

NOTICE OF MEETING

LICENSING SUB COMMITTEE B

Thursday, 17th November, 2016, 7.00 pm - Civic Centre, High Road, Wood Green, N22 8LE

Members: Councillors Vincent Carroll (Chair), David Beacham and Toni Mallett

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. Although we ask members of the public recording, filming or reporting on the meeting not to include the public seating areas, members of the public attending the meeting should be aware that we cannot guarantee that they will not be filmed or recorded by others attending the meeting. 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 and using the public seating area, 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

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 considered at item 7 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 (PAGES 1 - 2)

The Chair will explain the procedure that the Committee will follow for the hearing considered under the Licensing Act 2003. A copy of the procedure is attached.

6. PEP CORNER, 2 HIGH ROAD, LONDON N22 7TR (PAGES 3 - 32)

To consider an application for transfer of the premises licence and variation of the Designated Premises Supervisor.

7. ITEMS OF URGENT BUSINESS

To consider any new items of urgent business admitted under item 2 above.

Maria Fletcher, Principal Committee Co-ordinator
Tel – 020 84891512
Fax – 020 8881 5218
Email: maria.fletcher@haringey.gov.uk

Bernie Ryan
Assistant Director – Corporate Governance and Monitoring Officer
River Park House, 225 High Road, Wood Green, N22 8HQ

Wednesday, 09 November 2016

LICENSING SUB-COMMITTEE HEARINGS PROCEDURE SUMMARY	
INTRODUCTION	
1.	The Chair introduces him/herself and invites other Members, Council officers, Police, Applicant and Objectors to do the same.
2.	The Chair invites Members to disclose <ul style="list-style-type: none"> i) any prior contacts (before the hearing) with the parties or representations received by them; and separately ii) any declarations of interest.
3.	The Chair explains the procedure to be followed by reference to this summary which will be distributed in advance.
NON-ATTENDANCE BY PARTY OR PARTIES	
4.	If one or both of the parties fails to attend, the Chair decides whether to: <ul style="list-style-type: none"> (i) grant an adjournment to another date, or (ii) proceed in the absence of the non-attending party. <p>Normally, an absent party will be given one further opportunity to attend.</p>
TOPIC HEADINGS	
5.	The Chair suggests the “topic headings” for the hearing. In the case of the majority of applications for variation of hours, or other terms and conditions, the main topic is: <p>Whether the extensions of hours etc. applied for would conflict with the four licensing objectives i.e.</p> <ul style="list-style-type: none"> (i) the prevention of crime and disorder, (ii) public safety, (iii) the prevention of public nuisance, and (iv) the protection of children from harm.
6.	The Chair invites comments from the parties on any other topic headings to be discussed.
WITNESSES	
7.	The Chair asks whether there are any requests by a party to call a witness and decides any such request.
8.	Only if a witness is to be called, the Chair then asks if there is a request by an opposing party to “cross-examine” the witness. The Chair then decides any such request.
DOCUMENTARY EVIDENCE	
9.	The Chair asks whether there are any requests by any party to introduce late documentary evidence.
10.	If so, the Chair will ask the other party if they object to the admission of the late documents.
11.	If the other party do object to the admission of documents which have only been produced by the first party at the hearing, then the documents shall not generally be admitted.

12.	If the other party object to documents produced late but before the hearing, the following criteria shall be taken into account when the Chair decides whether or not to admit the late documents:	
(i)	What is the reason for the documents being late?	
(ii)	Will the other party be unfairly taken by surprise by the late documents?	
(iii)	Will the party seeking to admit late documents be put at a major disadvantage if admission of the documents is refused?	
(iv)	Is the late evidence really important?	
(v)	Would it be better and fairer to adjourn to a later date?	
THE LICENSING OFFICER'S INTRODUCTION		
13.	The Licensing Officer introduces the report explaining, for example, the existing hours, the hours applied for and the comments of the other Council Services or outside official bodies. This should be as "neutral" as possible between the parties.	
14.	The Licensing Officer can be questioned by Members and then by the parties.	
THE HEARING		
15.	This takes the form of a discussion led by the Chair. The Chair can vary the order as appropriate but it should include:	
(i)	an introduction by the Objectors' main representative	
(ii)	an introduction by the Applicant or representative	
(iii)	questions put by Members to the Objectors	
(iv)	questions put by Members to the Applicant	
(v)	questions put by the Objectors to the Applicant	
(vi)	questions put by the Applicant to the Objectors	
CLOSING ADRESSES		
16.	The Chair asks each party how much time is needed for their closing address, if they need to make one.	
17.	Generally, the Objectors make their closing address before the Applicant who has the right to the final closing address.	
THE DECISION		
18.	Members retire with the Committee Clerk and legal representative to consider their decision including the imposition of conditions.	
19.	The decision is put in writing and read out in public by the Committee Clerk once Members have returned to the meeting.	

Report for: Licensing Sub Committee 17th November 2016

Item number:

Title: Pep Corner 2 High Road, Wood Green, London N22. Refusal of application to transfer and vary Designated Premises Supervisor.

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

Ward(s) affected: NP

Report for Key/
Non Key Decision: Not applicable

1. Describe the issue under consideration

1.1 This report relates to an application for the transfer of a premises and variation of a designated premises supervisor submitted by Mr Serghei Racu, the application was refused by the Metropolitan Police due to the applicant showing lack of knowledge in his responsibility to hold a premises licence.

Details of the existing licence are as follows:

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 0200

The opening hours of the premises:

Monday to Sunday 0700 to 0200

For consumption OFF the premises

1.2 The Premises first came to the attention of the Police in October 2015 when they were visited by the Police Licensing Officer who established that the named licence holder had recently sold on the business to Mr Racu. Mr Racu was advised by the Police Officer that he had to make an application to transfer and vary the DPS. Mr Racu assured the officer that this was being carried out. The Police Officer visited in October 2016 with Trading Standards Officers and found that Mr Racu had not transferred the licence or vary the DPS and was therefore operating without a licence. Mr Racu was stopped from making alcohol sales, but even while the officer was onsite after stopping sales they attempted further sales of alcohol as the officer was leaving the premises. The Trading Standards Officer also carried out an inspection of the premises at the

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time and found counterfeit tobacco behind the counter which was seized and will be subject to enforcement action.

The application forms are attached as Appendix 1.

2 Recommendations

There is no recommendation, but 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 variation as requested
- Reject the whole or part of the application

2.1 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.

3 Policy Implications

3.1 The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.

3.2 Equalities impact

At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

4. Other considerations

4.1 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

5 Use of Appendices

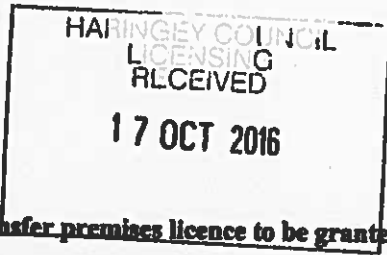
Appendix 1- Application form

Appendix 2 – Copy of rejection from Met Police

Background papers: Section 82 Guidance

Haringey Statement of Licensing policy

Appendix 1- Application form



FEE: £23

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We SERGEI RACU
(Insert name of applicant)

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

Premises licence number

LN/000013255

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description <u>2 HIGH ROAD LONDON</u>	
Post town <u>WOOD GREEN</u>	Post code <u>N22 6BX</u>
Telephone number at premises (if any)	

Please give a brief description of the premises
OF LICENCE

Name of current premises licence holder
BULENT SEL

Part 2 - Applicant details

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

a) an individual or individuals*

Please tick yes

please complete section (A)

b) a person other than an individual *

i. as a limited company

please complete section (B)

ii. as a partnership

please complete section (B)

- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) an individual who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in respect of an independent hospital in England please complete section (B)

h) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

436 WEST GREE ROAD
LONDON N15 3PT

Post town

Post code

Daytime contact telephone number

07737562747

E-mail address (optional)

SERGEI.RACE@HOTMAIL.CO.UK.

SECOND INDIVIDUAL APPLICANT (fill in as applicable)

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) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name

Address	2 High ROAD. LONDON N22 6BX
Registered number (where applicable)	
Description of applicant (for example partnership, company, unincorporated association etc.)	Limited Company
Telephone number (if any)	02088894854
E-mail address (optional)	Serghei.racu@hotmail.co.uk

Part 3

Please tick yes

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

Do you wish the transfer to have immediate effect?

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

Day	Month	Year

Please tick yes

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

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

Please tick yes

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

Please tick yes

I have enclosed the premises licence

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

- I have made or enclosed payment of the fee
- I have enclosed the consent form signed by the existing premises licence holder or my statement as to why it is not enclosed
- I have enclosed the premises licence or relevant part of it or explanation
- I have sent a copy of this application to the chief officer of police today
- I 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 4 – Signatures (please read guidance note 2)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 3). If signing on behalf of the applicant please state in what capacity.

Signature *[Handwritten Signature]*

Date *17/10/2016*

Capacity *OWNER*

For joint applicants signature of second applicant, second applicant’s solicitor or other authorised agent (please read guidance note 4). 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 5)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Notes for Guidance

1. Describe the premises. For example the type of premises it is, its general situation and layout and any other information which would be relevant to the licensing objectives.
2. The application form must be signed.
3. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
5. This is the address which we shall use to correspond with you about this application.



Consent of premises licence holder to transfer

I/we MR MEHMET SEL
[full name of premises licence holder(s)]

the premises licence holder of premises licence number * LN000013255
[insert premises licence number]

relating to

PEP CORNER, 2 WOOD GREEN HIGH RD, N22 6BX
[name and address of premises to which the application relates]

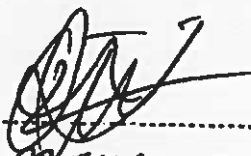
hereby give my consent for the transfer of premises licence number

* LN000013255
[insert premises licence number]

to

Serghei Racu
[full name of transferee]

signed
name
(please print)


MEHMET SEL

dated

26.01.2016

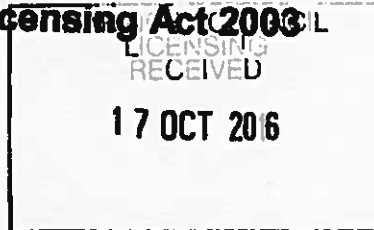
LICENSING ACT 2003
Section 37

Haringey
LONDON

Fee: £23

**Application to vary a premises licence to
specify an individual as designated premises
supervisor under the Licensing Act 2003**

(1)



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

(2) I/we **SERGEI RACU**

being the premises licence holder, apply to vary a premises licence to specify the individual
named in this application as the premises supervisor under section 37 of the Licensing Act
2003

Premises licence number

LN000013255

Part 1 - Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description

PEP CORNER 2 WOOD GREEN HIGH RD,

Post town

Post code **N22 6BX**

Telephone number (if any)

Description of premises (please read guidance note 1)

OFLICENCE

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

(2) Insert full name(s) of premises licence holder

Part 2

Full name of proposed designated premises supervisor

BERGHEI RACK

Personal licence number of proposed designated premises supervisor and issuing authority of that licence (if any)

LN/00005716

Full name of existing designated premises supervisor (if any)

MEHMET SEL

Please tick yes

I would like this application to have immediate effect under section 38 of the Licensing Act 2003

I have enclosed the premises licence or relevant part of it

(if you have not enclosed the premises licence, or relevant part of it, please give reasons why not)

Reasons why I have failed to enclose the premises licence or relevant part of it

Please tick yes

- I have made or enclosed payment of the fee
- I will give a copy of this application to the chief officer of police
- I have enclosed the consent form completed by the proposed premises supervisor
- I have enclosed the premises licence or relevant part of it, or explanation
- I will give a copy of this form to the existing premises supervisor, if any
- 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

insert
mount

Part 5 - Signatures (please read guidance note 2)

Signature of applicant or applicant's solicitor or other duly authorised agent. (please read guidance note 3)
If signing on behalf of the applicant please state in what capacity.

Signature *[Handwritten Signature]*

Date 28/01/2016

Capacity _____

For joint application's signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 4)
If signing on behalf of the notifier 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 5)	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Notes for Guidance

1. Describe the premises. For example the type of premises it is.
2. The application form must be signed.
3. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
5. This is the address which we shall use to correspond with you about this application

LICENSING ACT 2003
Section 37(3)

Consent of individual to being specified as premises supervisor



Reference number:

I [full name of prospective premises supervisor]
SERGHEI RACU

of [home address of prospective premises supervisor]
436 WESTGREEN ROAD
LONDON N15 3PT

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

[type of application]
Vary DPS

by [name of applicant]
Serghei Racu

relating to a premises licence
[number of existing licence, if any]

for [name and address of premises to which the application relates]
Pep Corner
2 High Road
N22 6BX

and any premises licence to be granted or varied in respect of this application made by [name of applicant]
Serghei Racu

concerning the supply of alcohol at

[name and address of premises to which application relates]

Peep Corner
2 High Road
N22 6BX

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

[insert personal licence number, if any] LN/00005716

Personal licence issuing authority

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

Signed



Name (please print)

SERGEI RACE

Date

14/10/2016.

Appendix 1A- Copy of current licence

LICENSING ACT 2003
Sec 24

PREMISES LICENCE

Receipt: AG1080052

Premises Licence Number: LN/000013255

This Premises Licence has been issued by:

**The Licensing Authority, London Borough of Haringey,
6th Floor Alexandra House, 10 Station Road,
Wood Green, London, N22 7TR**

Signature:.....

Date: 7th October 2014

Part 1 – PREMISES DETAILS

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

**PEP CORNER
2 HIGH ROAD
WOOD GREEN
LONDON
N22 6BX**

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 0200

The opening hours of the premises:

Monday to Sunday 0700 to 0200

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

Supply of alcohol for consumption **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:

Mehmet Sel
10 Chalgrove Road
Tottenham
London
N17 0NP

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:

Mehmet Sel
10 Chalgrove Road
Tottenham
London
N17 0NP

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/000013290
Issued by:	The London Borough of Haringey
Expires on:	20 th October 2024

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.

Annex 2 – Conditions consistent with the Operating Schedule

The Licensee shall ensure that at all times when the premises are for any licensable activity, there will be sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. The Licensee will ensure all staff undertakes training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training and refresher training

THE PREVENTION OF CRIME AND DISORDER

Any incidents of a criminal nature that occur on the premises will be reported to the Police.

Comprehensive CCTV coverage will be installed and maintained at the premises.

The CCTV system shall conform to the following points:

1. Cameras will be sited to observe the entrance and exit doors both inside and outside.
2. Cameras on the entrances will capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification
3. Cameras viewing till areas will capture frames not less than 50% of screen.
4. Cameras overlooking floor areas will be wide angled to give an overview of the premises.
5. Be capable of visually confirming the nature of the crime committed.
6. Provide a linked record of the date, time and place of any image.
7. Provide good quality images-colour during opening times.
8. Operate under existing light levels within and outside the premises.
9. Have a monitor to review images and recorded quality.
10. Be regularly maintained to ensure continuous quality of image capture and retention.
11. Signage displayed informing customers CCTV is in operation
12. A digital CCTV system will be installed in the premises.
13. Digital images will be kept for 31 days.
14. Police will have access to images at any reasonable time.
15. The equipment will have a suitable export method, e.g. CD/DVD writer so the Police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy, if this format is non-standard (i.e. manufacturer proprietary) then the licensee will obtain from the manufacturer the replay software to ensure that the video on the CD can be replayed by the Police on standard computer. 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) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

Annex 2 – Conditions consistent with the Operating Schedule

The licensee will ensure:

- Not to stock super strength beers lagers and ciders with a volume above 6.5 ABV.
- Staff are trained not to sell alcohol to street drinkers or encourage them to loiter in or around the premises.

PUBLIC SAFETY

Appropriate fire safety procedure will be in place including fire extinguishers (Foam, H2O and CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting. All appliances will be inspected annually.

All emergency exits shall be kept free from obstruction at all times.

THE PREVENTION OF PUBLIC NUISANCE

All customers will be asked to leave the premises quietly.

Clear and legible notices will be prominently displayed to remind customers to leave quietly and have regard to our neighbours.

Deliveries and collections

Deliveries and collections associated with the premises will be arranged between the hours 08:00 and 20:00 so as to minimise the disturbance caused to the neighbours

Non-degradable refuse will remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed

Plant and machinery

All plant and machinery is correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise.

Dealing with complaints

A complaints book will be held on the premises to record details of any complaints received from neighbours. The information is to include, where disclosed, the complainant's name, location, date time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers

Patrons entering/exiting premises

Signs should be displayed requesting patrons to respect the neighbours and behave in a courteous manner.

Prevention of Nuisance from litter

Adequate receptacles for use by patrons will be provided.

Prevention of nuisance from light

Illuminated external signage shall be switched off when the premises is closed

Security lights will be positioned to minimise light intrusion to nearby residential premises

Annex 2 – Conditions consistent with the Operating Schedule

THE PROTECTION OF CHILDREN

The Licensee and staff will ask persons who appear to be under the age of 25 for photographic ID such as proof

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

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

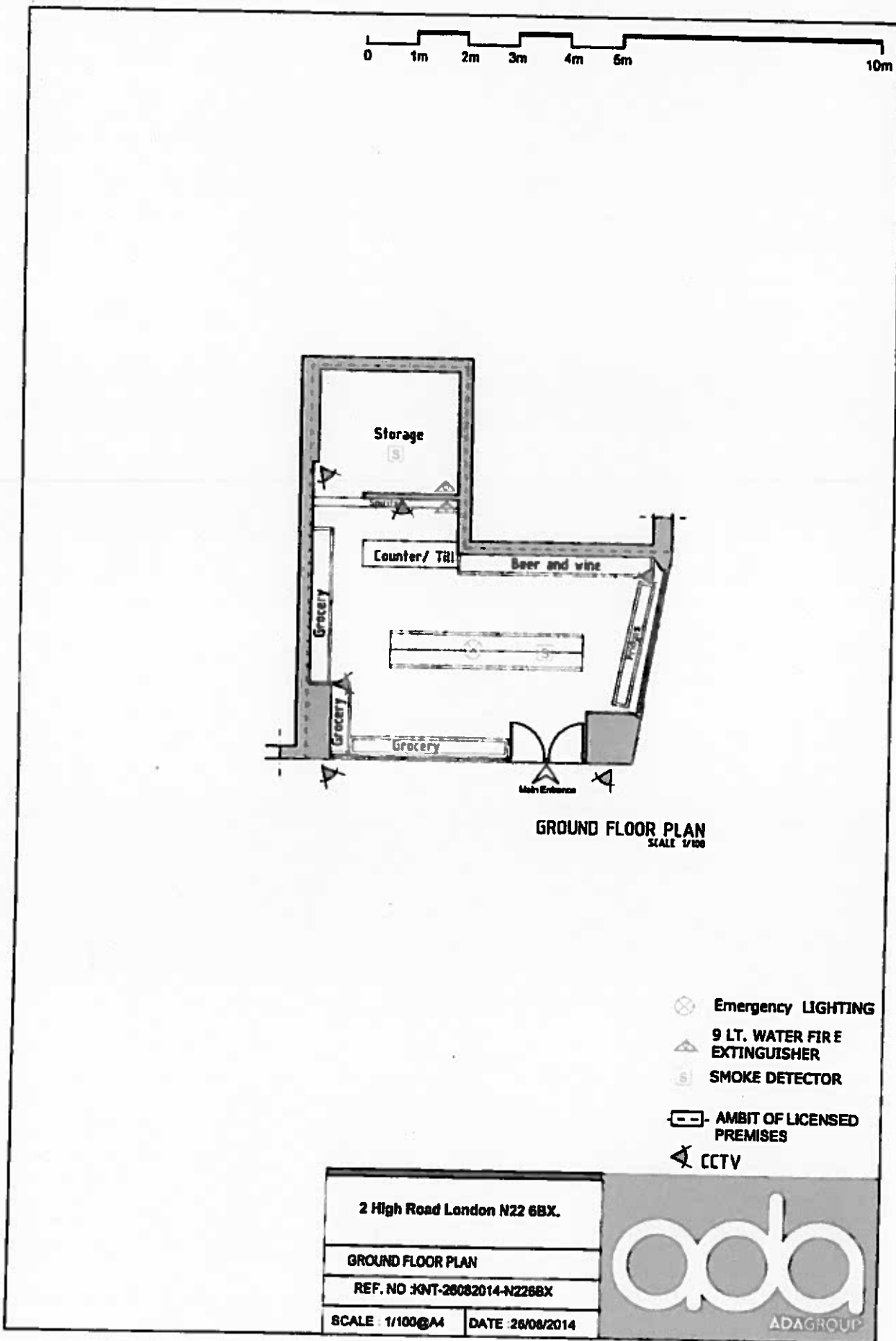
All staff will be trained for UNDERAGE SALES PREVENTION regularly.

A register of refused sales shall be kept and maintained on the premises.

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

Not applicable

Annex 4 - Plans



Appendix 2- Copy of rejection from Met Police

Anderson Chanel

From: Mark.L.Greaves@met.pnn.police.uk on behalf of yrmailbox-licensing@met.pnn.police.uk
Sent: 19 October 2016 09:11
To: Licensing
Cc: Barrett Daliah
Subject: RE: Transfer and Vary DPS - Pep Corner, 2 High Road, Wood Green, N22 6BX

Categories: Purple Category

Dear Mrs Barrett

With regards the application to Transfer the Premises Licence of Pep Corner, 2 High Road N22 6BX to Mr Serghei Racu and the application to designate Mr Racu as DPS for the venue Police wish to object. The history of the venue from my point of view began on 12th October 2015 when I attended the venue and asked to speak with the Premises Licence holder / DPS Mr Mehmet Sel. The person serving did not know Mr Sel. I was told the Mr Racu owned the business. They called Mr Racu who attended venue and confirmed he was the new owner of the venue and Mr Sel was no longer involved. I asked to see the venues License and he showed me a valid Personal Licence in his name. I asked if he had the venues Premises Licence in his name as my copy had Mehmet Sel as licence holder and DPS. We ascertained he had not contacted Haringey Council Licensing with regards his ownership of the venue and him becoming the DPS. I told him as the venue has no DPS they cannot sell alcohol. He told me his Personal Licence authorised him to sell alcohol. I agreed but pointed out the venue had to have a registered DPS and that as a Personal Licence holder he should be aware of that. I pointed out the Council officer was a five minute walk away and all he had to do was go there now and fill out the forms to be Premises Licence Holder and DPS and alcohol sales could continue. He told me he would do that.

In October 2016 I received information that Pep Corner were selling unlicensed tobacco. I contacted Haringey Council for a copy of the Premises Licence as mine still had Mr Sel as Premises Licence holder and DPS but was told that was still the latest details they had. On Thursday 13th October 2016 at 1530 I attended Pep Corner, 2 High Road N22. The daughter of Sercghei Racu, was serving behind the counter. I identified myself and asked to speak with the owner Mehmet Sel. She told me he left over a year ago and her father now owned the business. I told her I had discussed this with her father in October 2015 and he was advised he needed to apply to Haringey Council to change the Premises Licence in his name and become DPS. She phoned him and told me he said he had sent the form off to the Council but heard nothing back. I told her the venue had no registered DPS and there must be no alcohol sales. She told me her father had a Licence, meaning Personal Licence, and I told her I knew he had a Personal Licence but he needed to be registered at venue as DPS. I told her alcohol should be removed from display but as this was not practicable at this time to cover it up as soon as possible. She agreed. I went outside and phoned Mr Racu who remembered our previous discussion and told me he had sent the application form to the Council. I asked if they had responded and he said no. I said the Council had received no application from him and I could not believe he had waited a year for his Licence. He then told me he had forgotten to send the application but he would do it on Friday. I told him he could not sell alcohol until a DPS was in place. He told me he was a Personal Licence holder and I told him he had showed me his Personal Licence last time we met and I had explained he also needed to register as DPS at the venue before alcohol sales could take place. I went back in the shop and saw his daughter serving 3 cans of larger to a male client. I told her to stop and pointed out I had just told her there were to be no alcohol sales until a DPS was registered at the venue. She told me she had not understood. I phoned Mr Racu and told him what had occurred and he should phone his daughter to advise her. He told me he was driving and would do it later.

After about 10 minutes Mike Squire, Haringey Trading Standards, attended venue and after identifying himself and explaining why he was there looked behind the counter. He found non duty paid:

15 x50g Amber leaf Hand Rolling tobacco (HRT)
 15x50g Golden Virginia HRT
 140 Marlboro Gold (7pkts) plus 1 open pkt
 20 NZ (1pkt) plus 1 open pkt

The Golden Virginia and Amber leaf is suspected to be counterfeit as well as Non Duty Paid and that matter is presently under investigation.

On Monday 17th October 2016 I received from Haringey Council Licensing application forms signed by Mr Racu requesting the venues Premises Licence be transferred into his name and he be registered DPS. I noted Mr Sel had signed the venue over to Mr Racu on 26th January 2016 so since then, actually before October 2015 but no paperwork I've seen, the venue has been operating as an Off Licence with no registered Premises Licence holder and no DPS. This is despite my explaining the situation to Mr Racu in October 2015.

This venue is in the centre of one of Haringeys highest crime area. Drug dealing takes place outside the venue and in the park opposite with Police recently suspected drug dealers outside the venue. I am not suggesting the venue is involved but rather the location is where these people hang around same as with the betting shops opposite. It is a known gang area and there have been a number of stabbings. Police recently launched Operation Hayle putting officers in the immediate location the combat the long stand drug dealing and gang violence problems. It is also a street drinking area.

Venues opening late at night, until 0200 hours Monday to Sunday in the case of Pep Corner, and selling alcohol need to be managed to the highest standards. Knowingly not having a Premises Licence holder and serving alcohol with no DPS does not inspire confidence in the applicants ability or willingness to manage the venue to a high standard. This is supported by the illicit goods found behind the counter. Police have no confidence Mr Racu will manage this venue in a manner that will support the objective of 'The Prevention of Crime and Disorder' and ask his applications be rejected.

Regards

Mark Greaves PC 164YR

From: Shah Noshaba [mailto:Noshaba.Shah@haringey.gov.uk] On Behalf Of Licensing
Sent: 17 October 2016 10:55
To: YR Mailbox - Licensing <yrrmailbox-.licensing@met.pnn.police.uk>
Cc: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Subject: Transfer and Vary DPS - Pep Corner, 2 High Road, Wood Green, N22 6BX

Hi

Please see attached

Kind Regards,

Noshaba Shah
Licensing Officer



Haringey London
Licensing Team, Alexandra House, Level 6, 10 Station Road, Wood Green, London, N22 7TR
T. 020 8489 5536
noshaba.shah@haringey.gov.uk

www.haringey.gov.uk
[twitter@haringeycouncil](https://twitter.com/haringeycouncil)
facebook.com/haringeycouncil

♻️ Please consider the environment before printing this email.

Your Ref:

Our Ref:

Date: 21st October 2016

Mr Racu
Pep Corner
2 High Road
Wood Green
London N22

For a large print copy contact 020 8489 8232

LICENSING ACT 2003 – LAPSE OF LICENCE – PEP CORNER 2 HIGH ROAD LONDON N22.

We write to advise that we have not heard from you in relation to the refusal of the application to transfer the licence and vary the designated premises supervisors in relation to the above named premises. As you know the Metropolitan Police have refused the applications and you are able to request a hearing by the Licensing Sub Committee to appeal your case.

You are advised that you are not permitted to offer alcohol sales at the premises until such time a Premises Licence has been issued to you for this activity. You must ensure that there is no alcohol on display or sold from the premises. Please remove all alcohol from the shop premises immediately.

If you wish to have the rejected applications considered by the Licensing Sub Committee you must make contact with us to request this.

Please ensure you take the appropriate steps to comply with this aspect of the law.

If any of the above is unclear or you require further clarification please contact me on 020 8489 8232.

Yours sincerely,

Daliah Barrett-Williams
Licensing Team Leader

Licensing Team
Level 6, Alexandra House
10 Station Road
London, N22 7TR

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

www.haringey.gov.uk