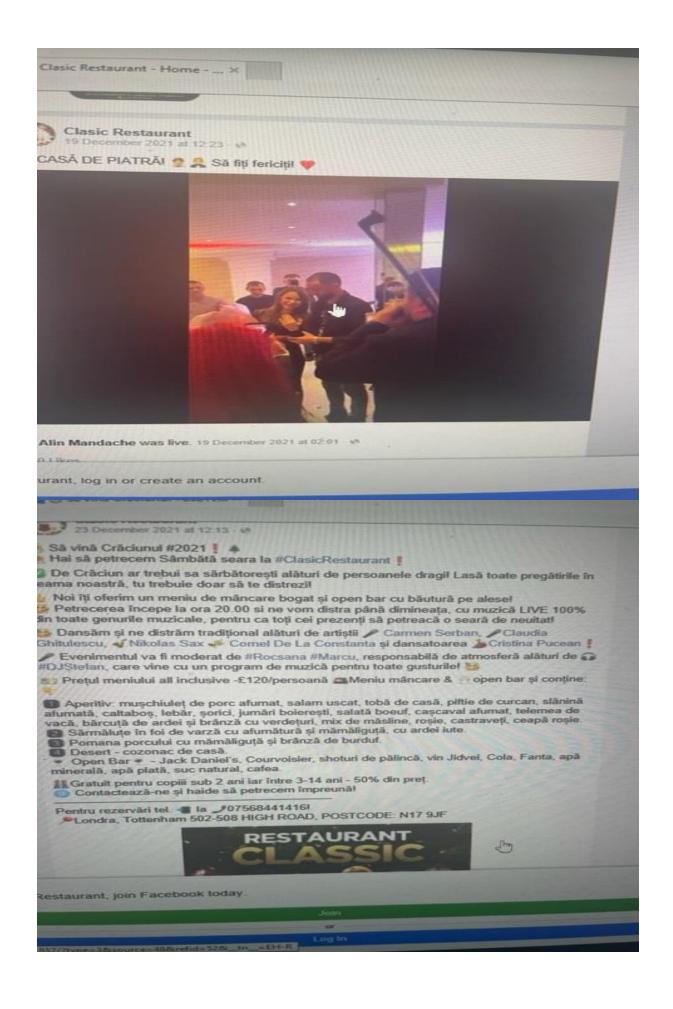
Sent: 06 April 2022 15:02

To: Barrett Daliah < Daliah.Barrett@haringey.gov.uk> **Subject:** FW: ADERTISED EVENTS UP TO JAN 2022 NS

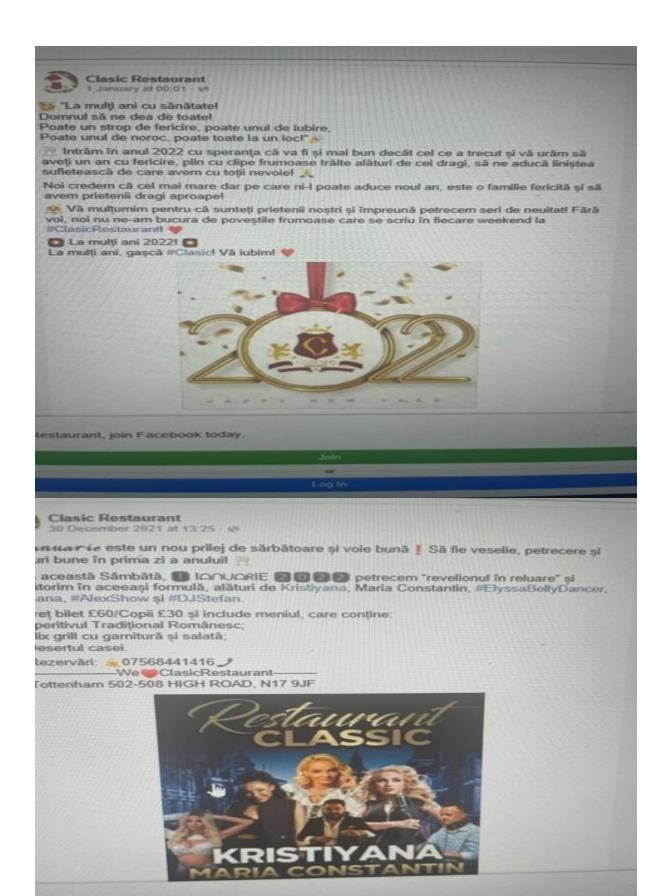








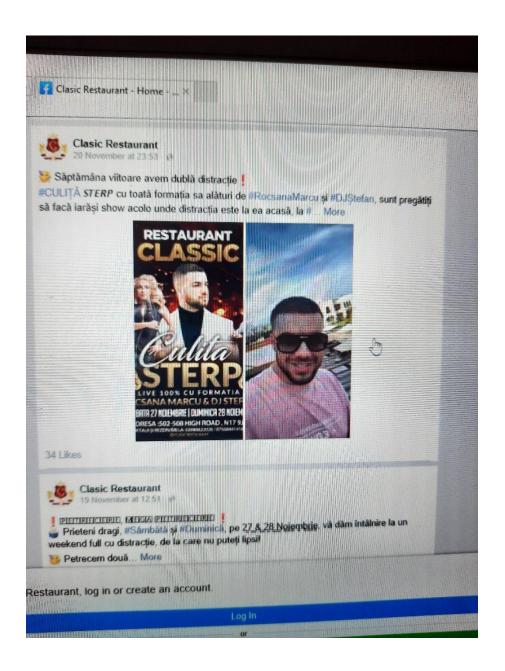




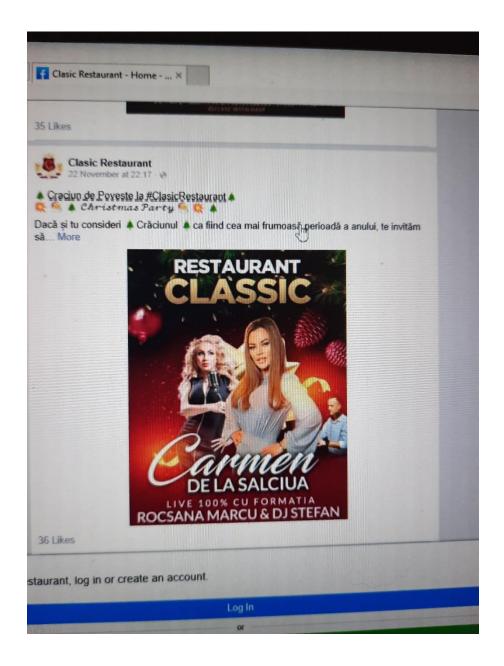
taurant, join Facebook today

John

Locals









From: Barrett Daliah < Daliah.Barrett@haringey.gov.uk>

Sent: 06 April 2022 15:38

To: Barrett Daliah < Daliah.Barrett@haringey.gov.uk >

Subject: FW: Classic Restaurant 502-508 High Road N17 NS 1C - INFORMATION FROM CLASIC

WEBSITE OFFEREING THE VENUE FOR HIRE

From: Barrett Daliah

Sent: 12 November 2021 11:14

To: 'Stewart Gibson'

Subject: Classic Restaurant 502-508 High Road N17

Hello Stewart,

I have just seen the application submitted and have some queries.

Your client hires out the venue for events and it is advertised as such, I note that live and recorded music is not being applied for, is that correct?

Are they saying that the venue will just have alcohol sales and food on offer, no regulated entertainment (or at least none beyond 23:00)

This seems to be out of step with the matters found onsite by Police and LA officers who have visited the premises to investigation non compliance.

The venues website offers the following information and guidance to hirers on capacity figures and the availability of alcohol as well Bands available to play at events and corresponding prices:

The Classic Romanian Restaurant – located in Tottenham Bruce Grove Station was opened in the desire to remind the Romanians to spend Romanians even if they are far from home

The Classic Restaurant is located on two halls of 100 seats, respectively 450 seats.

The 100-seat room is open daily a la carte, where we are waiting for you to enjoy our traditional Romanian and international dishes during a dinner for two or in the family, as well as during the parties organized by us.

Totenham Classic Romanian Restaurant organizes private parties from 10 to 450 seats

- Weddings
- Baptisms
- Anniversaries

corporate events

The advantage that our customers can benefit from is the fact that the Classic restaurant can stay open until the morning, depending on the customer's request

Together with our associates, whom we have chosen with great care to be at the highest standards, we try to offer you the most complex and successful <u>services</u>:

- any kind of private party of maximum 450 seats
- personalized decorations according to your request
- menus according to your desire and budget
- vegetarian menus, halal, children
- carved fruit bar and chocolate fountain
- candybar
- photo-video services
- live music, band and DJ
- bearish for baptism, various cartoon characters
- cocktail bar
- cakes of your choice

Are you thinking of a corporate Easter party? Classic Romanian Restaurant in Tottenham announces the opening of the season

Announcements on ROLO!

- We party Romanian Classic Restaurant Tottenham
- <u>Classic Restaurant Easter party in Tottenham</u>

Easter, the feast of the Lord's Resurrection is the most magnified, gratifying and solemn of the holidays of the year! It's the family celebration, the moment you gather all your family and friends! As is the tradition on the table will not miss the cake, pasca, red eggs and other traditional Romanian dishes.

The menu at just £100 per person to be prepared by chef Dragos will include:

- 1) Traditional Easter appetizer
- 2) Sărmăluțele cu mămăliguța
- 3) Baked lamb (chicken breast) seasoned with potatoes sprinkled with rosemary and spring salad

• Drinks: 2 bottles Jack Daniel's, 2 bottles of wine, liqueur, 5 Coca Cola, 5 Fanta, 5 Red Bull, 2 mineral waters / meal 10 people

In order to have a warm atmosphere and with maximum fun, we are waiting for you with Viorica, Ionita and Margherita together with the CLEJANI BAND to spend together

Unforgettable emotions and feelings are guaranteed to you.

We are waiting for you with much love!

- 02080622026
- 07568441416

The Facebook page even now offers a live event in November, for singers and band: <a href="https://m.facebook.com/clasic.restaurant1/photos/a.299225937383239/905276366778190/?type=3&source=48& tn =EH-R

Mr Mandache has been onsite each time officers have attended, the matters found are subject to a prosecution.

Regards Daliah Barrett





Licensing Authority River Park House Level 1 North 225 High Road London N22 8HQ Licensing Unit
Edmonton Police Station
462 Fore Street,
London
N9 0PW
PC Kayleigh Mitcham 1230NA
Kayleigh.Mitcham@met.police.uk
www.met.police.uk

30th March 2022

Representations to reject New Premises License Application at Clasic Restaurant, 502-508 High Road, Tottenham, London, N17 9JF.

Dear Licensing Team,

On behalf of the Commissioner of the Metropolis, I wish to make a representation to reject the application of a New Premises License at Clasic Restaurant, 502 – 508 High Road, Tottenham, N17 9JF. This application is submitted on behalf of a Miss Cornelia Cotlogut, which will also show Miss Cotlogut as Designated Premises Supervisor.

The objection notice is submitted under the following licensing objectives;

- 1. Prevention of Crime & Disorder
- 2. Prevent Public Nuisance
- 3. Public Safety

The application for a new premises license is not supported by Police whom also wish to submit a representation to reflect this.

The application is made with regards to a large first floor venue, which trades as a wedding banquet hall and is located off of Tottenham High Road, N17 in the borough of Haringey. The premises is seeking the sale of alcohol by retail, late night refreshment and regulated entertainment by way of live and recorded music.

There have been a number of incidents at the premises whereby the licensing objectives have not been upheld and unauthorised licensable activity has taken place, all of which I believe the applicant to have been aware of.

On Sunday 17th October 2021 at 0800 hours, officers had reason to attend the premises for an unrelated matter and found that a party was still ongoing at the premises. The party appeared to still be taking place from the previous night and amplified music was being played loudly from the premises, causing officers in attendance to request further units to attend to assist due to the unknown risk inside. When officers entered the premises they witnessed alcohol present on tables and being sold from the bar. It was also evident that patrons had been smoking inside the premises. Officers spoke with a Mr Mandache on this

occasion who stated he did not need a license for these activities and that those in attendance were simply there to clean, this however was not the case as witnessed by officers.

On Saturday 6th November 2021 officers from Haringey Local Authority attended the premises and again it was apparent that another event was underway with around 250 people in attendance. Again alcohol was being sold and consumed by those present and smoking was taking place inside the venue. When a Mr Mandache was again spoken to on this occasion he attempted to mislead officers by stating that he had a Temporary Event Notice (TEN) in place, this was untrue.

Following this event, Mr Mandache was spoken to by Haringey Local Authority and whilst doing so appeared to again try to mislead officers by providing them with false details in relation to the spelling of his name and the correct postcode of his address.

On Friday 26 h November 2021 Local Authority and Police Officers attended the premises, however were obstructed by security staff at the door from entering the premises.

On Tuesday 18th January 2022 police received a complaint stating that a party had taken place at the premises which had caused disruption on the High Road. This resulted in glass bottles being smashed, public intoxication and loud shouting caused by those coming from the premises.

On Monday 14th January 2022 police officers from safer neighbourhoods attended the premises as they believed a Valentine's Day Event was to take place at the venue. On arrival it was apparent that an event was due to take place, however a Mr Alin Mandache stated to officers that he had a Temporary Event Notice (TEN) in place and produced paperwork. This was not the correct paperwork stating a TEN had been acknowledged and issued. Mr Mandache was warned that the event should not go ahead as it would not be licensed, however it did.

On the evening of this event an incident took place whereby a member of public who had been inside the premises sustained serious GBH injuries. When officers initially attended the premises to carry out enquiries, they were again obstructed by security staff and again by staff inside. It was also apparent that the floors inside the venue had been recently mopped in an attempt to hide any evidence of disorder.

On Monday 28th February police had reason to attend due to a large scale fight taking place at the premises apparently involving knifes. On arrival there was a wedding taking place, however no one wished to substantiate any allegations.

On Friday 4th March a wedding was held at the premises, along with regulated entertainment by way of a live singer and music. Mr Mandache was notified of the alleged breaches

The Premises License Holder and Designated Premises Supervisor hold great responsibility, of which had been undermined by unauthorised licensable activity taking place on a number of separate occasions at the premises. This directly undermines the licensing objective of the prevention of crime and disorder, prevention of public nuisance due to the loud amplified music and public safety due to ongoing disturbances spilling out onto the high road.

I do not deem it appropriate for a premises license to be issued to Miss Cotlogut. Miss Cotlogut is shown as the Director of the company and as such it seems there has been no direction about compliance with the law from the head of the company. I believe Miss Cotlogut has been very much aware of Mr Mandache, his actions at the premises and his constant disregard for the licensing objectives, however it appears no action was taken by Miss Cotlogut to have him removed and/or stopped from continuing. I also note that the email address given in Miss Cotloguts application is that of Mr Mandaches, which gives me reason to believe that Mr Mandache will still have involvement in the premises and how it is run. It is in my opinion that the licensing objectives will not be upheld and should a premises license

be issued there will continue to be disorder and disruption caused by this venue. Due to this police reject this application.

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

Regards,

PC Kayleigh Mitcham 1230NA North Area Licensing Officer



Appendix 3



APPENDIX C

From: Barrett Daliah

Sent: 07 January 2022 11:50

To: 'Stewart Gibson' <

Cc: Licensing <Licensing@haringey.gov.uk>

Subject: RE: Clasic Restaurant

Hi Stewart,

Thank you for the email.

I am able to postpone the hearing if that is being formally requested, if need be. However, the fact remains that the venue has continued to sell alcohol and provide licensable activity throughout the entire time with no regard to compliance with the law. Please see attached pictures of events advertised and conducted onsite up to 1st January 2022, with no authorisations being in place. The various flyers show all inclusive prices for food and alcohol, list alcohol that would be available onsite, advertises dance performances onsite etc, etc,

The LA is willing to speak with the proposed new DPS but clearly this is deeper than a DPS matter. Cornelia Cotlogut is ultimately responsible as the director of the company and it seems there is no direction about compliance with the law from the head of the company.

Please discuss with your client and let me know how they intend to deal with the ongoing non compliance. If they wish to have the matter postponed please confirm.

Regards
Daliah Barrett
Licensing Team Leader

From: Stewart Gibson < Sent: 07 January 2022 11:05

To: Barrett Daliah < Daliah.Barrett@haringey.gov.uk >

Subject: FW: Clasic Restaurant

Good morning Daliah.

Happy New Year to you.

I received this email last night from Cornelia Cotlogut, who is the sole director of Soffi & Co Ltd, who are the proposed premises licence holders for Clasic Restaurant.

This obviously has a bearing on Monday's hearing. I am not sure on the best way to proceed.

Could I suggest the hearing is adjourned for a couple of weeks to allow yourselves and the police to talk to the new proposed DPS?

Fanica is known to me. I obtained her premises licence for her shop on Barking Road last summer.

It does seem pointless now to hold the hearing given the fact that Alin is no longer involved in the business.

Please can you advise.

Kind regards

Stewart

From: Cornelia Cotlogut <

Date: Thursday, 6 January 2022 at 20:59

To: Stewart Gibson < **Subject:** <no subject>

Good evening Stewart.

It's come to my attention that there has been objections to the companie's premises licence application from the police and licensing authorities because of the unacceptable actions of the proposed DPS Alin Mandache, I decided to remove him from having any involvement with the company and the running of the business.

I would like to replace Alin as the DPS with Fanica Mosescu, licence number: Z01N0477HA/1, Waltham Forest Council.

I would like to apologise for the problems that my proposed DPS has caused in the past.

Thanks.