

NOTICE OF MEETING

LICENSING SUB COMMITTEE

Monday, 14th October, 2024, 7.00 pm - Microsoft Teams (watch the live meeting [here](#) and watch the recording [here](#))

Members: Councillors Anna Abela (Chair), Kaushika Amin and Nick da Costa

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

The Chair will consider the admission of any late items of Urgent Business. (Late items will be considered under the agenda item where they appear. New items will be dealt with under item 8 below).

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 Sub-Committee will first hear from the Licensing Officer. After that, the applicant will present their application and the Sub-Committee and objectors will have the opportunity to ask questions. Then, the objectors will present their case and the Sub-Committee and objectors will have the opportunity to ask questions.

All parties will then have the opportunity to sum up, and then the meeting will conclude to allow the Sub-Committee to deliberate and reach a decision. This decision will then be provided in writing within five working days of this meeting.

6. APPLICATION FOR APPLICATION FOR A VARIATION OF AN EXISTING PREMISES LICENCE AT ROWANS, 10 STROUD GREEN, LONDON N4 (STROUD GREEN) (PAGES 1 - 50)

To consider an application for a variation of an existing premises licence.

7. APPLICATION FOR A REVIEW OF A PREMISES LICENCE AT CAMBRIDGE OFF LICENCE, 36 GREAT CAMBRIDGE ROAD, TOTTENHAM, LONDON, N17 7BU (WHITE HART LANE) (PAGES 51 - 106)

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

8. NEW ITEMS OF URGENT BUSINESS

To consider any items of urgent business as identified at item 3.

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

Friday, 04 October 2024

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Report for: Licensing Sub Committee 14th October 2024

Item number: 6

Title: Application for a Variation of an existing licence at: Rowans
10 Stroud Green London N4

Report

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

Ward(s) affected: Stroud Green

Report for Key/

Non-Key Decision: Not applicable

1. Describe the issue under consideration.

1.1 The application is submitted by Parkstock the current holders and seeks to bring into use the external rear garden at ground floor and a new bar area at first floor level. A copy of the variation application is at App A.

1.2 The current premises licence permits the following hours:

Supply of Alcohol

Monday to Sunday 0900 to 0400

Regulated Entertainment

Monday to Sunday 0900 to 0400

Provision of Late Night Refreshment

Monday to Sunday 2300 to 0400

Hours open to the public:

Monday to Sunday 0900 to 0500

1.3 A copy of the current Premises Licence is at - **Appendix B.**

1.4 Representations have been received from:

Representation Met Police - App C – now withdrawn

Representation from Noise RA – App D

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

2 Background

- 2.1 The premises has operated for many years on Stroud Green Road and sits at the borders with Islington. The current operation has late hours that were granted prior to the residential properties that have now been built along the same block/side to Rowans.

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 licensable activities whilst promoting and upholding the licensing objectives 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 regarding 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 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.
- 3.7 In cases Members should make their decisions on the civil burden of proof, that is the balance of probability.

3.8 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.

3.9 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 expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.

4 Licensing hours

4.1 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 about the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Were 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 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.
- Article 1 of the First Protocol – Protection of Property
- Article 6(1) – Right to a fair hearing.
- Article 10 – Freedom of Expression

7 Use of Appendices

Appendix A - New Application.

Representation Met Police - App B

Copy of current Premises Licence- App C

Representation from Noise RA – App D

Background papers: Section 82 Guidance
Haringey Statement of Licensing policy

Appendix A

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Application to vary a premises licence under the Licensing Act 2003**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

I/We Parkstock Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number
LN000003206

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

Rowans
10 Stroud Green Road
Finsbury Park

Post town	London	Post code	N4 2DF
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Telephone number at premises (if any)	██████████
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Non-domestic rateable value of premises	£189,000
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Part 2 - Applicant Details

Daytime contact telephone number	
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E-mail address (optional)	
----------------------------------	--

Current postal address if different from premises address	255 Green Lanes Palmers Green
--	----------------------------------

Post Town	London	Postcode	N13 4XE
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Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

☒

If not do you want the variation to take effect from

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

Please describe briefly the nature of the proposed variation (please see guidance note 1)

This application is for approval of updated premises licence plans to include the garden/smoking area on the ground floor and the first floor Park Suite within the licensed areas currently licensed for the provision of sale of alcohol, regulated entertainment and late-night refreshments. There are otherwise no changes to the permitted activities and hours covered by this licence.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 3 Operating Schedule

Provision of regulated entertainment

Please tick yes

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

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

☒

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

☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="checked" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	09:00	04:00			
Tue	09:00	04:00			
			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed	09:00	04:00			
Thur	09:00	04:00			
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	09:00	04:00			
Sat	09:00	04:00			
Sun	09:00	04:00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon	09:00	04:00	
Tue	09:00	04:00	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed	09:00	04:00	
Thur	09:00	04:00	
Fri	09:00	04:00	<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Sat	09:00	04:00	
Sun	09:00	04:00	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="checked" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	09:00	04:00			
Tue	09:00	04:00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed	09:00	04:00			
Thur	09:00	04:00			
			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	09:00	04:00			
Sat	09:00	04:00			
Sun	09:00	04:00			

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="checked" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	09:00	04:00			
Tue	09:00	04:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed	09:00	04:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Thur	09:00	04:00			
Fri	09:00	04:00			
Sat	09:00	04:00			
Sun	09:00	04:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="checked" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	09:00	04:00			
Tue	09:00	04:00			
Wed	09:00	04:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	09:00	04:00			
Fri	09:00	04:00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	09:00	04:00			
Sun	09:00	04:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u> Specialist performance works.		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	09:00	04:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	09:00	04:00	<u>Please give further details here</u> (please read guidance note 3)		
Wed	09:00	04:00			
Thur	09:00	04:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri	09:00	04:00			
Sat	09:00	04:00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun	09:00	04:00			

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	04:00	<u>Please give further details here</u> (please read guidance note 3)		
Tue	23:00	04:00			
Wed	23:00	04:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23:00	04:00			
Fri	23:00	04:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	23:00	04:00			
Sun	23:00	04:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	09:00	04:00			
Tue	09:00	04:00			
Wed	09:00	04:00			
Thur	09:00	04:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	09:00	04:00			
Sat	09:00	04:00			
Sun	09:00	04:00			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

As far as the applicant is aware none of the proposed activities should give rise to concern in respect of children.

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	09:00	05:00	
Tue	09:00	05:00	
Wed	09:00	05:00	
Thur	09:00	05:00	
Fri	09:00	05:00	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Sat	09:00	05:00	
Sun	09:00	05:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

N/A – this application is for changes to the premises licence plans only and therefore all existing licence conditions remain capable of upholding the licensing objectives.

Please tick yes

- I have enclosed the premises licence

☒

- I have enclosed the relevant part of the premises licence

☐

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence
N/A

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

All existing licence conditions remain capable of upholding the licensing objectives.

b) The prevention of crime and disorder

See above

c) Public safety

See above

d) The prevention of public nuisance

See above

e) The protection of children from harm

See above


Please tick yes

- I have made or enclosed payment of the fee ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I understand that I must now advertise my application ☒
- I have enclosed the premises licence or relevant part of it or explanation ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒
- {Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships} I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15)

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 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

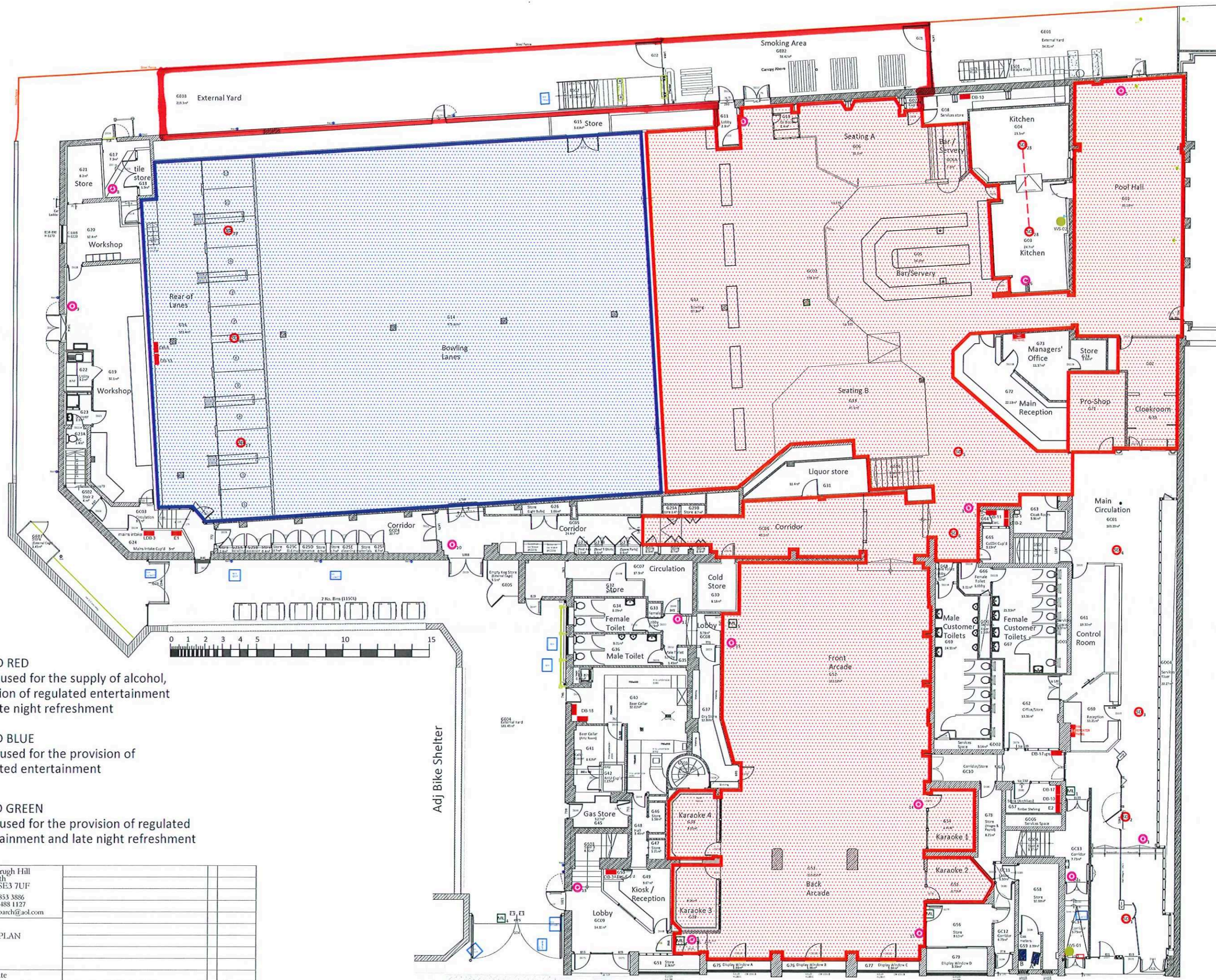
Signature	
Date	23/07/2024
Capacity	Solicitors for the applicant

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) [REDACTED] [REDACTED] [REDACTED] [REDACTED]			
Post town	[REDACTED]	Post code	[REDACTED]
Telephone number (if any)		[REDACTED]	
If you would prefer us to correspond with you by e-mail your e-mail address (optional) [REDACTED] [REDACTED]			

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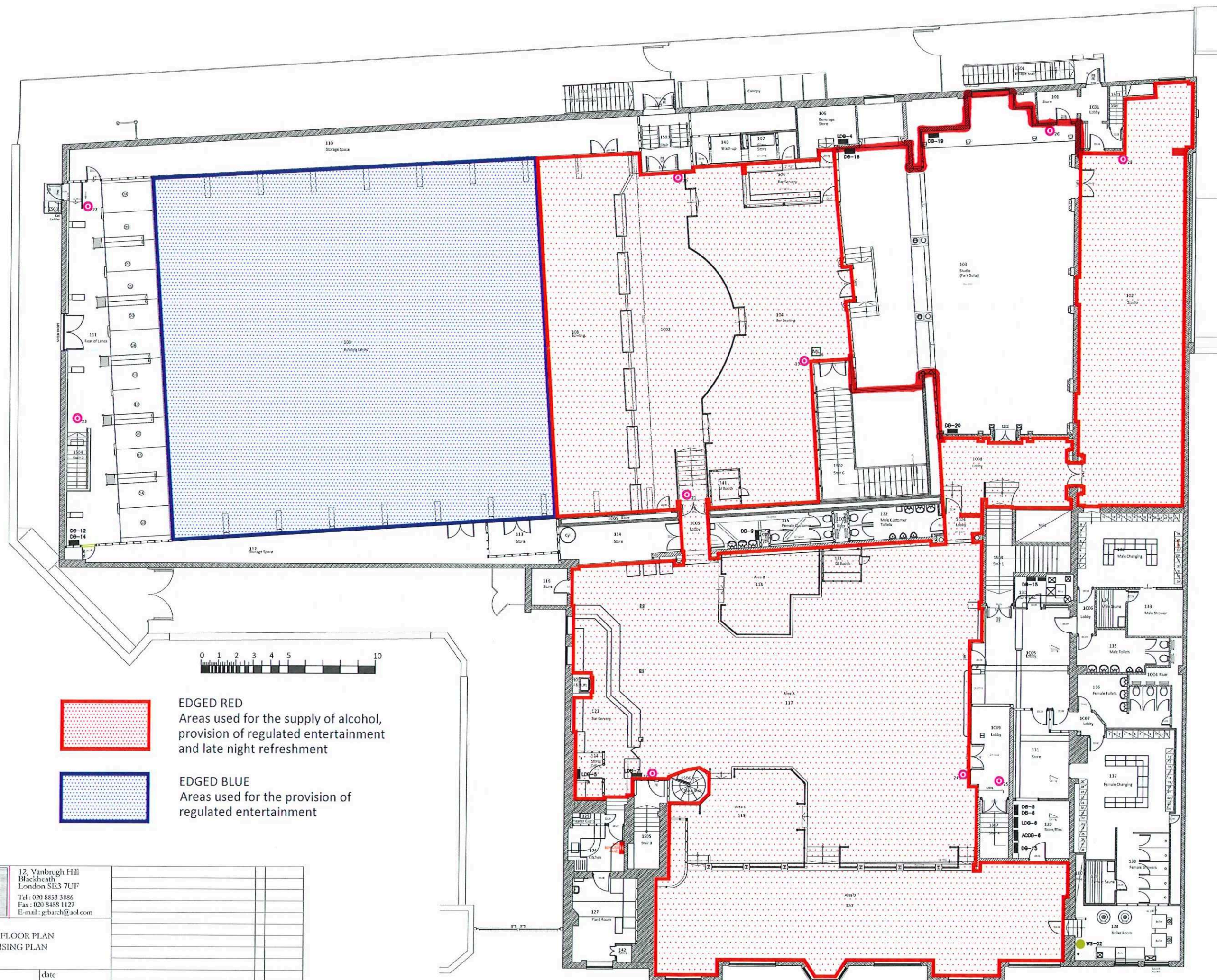


- EDGED RED**
Areas used for the supply of alcohol, provision of regulated entertainment and late night refreshment
- EDGED BLUE**
Areas used for the provision of regulated entertainment
- EDGED GREEN**
Areas used for the provision of regulated entertainment and late night refreshment

Burkle Associates
Architects

12, Vanbrugh Hill
Blackheath
London SE3 7UF
Tel : 020 8853 3886
Fax : 020 8488 1127
E-mail : grbarch@aol.com

Job ROWANS 10 STROUD GREEN ROAD LONDON N4 2DF	Title GROUND FLOOR PLAN LICENSING PLAN				
job no. B350	dwg no. 109	rev 1-200@A3	scale 1:200@A3	date 31.3.19	revision date



Burkle Associates Architects		12, Vanbrugh Hall Blackheath London SE3 7UF Tel: 020 8853 3886 Fax: 020 8488 1127 E-mail: g.burkle@aol.com			
Job ROWANS 10 STROUD GREEN ROAD LONDON N4 2DF	Title FIRST FLOOR PLAN LICENSING PLAN				
job no. B350	dwg no. 110	rev A	scale 1:200@A3	date 1.4.19	revision

Appendix B

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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

PCSO Pantelitsa Yianni 7140NA
pantelitsa.yianni@met.pnn.police.uk
www.met.police.uk

05 August 2024

Police Representation

APPLICATION FOR A VARIATION OF A PREMISES LICENCE – Rowans, 10 Stroud Green Road, Hornsey, London N4 2DF

Dear Licensing Team,

I write on behalf of the Commissioner of the Metropolitan Police.
This application is submitted by Parksrock Limited of the above business name in regards to a Variation of a premises licence application.
This premises is a large Family Amusements Centre with an existing licence for sale of alcohol, Regulated Entertainment and provision of late night refreshments.

The premises is asking to vary the layout of the premises in accordance with the plan submitted to include the garden/smoking area on the ground floor and the first floor Park Suite within the licensed areas.

The police wish to make representations as we feel if the application is granted the following objectives will be undermined:

- **Prevention of public nuisance,**

Current times for the premises are

Supply of Alcohol

Monday to Sunday **09:00 to 04:00**

Regulated Entertainment

Monday to Sunday **09:00 to 04:00**

Provision of Late Night Refreshment

Monday to Sunday **23:00 to 04:00**

We the police have assessed the application describing the steps intended to be taken in order to promote the four Licensing Objectives of:

- 1) **The Prevention Of Crime and Disorder**
- 2) **Public Safety**
- 3) **The prevention of Public Nuisance**
- 4) **The protection of children from Harm**

We would also ask in line for the following conditions to be added to the operating schedule in regards to the outdoor space.

THE PREVENTION OF PUBLIC NUISANCE

1. The outside spaces to have SIA in place on days that events are held at the premises
2. All external doors and windows to be kept closed but not locked whilst regulated entertainment / live or recorded music is being played
3. The outdoor space shall be adequately supervised to control the number and behaviour of patrons so as to not cause noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to respect the needs of local residents and to use the area quietly.
4. The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately every 2 hours whilst regulated entertainment is provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.
5. The outdoor spaces not to have live music or any sporting events taking place after 23:00 hours Sunday to Thursday and 01:00 hours Friday and Saturday

THE PREVENTION OF CRIME AND DISORDER

1. The CCTV system will be maintained in good working order and images will be correctly time and date stamped. Footage will be retained for a minimum period of 31 days and a copy of CCTV footage will be downloaded and provided to any responsible authority on request. CCTV shall comply with the following criteria:

- (a) Camera(s) must be sited to observe the entrance doors from both inside and outside to any licensed area.
- (b) Camera(s) must capture full frame shots of the heads and shoulders of all people in the licensed area of the premises i.e. capable of identification.
- (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.
- (d) Provide a linked record of the date, time of any image.
- (e) Provide HD digital quality images in colour during opening times.
- (f) Have a monitor to review images and recorded quality.
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.
- (h) Member of staff trained in operating CCTV at venue during times open to the public.

2. At least six prominent, clear and legible notices shall be displayed throughout the premises, including all toilets warning customers that drug use will not be tolerated.

2. A log must be kept by premises supervisor of SIA staff employed at the premises indicating that they have been informed of, understand, and will implement the entry and search policy. This log must be made available to Police or Local Authority employees on request

3. An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

- (a) All crimes reported to the venue
- (b) All ejections of patrons
- (c) Any complaints received
- (d) Any incidents of disorder
- (e) Seizures of drugs or offensive weapons
- (f) Any faults in the CCTV system or searching equipment or scanning equipment
- (h) Any visit by a relevant authority or emergency service.

4. Toilets at the premises shall be checked for any sign of drug use on average of every four hours between 09:00 hours and closing time of 05:00 hours. A record shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police upon request

In summary

We the Police **object** to the applications on the grounds stated. It is feared that without adequate and detailed safeguards, policies and risk assessments being in place, and implemented control of the premises could easily be lost and a risk posed to both patrons and the wider community in the form of public nuisance and other associated alcohol related issues.

If the suggested additions to the operating schedule are agreed WE WOULD withdraw this representation contingent upon that agreement.

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

Regards,

Pantelitsa Yianni
PCSO 7140 NA PANTELITSA YIANNI
North Area Licensing Officer

Appendix C

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LICENSING ACT 2003
Sec 24

PREMISES LICENCE

Receipt: AG763300

Premises Licence Number: LN000003206

This Premises Licence has been issued by:

***The Licensing Authority, London Borough of Haringey,
Unit 271, Technopark, Ashley Road, Tottenham, London N17 9LN***

Signature:

Date: 24th November 2005,
16th November 2011

Part 1 – PREMISES DETAILS

Postal Address of Premises or, if none, Ordnance Survey map reference or description:

**ROWANS
10 STROUD GREEN ROAD
FINSBURY PARK, LONDON
N4 2DF**

Telephone:

Where the Licence is time limited, the dates:

N/A

Licensable activities authorised by the Licence:

Regulated Entertainment: Films, Indoor Sporting Events, Live Music, Recorded Music, Performances of Dance, Provision of Facilities for Making Music & Dancing

Provision of Late Night Refreshment

Supply of Alcohol

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

Supply of Alcohol

Monday to Sunday 0900 to 0400

Regulated Entertainment

Monday to Sunday 0900 to 0400

Provision of Late Night Refreshment

Monday to Sunday 2300 to 0400

The opening hours of the premises:

Monday to Sunday 0900 to 0500

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

Supply of alcohol for consumption **ON** and **OFF** the premises.

LICENSING ACT 2003
Sec 24

Part 2

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

Parkstock Limited
255 Green Lanes
London
N13 4XE

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

00327001

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

Terence Harrison

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

PER-0183

Issued by Hertsmere Council

Expires: 26th July 2015

Annex 1 –Mandatory Conditions

(2) Supply of alcohol: 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.

(3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Additional Mandatory Conditions in relation to Supply of Alcohol

1.— (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4.—(1) 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.

(2) The policy must require individuals who appear to the responsible person to be

Annex 1 –Mandatory Conditions

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.

5. The responsible person shall ensure that–

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures–

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

Exhibition of films:

(2) Where the film classification body is specified in the licence, unless subsection (3) (b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

(3) Where–

- (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,
- admission of children must be restricted in accordance with any recommendation made by that licensing authority.

(4) In this section–

“children” means persons aged under 18; and

“film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984.

Door supervision

At specified times one or more individuals must be at the premises to carry out a security activity and each of these individuals must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the Operating Schedule

The premises will operate in accordance with all relevant legislation.

The premises will promote the licensing objectives in accordance with the Section 182 Guidance.

The style and operation of the premises shall remain the same.

THE PREVENTION OF CRIME AND DISORDER

The premises will liaise and co-operate with the police and participate in local Pubwatch or other equivalent scheme.

A zero tolerance policy towards illegal drugs will operate at all times.

Any drinks promotions will not adversely affect the promotion of responsible drinking.

Staff will be trained to observe the measures necessary to promote the crime and disorder objective.

A CCTV system will operate during the hours when licensable activities are provided.

Door staff may be employed at appropriate times during the hours when licensable activities are provided.

PUBLIC SAFETY

The premises will operate in accordance with all relevant legislation which promotes the public safety including, but not limited to, the Health and Safety at Work etc Act 1974 and associated regulations, the Food Safety Act 1990, the Fire Precautions (Workplace) Regulations 1997 and the Disability Discrimination Act 1975.

The premises will liaise and co-operate with the Responsible Authorities.

Staff will be trained to observe the measures necessary to promote the public safety objective.

The existing fire safety precautions will be retained and maintained.

THE PREVENTION OF PUBLIC NUISANCE

The premises will operate in accordance with all relevant legislation which promotes the public nuisance objective including but not limited to the Environmental Protection Act 1990 and the Noise Act 1996.

The premises will liaise and co-operate with the Responsible Authorities.

Customers will be encouraged to leave the premises in a quiet and orderly manner.

The premises will be adequately ventilated to prevent nuisance from odour.

Arrangements will be made for the storage and disposal of refuse which shall not cause a nuisance.

Any noise from the license-able activities provided will be monitored in order to prevent nuisance.

THE PROTECTION OF CHILDREN

Only suitable entertainment will be provided when children are present.

No person under 18 shall be admitted to any part of the premises when adult entertainment is provided.

Any restrictions on the admission of children will be displayed outside the premises or relevant part thereof.

Non-alcoholic drinks will be available.

Annex 2 – Conditions consistent with the Operating Schedule

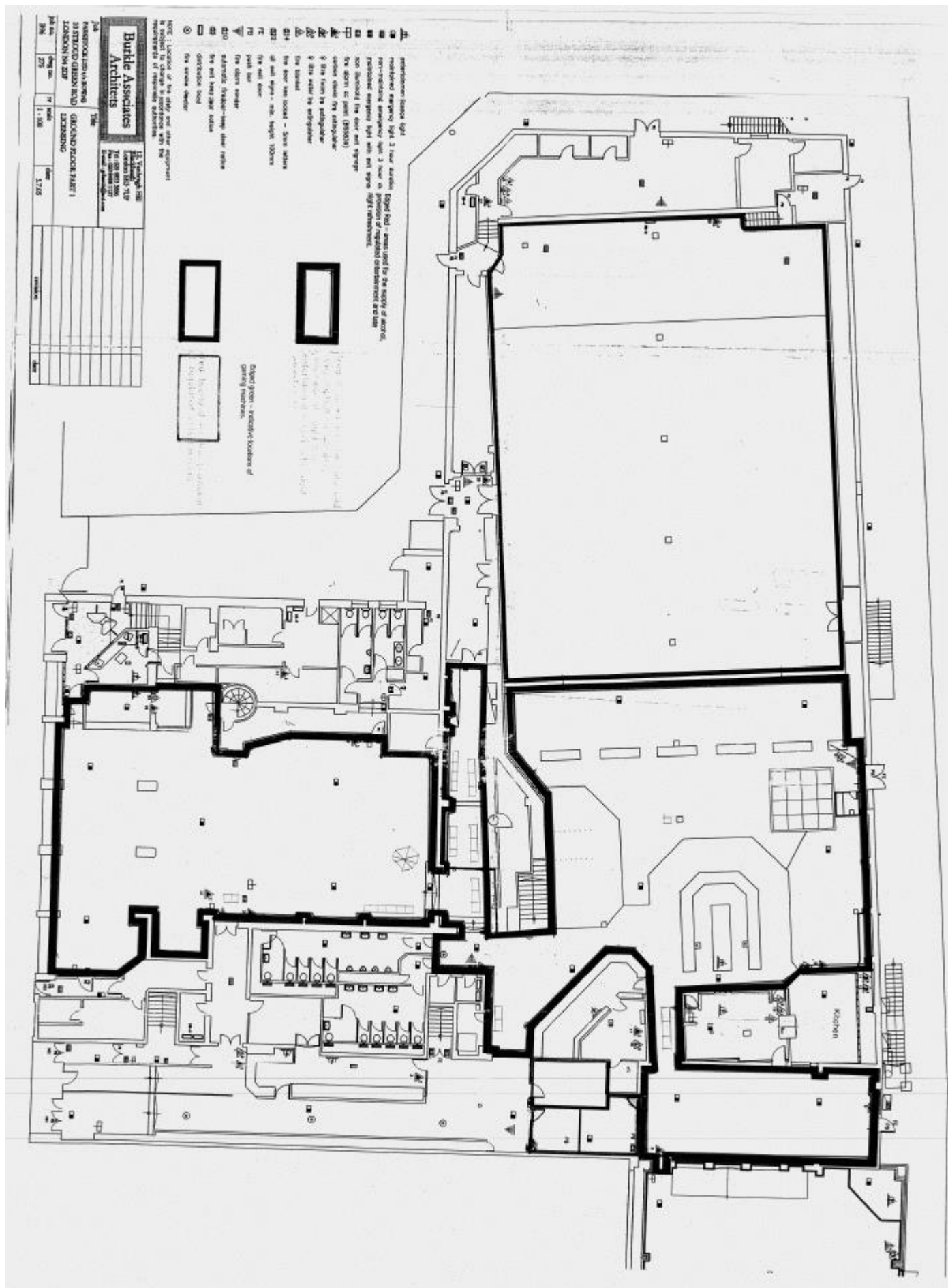
Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

- 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

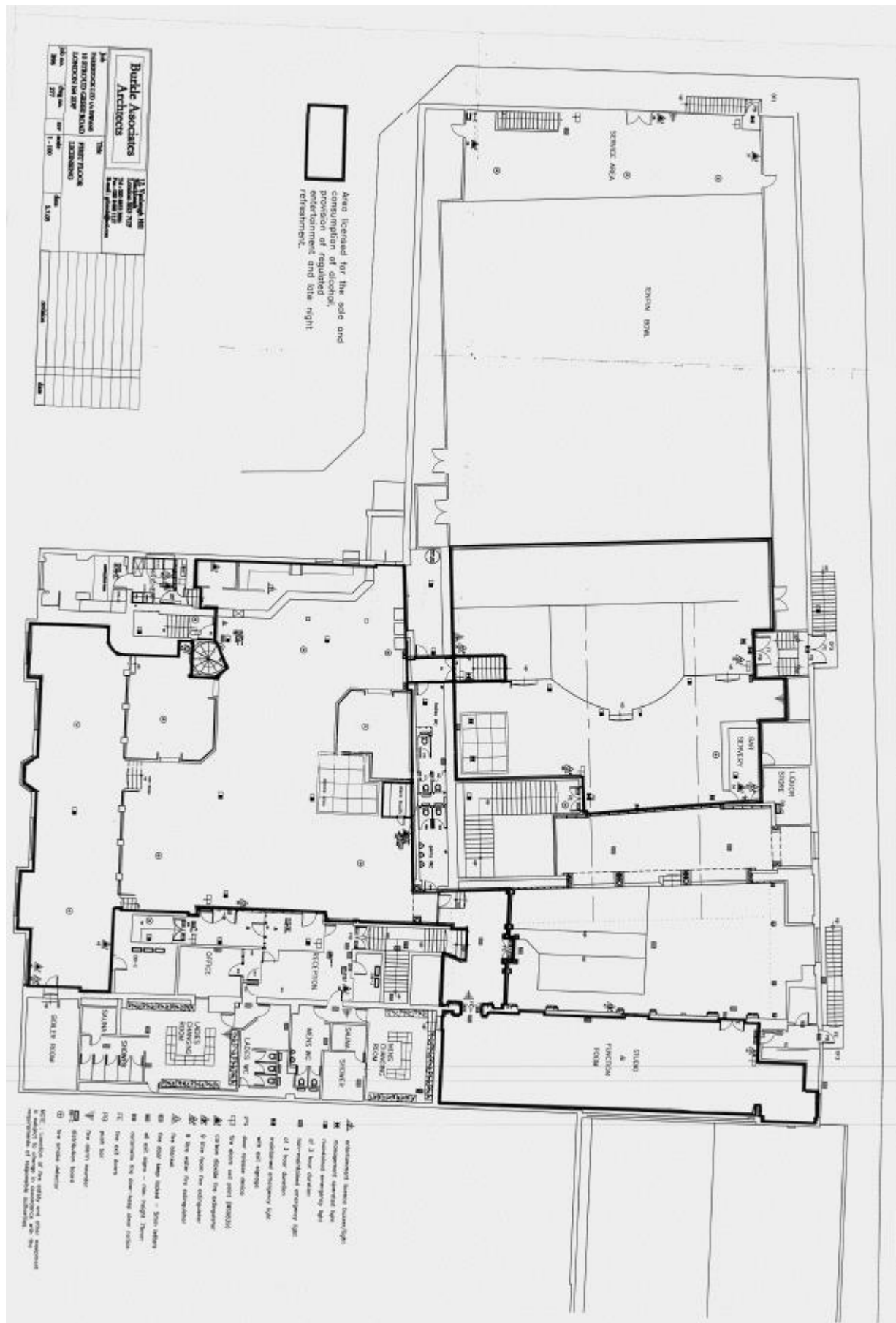
If any licensed doorman or member of staff of the premises has any doubt as to the age of any potential patron, then that person will be refused entry.

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

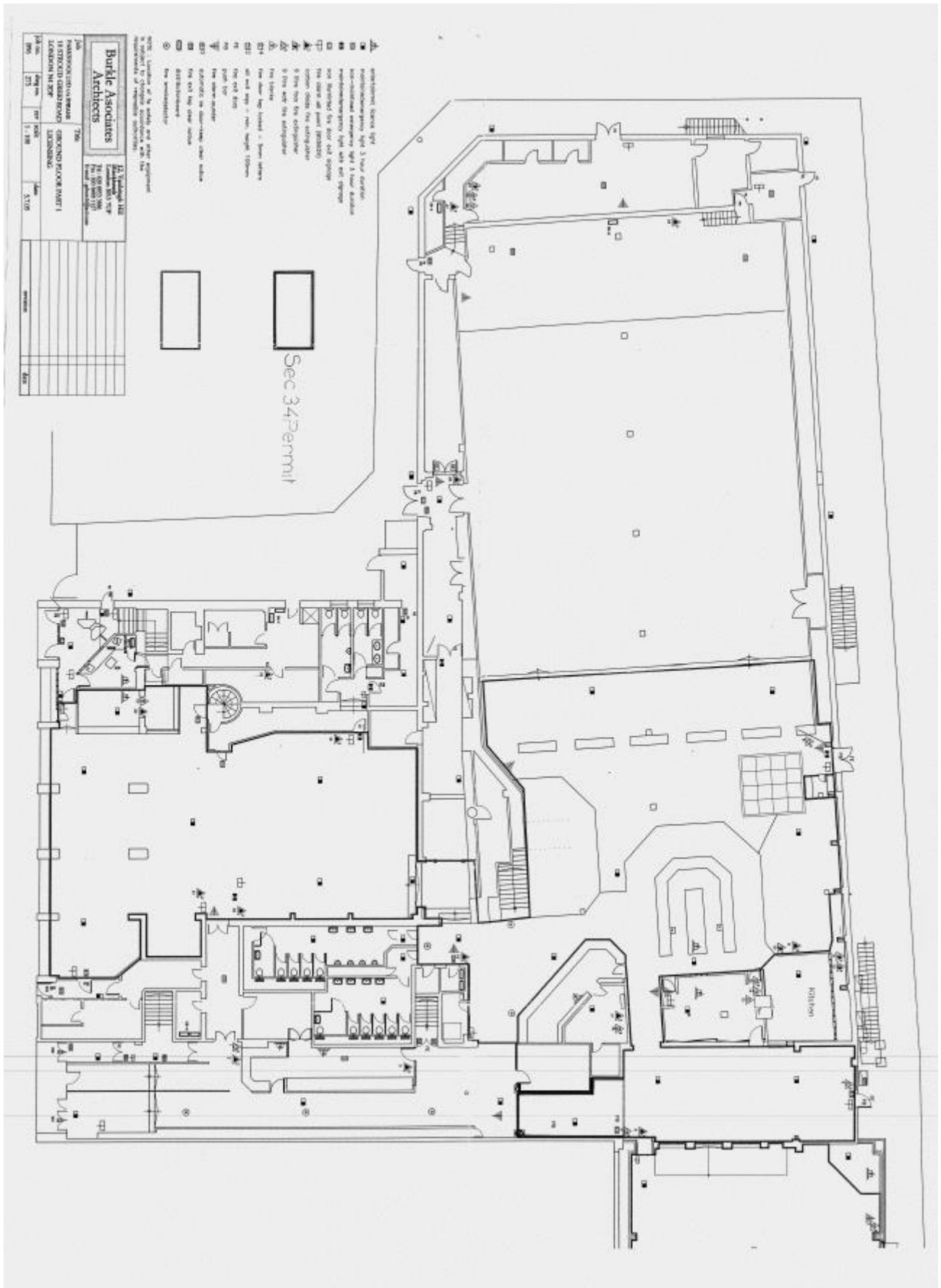
Not applicable



Annex 4 – Plans



Annex 4 – Plans



Appendix D

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New Conditions Proposed for Licence Variation
ROWANS Bowling, 10 Stroud Green, N4

THE PREVENTION OF CRIME AND DISORDER

1) A digital CCTV system will be installed in the premises covering all the licenced area indoor and outdoor spaces, complying with the following:

- (a) Cameras will be sited to observe customer entrance and exit doors both inside and outside.
- (b) On the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification and to an evidential quality.
- (c) Shall provide a linked record of the date, time and place of any image.
- (d) Shall provide good quality images during opening times.
- (e) Shall be connected to a recording device located in a secure area or locked cabinet.
- (f) Have a monitor to review images and recorded picture quality.
- (g) Shall be regularly maintained to ensure continuous quality of image capture and Retention.
- (h) Shall have signage displayed in the customer area to advise that CCTV is in operation.
- (i) Digital images must be kept for at least 31 days.
- (j) The Licensing Authority and Responsible Authorities shall have access to images upon request at all reasonable times.
- (k) The equipment must have a suitable export method, e.g. USB drive so that the Police or authorised officers of the council can make an evidential copy of the data when they require. Copies must be available within 7 days to the authorised officer on request.
- (l) All cameras will record constantly during all hours the premises are open to the public or to a section of the public permitted access for private events and outside smoking areas.
- (m) There must be a member of staff on site who can operate the CCTV at all times when open to the public.

2) An incident log shall be kept at the premises; it will be in a hardback durable format updated at the time of the incident and made available on request to an authorised officer of the Council or the Police.

3) The log record shall record the following as minimum:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder

- (e) seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service
- 4) No alcoholic drinks or glass containers will be taken out onto the public highway.
- 5) The premises licence holder shall ensure that the area immediately outside the premises is kept clean and free from litter at all material times.
- 6) The police must be called to all incidents of unlawful violence or serious disorder.

PUBLIC SAFETY

- 7) The capacity of the premises will not exceed the agreed maximum capacity of the venue. The total should include all staff.
- 8) The Designated Premises Supervisor shall carry out Fire and Health & Safety risk assessments required for the licensed premises, ensure these are kept on site and made available to responsible authorities and/or the licensing authority upon request.
- 9) All staff shall ensure that the premise operates in line with existing Health & Safety legislation and the Designated Premises Supervisor, and the premises licence holder shall ensure that all staff are suitably trained to meet this requirement and consistently adhere to it.
- 10) All exit doors shall be kept clear and shall be easily operable without the use of a key, card, code or similar.
- 11) All fire doors shall be maintained unobstructed and self-closing
- 12) Adequate and appropriate First Aid equipment and materials shall be available on the premises, routinely checked and replenished and all staff trained in its use.

THE PREVENTION OF PUBLIC NUISANCE

- 13) A 30-minute drink up time shall be implemented before the closing time stated in the premises licence.
- 14) Use of the outdoor/ rear area cease for all activities by 2300 hours every day this is to minimise the risk of public nuisance.
- 15) Customers may use the outdoor/ rear area of the premises thereafter 2300 hours for smoking only.

- 16) Customers permitted to use the outdoor/ rear area for smoking after 2300 hours shall not be permitted to take their drinks, alcoholic or non-alcoholic, glass and / or any container
- 17) The number of smokers permitted to use the outdoor/ rear area shall be no more than 10 persons after 2300 hours.
- 18) No amplified sound including recorded and live music shall be played in the outdoor/ rear area of the premises at any time.
- 19) The volume level of recorded or live music played within the premises shall maintained at a level that ensures it is not audible at or beyond the site boundary of the premises. Noise from the premises should not be audible within the nearest residential premises at any time.
- 20) The DPS, the duty manager and/ or the premises licence holder shall check the noise levels outside the perimeter of the premises approximately hourly, whilst regulated entertainment is provided to ensure that noise from the premises does not cause a disturbance to local residents/businesses.
- 21) Signs shall be prominently displayed on the exit doors advising customers that alcohol should not be taken off the premises and consumed in the street.
- 22) Notices shall be prominently displayed at all exits requesting patrons respect local residents and businesses and leave the area quietly.
- 23) Customers shall also be actively encouraged to leave the area promptly upon closing.
- 24) No noise or vibration generated on the premises, or by its associated plant or equipment, shall emanate from the premises, be transmitted through the structure of the premises.
- 25) No fumes, steam or odours shall be emitted from the premises so as to cause a nuisance to any persons living or carrying on business in the area.

THE PROTECTION OF CHILDREN

- 26) All staff involved in the sale of alcohol shall receive induction and refresher training regularly relating to the sale of alcohol and the conditions of the premises licence.
- 27) All training undertaken by the staff shall be documented and records kept at the premises. These records shall be made available to the Police and/or responsible Authority upon request and shall be kept for at least one year.
- 28) A 'Think 25' or similar proof of age scheme shall be operated, and relevant posters/ signs shall be displayed prominently within the Premises – including in a visible location:
 - (a) At the entrance to the Premises;
 - (b) Behind the bar;
 - (c) In any other area where alcohol can be purchased by a customer.
- 29) A written record of refused sales shall be kept on the premises and updated as and when required. This record shall be made available to Police and/or the Local

Authority upon request and shall be kept for at least one year from the date of the last entry.

30) Underage children may be allowed on the premises in the care of parents or responsible adults up to 2300 hours.

31) The only acceptable ID will be those with photographic identification documents, including passport, photo-card, driving license or proof of age card bearing the PASS hologram.

32) A sign stating “No proof of age – No sale” shall be displayed at the point of sale.

33) The Premises licence holder and Designated Premises Supervisor shall ensure that alcohol is only purchased from an authorised wholesaler and shall produce receipts for the same upon request for inspection by the responsible authority (An authorised wholesaler means an established warehouse or trade outlet with a fixed address and not a van or street trader, even if they claim they are part of, or acting on behalf of, an authorised wholesaler who provides full itemised VAT receipts).

Report for: Licensing Sub Committee – 14th October 2024

Title: **Application for a Review of a Premises Licence – Cambridge Off Licence Cambridge Off Licence 36 Great Cambridge Road Tottenham London N17 7BU**

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

Ward(s) affected: White Hart Lane

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 and protection of children from harm. The application is set out at **Appendix 1** to the report.
- 1.2 The matter primarily concerns a number of incidents /visits to the premises:
- 1.3 A number of inspections carried out by Trading Standards accompanied by the Metropolitan Police Service, they discovered illicit tobacco on 3rd of January 2024, 19th of March 2024, 22nd of April 2022 and 12th of October 2022
- 1.4 The Premises Licence Holder (PLH) and the Designated Premises Supervisor (DPS) is Mr Ozer Duman.
- 1.7 The current licence permits the following:
Supply of Alcohol

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

Supply of Alcohol

Monday to Sunday 0800 to 2300

The opening hours of the premises:

Monday to Sunday 0800 to 2300

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

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

2 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.

3 Background

- 3.1 The existing premises licence took effect on 25th June 2021. The shop is situated along a parade of retail units.

4 Licensing Policy

- 4.1 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.
- 4.2 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].
- 4.3 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].
- 4.4 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].
- 4.5 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.

5 Other considerations

- 5.1 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’.

6 Human Rights

6.1 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.

7 Use of Appendices

Appendix 1 – Review Application Form and supporting documents

Appendix 2 – Copy of current Premises Licence

8 Background papers

Section 82 Guidance

Haringey Statement of Licensing Policy

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Appendix 1

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[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 under section 51 / apply for the review of a club
premises certificate under section 87 of the Licensing Act 2003 for the premises described in
Part 1 below (delete as applicable)**

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description

**Cambridge Off Licence
36 Great Cambridge Road
Tottenham
London
N17 7BU**

Post town London

**Post code (if known)
N17 7BU**

Name of premises licence holder or club holding club premises certificate (if known)

Mr. Ozer Duman

Number of premises licence or club premises certificate (if known)

LN/000024326

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not responsible
authority (please read guidance note 1, and complete (A)
or (B) below)

☐

2) a responsible authority (please complete (C) below)

☒

3) a member of the club to which this application relates
(please complete (A) below)

☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr

☒

Mrs

☐

Miss

☐

Ms

☐

Other title

(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes

☐

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

from

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

<p>Name and address</p> <p>Murthy Balakrishnan L.B. Haringey Trading Standards Service 4th Floor, Alexandra House 10 Station Road Wood Green N22 7TR</p>
<p>Telephone number (if any)</p> <p>02</p>
<p>E-mail address (optional)</p>

This application to review relates to the following licensing objective(s)

1) the prevention of crime and disorder

2) public safety

3) the prevention of public nuisance

4) the protection of children from harm

Please tick one or more boxes ✓

☒
☒
☐
☐

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

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

The Premises under review is licenced in the name of Cambridge Off Licence 36 Great Cambridge Road, London N17 7BU. The licenced premises is a convenience store.

The review primarily relates to four inspections carried out by Trading Standards on 3rd of January 2024, 19th of March 2024, 22nd of April 2022 and 12th of October 2022

Specific Details of Actions:

The sale of illicit tobacco is a National Priority and as such London Local Authorities are participating in a project called Operation Ce Ce, which seeks to disrupt the sale of illicit tobacco within the UK. The project is currently being led by the London Trading Standards (LTS) a community interest company that shares information and coordinates campaigns with all 33 London Authorities.

On the 3rd of January 2024, a test purchase was carried out at this premises, by a third-party company - Red Snapper on behalf of London Trading Standards. An undercover person entered the business and asked for cheap cigarettes. A Turkish man behind the counter sold him a packet of 20 Marlboro cigarettes, which were taken from a bag behind the counter. This operation and subsequent sale were an intel gathering exercises.

On the 19th of the March 2024, based on the intelligence obtained on the 3rd of January 2024, Trading Standards officers, accompanied by tobacco detection dogs and their handler carry out an inspection of the premises. At the premises serving behind the counter was Ozer Dunman the designated premises supervisor.

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 Ozer Dunman was asked if he had any foreign tobacco in the shop, he stated he did not. A Code B Notice was issued to Mr Ozer Duman see **(Annex 3)** which explained Trading Standards powers and his rights. Initially the tobacco dog and handler examined the shelves, there they discovered the following: -

1. 180 Parliament Night Blue cigarettes
2. 60 Marlborough Touch Blue cigarettes
3. 120 Business Royals cigarettes
4. 200 Marlborough Red cigarettes

Then the dog and handler searched the stock room, and, in a microwave, they found following cigarettes: -

1. 7 pouches Hand Rolling Tobacco
2. 400 Parliament Night Blue cigarettes
3. 200 Marlborough Touch Blue cigarettes
4. 200 Business Royals cigarettes

The total quantities seized were 1180 cigarettes and 7 pouch of hand rolling tobacco. The Duty Value of these products provided by HMRC was £520. See **Annex 4** for the receipt of the seized goods. See **Annex 5** for photographs of the seized tobacco.

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

This business has a history of non-compliance. On the 27th of April 2022 Haringey Trading Standards Officers carried out a proactive visit the business with the aim of checking for illegal tobacco and non-compliant E-cigarettes (Vapes). On entry, officers introduced themselves and showed their warrant cards to the owner Mr Ozer Dunman, who was working behind the counter. The officer found 100 foreign cigarettes concealed in a Chivas Regal Whisky Presentation box, which was situated on a shelf in the shop, adjacent to the sales counter. On this occasion, the Service did not take any further action but warned by a letter, that storing cigarettes of this type on premises for sale can result in prosecution or a Licence Review. Mr. Ozer Duman was strongly advised to remove these types of cigarettes from the Licenced premises. see **Annex 1 (Warning Letter)**

On the 12^h of October 2022 Haringey Trading Standards Officers carried out a further visit the business. This was a follow up inspection to see if this trader was compliant after the inspection carried out on the 27th of April 2022. The officer discovered and seized a quantity of disposable electronic cigarettes (VAPES) which were illegal in that they had tanks in excess of the permitted size of 2ml (650 puffs), did not carry a UK name and address of the producer and had incorrect health warnings. In addition, 40 foreign cigarettes were discovered. A letter was again sent to Mr. Ozer Duman, see **Annex 2 (Second Warning Letter)**.

A letter was sent to Ozer Duman the Designated Premises Supervisor and Premises Licence Holder on 16th April 2024 asking questions under caution in relation to the Investigation (This letter is attached as **Annex 6**). Trading Standards to this day have not received a reply from Ozer Duman.

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 is 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 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.

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.

Ownership and Persons Associated with the business.

Mr Ozer Duman is the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) of the premises.

Mr Ozer Duman was a company director of Cambridge Off Licence Limited which was registered at the licensed premises address. However, the company was dissolved on the 1st of February 2022 (see Companies House documents Annex 8). Mr Ozer Duman remains the PLH and DPS and is also the liable party for business rates (See annex 9 – confirmation of business rate payer).

Trading Standards have made this application as they are concerned that the licensed premises is not being run in a responsible manner and that the licensing objectives are not being promoted. This licensed premises is willing to intentionally or recklessly break one law indicates the business is less likely to be compliant with other laws. Furthermore:

- The sale by this retailer 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 age 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.

It should be noted the business was a member of the Councils Responsible Trader Scheme which they joined on the 17th of July 2017. 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 age restricted 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 and Trading Standards are concerned that the Licence holders are not taking their responsibilities seriously and have displayed a reckless attitude towards the Licensing Objectives.

Trading Standards recommend the removal of the Designated Premises Supervisor as it is believed he has not acted responsibly to promote the Licensing objectives.

Trading Standards recommend a period of suspension of the licence for 3 months to allow for proper controls and training to be put in place at the premises.

Trading Standards recommend the additional conditions below are also added to the Licence.

1. The business shall adopt a "Challenge 25" policy.
2. 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.
3. 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.
4. 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.

5. 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.
6. The Premises License 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.
7. The Premises License 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.

- 8. 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.
- 9. When the trader becomes aware that any alcohol or tobacco may not be duty paid, they shall inform the Council of this immediately.
- 10. Only 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.
- 11.
- 12. Tobacco shall only be taken from the covered tobacco display cabinet behind the sales counter in order to make a sale.
- 13. Only tobacco and alcohol which is available for retail sale shall be stored on the premises.
- 14. 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.
- 15. A CCTV system should be installed and maintained which should be able to record colour footage for a period of 31 days (about 1 month) and be able to capture clear video of people's 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.
- 16. All Staff left in charge of the premises should be trained in the operation of CCTV and the production of copies of recordings.
- 17. Any breakdown or malfunction of the CCTV system which is likely to prevent the recording of CCTV images shall be reported to the Licensing Authority immediately.

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

Attached Documents

- Annex 1 First warning letter to the DPS
- Annex 2: Second warning letter to the DPS
- Annex 3: Code B Notice
- Annex 4: Receipt for seized goods
- Annex 5: Photographs of seized Tobacco
- Annex 6: Invitation to PACE questions to answer

Annex 7: Current Premises Licence
Annex 8: Companies House Document

Please tick ✓No

Have you made an application for review relating to the

☐

premises before									
If yes, please state the date of that application	Day Month Year								
	<table border="1"><tr><td></td><td></td><td></td><td></td><td></td><td></td><td></td><td></td></tr></table>								

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

N/A

Please tick ✓

yes

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

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

Part 3 – Signatures (please read guidance note 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

Murthy Balakrishnan

Date 24th of June 2024

Capacity Senior Trading Standards Officer

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Murthy Balakrishnan Senior Trading Standards Officer Environment and Resident Experience Alexander House Level 4 10 Station Road London	
Post town London	Post Code N22 7TR
Telephone number (if any) 07870 157822	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) murthy.balakrishnan@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.

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:

**CAMBRIDGE OFF LICENCE
36 GREAT CAMBRIDGE ROAD, TOTTENHAM
LONDON N17 7BU**

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**
- **PUBLIC SAFETY**
- **THE PREVENTION OF CHILDREN FROM HARM**

The review relates to four inspections carried out by Trading Standards on 3rd of January 2024, 19th of March 2024, 22nd of April 2022 and 12th of October 2022 when illicit tobacco was found onsite for sale to the public.

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

Interested parties or responsible authorities wishing to make representations must give notice in writing to **licensing@haringey.gov.uk**. Please submit all representations via email we are not able to pick up post at this time.

By: 16th September 2024

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

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Environment & Neighbourhoods

Regulatory Services Manager: **Gavin Douglas**



Ozer Duman
Cambridge Off Licence
36 Great Cambridge Road
Tottenham
London
N17 7BU

Your ref:

Date: 3rd May 2022

Our ref: WK 533100

Dear Mr Duman

Licensing Act 2003

On 27th April 2022 a visit was carried out to your off Licence Premises T/A Cambridge Off Licence where 100 foreign cigarettes were found concealed in a Chivas Regal Whisky Presentation box, which was situated on a shelf in the shop, adjacent to the sales counter.

It can be a criminal offence to stock non Duty Paid cigarettes, cigarettes not in standardised packaging or cigarettes bearing health warnings in a language other than English.

On this occasion, this Service intends to take no further action. You are however, warned that storing cigarettes of this type on your premises for sale can result in prosecution or a Licence Review. You are therefore, strongly advised to remove these types of cigarettes from the Licenced premises.

If you have, any questions in relation to this matter not hesitate to contact me.

Yours Sincerely

A handwritten signature in black ink, appearing to be 'M Squire', written over a white background.

M Squire
Tactical Trading Standards Enforcement Officer

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

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Environment & Neighbourhoods

Interim Regulatory Services Manager: Lynn Sellar



Ozer Duman
Cambridge Off Licence
36 Great Cambridge Road
Tottenham
London
N17 7BU

Your ref: **WK/000548824**
Date: 13th October 2022
Contact: Michael Squire
Tel: 0208 489 51580208 489 5158
Email: michael.squire@haringey.gov.uk

Dear Sir,

Tobacco and Related Products Regulations 2016: Licensing Act 2003

I write further to my visit to your shop on 12th October 2022 during which I seized a quantity of disposable electronic cigarettes (VAPES) which were illegal in that they had tanks in excess of the permitted size of 2ml (650 puffs), did not carry a UK name and address of the producer and had incorrect health warnings.

This Service intends to destroy the electronic cigarettes and you are advised to ensure you check the products you purchase and the remainder of your stock to ensure they are legal to sell. If you wish to dispute the destruction of these items please contact me immediately.

If you are able to identify your supplier I would be grateful if you would forward copies or photographs of your invoices to me by E mail.

In addition, I discovered 40 foreign cigarettes which you claimed were for personal use. These should not be stored on the premises or offered for sale.

You are warned that should there be further breaches in respect of this legislation you may be prosecuted without further warning or your licence may be reviewed.

Yours faithfully

A handwritten signature in black ink, appearing to be 'M Squire'.

Michael Squire
Trading Standards Specialist

Commercial Environmental Health & Trading Standards

4th Floor, Alexandra House
Station Road
London N22 7TY

T: «OFFICERTEL»
E: EHandTS@haringey.gov.uk
www.haringey.gov.uk

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Haringey
LONDON

REGULATORY SERVICES: INFORMATION TO THE OCCUPIER
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

Name of business/occupier OZER DOMAN CAMBRIDGE OFF LICENS
Name of person receiving notice OZER DOMAN
Address of premises 36 GILES Cambridge Road
N17 7BU

Officers of the London Borough of Haringey are given statutory powers to enable them to check compliance, enforce legislation and investigate breaches of the law. When you are not suspected of committing a breach the Powers of Entry Code of Practice applies. When you are suspected of a criminal breach the Police and Criminal Evidence Act Code of Practice B applies

POWER UNDER WHICH ENTRY/SEARCH MADE (TICK WHICH APPLIES)
1) **WARRANT** (Officers powers are summarised overleaf)
☒ Under PROSECUTION Act Date granted 2012 By _____
2) **STATUTORY POWER**-(These powers are summarised overleaf)
☐ Under the Consumer Rights Act 2015 Paragraph 23(6) Entry without prior Notice
☐ Under the Consumer Rights Act 2015 Paragraph 23(3) Entry with prior Notice
☐ Statutory Powers (other Please Specify) _____ Regs/Act

Purpose of Entry: To search for non-duty paid
cash - U.S.

3) **WRITTEN CONSENT** (TICK THOSE WHICH APPLY AND OBTAIN A SIGNATURE)
With the written consent of a person entitled to grant entry (only applicable if not under warrant or statutory powers)
☒ I CONSENT TO OFFICERS OF THE L.B. HARINGEY SEARCHING THE ABOVE NAMED PREMISES. I UNDERSTAND THAT ANYTHING FOUND MAY BE USED IN COURT PROCEEDINGS.
☐ I CONSENT TO THE OFFICER MAKING USE OF EQUIPMENT ON THESE PREMISES, NAMELY A TILL SCANNER OR OTHER SIMILAR EQUIPMENT FOR THE PURPOSE OF CHECKING PRICES ON THESE PREMISES. I UNDERSTAND THAT ANY INFORMATION PRODUCED MAY BE USED IN COURT PROCEEDINGS.

Signature X OZER Name (Capitals) OZER
Status relative to premises X

OFFICER IN CHARGE OF SEARCH
Name Morty Balakris Date 19/3/2024
Position TS Officers sig. [Signature] Time Start _____ Finish _____

(Complete After Search) Premises Searched Record
OFFICERS PRESENT AT SEARCH (Show Name & Organisation)
smo Martin
Y Sun

Entry Forced/Damage/Arrangements to Secure Premises: Please state below
N/A

Extent of Search: The whole prem
Worksheet visit No: _____

WHITE - OFFICERS COPY PINK - SEARCH REGISTER YELLOW - OCCUPIERS COPY

Regulatory Services AS 00061

17 Place, Alexandra House, 113 Spite Road, London E2 7TR
 Tel: 020 8448 8114
 Email: hertford@hertford.gov.uk www.hertford.gov.uk

Record of Seized Property/Notice of Additional Powers of Seizure/Notice to Return

Name: MR DEEPA DOWDAL Date: 10/3/12
 Address: CAMBRIDGE CPC LICENCE
26 Great St Cambridge Post Code: CB2 7

The following items have been received/returned:
 In accordance with the provisions of the above named Act(s), the documents goods listed below
 are required as evidence in proceedings for an offence under the Act(s) have been received/returned.
 (delete as section 1/1)

I agree to permanently hand over all of the items listed and they will be owned by Hertfordshire CC
 not liable to get these items back unless I have signed below.
 Signed: [Signature] (delete as section 1/1)

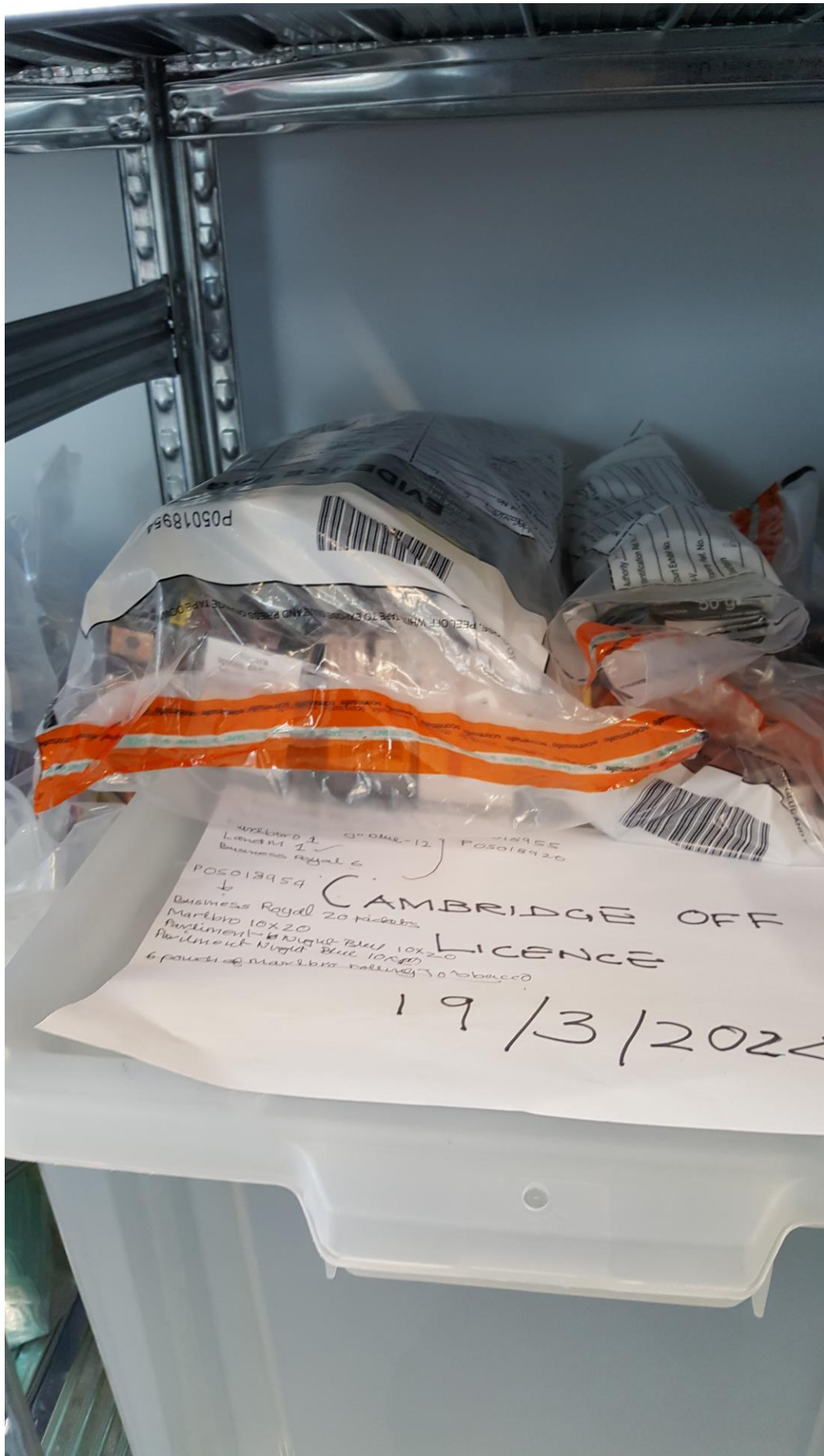
Notice: Observations/Action Required (Date:)

Item No.	Description of Property (or Notice/Seizure/Action)	Seized by Officer	Place/Where (or Location)	Date
1	2 bags of 100 100 - + 7 small bottles	MR B	On site at [unclear]	
2	+ 2 bags	MR B		
3	1 small bottle	MR B		

For Sec 1 applicable ☐ Section 15 of the Criminal Justice and Public Act 2001 (above for items
 of property found on premises where it is not reasonably practicable to complete the above
 searching or seizure at the scene. Section 15 requires the provision of a written notice to the
 the property was seized, specifying various information. Under Search Warrant ☐ Without a
 Reason why it was not reasonably practicable to complete the relevant process at the scene. (S

Authorized Officer: [Signature] Notice Received By: [Signature]
 Signed: [Signature] Signed: [Signature]
 Print Name: BARAK RISHNI Print Name: [unclear]
 Designation: SA TS Status: [unclear]
 WHITE COPY (Owner) YELLOW COPY (Officer) (PINK)

Annex 5: Photograph of seized tobacco



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Environmental Services and Community Safety

Regulatory Services Manager: Gavin Douglas



Ozer Duman,
Mr Ozer Duman
38 Great Cambridge Road,
London,
N17 7BU.

Date: 16 of April 2024
Your ref:
Our ref: MB/Cambridge off /WK/
Direct No: 020 8489 4519 or
07870 157822

Dear Mr Ozer Duman,

1. That information contained on the product was in a language other than English and would not inform purchasers on the safe use of the product. This information would be required under regulation 8(1) of the General Product Safety Regulation 2005 contrary to regulation 20(1) General Product Safety Regulation 2005
2. Had in possession tobacco products that failed to comply with the requirements of Regulation 7(1) of the Standardised Packaging of Tobacco Products Regulations 2016 in that it the exterior of the packaging did have the permitted colour, that being Pantone 448c applied to it but displayed the colours white and blue, Contrary to Regulation 15(1) of the Standardised Packaging of Tobacco Products Regulations 2015

On the 19th of March 2024, Trading Standards Officers carried out an inspection at your premises Cambridge Off Licence, 38 Cambridge Road, London N17 7BU. The officers discovered following goods while carrying out their inspection.

The following cigarettes were behind the counter: -

1. 9 x 20 Packets of Parliament Night Blue
2. 3 x 20 Packets of Marlborough Touch Blue
3. 6 x 20 Packets of Business Royals
4. 1 x 20 Packet of Marlborough Red

The following cigarettes were found in the microwave oven in the stock room: -

5. 7 x Hand Rolling Tobacco
6. 20 x 20 Packets of Parliament Night Blue
7. 10 x 20 Packets of Marlborough Touch Blue
8. 10 x 20 Packets of Business Royals

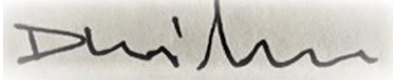
Health Warnings on the tobacco products and cigarettes that were seized did not carry the correct UK Health Warnings and were non-UK Duty Paid. The cigarettes were not in a standardised packaging as required for the UK market. These facts can constitute offences under the above-mentioned legislation.

In order to complete my investigation, I wish to put some questions to you as the owner, Premises Licence holder and Designated Premises Supervisor of the business. When replying please ensure that this letter is answered by you, and you sign and date it to approve its content.

The interview would be conducted in accordance with the rules laid down in the **Codes of Practice under Police and Criminal Evidence Act 1984**. You may have seek legal advice or assistance when answering these questions.

Please return the written answers by the 29th of April 2024

Yours faithfully

A handwritten signature in black ink, appearing to read 'Murthy', on a light-colored rectangular background.

Murthy Balakrishnan
Senior Trading Standards Officer

Officers Trading Standards

Alexandra House, 4th Floor
10 Station Road
London Road
N22 8HQ

T 020 8489 4519
M 0787157822

www.haringey.gov.uk

Interview Questions

1. That information contained on the product was in a language other than English and would not inform purchasers on the safe use of the product. This information would be required under regulation 8(1) of the General Product Safety Regulation 2005 contrary to regulation 20(1) General Product Safety Regulation 2005
2. Had in possession tobacco products that failed to comply with the requirements of Regulation 7(1) of the Standardised Packaging of Tobacco Products Regulations 2016 in that it the exterior of the packaging did have the permitted colour, that being Pantone 448c applied to it but displayed the colours white and blue, Contrary to Regulation 15(1) of the Standardised Packaging of Tobacco Products Regulations 2015

I write to you in relation to an inspection carried out at Cambridge off Licence, 38 Great Cambridge Road, London, N17 7BU. During the inspection the following items were seized: from behind the counter.

9 x 20 Packets of Parliament Night Blue
3 x 20 Packets of Marlborough Touch Blue
6 x 20 Packets of Business Royals
1 x 20 Packet of Marlborough Red

More cigarettes were found in the Microwave in the stockroom.

7 x Hand Rolling Tobacco
20 x 20 Packets of Parliament Night Blue
10 x 20 Packets of Marlborough Touch Blue
10 x 20 Packets of Business Royals

I wish to ask you questions by means of written questions. These questions are in accordance with **Code Police and Criminal Evidence Act 1984 (PACE)**.

Questions to the director of the Company or the owner of the business

Here are the questions for you to answer and return to me **but** before you do so, **I must caution you that 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.**

Sign here.....

Time and Date:

If you understand the caution after reading it, please sign it and date it.

I would remind you that you are entitled to legal representation or to seek advice from a solicitor prior and while answering these questions.

1. What is your full name?
2. What is your home address?
3. What is your place of birth?
4. What is your date of birth?
5. Is this business a Limited company?
6. If not, are you the sole owner of the business?
7. Are there any other owner connected with this business?
8. What is your position within this business?
9. Are you authorised to speak on behalf of the business?

The offence:

On 19th of March 2024, the above items were taken from Cambridge Off Licence, 36 Cambridge Road, London, N17 7BU. These are contrary to the regulations above.

We are therefore interviewing you in the capacity as the sole owner.

10. What is your role in the business.
11. Do you work in the shop yourself?
12. How many other people work at the shop?

13. There was a man in the shop who called himself as Mustafa Yaman. Who is this man?
14. What connection has with business?
15. On 19th of March 2024 were you the Premises Licence Holder and Designated Premises Supervisor of Cambridge off Licence, 38 Cambridge Road, London, N17 7BU.
16. Would you agree that you are active in the management of the business?
17. Do you agree that you had for sale cigarettes that did not carry the correct UK health warnings and were not UK Duty Paid and were not in standardised packaging as required for the UK market.
18. Where did you get these cigarettes?
19. Which cash and carry did you obtain these cigarettes?
20. Do you have the address of the supplier of these cigarettes?
21. Do you have receipt for these cigarettes
22. How much were you selling these cigarettes in your shop?
23. How many of the cigarettes have you sold in your shop?
24. That is an end to the questions I need to ask you.
25. Is there anything else you want to convey to me that you have not already have stated? Please write then down.

Conclusion of interview questions

Please answers these questions and sign and date them.

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PREMISES LICENCE

Receipt: SELMS00008726

Premises Licence Number: LN/000024326

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 7TR**

Signature:

Date: 25th June 2021

Part 1 – PREMISES DETAILS

Postal Address of Premises or, if none, Ordnance Survey map reference or description:

**CAMBRIDGE OFF LICENCE
36 GREAT CAMBRIDGE ROAD
TOTTENHAM
LONDON
N17 7BU**

Telephone:

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 Sunday 0800 to 2300

The opening hours of the premises:

Monday to Sunday 0800 to 2300

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

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

Part 2**Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence:**

Ozer Duman
36 Great Cambridge Road
Tottenham
London
N17 7BU

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:

Ozer Duman
37 Mayfair Gardens
London
N17 9LN

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

Personal Licence: LN/00002064
Issued by: London Borough of Haringey

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

1. 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 –

$$P = D + (D \times V)$$

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 3 – Conditions attached after a hearing by the licensing authority

THE PREVENTION OF CRIME AND DISORDER

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

- (a) Cameras must be sited to observe the entrance doors from both inside and outside.
- (b) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
- (c) Cameras must be sited to cover all areas to which the public have access including any outside smoking areas.
- (d) Provide a linked record of the date, time of any image.
- (e) Provide good quality images - colour during opening times.
- (f) Have a monitor to review images and recorded quality.
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.
- (h) Member of staff trained in operating CCTV at venue during times open to the public.

Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within a reasonable time to Police on request.

An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) any faults in the CCTV system
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

An alarm connected to Police will be installed.

PUBLIC SAFETY

Fire exits will be clearly signed.

Fire Extinguishers will be in place.

The premises will be kept clean and doors kept free of obstruction.

THE PREVENTION OF PUBLIC NUISANCE

THE PROTECTION OF CHILDREN

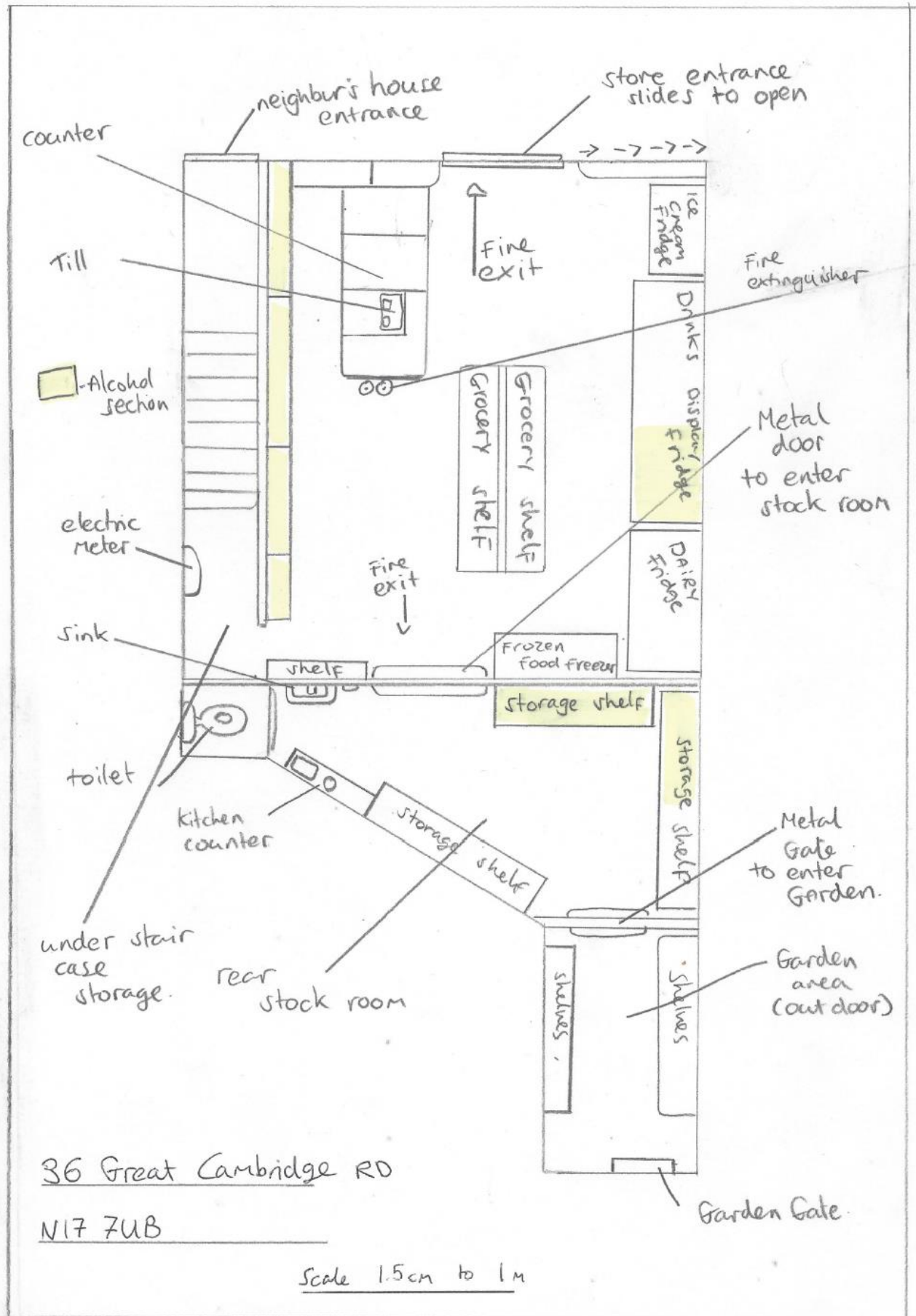
A 'NO ID NO SALE' policy will be in place.

Alcohol will be sold in plastic or glass bottles.

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

Not applicable

Annex 4 - Plans



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CAMBRIDGE OFF LICENCE LTD

Company number **12850187**

Follow this company

Overview

[Filing history](#)

[People](#)

[More](#)

Registered office address

36 Great Cambridge Road, Tottenham, London, England, N17 7BU

Company status

Dissolved

Dissolved on

1 February 2022

Company type

Private limited Company

Incorporated on

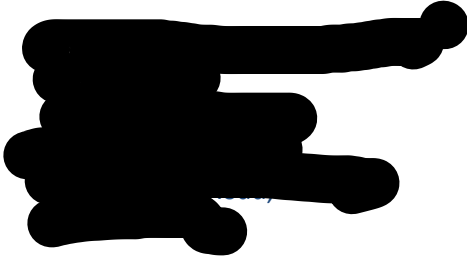
1 September 2020

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Felicia Ekemezuma

From: Carol Martin
Sent: 21 March 2024 17:10
To: Murthy Balakrishnan
Subject: RE: The rate payer for the following trader

Account Context Info



Period 10-AUG-2011 to (open)
Liable Parties
Mr Ozer Duman
Property Address
36 Great Cambridge Road, London, N17 7BU
Contact Address
Cambridge Off License 36 Great Cambridge Road, London, N17 7BU

From: Murthy Balakrishnan <Murthy.Balakrishnan@haringey.gov.uk>
Sent: 21 March 2024 10:50
To: Carol Martin <Carol.Martin@haringey.gov.uk>
Subject: The rate payer for the following trader

Hi carol,

I hope that you are keeping. Could you please find for me who pays the rater for the following business:

1. [Redacted]
2. [Redacted]
3. Cambridge Off licence – 36 Great Cambridge Road, London N17 7BU

Thank you

Murthy Balakrishnan
Senior Trading Standards Officer



Haringey Council
Environmental and Resident Experience
4th Floor, Alexandra House,
10 Station Road,
London, N22 7TR

T. 020 8489 4519

M. 07870 157822

<mailto:murthy.balakrishnan@haringey.gov.uk>

www.haringey.gov.uk

[twitter@haringeycouncil](https://twitter.com/haringeycouncil)

facebook.com/haringeycouncil

Monday and Friday are my non-working day

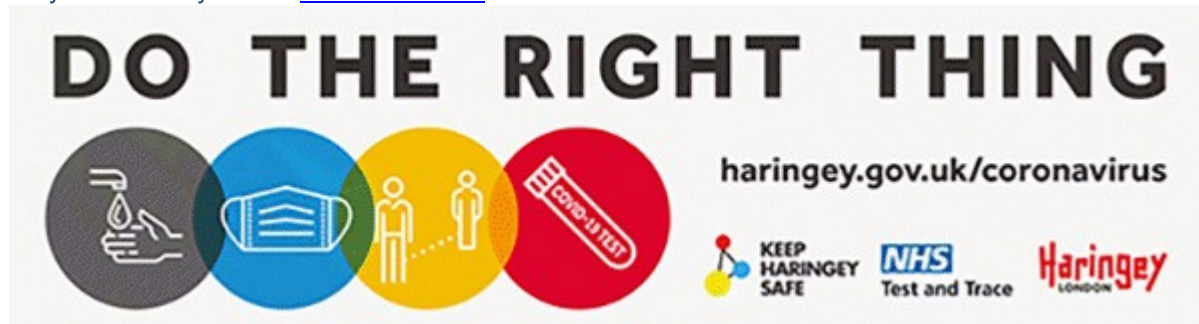
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If you need to reply to this message, please use our Online Service:

[Contact Frontline](#)

Why wait when you can [do it online?](#)



Appendix 2

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LICENSING ACT 2003
Sec 24

PREMISES LICENCE

Receipt: SELMS00008726

Premises Licence Number: LN/000024326

This Premises Licence has been issued by:

***The Licensing Authority, London Borough of Haringey,
4th Floor Alexandra House, 10 Station Road,
Wood Green, London N22 7TR***

Signature:

Date: 25th June 2021

Part 1 – PREMISES DETAILS

Postal Address of Premises or, if none, Ordnance Survey map reference or description:

**CAMBRIDGE OFF LICENCE
36 GREAT CAMBRIDGE ROAD
TOTTENHAM
LONDON
N17 7BU**

Telephone:

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 Sunday 0800 to 2300

The opening hours of the premises:

Monday to Sunday 0800 to 2300

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

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

Part 2

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

Ozer Duman

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:

Ozer Duman

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

Personal Licence: LN/00002064

Issued by: London Borough of Haringey

Annex 1 –Mandatory Conditions

Supply of alcohol.

1. No supply of alcohol may be made under the premises licence;
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The premises licence holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 (3) 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 either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

4. Prohibition on Sale of Alcohol below Cost of Duty plus VAT

(1) A relevant person shall ensure that no alcohol is sold or supplied for consumption 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^{ll} is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6) ;

(b) —permitted price^{ll} is the price found by applying the formula —

$$P = D + (D \times V)$$

Where —

- (i) P is the permitted price,
- (ii) D is the rate 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^{ll} 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;
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- (e) —value added tax^{ll} means value added tax charged in accordance with the Value Added Tax Act 1994

(3) Where the permitted price given by Paragraph (b) of paragraph (2) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

Annex 1 –Mandatory Conditions

(4) (a) Sub-paragraph (b) below applies where the permitted price given by Paragraph (b) of paragraph (2) on a day (—the first dayll) would be different from the permitted price on the next day (—the second dayll) as a result of a change to the rate of duty or value added tax.

(b) 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.

Door supervision.

1. Any person(s) required to be on the premises to carry out a security activity must be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001 or be entitled to carry out that activity by virtue of Section 4 of that Act.

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

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THE PREVENTION OF PUBLIC NUISANCE

THE PROTECTION OF CHILDREN

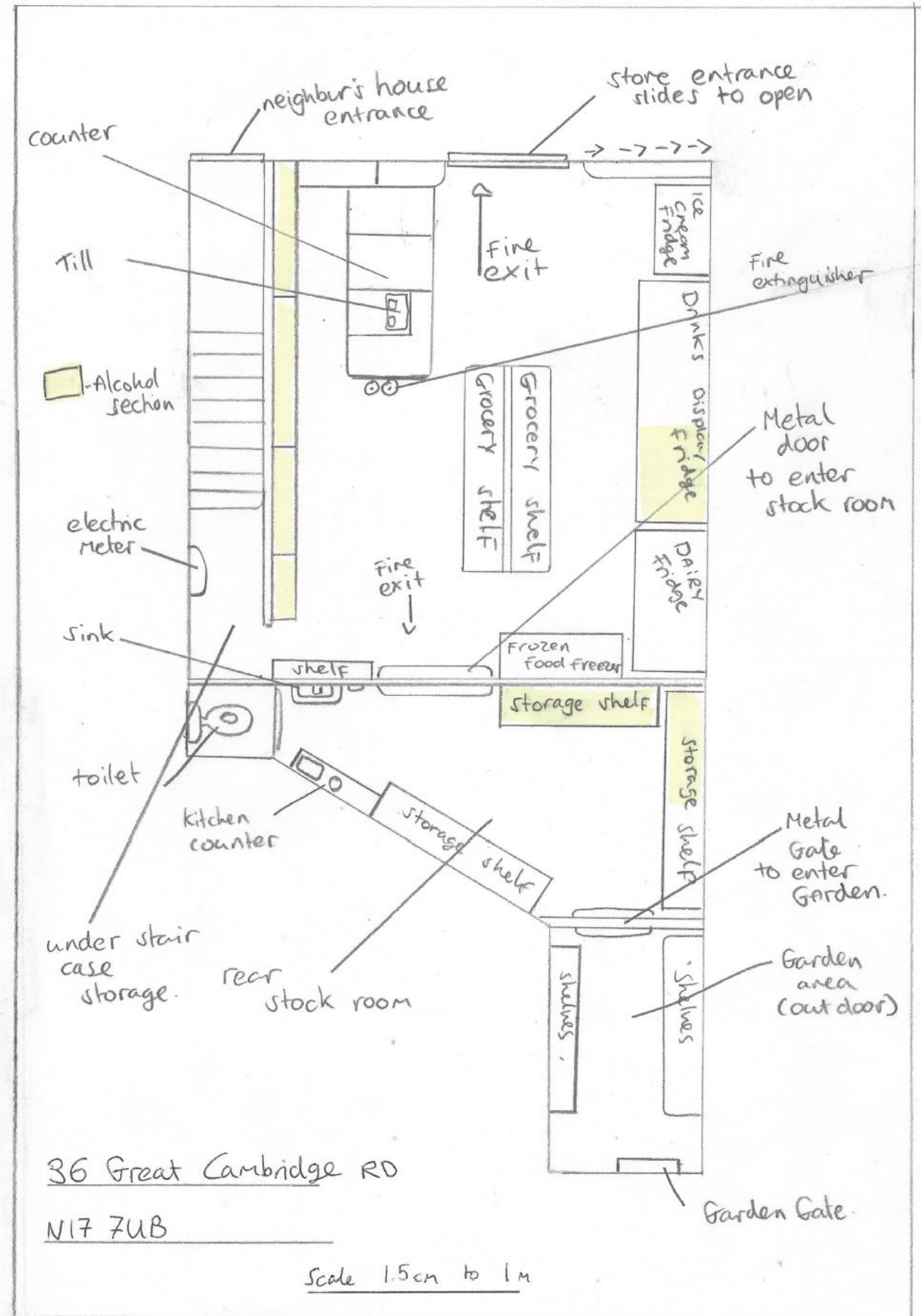
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Annex 3 – Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 - Plans



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