

NOTICE OF MEETING

SPECIAL LICENSING SUB COMMITTEE

Friday, 24th July, 2020, 10.30 am - MS Teams (watch it [here](#))

Members: Councillors Peter Mitchell, Viv Ross and Yvonne Say

Quorum: 3

1. ELECTION OF CHAIR FOR THE MEETING

2. 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.

3. APOLOGIES FOR ABSENCE

4. URGENT BUSINESS

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

5. 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.

6. SUMMARY OF PROCEDURE

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 will be circulated to all parties prior to the meeting.

7. REVIEW OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 - HARINGEY SNOOKER CLUB, 1-5 SALISBURY PROMENADE, GREEN LANES LONDON N4 (PAGES 1 - 100)

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

Thursday, 16 July 2020

Report for: Special Licensing Sub Committee 24th July 2020

Title: Review of a Premises Licence under the Licensing Act 2003
Haringey Snooker Club, 1-5 Salisbury Promenade, Green Lanes London N4

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

Ward(s) affected Haringay

**Report for Key/
Non Key Decision:** Not applicable

1. Describe the issue under consideration

- 1.1 An application for the review of the Premises Licence for Haringey Snooker Club at the above address. The review application and supporting documents are located at Appendix 1. The licence is held by Mr Bahettin Dag. Mr Dag has held the licence since 3rd April 2019. A copy of the current premises licence is attached as Appendix 2.
- 1.2 Although Mr Dag transferred the premises into his own name in 2019, it is clear that he has had involvement in the day to day running of the premises as early as September 2012 when officers carried out a joint visit with the Gambling Commission and found 10 unauthorised and illegal gaming machines onsite in contravention of the Licensing Act 2003 and the Gambling Act 2005. The machines did not comply with the regulations or technical standards set by the Gambling Commission.
- 1.3 There were a further three inspection visits to the premises with the Gambling Commission and on each occasion Mr Dag was found to be continuing the practice of supplying and make use of illegal gaming machines onsite. He had been prosecuted previously in 2014 for this offence but as can be seen from the papers this did not deter his mode of operation and he went on to commit the same offence on a further three occasion. At the visit in October 2019 with Immigration Officers Mr Dag was found to be employing an individual that had restrictions placed on his stay in the UK making him unable to work. The individual was arrested by the Immigration Enforcement Officers.
- 1.4 Mr Dag is both the Premises Licence holder and the Designated Premises Supervisor under the terms of the licence and therefore carries the responsibility to ensure that the licensing objectives are being upheld and promoted.
- 1.5 The Licensing Authority is seeking a review of the premises licence on the grounds that the repeated siting of illegal gaming machines at this premises undermines the prevention of crime and disorder licensing objective and that this is detrimental to the wider community. The Licensing Authority have lost confidence in the premises licence holder as they have ignored repeated advice and have continued to replace the seized machines with other illegal machines.

1.6 The Guidance issued under section 182 of the Licensing Act 2003 (para 11.2) states

that at any stage following the grant of a premises licence, a responsible authority, such as the Police or the Environmental Health Service, or any other person who can seek a review, may ask the Licensing Authority to review the premises licence because of a matter arising at the premises in connection with any of the four licensing objectives.

1.7 As such, in accordance with section 52(2) of the above-mentioned Act, the Licensing Authority must hold a hearing to consider the application and any relevant representations.

2. **Licensing history of the premises**

2.1 The premises has the ability to serve alcohol and is therefore able to apply to have gaming machines onsite. The Government's aim is for gaming machines to only be in premises where children's access is controlled. Qualifying alcohol licensed premises under the Licensing Act 2003 are entitled (under Automatic Entitlement) to provide two gaming machines of category C or D upon notification to the licensing authority (LA). Automatic Entitlements are only applicable to alcohol licensed premises, where there are bar facilities available on the premises for the sale and consumption of alcohol. In order to site more than two category C or D.

2.2 **Notification** (for a maximum of two machines)

To take advantage of this entitlement, the Premises Licence Holder must give notice to the Council of their intention to make gaming machines available for use, and must pay the prescribed fee.

2.3 **Permit** (for three or more machines)

Relevant premises may also apply for a permit to provide a greater number of machines. This means obtaining a Licensed Premises Gaming Machine Permit from the Council. A Licensed Premises Gaming Machine Permit allows any number of Category C or D machines to be provided in licensed premises.

2.4 Harringey Snooker Club has made no such application and does not hold either the normal notification of 2 machines or the Premises Gaming machine permit.

2.5 The current licence permits:

Supply of Alcohol

Sunday to Thursday 1100 to 2330

Friday & Saturday 1100 to 0130

Good Friday 1200 to 2230

Christmas Day 1200 to 1500 and 1900 to 2230

Provision of Late Night Refreshment

Sunday to Thursday 2300 to 0000

Friday & Saturday 2300 to 0200

Supply of alcohol for consumption ON the premises only

- 2.6 These review proceedings are brought under the licensing objectives crime and disorder. Mr Dag has a previous conviction for this activity and is facing further prosecution. The machines being placed on site are not being sourced and maintained by a Gambling Commission licensed supplier as required under the Gambling Act 2005.
- 2.7 If a machine is illegally supplied this poses a risk to the first licensing objective of keeping crime out of gambling. A machine that does not meet the regulations and technical standard requirements may also risk the fair and open licensing objective and therefore pose a risk of harm to members of the public interacting with these machines.
- 2.8 It is the responsibility of the business owner to ensure the machine meets the regulatory requirements prior to making them available for use to the public. If a machine fails to meet the requirements above, it is the business owner and not the machine supplier that is liable for this.
- 2.9 There are some gaming machines that are not permitted by anyone, even licensed premises. These include;
- Joker Poker gaming machines – these may not all pay out cash but accrue credits which are redeemed in another way.
 - Black Horse machines are not authorised by the Gambling Commission here in the UK and cannot be legally sited on a premises.
- There is no application process that will enable premises to have these machines.
- Betting Terminals are only permitted in premises licensed under the Gambling Act 2005 such as licensed book makers.
- 2.10 Advice on the legality of Joker Poker machines, these machines often state 'For Amusement Only'. The Gambling Commission Officer advised that:
1. As poker is a game of chance the machines displaying poker are gaming machines.
 2. Gaming machines must be supplied by a Licensed (by the Gambling Commission) Gaming machine supplier.
 3. Gaming machines must comply with the Commission's technical standards – joker poker machines have never been tested therefore would not comply with technical standards.
 4. Gaming machines must meet the S240 Regulations i.e. display appropriate signage, Social Responsibility information, stakes and prizes, gaming machine category.
- 2.11 The Gambling Commission Officer also stated that if officers simply ask the premises owner to remove the machines, the machines would remain in circulation and be moved to another premises in the borough. They therefore recommended seizing the machines instead.
- 2.12 It is an offence under Section 242 of the Gambling Act 2005 for a gaming machine to be illegally sited on any premises. It is also an offence under Section 243 of the Gambling Act 2005 to supply a gaming machine which does not comply with Section 241 of the Gambling Act 2005 and/or the supplier does not have the appropriate operating licence.

Both offences carry an unlimited fine and/or 51 weeks imprisonment upon conviction.

- 2.13 Mr Dag is represented by Mr Berg of Jane Solicitors and has submitted documents in support of Mr Dags position along with letters of support from users of the premises. (App 3)

3 Other considerations

- 3.1 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. The Guidance (11.27) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes unlawful gambling.
- 3.2 The guidance (11.28) goes on to say that it is envisaged that responsible authorities will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.
- 3.3 The Licensing Authority RA is of the opinion that the problems associated with the alleged crimes are affecting the promotion of the licensing objectives. The Licensing Authorities duty is to take steps with a view to the promotion of the licensing objectives in the interests of the wider community and not those of the individual licence holder.
- 3.4 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to go beyond any findings by the courts, which should be treated as a matter of undisputed evidence before them.
- 3.5 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The Licensing Authority's duty is to take steps with a view to the promotion of the licensing objectives in the interest of the wider community and not those of the individual licence holder.

3.6 Options

The Committee must, having regard to the application and the representations, take such steps (if any), as it considers appropriate for the promotion of the licensing objectives. The options are:

- To modify the conditions of the licence
- To exclude a licensable activity from the scope of the licence
- To remove the designated premises supervisor
- To suspend the licence for a period not exceeding three months
- To revoke the licence
- To take no action.

3.7 The Sub-Committee must ensure that all licensing decisions have:

- a direct relationship to the promotion of one or more of the 4 licensing objectives;
- regard to the Council's statement of Licensing Policy;
- regard to the Secretary of State's National Guidance.

Where the authority modifies the conditions or excludes a licensable activity from the scope of the licence it may determine that the modification or exclusion is to have effect permanently or for a period not exceeding 3 months.

3.8 The Licensing Authority's determination of this application does not have effect until the 21 days' appeal period has expired or if the decision is appealed, the date the appeal is determined and or disposed of.

3.9 **Section 182 Guidance – relevant sections.**

The most recent statutory guidance was Issued in April 2018 and applies to this application.

3.10 The following provisions of the Secretary of State's guidance (2018) apply to this application:

Chapter 11-this chapter gives guidance around the review process and determining an application for a review.

3.9 Guidance issued under section 182 of the Licensing Act 2003 (para 11.2) states that at any stage following the grant of a premises licence or club premises certificate, a responsible authority, or any other person, may ask the licensing authority to review the licence or certificate because of a matter arising at the premises in connection with any of the four licensing objectives.

3.10 In accordance with section 52(2) of the Act, the Licensing authority must hold a hearing to consider the application and any relevant representations.

3.11 Section 11.27 -There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;

- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol.

3.12 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 is reasonable to prevent crime and disorder in its area”.

3.13 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

4 Use of Appendices

Appendix 1- Application form review

Appendix 2 – Copy of current licence.

Appendix 3 – Documents supporting Mr Dag

Background papers:

**Licensing Act 2003
Section 182 Guidance
Haringey Statement of Licensing policy
Report Pack**

APPENDIX 1

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**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 Sarah Greer

(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 Harringay Snooker Club 1 – 5 Salisbury Promenade Green Lanes N8 0RX	
Post town: London	Post code: N8 0RX

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

Mr Bahattin Hussein Dag

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

LN/00002142

LN/00003587

Part 2 - Applicant details

I am

Please tick ✓ yes

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

☐

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

x

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

Dag


First names


Bahattin Hussein

I am 18 years old or over

Please tick ✓ yes
☒

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


Cheshunt



Post town

Hertfordshire

Post Code



Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Harringay London Snooker Club Ltd
1-5 Salsbury Promenade
N8 0RX



Telephone number (if any)

020 8802 6259

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Mrs Sarah Greer ASB Specialist (Environmental Crime) River Park House Level 1 (North) 225 High Road Wood Green N22 8HQ
Telephone number (if any) 020 8489 5288
E-mail address (optional) sarah.greer@haringey.gov.uk

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

- | | |
|-----------------------------------------|-------------------------------|
| | Please tick one or more boxes |
| 1) the prevention of crime and disorder | ✓ |
| 2) public safety | X |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

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

This application to review relates to the objective to Prevent Crime and Disorder

This application relates to several different offences on different dates that I have listed in date order.

11th October 2019

On the 11th October 2019, Sarah Greer, ASB Specialist (Environmental Crime) carried out a joint visit with Mohammed Shafiq, Compliance Manager, Gambling Commission and officers from North London Compliance and Enforcement (ICE) Team, at Haringey Snooker Club, 1-5 Salisbury Promenade, Green Lanes, N8 0RX. Intelligence had been received that the business was making gaming machines available for use on the premises without an operating licence and person/s were working on the premises that were not permitted.

When we entered the premises only one person was working behind the counter, this male was spoken to by officers from North London Compliance and Enforcement (ICE) Team, and then subsequently arrested under the immigration Act 1971, for working in breach of his leave conditions.

Four (4) gaming machines were found to be on the premises in a concealed room. These were inspected by the gambling commission and were found to be illegal as they were not compliant with the Gambling Regulations or Commissions Technical Standards.

Dag Bahattin, date of birth [REDACTED], of [REDACTED], Cheshunt, [REDACTED], came into the business and identified himself to me as the owner of Haringey Snooker Club, 1-5 Salisbury Promenade, Green Lanes, N8 0RX. Dag Bahattin informed me that the gaming machines had been on the premises for over one month.

As offences had been committed on the day under the Gambling Act 2005, this case has been referred for prosecution and a summons has been issued for a court hearing on the 21st July 2020 at Highbury Magistrates Court.

Please find attached supporting statement's and exhibits.

February 2020

On the February 2020, Azhar Akram of HMRC, visited Haringey Snooker Club, 1-5 Salisbury Promenade, Green Lanes, N8 0RX. when he arrived on the premises, he observed four (4) gaming machines and one (1) betting terminal being made available for use. This information was passed over to the Gambling Commission and then forward onto me.

As offences had been committed on the day under the Gambling Act 2005, this case has been referred for prosecution.

Please find attached supporting statement's and exhibits.

22nd April 2020

On the 22nd April 2015, Dag Bahattin, date of birth [REDACTED], of [REDACTED] Cheshunt, [REDACTED], pleaded guilty at Highbury Magistrates Court to three (3) offences under the Gambling Act 2005, on the 13th November 2014.

On the 13th November 2014, Haringey Council Officers visited the premises with officers from the Gambling Commission and found six (6) gaming machines available for use on the premises. On the day the machines were inspected by the gambling commission and were found to be illegal as they were not compliant with the Gambling Regulations or Commissions Technical Standards.

Dag Bahattin, date of birth [REDACTED], of [REDACTED], Cheshunt, [REDACTED], identified himself as the owner of the business.

As offences had been committed under the Gambling Act 2005, the case was refereed for prosecution.

Outcome – Guilty plea

Fined £2500.00 (item 3. – no separate penalty for other matters)

Costs £1303.00

Vs £120.00

Total of £3923.00

Please find attached supporting statements and exhibits.

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

31st October 2012

On the 31st October 2012, Dag Bahattin, date of birth [REDACTED], of [REDACTED], Cheshunt, [REDACTED], came into the council office at Lea Valley Technopark, Ashley Road, Tottenham, N17 9LN to sign a simple caution for offences under the Gambling Act 2005.

On the 17th September 2012, Haringey Council Officers visited the premises with officers from the Gambling Commission and found ten (10) gaming machines available for use on the premises. On the day the machines were inspected by the gambling commission and were found to be illegal as they were not compliant with the Gambling Regulations or Commissions Technical Standards.

As this was a first offence it was agreed that Dag Bahattin would be offered a simple caution, for the purpose of council records only. Dag Bahattin accepted that he had committed an offence and the caution was issued and signed.

Please find attached supporting statements and exhibits.

Please tick ✓ yes

Have you made an application for review relating to the premises before

☐

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--

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  Sarah Greer
.....

Date 8th April 2020
.....

Capacity ASB Specialist (Environmental Crime) Haringey Council
.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
River Park House 225 High Road Wood Green N22 8HQ	
Post town London	Post Code N22 8HQ
Telephone number 020 8489 5288	
If you would prefer us to correspond with you using an e-mail address your e-mail address sarah.greer@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.

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SG1

LONDON BOROUGH OF HARINGEY


V

Mr Dag Bahattin
Harringay Snooker Club
1-9, Salisbury Promenade
Green Lanes
Hornsey
London
N8 0RX

Type of Offence: Gambling Act 2005 section 242

Date of Offence: 21st March 2014 and 13th November 2014

Signed

A handwritten signature in black ink, consisting of a large, stylized 'D' followed by a horizontal line.

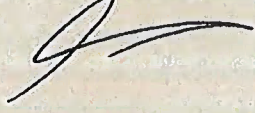
Dated 25th March 2015

STATEMENT OF WITNESS
(Criminal Procedure Rules 2005 r271(1);
Criminal Justice Act 1967 s.9; M.C. Act 1980 s5B)

Statement of: Sarah Benning

Age of Witness: Over 18

This Statement, consisting of 8 pages signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: 

Date: 25th March 2015

1. I am Sarah Benning and I am employed by the London Borough of Haringey as a Tactical Enforcement Officer. Part of my duties includes the inspection of any premises within the London Borough of Haringey to ensure that the premises hold the correct authorisation, namely a premises licence issued under the Licensing Act 2003, by the Council, as the relevant Licensing Authority and to enforce offences contrary to the Gambling Act 2005.
2. A premises licence allows a premises to carry on a licensable activity on or from their premises namely; the sale by retail of alcohol, the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club, the provisions of regulated entertainment and the provisions of late night refreshments. A premises Licence also allows for up to two category C or D gaming machines. All alcohol licensed premises which provide gaming machines for use on the premises must comply with any relevant Code of Practice issued by the Gambling Commission under Section 242 of the Gambling Act 2005. I exhibit a copy of the premises licence as SB01.
3. On Friday 21st March 2014, at 19:48 hours, I visited Harringay Snooker Club, Club 1-9, Salisbury Promenade, Green Lanes, Hornsey, N8 0RX, as part of a multi agency licensing inspection with the Police.
4. As I entered the premises I observed eight (8) gaming machines available for use within the business. I identified the machines as two (2) Black Horse gaming machines, two (2) Joker Poker gaming machines, one (1) Roulette Interplay gaming machine, one (1) Casino Crazy category B4 gaming machine and one (1) Cops and Robbers category B4 gaming machine. I observed a male playing on the Black Horse gaming machine. I exhibit photographs taken of the machines as SB1.
5. I identified myself to a male who was working behind the counter by showing him my authorisation. The male gave his details as Sezer Tutmez, date of birth [REDACTED], of [REDACTED]. Sezer Tutmez informed me that he was looking after the business whilst the manager was away in Turkey.
6. The Manager arrived shortly after and I identified myself to him by showing him my authorisation. The Manager identified himself to me as Dag Bahattin, date of birth [REDACTED], Cheshunt, [REDACTED]. Dag Bahattin informed me that the machines had been in the premises for over three months and were supplied by a Turkish Cypriot male called Ozzie who comes in to collect the money from the machines every Monday. I informed Dag Bahattin that as I believed an offence had been committed under the Gambling Act 2005, I would be inviting him into my office

Signed 

Date 25th March 2015

for an interview regarding the machines. I informed him that the Police would be seizing six (6) of the gaming machines under section 317 of the Gambling Act 2005. I exhibit a copy of my notes as SB2.

7. On the 25th March 2014, I wrote to Dag Bahattin of Harringay Snooker Club, Club 1-9, Salisbury Promenade, Green Lanes, Hornsey, London, N8 0RX, requesting he attend a formal interview under the Police and Criminal Evidence Act (PACE) 1984. This letter was hand delivered by myself. I exhibit a copy of the letter as SB3.
8. On the 9th April 2014, Dag Bahattin was cautioned and interviewed according to the Police and Criminal Evidence Act (PACE) 1984 regarding the alleged offences under the Gambling Act 2005. I was accompanied by my colleague Chris Georgiou and Dag Bahattin was accompanied by Sagir Ozcan. The interview took place at the Neighbourhood Action Team office, Unit 271- 272 Lea Valley Technopark, Tottenham, N17 9LN. The questions and subsequent answers were as follows:

SB What is your name?
DB Dag Bahattin
SB What is your date of birth?
DB [REDACTED]
SB What is your home address?
DB [REDACTED]
SB Is this your permanent address?
DB Yes
SB Do you have any form of identification?
DB No
SB What is your connection with the business Harringay Snooker Club?
DB Owner.
SB How long have you been there?
DB 1 ½ years
SB Are you responsible for the business is there anyone else who owns or is responsible for the business?
DB Just me.
SB If not who is responsible for running the business?
DB No one else
SB Who pays the business rates for the business?
DB I do
SB Who is the leaseholder for the business?
DB I am
SB Is the business run as a limited company, if so what's the name of the company?
DB Harringay Snooker Ltd.
SB How often are you on the premises?
DB Weekends

Signed



Date 25th March 2015

- SB How often has this business been open to members of the public?
- DB The whole time
- SB On the 21st March 2014, during a routine inspection as part of a joint operation with Police and the Gambling Commission, several machines were identified as gaming machines, do you have any comments?
- DB No comment
- SB How long have the gaming machines been available for use within your premises, when were they installed?
- DB 2-3 months
- SB Who owns the gaming machines within your business?
- DB Ozzy, he won't answer phone now, His short big man, 45 years, Turkish Cypriot, short black hair
- SB Who installed the gaming machines within your business?
- DB Yes he did
- SB What arrangements do you have with the owner of the machines to allow them to be in your business, do you receive commission?
- DB 60/40 he takes 60 I take 40. More like 40/40 as 20 VAT
You put money in, if you win you get a receipt and you pay behind the counter. Joker Poker wins points because they (customers) rigged the machines that increased the credits. Games Player £10 = 100 points, payout behind counter.
- SB What is the maximum jackpot prize for the gaming machines within your business?
- DB £70 for all of them
- SB How many customers have won money from the gaming machines within your business, what is the maximum sum of money you have witnessed being won?
- DB Not many, I have paid £70 before
- SB Did you permit or allow your business, to be used to make gaming machines available for use?
- DB He said it's a new law, he showed me a document and said everything is included, he gave me a form and I filled it out
- SB Are the gaming machines being made available for use in accordance with an operating licence?
- DB Premises licence that allows 2 machines, 2 x £250
- SB Were you aware that you are committing an offence contrary to the Gambling Act 2005, while the machine was being made available for use within your business without a licence?
- DB No because I thought I had a licence
- SB Are you aware it's an offence to supply or install a gaming machine within your premises without a licence?

Signed

Date 25th March 2015

DB Yes

SB Have you ever been visited by council officers or the Gambling Commission in the past regarding gaming machines being made available for use within your business?

DB Yes been given a simple caution

SB What is the best way to contact you?

DB [REDACTED]

9. I ended the interview at 15:12 hours. I exhibit a copy of the interview notes as SB4 and the sealed tape as SB5.
10. On the 9th April 2014, my Team Leader Gary Cooke wrote to Dag Bahattin at of Harringay Snooker Club, Club 1-9, Salisbury Promenade, Green Lanes, Hornsey, London, N8 0RX, offering him a Simple Caution for the offence committed under the Gambling Act 2005. I informed Dag Bahattin in the letter that if he agreed to accept the caution that he would need to attend my office on the 24th April 2014, for the caution to be administered. Mr Dag Bahattin failed to attend this appointment. I exhibit a copy of the letter and the sample caution as SB6.
11. On the 12th May 2014, I had not received any communication from Dag Bahattin regarding the Simple Caution offered. Gary Cooke sent him a further letter offering him to attend my office on the 20th May 2014, if he wished to accept the caution and for it to be administered. Dag Bahattin failed to attend this appointment. I exhibit a copy of the letter as SB7.
12. On the 2ND November 2014, I received an email from George Roberts, Enforcement response Officer informing me that that on a visit to Harringay Snooker Club, Club 1-9, Salisbury Promenade, Green Lanes, Hornsey, London, N8 0RX, he had observed several gaming machines on the premises. I exhibit a copy of the email as SB8.
13. On the 13th November 2014, I visited Harringay Snooker Club, Club 1-9, Salisbury Promenade, Green Lanes, Hornsey, London, N8 0RX, as part of a multi agency operation with the Police and the Gambling Commission.
14. As I entered the premises I observed six (6) gaming machines available for use within the business. I identified the machines as one (1) Black Horse gaming machine, two (2) Joker Poker gaming machines, one (1) Roulette Interplay gaming machine, one (1) Casino Crazy category B4 gaming machine and one (1) Cops and Robbers category B4 gaming machine. I exhibit photographs taken of the machines as SB9.
15. I identified myself to a female who was working behind the counter by showing her my authorisation. The female informed me that she had telephoned Dag Bahattin and he would arrive shortly. I asked the female for her name which she gave as Vlada Ceban. I cautioned Vlada Ceban and asked her if she had any receipts in the tills for payouts of the machines. Vlada Ceban informed me that she only had one receipt for today which she then produced to me. I asked her how much she paid out for the receipt and she informed me that she had paid out £5, I then asked her what was the most she had paid out for that machine and she informed me it was £20 - £30. I then asked her what is the most she had paid out for any machine and she informed me it was £50. She informed me that it is the same for Joker poker however you have to see the machine display to payout for this. I exhibit a copy of my notebook as SB9A.

Signed



Date 25th March 2015

16. Once Dag Bahattin arrived I informed him that as I believed an offence had been committed under the Gambling Act 2005, I would be inviting him into my office for an interview regarding the machines. Dag Bahattin agreed that he would attend an interview on the 17th December 2014. I also informed him that the Police would be seizing the gaming machines under section 317 of the Gambling Act 2005. On my return to the office I sent a confirmation letter of the interview. I exhibit a copy of the letter as SB9B
17. On the 17th December 2014, Mr Dag Bahattin was cautioned and interviewed according to the Police and Criminal Evidence Act (PACE) 1984 regarding the alleged offences under the Gambling Act 2005. I was accompanied by Dave Scriven, Compliance Officer, Gambling Commission. The interview took place at the Neighbourhood Action Team office 3rd Floor, 48 Station Road, London, N22 7TY. The questions and subsequent answers were as follows:

SB What is your name?

DB Dag Bahattin

SB What is your date of birth?

DB [REDACTED]

SB What is your home address?

DB [REDACTED]

SB Do you have a permanent United Kingdom Address?

DB Yes this is my address

SB Do you have any form of identification?

DB No

SB What is your position or connection with the business how long have you been in this position?

DB I own this place

SB Are you responsible for the business? Is there anyone else who owns or is responsible this business?

DB No I have a manager for when I travel

SB If not who is responsible for running the business?

DB When I'm abroad he runs the business

SB What are your responsibilities within the business?

DB Everything

SB Who pays the business rates for the business? Do they have any responsibilities or input running the business?

DB Me

SB Who is the leaseholder for the business? Do they have any responsibilities or input running the business?

DB I am

SB Is the business run as a limited company? If so what is the name of the company?

Signed



Date 25th March 2015

- DB Harringay Snooker Ltd I am the only Director
- SB How often are you on the premises?
- DB Day time 3-4 days, I have a few health problems
- SB How long has this business been open to members of the public?
- DB 2 and half years
- SB On Thursday 13th November 2014 at 20:02 hours, during a routine inspection as part of a joint operation with Police and the Gambling Commission, several machines were identified as gaming machines. These machines were
- 1 x Roulette
 - 2 x Joker Poker
 - 1 x Casino Crazy
 - 1 x Black Horse
 - 1 x Cops and Robbers
- SB Do you have any comments regarding this?
- DB I don't have comments we break the rule, we cannot say anything.
- SB Do you know why they were in your business?
- DB No
- SB How long have the gaming machines been available for use within your premises? When were they installed?
- DB Casino Crazy and Cops and Robbers I have had them in there all the time, as you didn't say anything about them last time. Joker Poker is a different company roughly 2 months
- SB Who installed the Joker Poker?
- DB I don't know his Turkish his an old man more than 50
- SB Who installed the Black Horse?
- DB I don't know his name, the same man that supplied the last time his name is Ozzys, His a short guy 45-50 years old and his a Turkish male
- SB What is Ozzys telephone number?
- DB 07405 782124, the man comes he offered this machine I think they are the same company but different people bring them.
- SB Joker Poker how does it work?
- DB Inside has cash in cash out; he will come and check the machine and will take 30% profit
- SB How does a customer play it?
- DB They put the money in and he wins with points, 100 points is £10. The customer will come and get a member of staff to show them the machine and get the winnings. You do not get tickets from it; we then reset the machine for the next player.

Signed

Date 25th March 2015

- SB How does the Black horse work?
- DB The owner takes 40% cash in cash out. The machine will produce a ticket and we will pay out, It has a £70 jackpot
- SB Who owns the Roulette machine?
- DB Ozzy
- SB How does it work?
- DB The owner takes 40%. The machine works on points same as the Joker Poker and we will check the machine 100 is £10
- SB The Cops and Robbers and The Casino Crazy who owns them?
- DB I own them, both £250
- SB When did you club machine permit expire?
- DB June
- SB Do you have a permit to allow your business; the business to be used to make the gaming machines available for use?
- DB No I don't have
- SB Do you rely on the machines to subsidise your business and keep the business going?
- DB Yes
- SB Are the gaming machines being made available for use in accordance with an operating license?
- DB No
- SB Were you aware that you were committing an offence contrary to the Gambling Act 2005, while the machine was being made available for use within your business without a license?
- DB Yes
- SB Are you aware it is an offence to supply or install a gaming machine within premises without a license?
- DB Yes
- SB Have you ever been visited by Council Officers on the Gambling Commission in the past regarding gaming machines being made available for use within your business?
- DB Yes
- SB The offence for which we are here is making the machine available you have also committed an offence if you use your premises to make a gaming machine available for use under section 37 of the Gambling Act, are you aware of this?
- DB Yes
- SB Were you in the premises when they delivered them?
- DB No I was in Liverpool
- SB Were you aware they were putting them in?

Signed

Date 25th March 2015

DB Yes I was aware

SB Do you have any questions?

DB No

SB What is the best way to contact you?

DB Same number

18. I ended the interview at 12:27 Hours, I read the notes back to Dag Bahattin and asked him to sign them if he agreed with what was said. Dag Bahattin signed the notes in the presence of Dave Scriven. I exhibit a copy of the interview notes as SB10 and the sealed tape as SB11.
19. I informed Dag Bahattin that as I believed an offence had been committed under the Gambling Act 2005, I would be passing the case to the borough solicitor with a view to legal action being taken against him for the offences committed on the 21st March 2014 and 13th November 2014.
20. I am willing to attend court as a witness if required

Signed



Date 25th March 2015

LONDON BOROUGH OF HARINGEY

Environmental Services and Community Safety LBH v Mr Dag Bahattin
Regulatory Services

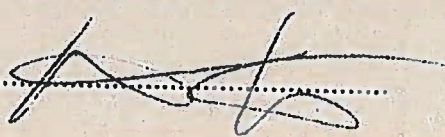
Ref: WK/000312574

Date of Offences: 2nd November 2014Re: Harringay Snooker Club, Club 1-9, Salisbury
Promenade, Green Lanes, Hornsey, London, N8 0RXProsecution Witness Statement(Criminal Procedure Rules Part 27);
Criminal Justice Act 1967 s.9; M.C. Act 1980 s5B)

Statement of: : George Roberts
Age of Witness: : Over 18.
Occupation of Witness: : Enforcement Response Officer
Address: : Enforcement Response,
Level 6 Alexandra House,
10 Station Road, London N22 7TR

This Statement, consisting of 1 page signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated: 13th March 2015

Signed: 

- 1) I am employed by the London Borough of Haringey as an Enforcement Response Officer.
My duties include inspections and enforcement of the provisions of the Licensing Act 2003.
- 2) On 2nd November 2014 at 0020 hrs whilst on duty, as part of a routine license inspection, I visited the Harringay Snooker Club, Club 1-9, Salisbury Promenade, Green Lanes, Hornsey, London, N8 0RX.
- 3) During the course of my inspection I noted that there were a number of gaming machines, some of which I thought may be illegal and took a couple of photos, see Exhibit 1 and Exhibit 2.
- 4) Upon returning to the office I emailed the Tactical Enforcement Officers alerting them to my suspicion regarding the possible illegal gaming machines, with copies of my photos.

Signed: 

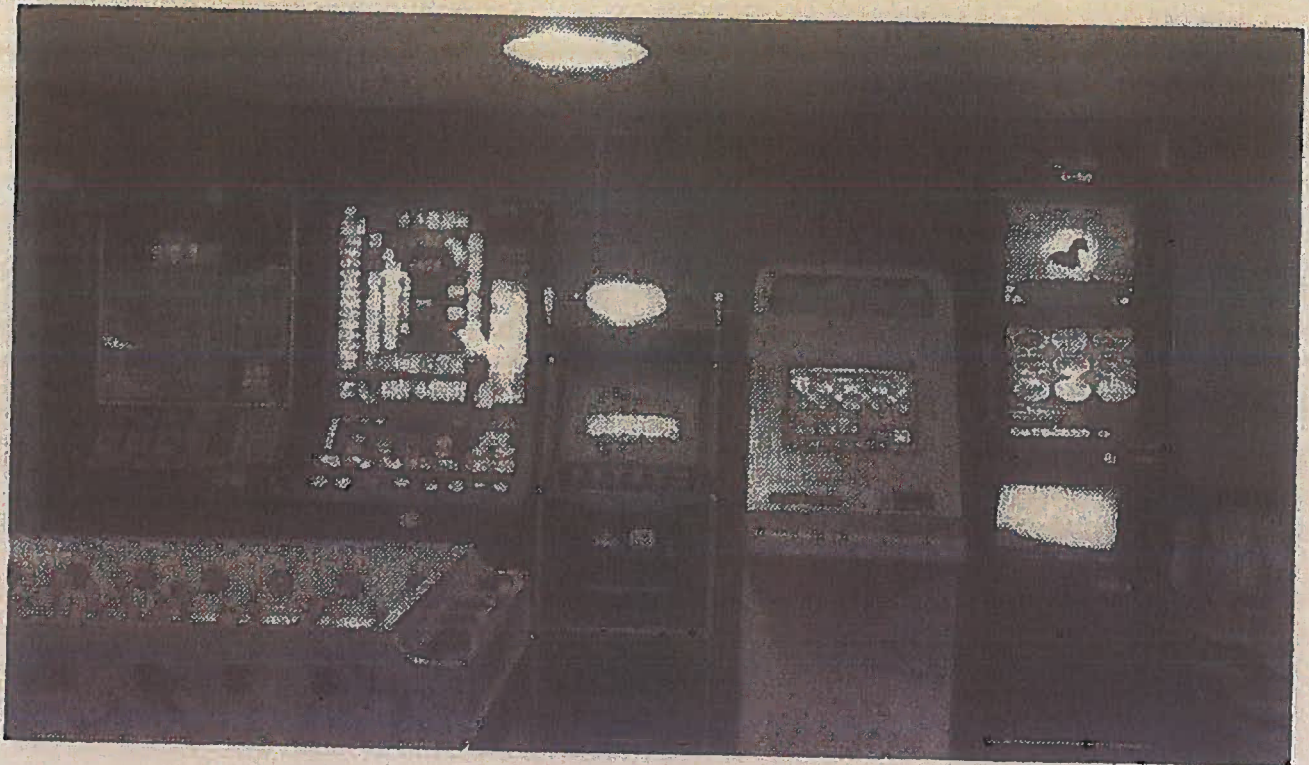


Exhibit 1

13/3/15

[Handwritten signature]

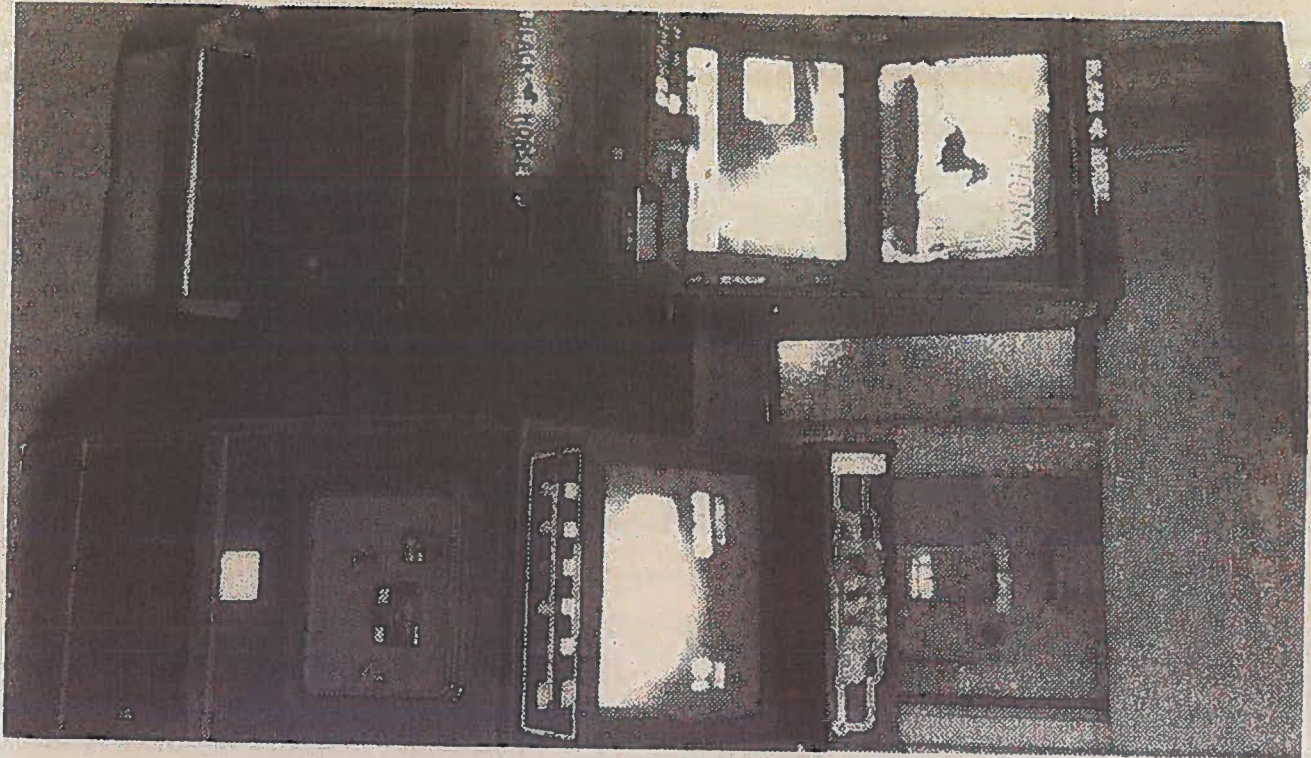


Exhibit 2
13/3/15
A B

LICENSING ACT 2003
Section 24

PREMISES LICENCE SUMMARY

Receipt: AG754310

Premises Licence Number: LN/000003587

This Premises Licence has been issued by:

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

Signature:

Date: 24TH November 2005,

Part 1 – PREMISES DETAILS

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

**HARRINGAY SNOOKER CLUB
1-5 SALISBURY PROMENADE
LONDON
N8 0RX**

Telephone: 020 8802 6259

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Supply of Alcohol

Provision of Late Night Refreshment

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

Supply of Alcohol

Sunday to Thursday 1100 to 2330

Friday & Saturday 1100 to 0130

Good Friday 1200 to 2230

Christmas Day 1200 to 1500 and 1900 to 2230

Provision of Late Night Refreshment

Sunday to Thursday 2300 to 0000

Friday & Saturday 2300 to 0200

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

5301 7 of 2
Sarah Benning
2nd March 15

PREMISES DETAILS [CONT'D]

No person shall be admitted to membership of the said club without an interval of at least two days between nomination or application for membership and admission.

No intoxicating liquor may be sold or supplied otherwise than to: (a) A member of the club who has been a member for at least two days or whose nomination or application for membership was made at least two days before his admission. (b) A guest of such a member bona fide entertained by him at his expense.

The name and address of a person so applying must be prominently displayed on the club premises in a part frequented by members for at least two days before his election.

The opening hours of the premises:

Sunday to Thursday 1100 to 0000

Friday & Saturday 1100 to 0200

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

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

Supply of alcohol for consumption ON premises only

Name, (registered) address of holder of Premises Licence:

Hamdi Duzel

Palmers Green
London

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


Not Applicable

Name of designated premises supervisor where the Premises Licence authorises the supply of alcohol:

Hamdi Duzel

State whether access to the premises by children is restricted or prohibited:

Individuals under the age of 18 not permitted on premises.

SBC1 2 of 2
Sarah Benning
2nd March 15


SG2 1043

Search Benning
2nd March 15

SG2

21/03/2014 08:42 PM



SG2

SBI

2 of 3

Sarah Benning
2nd March 15

[Signature]



21/03/2014 09:02 PM



SG2 3043
Sarah Bennett
2nd March 15
[Signature]

SG2

Time and
Reference

38

Friday 21st March 14

19.48 Harringay Snooker
Club
MB ✓ 15 Saulsbury Promenade
N8 ORX
Machines
2 x Black Horse
2 x Joker poker
1 x Raffle Interplay
Man in Charge
Sezer Tutmez

~~XXXXXXXXXX~~
~~XXXXXXXXXX~~
~~XXXXXXXXXX~~

been helping
the Manager for
2 weeks whilst
his in Turkey -
Male does not
know who the
DPS is or what
a DPS is

Time and
Reference

Friday 21st March 14
Boner came,
Dag Bahattin

~~XXXXXXXXXX~~
~~XXXXXXXXXX~~ Road
Cheshunt
Waltham Cross

~~XXXXXXXXXX~~
~~XXXXXXXXXX~~ 28

Male that supplied
the Machines
0221

~~XXXXXXXXXX~~
Turkish / Cypriot
Short 168 Height
40 years

had the machines
over 3 months -
0221e comes for
his money every
Monday 12pm
40 / 40 206 VAT

S32

Sarah Berning
2nd March 2015



Neighbourhood Action Team
Unit 271 Lee Valley Technopark Ashley Road Tottenham London N17 9LN
Tel: 020 8489 1000 Fax: 0208 489 5133
www.haringey.gov.uk



Head of Neighbourhood Action Team Joan Hancox **Haringey Council**

Dag Bahattin
Harringay Snooker Club
1-5 Salsbury Promenade
Harringay
N8 0RX

Your ref: WK/000282764
Date: 25th March 2014
Our ref: WK/000282764
Direct dial: 020 8489 5288
Email: sarah.benning@haringey.gov.uk

FORMAL INTERVIEW, POLICE AND CRIMINAL EVIDENCE ACT 1984

Re: Permitting your Premises to be used to make a Gaming Machine Available for use, providing other Facilities for Gaming and/or Providing Facilities for Betting

On 21st March 2012, your business; Harringay Snooker Club was visited as part of a routine licensing inspection. On that day Five alleged gaming machine was discovered operating without a licence. This was subsequently seized as evidence pending further investigation.

As part of further investigation, the council would like you to attend a formal legal interview.

This interview will be conducted under the Police and Criminal Evidence Act 1984. You are entitled to have a Solicitor, or any other person you wish, present during the interview. Please bring at least two forms of identification with you.

"You do not have to say or write 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 or write may be given in evidence"

The proposed date of the interview will be:

Date: Wednesday 9th April 2014

Time: 15:00

Location: Enforcement Service
Technopark, Unit 271-272
Ashley Road
London, N17 9LN

Please contact Sarah Benning on 020 8489 5288 to confirm or alter this date.

Sarah Benning
Tactical Enforcement Officer

SB3
Sarah Benning
2nd March 15

PACE Interview

Police and Criminal Evidence Act 1984

Location of Interview: Haringey's Street Enforcement Office, Technopark, Unit 271-272, Ashley Road, London, N17 9LN

Date of Interview: 9/4/2014

Start Time of Interview: 14.53

Individuals present at Interview: 15.12

Tactical Enforcement Officer;

Tactical Enforcement Officer;

Alleged Offender;

Other Persons Present:

Sarah Benning

Chris Gargio

Mr Dag Bahattin

Mr Sagir Ozcan

NOTICE TO PERSONS BEING INTERVIEWED Colleague

This interview is being conducted in accordance with the Codes of Practice of the Police and Criminal Evidence Act 1984. Investigations of this organisation are required to comply with those standards when carrying out their investigations.

The purpose of this interview is to enable you to offer an explanation of the issues, which have made it necessary to interview you. You should be aware that, if evidence of an offence is revealed, prosecution might follow.

Under the terms of the Code of Practice you must be advised 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".
(para 10.4 Code of Practice C, Police and Criminal Evidence Act 1984 a.a)

You are not under arrest and you are not obliged to remain here.

Yes.

I would remind you that you are entitled to legal representation.

Questions:

1) What is your name?

Dag Bahattin

Signed:

Dated:



2006-2008
Getting Closer to Cx

1
SBH 2 of 14
Sarah Benning
2nd March 15

PACE Interview

Police and Criminal Evidence Act 1984

2) What is your date of birth?

[REDACTED]

3) What is your home address?

[REDACTED] Road
Cheshunt [REDACTED]

4) Do you have a permanent United Kingdom Address?

Home yes

5) Do you have any form of identification?

No

6) What is your position or connection with the business;? How long have you been in this position?

owner
1 1/2 year

7) Are you responsible for the business? Is there anyone else who owns or is responsible this business?

No

Harrungay Snooder Lto

8) If not. Who is responsible for running the business?

Yes

9) What are your responsibilities within the business?

Signed:

Dated:

2005-2008
Getting Closer to C334 2 of 14
Sarah Benning
2nd March 15
[Signature]

10) Who pays the business rates for the business? Do they have any responsibilities or input running the business?

Yes

11) Who is the leaseholder for the business? Do they have any responsibilities or input running the business?

Yes

12) Is the business run as a limited company? If so what is the name of the company?

Yes

13) How often are you on the premises?

Weekend

14) How long has this business been open to members of the public?

1 1/2 year

15) On at hours, during a routine inspection as part of a joint operation with Police and the Gambling Commission, several machines were identified as gaming machines. Photographs. Do you have any comments?

NO

Signed:

Dated:

3



2005-2008
Getting Closer to

SB4

30F14

Sarah Benning
2nd March 15

16) How long have the gaming machines been available for use within your premises? When were they installed?

2 - 3 Months

17) Who owns the gaming machines within your business?

OZZI Short 160 - 45 Years
Turkish Cypriot Black Short hair.
I called him and he Says
Wrong Number

Signed:

Dated:

4



2005-2008
Getting Closer to 1

SB4 4 of 14
Sarah Bening
2nd March 15

Yes and showed how they worked

60 for him
40 for me.

40 / 40 20 VAT



2005-2006 Getting Closer!

SB4

5

50F14

Sarah Benning
2nd March 15



Haringey Council
Neighbourhood Services

Simple Caution

Lee Valley Technopark
Ashley Road
Tottenham
London
N17 9LN

RECORD OF SIMPLE CAUTION**PART 1: IDENTITY OF PERSON CAUTIONED**

CASE REFERENCE:	WK000233892
OFFENDER'S SURNAME:	Mr Dag
FORENAME(S):	Bahattin
NATIONAL INSURANCE No.:	
ADDRESS:	Harringay Snooker Club 1 - 5 Grand Parade Tottenham N4 1JX
DATE of BIRTH:	[REDACTED]

DATE of OFFENCE(S):	17th September 2012
PLACE of OFFENCE(S):	Harringay Snooker Club 1 - 5 Grand Parade Tottenham N4 1JX

Haringey Council
Neighbourhood Services

Simple Caution

PART 2: PERSONS PRESENT

Mr. Ellick Team Leader Neighbourhood Action Team

Sign: 

Mr Dag Bahattin

Sign: 

Miss S Benning Tactical Enforcement Officer

Sign: 

PART 3: DETAILS OF OFFENCE(S)

On the 17th September 2012, Mr Dag Bahattin allowed his business, Harringay Snooker Club, 1-5 Salisbury promenade, Green Lanes, N8 0RX. To make **TEN** gaming machines available for use without a valid operating licence. This is an offence contrary to section 242 of the Gambling act 2005

PART 4: CERTIFICATE AS TO EVIDENCE and PUBLIC INTEREST CONSIDERATIONS

I certify that I am satisfied that there is evidence of the offender's guilt sufficient to give a realistic prospect of conviction of the offence specified in Part 3 hereof. I am further satisfied that the administration of a caution is in the public interest by reason of:-

The reasonable and satisfactory steps which the offender has taken to prevent a reoccurrence of this offence

Signed: 

Mr. Ellick
Team Leader Neighbourhood Action Team

PART 5: ADMISSION OF OFFENCE and CONSENT TO CAUTION

Please read the declaration below and make sure you understand it before you sign.

- 1 I have admitted to committing the offence(s) shown above. A simple caution is not a criminal conviction, but I understand that details of the caution may be kept on any national convictions databases.
- 2 If new evidence comes to light suggesting that the offence(s) I have committed are more serious, you might still take legal action against me.
- 3 If there are any victims as a result of these offences, they might still take civil action against me and you might give my name and address to the victims so they can do this.
- 4 If I am charged with another offence and I go to court, you will tell the court that I have received this simple caution.
- 5 If I apply for certain licences connected with my business, e.g. under the Consumer Credit Act 1974 or Licensing Act 2003, this caution may be taken into account in any decision whether to issue me with a licence.
- 6 If I already work in a job which is included in the list of notifiable occupations (these are jobs where you are in a position of trust or responsibility, for example, teachers, care workers, taxi drivers, soldiers and doctors), you might tell my employer about this simple caution. (I can ask you for a copy of the full list of notifiable occupations.)
- 7 If I apply for certain jobs, either paid or unpaid, that need me to have a criminal records check (CRB check), you might give my new employer information about this simple caution. (CRB checks are needed for nearly all jobs where you work with children or vulnerable adults, as well as for other sensitive jobs involving a high level of trust.)
- 8 I understand that accepting this simple caution may mean that some countries will not allow me to live there permanently, and some may not allow me to visit (for example, on business, for a holiday or as a student).

DECLARATION

**I have read and understand all this information.
I hereby declare that I**

Admit the offences described above and agree to accept a caution in this case. I understand that a record will be kept of this caution and that it may influence a decision to institute proceedings should I be found to be infringing the law in the future. I further understand that this caution may be cited should I subsequently be found guilty of an offence by a Court of Law. I also understand that in some circumstances I may be under a duty to disclose the existence of this caution.

NAME: Mr Dag Bahattin

SIGNED:



DATED: 31st October 2012

Haringey Council
Neighbourhood Services

Simple Caution

PART 6: CERTIFICATE AS TO CAUTION

SB
31st
On 20th October 2012, at Lee Valley Technopark, Ashley Road, Tottenham, London, N17 9LN at, I consented to formally caution the person named in Part 1 hereof in respect of the offence specified in Part 3 hereof.

NAME Brian Ellick

SIGNED: 

DESIGNATION: Team Leader Neighbourhood Action Team

DATED: 31st October 2012

ETHNIC ORIGIN (Optional)

In view of the importance of ensuring that every cautioning decision is taken on the basis of fair and equal treatment irrespective of ethnic origin, the Head of Legal Services maintains a record of the ethnic origin of persons cautioned in order that decisions may be monitored. Please specify Ethnic Origin (not Nationality) as UK European, Greek-Cypriot, Turkish-Cypriot, African, Caribbean/West Indian, Asian, Irish or Other (specify):

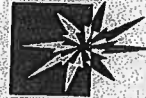
Ethnic Origin:Turkish.....

Enforcement Service

Costs Form

Alleged Offender	Dag Bahattin Harringay snooker Club 1-5 Salisbury Promenade Hornsey N8 0RX		
Ref:	WK000232433		
Offence	Offences relating Gambling Act, Section 242		
Officer	S Benning		
	Number	Comments	Costs
Letters (£30)			
Visits and officer time £60 per hour for first 2 hours and £62 further hours	2 Hours	3x officers for 2 hours	£360
Company Search £20	1 Company Search		£20
Typing & Administration £25			£25
Section 9 Statement (£60)	N/A		
Test Purchase	N/A		
Miscellaneous	11x machine seizure	£23 per machine	£253
	11x machine storage	£10 per day x 20 days	£200
	11x machine destruction	£11 per machine	£121
Photographs £5 Each	5 Photograph		£25
	Total		£1,004

DATE 31.11 20 12 **AG 1041903**
 VAT Registration No. 220 7543 91



Haringey Council

RECEIVED FROM:

NAME Paq Bahattin - Haringey Snooker Club

ADDRESS 1-5 Salisbury Road, N8 0R8

POUNDS One thousand and four pounds

PENCE

FOR HARINGEY COUNCIL

DESCRIPTION OF GOODS OR SERVICES PROVIDED

Simple Caution.

£	p
<u>1004</u>	<u>—</u>
<u>1004</u>	<u>—</u>

TOTAL BEFORE VAT

VAT @ RATE OF%

TOTAL INCLUDING VAT

REF:
CASH/CHEQUE

[Signature]
 Authorised Officer

700.10 03/12

LONDON BOROUGH OF HARINGEY

V

Mr Dag Bahattin
Harringay Snooker Club
Club 1-9, Salisbury Promenade
Green Lanes
Hornsey
London
N8 0RX

Type of Offence: Gambling Act 2005 section 242

Date of Offence: 27th February 2020

Signed



Dated 28th April 2020

STATEMENT OF WITNESS

(Criminal Procedure Rules 2005 r271(1);
Criminal Justice Act 1967 s.9; M.C. Act 1980 s5B)

Statement of: Sarah Benning

Age of Witness: Over 18

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

Signature: 

Date: 28th April 2020

1. I am Sarah Greer and I am employed by the London Borough of Haringey as an ASB Specialist (Environmental Crime). Parts of my duties are to investigate offences under the Gambling Act 2005 and the Licensing Act 2005.
2. A premises licence allows a premises to carry on a licensable activity on or from their premises namely; the sale by retail of alcohol, the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club, the provisions of regulated entertainment and the provisions of late night refreshments. Within the ambit of regulated entertainment this could include a performance of a play, an exhibition of a film, an indoor sporting event, boxing or wrestling either indoors or outdoors, a performance of live music, any playing of recorded music and a performance of dance or some similar description. They could also provide entertainment facilities to make music, for dancing or some other similar facility.
3. Any premises that is looking to carry on any of the activity listed in paragraph 3 should have applied for and been granted a premises licence.
4. They must also ensure that where any premises licence has been granted and is subject to certain conditions – that those conditions are adhered to. Some common conditions that require monitoring, is the hours that the premises are open and carries on the said licensable activities.
5. On the 22nd April 2020, I received an email from Mohammed Shafiq, Compliance Manager, Gambling Commission. The email had a statement attached from Azhar Akram, Assurance Officer HMRC.
6. The statement was in relation to a visit he carried out on the 27th February 2020. During the visit he observed five (5) gaming machines switched on and available for use within the premises. I attach the statement from Azhar Akram.

Signed 

Dated: 28th April 2020

7. Mohammed Shafiq also forwarded me a statement from Nigel Owen, Sector Specialist, Gambling Commission. Nigel Owen confirmed in his statement that the gaming machines were non-compliant of the Gambling Act 2005. I attach the statement from Nigel Owen.
8. On reviewing the statement from Azhar Akram and Nigel Owen I believe that an offence had been committed under section 242 of the Gambling Act 2005.
9. I am willing to attend court as a witness if required.

Signed

Dated: 28th April 2020



OFFICIAL SENSITIVE

MG11T
(HMRC)**WITNESS STATEMENT**

ENGLAND AND WALES ONLY

(Criminal Procedure Rules, r 16.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B)

Statement of: Azhar Akram

URN: 88/Code/CAN/YY

Age If under 18: over 18

Occupation: Assurance Officer HMRC

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: ¹ Azhar Akram

Date: 08/04/2020

Indicate if witness evidence is visually recorded² Yes (If YES, see guidance)

3

On the 27/02/2020 at approximately 1227hrs I visited Harringay London Snooker Ltd located at 1-9 Salisbury Promenade, Green Lanes, London N8 0RX under CEMA 118BC. Upon arrival I spoke to Ercan Ulas who is an employee of the premises. I entered a small room on the main floor of the premises with the door open and I identified 2 "joker poker" gaming machines, 2 Blackhorse gaming machines and 1 betting terminal, all of which were switched on and made available for play. I took 5 x photographs of the machines on the premises which I produce now as AA1. I spoke to Ercan Ulas and gave him factsheets to pass onto Mr Bahattin Dag, who I was told was the owner of the premises. I advised Ercan Ulas to switch the machines off as they were unregistered with HMRC.

Date: Select Date

Signature: Enter Name
(Signature of witness)Signature: Enter Name
(Signature witnessed by)

STATEMENT OF WITNESS: ENGLAND AND WALES ONLY

Page 1 of 1

May 2019

MG11T HMRC

GAMBLING COMMISSION

Witness Statement

(CJ Act 1967, s.9; MC Act 1980, ss. 5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of: **Nigel OWEN**

Age if under 18: Over 18 (if over 18 insert "Over 18")

Occupation: Sector Specialist – Gaming machines

This statement, (consisting of 3 pages, each signed by me), is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature:

N. Owen

Date:

15-4-20

I, Nigel OWEN, am employed by the Gambling Commission and prior to that the Gaming Board as a Sector Specialist – gaming machines. I have held this position since 2003.

My background is that of an engineer, I was awarded an honours degree in engineering in 1982 (B. Eng). My role as Sector Specialist – gaming machines covers the whole of Great Britain and requires me to, amongst other things, analyse aspects of gaming machine design and operation to ensure compliance with appropriate legislation, regulations and technical standards.

I have read the witness statement of Azhar AKRAM, Assurance Officer HMRC, dated 8 April 2020 and have been asked by the London Borough of Haringey to provide a statement regarding four machines observed during an inspection on 27 February 2020 of a snooker premises within the Borough. Two of the machines are marked with the wording 'Black Horse' and two have the name 'Royal Flush 500' on them. I have been asked to state whether in my opinion these are compliant gaming machines as defined by the Gambling Act 2005, Section 235(1) and associated regulations.

Signed:

N. Owen

Continuation of Statement of Nigel OWEN

Page 2 of 3 pages

I have not been able to personally examine the machines and am basing my statement on four photographs provided by Azhar AKRAM of HMRC, referenced as AA1 in the statement of 8 April 2020.

The name 'Black Horse' is a product name given to generic gaming machine cabinets made by the manufacturer 'Vegas.pl' a company in Poland. I have some experience of this specific make of machine, having previously examined several other examples and provided statements for court cases involving this make of machine over several years in the London and South Wales areas.

All of the cabinets of this name that I have seen in the past give the player the option to select from a number of different games such as roulette, poker and blackjack as well as more conventional fruit machine style reel based games.

The two 'Royal Flush 500' machines are superficially identical and show a representation of a poker game on their screens. These are of a type I have seen in the past and each machine only plays a single type of game, poker.

All four machines show graphics on screen which are at the very least 'presented as involving an element of chance', section 6(2)(a)(iii) of the Gambling Act 2005 defines this as a game of chance. On the assumption that a prize is offered this would make all four machines gaming machines.

Whilst I am unable to examine the machines, observations from the photographs tell me that three of the machines do not have the required statutory notices displayed such that they can be clearly seen. Without these statutory notices the machines are non-compliant. For completeness, notices of the following must be displayed as required by regulation:

- Category of gaming machine.
- Telephone number from which help for problem gambling may be obtained.
- No under 18s warning unless these are category D machines.
- Information relating to the percentage of cost to play that is returned by way of prizes (%RTP).

One of the 'Royal Flush 500' machines does have a partly damaged statutory notice attached to the front of the machine to the top right of the main screen. This notice is

Signed: *N. Owen*

Continuation of Statement of Nigel OWEN

Page 3 of 3 pages

of a type affixed to certain gaming machines and does provide some of the above required information -- however, it does not show the %RTP information and without this information, the machine is non-compliant.

Signed:

N. Owen

BLACK HORSE



CREDIT

000

0

1

2

3

4

5





BLACK HORSE



7
LINES
HOLD TO
PLAY

PAYOFF

9
START



220	FC Pakistano Test...	1-1	PKR Dhandho Blama...	7	1,70	2,10	16,25	1,65	2,40	10,25	1,45	2,40
221	Santiago Res... (U)	1-0	Chacabba Jm... (U)		1,95	3,10	3,15	1,70	8,00	2,40	1,25	2,45
222	FC Pakistano Test...	1-1	PKR Dhandho Blama...	7	1,45	1,50	9,30	3,15	1,60	4,65	1,9	1,25
223	CD Aves	0-0	Sporting Cp U23		4,25	1,55	3,85	3,75	1,70	3,45	0,5	1,85
224	Grims Portland U19	1-0	Sol de America U19		2,10	3,10	2,95	1,75	8,50	2,20	1,2	2,20
225	Grims Portland U19	1-0	Sol de America U19		3,35	1,60	4,55	3,05	1,75	3,90	1,2	1,75
226	Spartan Vagdeno U19	1-0	Guatemala FC		2,65	3,15	2,25	2,00	10,00	1,65	1,25	1,60
227	Clubs Real Betis	0-0	General Diaz U19		4,75	1,75	3,35	3,20	2,05	2,90	1,60	2,05

Live Betting												
Match	Home	Away	Draw	Home	Away	Draw	Home	Away	Draw	Home	Away	Draw
FC Pakistano Test...	1,70	2,10	16,25	1,65	2,40	10,25	1,45	2,40				
Santiago Res... (U)	1,95	3,10	3,15	1,70	8,00	2,40	1,25	2,45				
FC Pakistano Test...	1,45	1,50	9,30	3,15	1,60	4,65	1,9	1,25				
CD Aves	4,25	1,55	3,85	3,75	1,70	3,45	0,5	1,85				
Grims Portland U19	2,10	3,10	2,95	1,75	8,50	2,20	1,2	2,20				
Grims Portland U19	3,35	1,60	4,55	3,05	1,75	3,90	1,2	1,75				
Spartan Vagdeno U19	2,65	3,15	2,25	2,00	10,00	1,65	1,25	1,60				
Clubs Real Betis	4,75	1,75	3,35	3,20	2,05	2,90	1,60	2,05				

APPENDIX 2

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LICENSING ACT 2003
Sec 24

PREMISES LICENCE

Receipt: AG754310

Premises Licence Number: LN/00002142
LN/000003587

This Premises Licence has been issued by:

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

Signature:

Date: 24th November 2005

Transfer & Vary DPS: 3rd April 2019

Part 1 – PREMISES DETAILS

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

**HARINGAY LONDON SNOOKER LTD
1-5 SALISBURY PROMENADE
LONDON
N8 0RX**

Telephone: 020 8802 6259

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Supply of Alcohol

Provision of Late Night Refreshment

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

Supply of Alcohol

Sunday to Thursday 1100 to 2330

Friday & Saturday 1100 to 0130

Good Friday 1200 to 2230

Christmas Day 1200 to 1500 and 1900 to 2230

Provision of Late Night Refreshment

Sunday to Thursday 2300 to 0000

Friday & Saturday 2300 to 0200

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

LICENSING ACT 2003
Sec 24

The opening hours of the premises:

Sunday to Thursday 1100 to 0000

Friday & Saturday 1100 to 0200

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

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

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

Part 2

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

Bahattin Huseyin Dag

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:

Bahattin Huseyin Dag

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: LN000015893

Issued By: The London Borough of Haringey

Annex 1 –Mandatory Conditions

1. No supply of alcohol may be made under the Premises Licence –
 - (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
 - (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
3.
 - (1) The responsible person must 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.
 - 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 in a manner which carries a significant risk of undermining a licensing objective;
 - 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 in a manner which carries a significant risk of undermining a licensing objective;
 - d) 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.
 - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

Annex 1 –Mandatory Conditions

- (2) The designated premises supervisor in relation to the premises licences 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.
- 6. 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

Annex 1 –Mandatory Conditions

- (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.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

CCTV will be installed and maintained and be in constant operation.

Customers will not be permitted to take alcoholic beverages outside of the premises.

Staff will be trained not to supply alcohol to intoxicated individuals.

Photo identification procedures will be introduced for holders of membership to the premises.

PUBLIC SAFETY

No person shall be admitted to membership of the said club without an interval of at least two days between nomination or application for membership and admission.

No intoxicating liquor may be sold or supplied otherwise than to: (a) A member of the club who has been a member for at least two days or whose nomination or application for membership was made at least two days before his admission. (b) A guest of such a member bona fide entertained by him at his expense.

The name and address of a person so applying must be prominently displayed on the club premises in a part frequented by members for at least two days before his election.

Intoxicating liquor may only be sold to members of the club meeting at the within mentioned premises for consumption by those members or their bona fide guests.

THE PREVENTION OF PUBLIC NUISANCE

Signage will be displayed requesting patrons depart the premises quietly and please respect the neighbours.

THE PROTECTION OF CHILDREN

Individuals under the age of 18 and non-members will not be permitted on the premises.

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

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

- 1) All Statutory Conditions including sections 19 and 21 of the Act to be complied with.
- 2) Licensed hours of 11am until 12 midnight, midweek (Sundays through to Thursdays); and 11am until 2am, weekends (Fridays and Saturdays).
- 3) Full the recommendations of the Child Protection Agency to be included.
- 4) Police recommendations to stop selling alcohol at 01:30 on Fridays and Saturdays to be complied with.
- 5) Photo identification for holders of membership to the premises to be introduced
- 6) No drinks and/or food to leave the premises.
- 7) To enforce the provisions of the operating schedule.

Annex 4 – Plans

LODGED WITH LICENSING AUTHORITY

APPENDIX 3

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Haringey Snooker Club

1-5, Salisbury Parade,

London, N8 0RX

Representations To The London Borough Of Haringey

Review Of Premises Licence

S.51 and S.87 of the Licensing Act 2003.

1. General Background And Current Position

i. The current licensee of the The Haringey Snooker Club has held a licence permitting the sale of alcohol subject to the relevant conditions since the 24th November 2005. The licensee and DPS is Mr Bahattin Mr Bahattin Huseyin Dag is the son of the owner of the club Mr Bahattin Dag. Mr Bahattin Dag senior is described as the owner of the club on the basis that he is the sole shareholder and director of Haringey London Snooker Ltd which was incorporated on the 20th December 2017. The Club premises are held by virtue of a 20 year lease from Lazari Investments Ltd. It must be emphasized that it is Mr Bahattin Dag senior who has been prosecuted and cautioned in the past for permitting illegal gaming machines on the Club`s premises.

ii. The Club occupies prominent first floor premises in Green Lanes Haringey . Facilities in the club include the following; 7 snooker tables, 1 3 ball table, 3 American Pool tables, 4 English Pool tables , 2 table tennis tables and 4 tables

for miscellaneous board games. There is bar and food is served during opening hours. The Club is open 7 days a week as per the licensing hours and entry and playing is restricted to members and their guests . There are normally 6 staff employed at the Club.

iii. The Club has obviously been closed since the start of “ lockdown” and remains closed until the Government Covid restrictions for indoor sports venues are lifted. However during lockdown the club has undergone extensive redecoration and refurbishment and the premises will enjoy an enhanced environment as a consequence of this refurbishment upon re-opening which hopefully will be possible in the not too distant future. Like so many businesses the Club has suffered severe financial hardship as a consequence of the covid 19 pandemic and the aspiration of the owner and management is to reopen at the first available opportunity and continue to provide the normal facilities for the members and their guests.

2. Serving The Community

- i. The membership of the Club clearly reflects the diversity of the community which it serves. Both Mr Bahattin Dag senior and his son are of Turkish background and origins. Over the past 15 years or so the Club has gained the status of a genuine community hub and meeting place. The premises are large and now decorated to an extremely high standard.

The letters and emails of support which have already been forwarded to the L.B. Haringey demonstrate the pleasure derived from members and how they would be genuinely disappointed if the Club was forced to close as a consequence of the present review of the licence. It will be noted in particular that the letters and emails of support have been sent by those representing local businesses and also individuals. In particular the following sections from those letters and emails include the following : “

..... it`s a safe environment for the young generation”. “

..... it has increased our children`s mental health greatly”.

“..... I have never experienced any trouble”. “ It`s a good environment for teenagers and all ages”. “..... I strongly believe it is a safe place and will be very disappointed if anything was to happen”. “

Haringey Snooker Club has always been at the heart of Green Lanes. It has been a role model for many establishments”.” And can confidently inform the community that the staff deals with every customer with the same satisfaction criteria ensuring the gender equality criteria are met”.

“ As an engineer with 2 university degrees I can strongly and ethically say that the establishment is a cultural place for the community as it welcomes everyone form every background”.

..... “ Mr dag has always been a helpful and trusted person to plenty of other businesses around the local area.....he is a pillar of this community and this is a feeling shared by many other

businesses around the local area including myself”. “ We are all a family in Haringey Green Lanes , these bonds are built with trust over the years and Mr Dag has played a huge role in being part of that”. “ The team at Haringey Snooker Club helps also supporting local public b y having many wonderful offers such as happy hours and a lot of other different discounts.....” I`m kind of surprised that our local authorities are even considering applying such a severe measure against our snooker club whatever the offence. ”..... “Haringey needs places like this “” I have known Mr Dag for so many years and I know how important it is for him to keep his customers safe”..... “ I would like it to be noted that most of our community visits Haringey Snooker Club regularly due to it being a safe environment where people could engage recreational activity to relieve stress.”..... “ Haringey Snooker Club is most definitely one of the safest thanks to management resolving any issues without letting it grow it is not only a safe place it is also one that brings people together by resolving disputes”. “ As Haringey community we believe Haringey Snooker is a respectful and friendly centre”..... “ The snooker club has helped trouble youth to stay out of common trouble and to ensure them to follow correct paths in staying safe and not being encouraged by illegal activity”.

- ii. Apart from serving the community to provide a popular sport the club sponsors a youth football team based in the Haringey area.
- iii. The above glowing testimonials clearly establish the importance of the club in the local community and as will be noted many of the authors of the letters emphasise the very safe environment which prevails at the premises. Against that background of support it would be an extremely drastic and disproportionate measure to deprive the club of it`s alcohol licence.

3. Reasons For Review

- i. The reasons for a review of the current licence are clearly set out in the Review Application served on the club on the 9th June 2020. On 4 occasions , February 2020, 11th October 2019 , 13th November 2014 and the 17th February 2012 unlicensed gaming machines were discovered in the club by officers of the L.B. of Haringey. These findings have resulted in a formal caution and a prosecution of Mr Bahattin Dag the owner and at relevant times the licensee and DPS.
- ii. On behalf of the Haringey Snooker Club it is accepted that these breaches of the law are in direct conflict with the first licensing objective which is to “ reduce crime and disorder”. However , the Committee are

specifically requested to take into account the fact that the review is not precipitated by any of the following :-

Illegal sales of alcohol

Use of or availability of controlled drugs in the premises.

Disorderly conduct or situations in which police presence is required to break up or put a stop to unruly conduct. In fact on at least one occasion the management of the club provided the police voluntarily with CCTV footage which captured a violent fight which took place in Green Lanes.

Instances of fighting or other anti-social or violent behavior.

4. Going Forward

- i. As stated in this document the current licensee is the son of the owner. He is a young man of 22 years of age and has successfully completed a recognized course on the subject of alcohol licensing. However in view of his close relationship with the owner, the club now considers that it will be more appropriate to apply for the licence to be transferred to a person not closely connected to the who holds the necessary qualifications and experience to ensure , with no exceptions that the premises are managed strictly in accordance with the licence and the relevant law and objectives. Details of this proposed person will be made known to the

Licensing Committee and other interested parties before the sitting of the committee.

- ii. The Haringey Snooker club has played a pivotal role in serving the local community and it is the desire of the club`s owner for this role to continue on the basis that the strict letter of the law is obeyed at all times. The Club realizes that the repeated presence of unlicensed gaming machines has place the licence in jeopardy and is prepared to take measures to prevent situations of this nature occurring in the future.

6th July 2020

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Date: 16/06/2020

To

Licensing, Haringey Council

Level 1 River Park House, 225 High Road

Wood Green, London N22 8HQ

Reference: Haringey Snooker Club, 1-5 Salisbury Promenade, London N8 0RX

My name is Cemil Gonul and I would like to express my support for Haringey Snooker Club regarding the notice received.

Many times I went to the Snooker Club after work with my friends and I have never experienced any problems. The Snooker Club has a friendly atmosphere and it's a safe environment for the young generation. Please take this letter in consideration.

Kind Regards

Cemil Gonul

Managing Director

A handwritten signature in black ink, appearing to be "Cemil Gonul".

Haringey Licence Authority,

Feryal Gul
7 Chiltern Dene
EN2 7HH
Enfield.

17/06/20

Dear Sir / Madam,

I am writing to raise a concern about the issues that our close family friend Mr. Bahattin Dag is facing. We have started to get to know Mr. Dag since we have visited his Snooker place, where we visit frequently and have quality family time together. He is genuinely very friendly and supportive towards my children. I am a nurse myself and I consider safety is my priority in life as nature of my job.

The snooker place create a great and safe atmosphere to bring our children, to have supportive such as table tennis, table pool.

In addition to this it has been very comfortable and sociable environment where we meet with some background of people and friends. In fact it is good to mention that we have made a lot of new friends. It has increased our and our children's mental health greatly and increased our confident.

It is unfortunate and disappointing to hear that, the place that we enjoyed and feel happy is closed. We would love you to review and reconsider its closure and would love you to open the place back once again. I hope this letter would make a chance in your view.

Yours Sincerely,

Feryal Gul
feryal

16/06/20

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 ORX

Dear sirs

I am writing to you to support Haringey Snooker clubs petition to support them in maintaining the license they need to continue to operate in their current model.

I have always enjoyed my visits there whether it is for a game of pool or snooker and have never experienced any trouble. It has always been a regulated environment.

I hope you will be in favour of Haringey snooker club

Yours faithfully
Occupation: Director
Mr sahil Katyai
Business Name: Lion King Off License
Business Address: 533 Green Lanes, Harringay, London N8 ORL

Signature:

A handwritten signature in black ink, appearing to be 'Sahil Katyai', written over a horizontal line.

16.06.2020

Dear Sir/Madame,

I would like to write few words with hope that it would make you reconsider the situation at Haringey Snooker Club.

I know this place for a long time, I receive a good customer service and I can't say nothing bad about the place. It's a good environment for teenagers and all ages. I really think that we need something else rather than restaurants and pubs around Haringey.

Kind Regards,

Inan Kaya

Tel:079311337444

George's Fish Bar
Ann's Road

444 St
London N15 3JH



14/06/20

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 0RX

To Whom It May Concern:

I have been notified by neighbor that the snooker club license is under review due to the accusations of illegal gambling machines.

I can confirm that I am a regular customer of the snooker club and have been visiting for many years and never have witnessed the peace being disturbed within the grounds or around the snooker club and wish the licensing community does not take any action.

However, I will like to say that the snooker club is a very friendly environment I have seen many different people from different backgrounds which were very happy at the establishment, I strongly believe it is a safe place and will be very disappointed if anything was to happen and strongly believe that the local believes as the same as me.

I wish that I can carry on seeing the establishment carry on with their business as the snooker club also purchases a lot of food orders from us and also them recommending their customers to also eat at our establishment.

Yours truly,

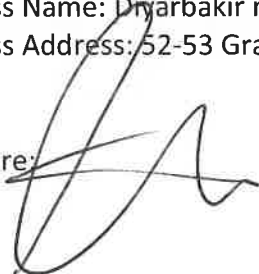
Occupation: Director

Mr Erkan Aksu

Business Name: Dnyarbakir restaurant

Business Address: 52-53 Grand Parade, Green Lanes, Haringey, London N4 1JX

Signature:

A handwritten signature in black ink, appearing to be 'Erkan Aksu', written over a horizontal line.

12/06/20

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 0RX

Business owner

Dear sir/madam

I would like to support the petition to support Haringey snooker License in maintaining their current operating model with all the necessary license being granted/maintained.

Haringey Snooker club has always been at the heart of Green lanes. It has been a role model for many establishments in ensuring strict no commotion rules and always maintaining a friendly environment.

They are currently under refurbishment and we are looking forward to visiting them once they reopen.

Yours faithfully

Occupation: Director

Mr Elvan Acar

Business Name: Devran restaurant

Business Address: 485, 487 Green Lanes, Harringay, London N4 1AJ

Signature:

A handwritten signature in black ink, appearing to read 'E. Acar', written over a horizontal line.

14/06/20

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 0RX

To Whom It May Concern:

I deeply regret to be informed that me and my colleges favourite snooker club has been informed via the local licensing authority that their premises license is under review to continue their business. The license is under review due to the accusations of illegal gambling machines. I have been a regular client of the snooker club for long years.

During the years my business has been operating, I have been to the snooker club regularly. In my past experience I have not seen the peace been disturbed within the snooker or within the area of the club at all times and can confidently inform the community that the staff deals with every customer with the same satisfaction criteria ensuing the gender equality criteria are met.

During the times where the snooker club has been operating I have been to the snooker club many times alone and with my employees as a treat of a hard day's work or sometimes as a place to entertain are self in a safe and friendly environment. Also, the snooker club has helped trouble youth to stay out of common trouble also I have seen many school kids visit with their schools to play snooker and pool which can only mean to me that it is a very safe environment.

I Mr Imam Arslan, strongly encourage the licensing community to not take any action towards the snooker club licensing. I wish the community can understand that the snooker club is a safe environment for whole local community and will disappoint a lot of the public and businesses.

Yours truly,
Occupation: Director
Mr Imam Arslan
Business Name: Sama Food LTD
Business Address: 578-580, Green Lanes Haringey, London N8 0RP

Signature:

A handwritten signature in black ink, appearing to be 'Imam Arslan', with a long horizontal stroke extending to the left.

16/06/2020

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 0RX

For whom it may concern

I am writing in regard to the offences against Haringey snooker club, I have been a regular customer of the club for over 7 years and strongly believe it is a peaceful and safe environment, my current occupation is security and network engineer.

As an engineer with two university degrees I can strongly and ethically say that the establishment is a cultural place for the community as it welcomes everyone from every background. Plus, all the working staff and management team is also very supportive to all customers which I have witnessed first-hand.

I am writing to you to support Haringey Snooker clubs petition to support them in maintaining the license they need to continue to operate in their current model.

I hope you will be in favour of Haringey snooker club

Yours faithfully
Occupation: Director
Mr Irfan Onur
Business Name: Cyber Specialist Solutions Limited
Business Address: 79 Durnsford Road N11 2EN
Email: Director@cyberssolutions.co.uk

Signature:

Two handwritten signatures in black ink. The first signature on the left is a stylized, cursive script. The second signature on the right is more fluid and elongated, also in a cursive style.

14 June 2020

To whom it may concern

Ref: Harringay snooker club; 1-5 Salisbury promenade, green lanes,
London N8 0RX

My business called Legends Gym is right next door neighbour to Harringay snooker club, we have been neighbour since we opened in 2010. We have a very good relationship with their owner, staff and members as neighbours. This place has been around many years, it is well known place in the area. Because of its good reputation It attracts many people all around the city to the area, that benefits lots of businesses around it. I'm also a regular member there. I would not want them to lose their premises license, that would affect many regulars who like this place.

Kind regards

Adem Ors

A handwritten signature in black ink, appearing to be 'Adem Ors', with a stylized, cursive script.

Owner & manager
Legends Gym

13.06.2020

To,
Lead Officer -Licensing , Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker Club, 1-5 Salisbury Promenade, London, N8 0RX

To Whom it May Concern,

Mr Dag has informend me that an application has been made to the Licensing Authority for a review of the Premises Licence regarding Haringey Snooker Club. As a local business owner who has served this community for years this has surprised me. I have always known the Haringey Snooker Club to be a respectable establishment.

As a patron myself i have never seen any dubious or untrustworthy activity be allowed to go on in the Snooker Club. Mr Dag has always been a helpful and trusted person to plenty of the other businesses around the local area, including myself. He is a pillar of this community and this is a feeling shared by many other locals in the area. We all feel that his business should be suported .

Please reconsider action against the Haringey Snooker Club as it would be a disservice to our community. Not just for patrons but for other bussinese in the area as well. We are all a family in Haringey Green Lanes, these are bonds built with trust over the years and Mr Dag has played a huge role in being part of that.

If you have any questions, please feel free to contact me directly. I will be available on :
07400379146.

Thank you for your consideration.
Yours sincerely,

Kemal Yilmaz



UMUT 2000 Haringay
551 Green Lanes, Haringay
London N8 0RL

14/06/20

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 0RX

To Whom It May Concern:

I am disappointed to be informed that our local snooker club license is under investigation by the local authorities, I Mr Hamza has been a regular customer of the club for several years as it is on the same road as I work in.

I can happily say that I enjoy visiting the club very often and it is also a place I feel comfortable within, all the staff and management team are very helpful and also supportive if I or any customer is in any need of anything.

The team at Haringey snooker club helps also supporting local public by having many wonderful offers such as happy hours and a lot of other different discount, I have witnessed myself for a lot of different cultural people in participating in snooker, pool and etc.

I strongly believe that the local community will be affected if anything was to happen to local snooker club and wish the local authority to take reasonable action as this will affect the community and make a lot of people upset.

Yours truly,
Occupation: Chef (Employee)
Name: Mr Hamza Avgin
Business Name: Kings Kebab
Business Address: 413 Green Lanes, Haringey, London N4 1EY
Signature:



14/06/20

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 0RX

To Whom It May Concern:

My name is Ibrahim Al and I write this letter regarding the notice of application for the review of premises license at Haringey Snooker Club.

I am a business owner for many years and having so much work going on it's very important for me to have a place where I can escape sometimes, even for couple of hours, and enjoy a game of snooker with my friends.

In Haringey you find mostly restaurants, pubs, off licenses and different shops, that's why I think that it's very important to keep and support a business like this and I'm kind of surprised that our local authorities are even considering applying such a severe measure against our Snooker Club, whatever the offence.

Thank you for your consideration and attention to this matter.

Kind regards,

Name: Mr Ibrahim Al

Occupation: Director

Business Name: Cigkoftem

Business Address: 417 Green Lanes N4 1EY

Signature:

A handwritten signature in black ink, appearing to be 'Ibrahim Al', with a long horizontal stroke extending to the right.

15.06.2020

To,

Lead Officer – Licensing, Haringey Council

Level 1 River Park House, 225 High Road

Wood Green, London N22 8HQ

Subject: Haringay Snooker Club, 1-5 Salisbury Promenade, London N8 0RX

To whom it may concern,

I heard about the notice that has been send to Haringay Snooker Club and I want to express my support for Mr Dag regarding this matter.

I am disappointed that the Council are even considering reviewing their license. This place it's a safe place. People can go there and have a game of pool, have a drink and socialise. I've been there a lot of times and honestly, I think that now, more then never, Haringey needs places like this. The owner tries his best in keeping that place away from trouble and I never heard about any fights to happen.

Keeping a large place like this away from troubles, it should give you a reason to reconsider the actions taken against the Snooker Club.

If I can help in any way, please contact me at 02083476666.

Kind regards,

Troung A Hy

Garden London LTD

581 Green Lanes

London N8 0RG



14.06.2020

To,

Lead Officer – Licensing, Haringey Council

Level 1 River Park House, 225 High Road

Wood Green, London N22 8HQ

Subject: Haringey Snooker Club, 1-5 Salisbury Promenade, Green Lanes, N8 ORX

Dear Sir/Madame,

My name is Hasan Hızıolu, I own the off-licence Green Apple Food Center on 4 Salisbury Promenade, Green Lanes, London, N8 ORX. I would like to express my support for Mr Dag regarding his latest licensing problem.

I have known this place for a long time, and I can honestly say that Haringey Snooker Club is one of my favourite places to go and spend some relaxing time in a very friendly atmosphere.

I know Mr Dag for so many years and I know how important is for him to keep his customers safe. A lot of the Snooker Club customers are our customers as well and I never heard any complains. People from different countries meet here and play different friendly board games as well not just snooker.

For many of us this place is irreplaceable so please take this letter in consideration, thank you.

If you have any questions or you think that I can help in any way please contact me at : 07475381918.

Kind regards,

Mr Hasan Hızıolu



14.06.2020

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

Subject: Haringey Snooker Club, 1-5 Salisbury Promenade, Green Lanes N8 0RX

To whom it may concern,

I'm writing to support the licensing application of Haringey Snooker Club. I live in Hackney and have been a regular visitor to the club for over 10 years. I have always enjoyed my visits and look forward to many more years.

I strongly encourage the local authority to grant Mr Dag a licence to continue his efforts in providing a great environment for social activities.

Please contact me on 07491 992 090 if needed.

Kind regards,

Mr Ramesh Gokhul

A handwritten signature in black ink, appearing to read 'Ramesh Gokhul', with a stylized flourish at the end.

15.06.2020

To,
Lead Officer - Licensing, Haringey Council

Reference: Haringey Snooker Club , 1-5 Salisbury Promenade, London N8 0RX

Dear Sir/ Madame,

I'm very sad to learn about the public notice for the review of the premises licence of the Haringey Snooker Club owned by Mr Dag. I have been frequenting the club for many years and have had nothing but great experiences. I wish to continue my visits and strongly support the Snooker on this matter.

I am also a business owner for the Bagel House on Stoke Newington High Street and appreciate the difficulties faced in maintaining a business especially with the current economic climate, which is also a reason for keeping people like Mr Dag who provides a valuable social environment for people like me.

Please don't hesitate to contact me on 07973 511 014 if needed.

Yours sincerely,

Mr Ronnie Cohen

A handwritten signature in dark ink, appearing to read 'R. Cohen', written in a cursive style.



Kurdish People's Democratic Assembly in Britain



To Whom It May Concern

DATE: 15/06/2020

Dear Sir/Madam

I am writing to you on behalf of our Kurdish community in regards to Haringey snooker club.

I would like it to be note that most of our community visits Haringey snooker club regularly due to it being safe environment where people could engage recreational activity to relive stress . At Haringey snooker club you would also find people that are helpful to each other whether it is in regards to recommending jobs or notifying of current news legislations.

I would like to express that there are not many locations out there where our community can spend time without a commotion .Haringey snooker club is most definitely one of the safest thanks to management resolving any issues without letting it grow it is not only safe place it is also one tht brings people together by resolving disputes.

I am able to vouch for Mr Dag who is a well-respected member of our society and provides support in centre as and when needed.

Please don't hesitate to contact us if you need further information's.

KURDISH PEOPLE'S
DEMOCRATIC ASSEMBLY



FAIRFAX HALL,
11 PORTLAND GARDENS,
LONDON N4 1HU
020 8880 1804
info@kurdishassembly.org

Kurdish People's Assembly Management Committee



Date: 16.06.2020

Dear Harringay Council,

I have seen a public notice outside Harringay Snooker Club.

I work across the road at David Key estate agent. I am incredibly sad to hear this has affected the business for the snooker club. In Occasions, we tend to gather and hold meetings with our staff. We also use the facilities to accommodate for staff incentives.

We feel safe and have a respectful neighbourhood relationship.

There have been no illegal activities to my notice or have been previously.

As Harringay Community we believe Harringay Snooker is a respectful and friendly centre.

We believe this will affect the culture within Harringay if we cannot be apart of the same community.

Yours Sincerely,

Anil Vural
Manager,

A handwritten signature in black ink, appearing to be 'Anil Vural', written over a light blue horizontal line.



David Key (Harringay) | 569 Green Lanes | London | N8 0RL

W: www.David-Key.com E: Harringay@David-Key.com T: (020) 7100 0754

14/06/20

To,
Lead officer – Licensing, Haringey Council
Level 1 River Park House, 225 High Road,
Wood Green, London N22 8HQ

Subject: Haringey Snooker club, 1-5 Salisbury promenade, London N8 0RX

To Whom It May Concern:

I Have been informed by my precious neighbour that they are under review by the local licensing community, due to the accusations of illegal gambling machines. I have been a regular client of the snooker club for many years.

During the five-year my business has been operating, I have been to the snooker club regularly every week due to me my self being a huge football fanatic. In my past experience I have not seen the peace been disturbed within the snooker at all times and can confidently inform the community that the staff deals with every customer with the same satisfaction criteria ensuing the equality criteria are met.

During the history of the snooker club I have taken younger family members with me to the snooker club to get familiar with the snooker club as I highly believe and strongly believe it is a friendly environment. The snooker club has helped trouble youth to stay out of common trouble and to ensure them to follow correct paths in staying safe and not being encouraged by illegal activity.

I Mr Hassan Sengoz, believe that the snooker club licensing revoked will disappoint the local public and will strongly advise the licensing authority to not take any strong actions against the snooker club and hope that they will allow the business to carry on operating their business to their maximum ability.

Yours truly,

Occupation: Director

Mr Hassan Sengoz

Business Name: Evkur import & Export

Business Address: 3 Grand Parade, Green Lanes, Haringey, London N4 1JX

Signature:



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