

## 5. REPORT

### Background

5.1 An application for a new licence, by Ms Aneta Danielak under the Licensing Act 2003.

5.2 **Details of application being sought under the Premises Licence APP1**

### Supply of Alcohol:

Monday to Sunday 08.00 -23.00am

### General-all four licensing objectives

See Part P of the application form

5.3 **Crime and Disorder**

5.4 **Public Safety**

5.5 **Public Nuisance**

5.6 **Child Protection**

## 6. RELEVANT REPRESENTATIONS (CONSULTATION)

### Responsible authorities:

6.1 **Comments of Metropolitan Police App 2**

Have made representation on this application, but these are now withdrawn.

6.2 **Comments of Enforcement Services:  
Noise Team**

Have made representation on this application. – App 3

### Food Team

Have made no observations.

### Health and Safety

Have made no representation on this application.

### Trading Standards

Have no objections to this application.

**6.3 Fire Officer**

Have made no objection to this application.

**6.4 Planning Officer**

Have made comments on this application.

**6.5 Comments of Child Protection Agency or Nominee**

Have made no representation on this application.

**7.0 Interested Parties –APP 4**

Letters of representation have been received against this application from interested parties.

**8.0 Financial Comments**

The fee which would be applicable for this application was **£190.00**

APP 1

APPLICATION FORM

102

AG 909 886

(NP)

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

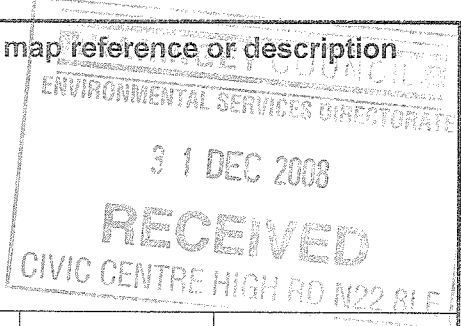
I/We ANETA DANIELAK

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
65 WESTBURY AVENUE			
Post town	LONDON	Post code	N22 6SA



Telephone number at premises (if any)	
Non-domestic rateable value of premises	£3900

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as  
Please tick yes

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

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

Please tick yes

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

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input checked="" type="checkbox"/>	Other Title (for example, Rev)	
Surname DANIELAK			First names ANETA		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		21 CLARENCE GARDENS			
Post Town	LONDON		Postcode	NW1 3LH	
Daytime contact telephone number					
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

**(B) OTHER APPLICANTS**

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
2	5	012009

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

Please give a general description of the premises (please read guidance note1)  
The premises is a tradition shop consisting of a ground floor, located on a major road.

Please refer to the enclosed plan.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

**Please tick yes**

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

**Provision of entertainment facilities:**

- |  |                          |
|--|--------------------------|
| i) making music (if ticking yes, fill in box I)  | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J)   | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)<br>(if ticking yes, fill in box K) | <input type="checkbox"/> |

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

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

In all cases complete boxes N, O and P

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) The premises may be open for non-licensable activities without limit.		
Mon	08:00	23:00			
Tue	08:00	23:00			
Wed	08:00	23:00			
Thur	08:00	23:00			
Fri	08:00	23:00			
Sat	08:00	23:00			
Sun	08:00	23:00			
			<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

<b>Name</b> ANETA DANIELAK	
<b>Address</b> 21 CLARENCE GARDENS LONDON	
<b>Postcode</b>	NW1 3LH
<b>Personal Licence number (if known)</b> PERS-LIC\1832	
<b>Issuing licensing authority (if known)</b> LONDON BOROUGH OF CAMDEN	



**N**

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

None.

**O**

<p><b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)</p>			<p><b>State any seasonal variations</b> (please read guidance note 4) The premises may be open for non-licensable activities without limit.</p>
Day	Start	Finish	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Mon	08:00	23:00	
Tue	08:00	23:00	
Wed	08:00	23:00	
Thur	08:00	23:00	
Fri	08:00	23:00	
Sat	08:00	23:00	
Sun	08:00	23:00	

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

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

The Licensee, the person in charge as a manager or supervisor in the premises, shall ensure that all times when the premises are for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. The Licensee shall ensure that all staff will undertake training in their responsibilities. Records will be kept of training and refresher training.

**b) The prevention of crime and disorder**

The Licensee shall install comprehensive CCTV coverage at the premises. The Licensee will take all reasonable steps to ensure that the system is maintained in a good and efficient working condition at all times when the premises are operational. The Licensee will maintain a refusals register.

**c) Public safety**

Appropriate fire safety procedures are in place including fire extinguishers (foam, H2O and CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations). All appliances are inspected annually.

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

**d) The prevention of public nuisance**

All customers will be asked to leave quietly.

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

**e) The protection of children from harm**

A suitably worded sign of sufficient size and clarity must be displayed at the point of entry to the premises and in a suitable location at the point of sale, advising customers that they may be asked to produce evidence of their age.

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

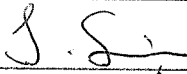
Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

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

**Part 4 – Signatures** (please read guidance note 10)

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

Signature	
Date	23 <sup>rd</sup> December 2008
Capacity	Agent for the Applicant

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent.** (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 13)

Jun Simon  
ARTSA (Anatolian Restaurants, Takeaways & Supermarkets Association)  
67 Stoke Newington High Street

Post town	London	Post code	N16 8EL
Telephone number (if any)	0845 200 8424		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

**Consent of individual to being specified as premises supervisor**

ANETA DANIELAK

-----  
*[full name of prospective premises supervisor]*

of

21 CLARENCE GARDENS  
LONDON  
NW1 3LH

-----  
*[home address of prospective premises supervisor]*

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

APPLICATION FOR A PREMISES LICENCE

-----  
*[type of application]*

by

ANETA DANIELAK

-----  
*[name of applicant]*

relating to a premises licence

N/A

-----  
*[number of existing licence, if any]*

for

POLSKA ZYWNOSC  
65 WESTBURY AVENUE  
LONDON  
N22 6SA

-----  
*[name and address of premises to which the application relates]*

and any premises licence to be granted or varied in respect of this application made by

ANETA DANIELAK

-----  
*[name of applicant]*

concerning the supply of alcohol at

POLSKA ZYWNOSC  
65 WESTBURY AVENUE  
LONDON  
N22 6SA

-----  
*[name and address of premises to which application relates]*

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

Personal licence number

PERS-LIC1832

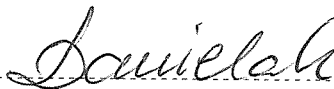
-----  
*[insert personal licence number, if any]*

Personal licence issuing authority

LONDON BOROUGH OF CAMDEN  
LICENSING TEAM  
TOWN HALL EXTENSION, ARGYLE STREET  
LONDON  
WC1H 8EQ

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

Signed

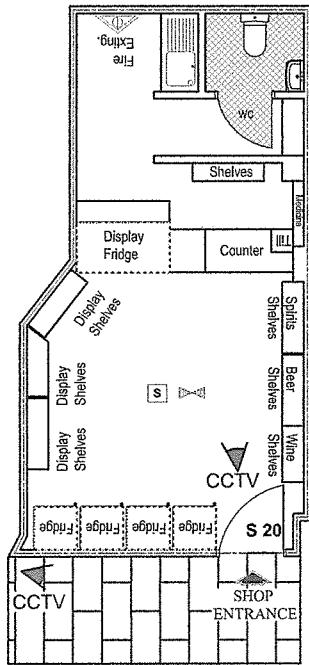


Name (please print)

ANETA DANIELAK

Date

23<sup>RD</sup> DECEMBER 2008



**LEGEND**

- FRIDGES
- AMBIT OF LICENSED PREMISES
- SAFETY LIGHTS
- SMOKE DETECTOR
- CCTV
- FIRE EXTINGUISHER

**POLSKA ZYWNOSC**

POLSKA ZYWNOSC  
65 WESTBURY AVENUE,  
LONDON,  
N22 6SA

**PROPOSED**

SCALE : 1/100@A4

DATE : 18/12/08

REF. NO : VC11001-24

**ARTSA**  
Business Consultancy & Training

Tel : 0845 2008424

APP 2

POLICE REPRESENTATION AND WITHDRAWAL

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Your reference:

Our reference: 2/2009

Date: 2 January, 2009

Ms D.BARRETT  
ENVIRONMENTAL CONTROL SERVICES  
TECHNO PARK  
ASHLEY ROAD  
TOTTENHAM N.17

**Metropolitan Police Service**

*Licensing*  
Quicksilver Patrol Base  
Western Road  
Wood Green  
N22 6UH

Tel: 0203 276 0150

Dear Ms. Barrett

**Re:- Application for a Premises Licence:-**

**Polska Zywnosc 65 Westbury Avenue N.22**

With reference to the above application Police have considered the application and wish to make the following representations.

1.This is under the Protection of children from harm objective.

I recommend that the following form of verification of a persons proof of age is:-

- . 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

Yours Sincerely

Geoffrey Parker  
Licensing  
Quicksilver Patrol Base

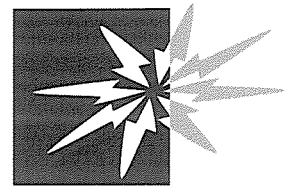
c.c.A.Danielak



APP 3

NOISE REPRESENTATION

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**Haringey** Council

## Licensing Consultation - Internal Memo

To: Licensing Officer

From: Enforcement Response Officer (Noise)

Name of Officer preparing representation: Mark Eastwood  
cc: Team Leader Enforcement Response

Our Reference: WK/000104945

Date: 21st January 2009

Premises: Polska Zywnosc, 65 Westbury Avenue, Wood Green, London, N22 6SA

Type of application: New

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I would like to confirm that I have considered the above proposal with regard to the prevention of public nuisance on behalf of the Enforcement Response (Noise) Team & would like to **make** representations to the Application. The operating schedule does not address the prevention of public nuisance from:

- Light nuisance

I would recommend the following alterations/conditions to the operating schedule:

### Dealing with complaints

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

### Prevention of nuisance from light

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

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

APP 4

LETTERS OF REPRESENTATION FROM INTERESTED PARTIES

102

Andrew Kontopogon.  
73 Westbury Avenue.  
Wood Green N22 6SA.  
(Shop Value)

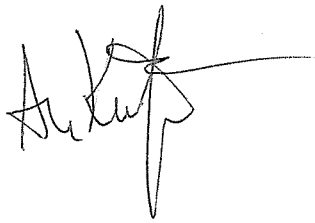
Application for a premises license.

Polska Zwynosc. 65 Westbury Avenue N22 6SA

In correspondance to your letter for  
license for the above address,

I do not agree for the license because  
it will cause a nuisance in the street  
drunk and disorderly people will be  
loitering in the area

yours Sincerely



Mr. Kazim Ordu

42 Westbury Avenue,

Wood Green

London

N22 6RS

13<sup>th</sup> January 2009

Clerk of the Licensing Board

Licensing Team

1st Floor,

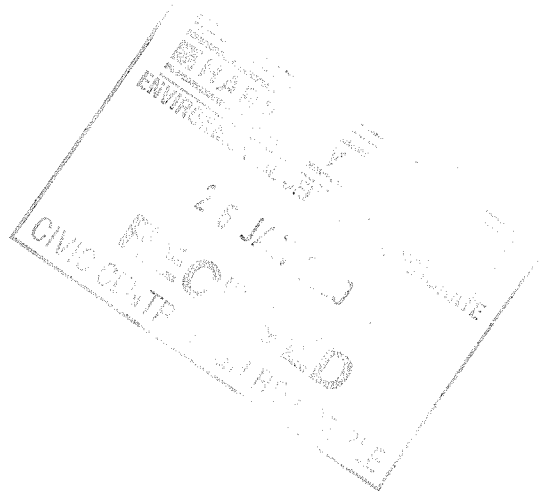
Lee Valley Technopark,

Ashley Road,

Tottenham,

London

N17 9LN



Dear Sir/Madam,

**Subject : Objections to the Application for Premise License for Polska Zywosc, 65 Westbury Avenue, London, N22 6SA**

I would like to register my complete opposition for grant of license to the above premises for the following reasons.

1 - There are enough Licensed premises( Off License) in the vicinity to serve the local community, so therefore there is no need for any more. There is off license situated at 69 Westbury Avenue and it is just one door away on the same side of the road.

The other Off License belongs to me situated at 42-44 Westbury Avenue, on the other side of the road almost right opposite 65 Westbury Avenue.

There are two running Off licensed premises just one door away from the applicant on either side of the road so It is enough for the local community needs.

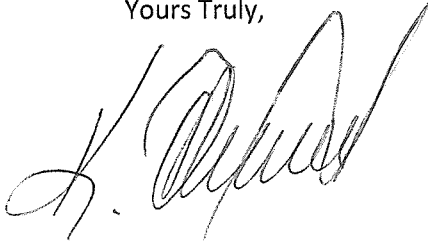
36 Westbury Avenue is also licensed premises but not running business at present but can open whenever they wish, as they have valid License.

2- It will cause lot of nuisance, and disturbance for the local community particularly for the residents close to these premises.

There has already been many fights, involving their customers outside there premises in the past two years. Three of those incidents included large numbers, fighting and swearing loudly on the street, and in one incident last year weapons were also used. If granted license this would encourage drunkenness and other public disorder.

Therefore for the above reasons I would request you not to grant "Polska Zywnosc" premises License.

Yours Truly,

A handwritten signature in black ink, appearing to read 'K. Ordu', written in a cursive style.

K. Ordu

# SAVEMORE PHARMACY

---

67 Westbury Avenue, Wood green, London, N22 6SA

Tel: 020 8888 5360

Email: [savemorepharmacy@hotmail.com](mailto:savemorepharmacy@hotmail.com)

19<sup>th</sup> January 2009

To Whom It May Concern:

**RE: REPRESENTATION AGAINST GRANTING THE BELOW LICENCE**

Licensing Act 2003 – Application for a Premise Licence for Polska Zywnosc, 65 Westbury Avenue, London, N22 6SA

Dear Sir/Madam,

I wish to make a representation against the above application as I am managing a Pharmacy business within very close proximity of the premises.

Considering that there are already 2 other premises selling alcohol as well as a Public House in the vicinity, the area will not benefit from yet another licensed premises. In addition to this, my business has already been affected by the other licensed premises in the region.

Problems I have encountered include people having consumed alcohol loitering outside my shop, empty beer cans and bottles left on the pavement outside (often glass from broken bottles is found), my customer have to endure abusive language from such intoxicated individuals. Please note that I have had to contact the police and council with regards to these matters. I strongly believe that such behaviour and incidences will increase with the creation of yet another licensed premises.

Therefore in the interest of public safety and the prevention of public nuisance I would urge you to decide against granting this application.

Should you wish to discuss any aspect of this representation further, please do not hesitate to contact me on 020 8888 5360.

Yours sincerely,



Vimal Shah MRPharm

Ms Emriye Salih  
38 Westbury Avenue  
Wood Green  
London  
N22 6RS

26 January 2009

Clerk of the Licensing Board  
Licensing Team  
1<sup>st</sup> Floor  
Lee Valley Technopark  
Ashley Road  
Tottenham  
London  
N17 9LN

Dear Sir/Madam,

**RE: Objections to the Application for Premises Licence for Polska Zywnosc, 65 Westbury Avenue, London N22 6SA**

I would like to register my complete opposition to grant of license to the above premises for the following reasons: -

1. It will cause a lot of nuisance, and disturbance for the local community particularly for the residents close to these premises.
2. I believe there are enough licensed premises (Off licence) in the vicinity to serve the local community, so therefore there is no need for any more. There is off licence situated at 69 Westbury Avenue and it is just one door away on the same side of the road.

There are two running Off licensed premises just one door away from the applicant on either side of the road so it is enough for the local community needs.

Therefore for the above reasons I would request you not to grant "Polska Zywnosc" Premises Licence.

Yours faithfully,



Emriye Salih



Many Kearney  
John Kearney  
65 Westbury Avenue  
Woodgreen  
N22 6ST



To  
Licensing Team  
1st Floor  
Lee valley  
Ashley Road  
Tottenham  
N17 9LN;

Ref: Licensing Act 2003 - Application for a premise  
License for Polyska Zygonaos,  
65 Westbury Ave, Woodgreen N22 6ST.

Dear Sir/Madam,

I am writing to object for an application to the above premises. I live next door and am concerned. Firstly it has no fire exit and so risk of fire. Secondly there are 3 shops already in the area selling alcohol and having another one will cause public nuisance and also affect the existing shop in their trading as it is at the moment due to credit crunch which will result in shops closing down. As a residence lived here for 40 yrs I have seen over the years outside the shop and the pharmacy there are alcoholics hanging around and also broken glass and bottles which is a health and safety issue.

Hope you will take the above points into account.

Yours faithfully

Mr. John Kearney.

Patricia Kearney