

LICENSING AUTHORITY REPRESENTATION

MAXXI FOOD & WINE 42 TOPSFIELD PARADE LONDON N8

This representation is made by Haringey Licensing RA in support of the review submitted by Trading Standards.

We wish to make representations in support of the review submitted by Trading Standards that the operation and management of the premises by Ms Yengin and Mr Kemal Altun has had a significant impact on the Licensing Objectives. The operators have been granted Premises Licences in other boroughs which has led to reviews being instigated for similar offences and breaches.

Mr Kemal Altun has also been prosecuted under the Food Safety Act 1990 offences.

Operators History:

Ms Yengin is the wife of Mr Urgur Altun who is the director of Maxxi Stores.

Mr Kemal Altun changed his name by deed poll to Mr Urgur Altun around 2014. Mr Altun has been operating other businesses in the Enfield area also.

495 Hertford Road

In 2009 Mr Altun was prosecuted under the Food Safety Act 1990 following the seizure of 25 bottles of Spar brand Imperial Vodka containing excessive levels of methanol. Mr Altun was found guilty and ordered to pay a fine and costs. A minor variation was issued in 2012 to add conditions to the licence following the discovery of counterfeit alcohol. Mr Altun's premises licence was revoked in 2015 on the ground of the Prevention of Crime and Disorder as the premises had been found to be selling nonduty paid tobacco and alcohol and licence conditions were being breached.

A new licence was later granted to a Mr Ali Riza Tulu in 2015. With conditions barring Mr Altun from being involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity'.

However in 2022 Enfield Council's Trading Standards Team reviewed the licence following two seizures of non-duty paid goods and licence breaches. The licence was revoked. It should be noted that when the Enfield Trading Standards Officers visited the premises it was Ms Aylin Yengin that they spoke with, the wife of Kemal Altun and the current licence holder and DPS for the premises at 42a Topsfield Parade.

38 Chase Side Southgate N14

Until recently Ms Aylin Yengin was the premises licence holder of another business in Enfield. A licence review in relation to that premises was submitted by Trading Standards at the end of 2022 and was heard in January 2023. The review sort to revoke the premises licence. A wide range of unlawful activity had taken place whilst Ms Aylin Yengin had been the premises licence holder, despite advice to prevent such activity having been provided by Enfield Council previously. The unlawful activity included:

- illicit tobacco being seized from the premises;
- breaches of licence conditions;
- selling non-compliant vapes and e-cigarettes;
- selling Viagra and Sildenafil without a medical registration from MHRA;
- selling drug paraphernalia;
- selling nitrous oxide (known as NOx).

Whilst that review was waiting to go to a hearing a Transfer and Vary DPS application was submitted. The named person apparently being Mr Altun's sister. – Nuray Ozdemir. In light of the history of the premises and the family connection of the new licence holder, the licence review application was still deemed relevant and was still put before the Licensing Sub Committee. The premises licence was suspended for three months and the licence conditions were strengthened.

The above background to other premises operated by Mr Altun and his wife Ms Yengin shows that they are not prepared to comply with the law. Haringey Licensing Authority considers that given their history of illegal activity, that Ms Yengin is not a responsible DPS or a reliable Premises Licence holder. Despite previous breaches and warnings she has knowingly permitted the stocking and sales of illicit and illegal goods at **42 Topsfield Parade**. The Licensing Authority has no confidence in her ability or willingness to trade legally.

The continued sales of NOS gas from 42a Topsfield Parade by the operator even after receiving various warnings from officers and the Police led to anti-social behaviour of noise and intimidation affecting residents.

It should be noted that Ms Yengin herself has not led on any communications relating to the day-to-day operation of the premises. Her husband Mr Altun has been the spokesperson.

The business has also actively advertised the use of NOS gas in such a way as to be appealing to young underage people. This is not the actions of a responsible licence holder.

These businesses are a family run affair and the parties will transfer Premises licences to other family members to ensure that their illegally activity continues regardless of who the named license holder may be.

A clear pattern of non compliance regardless of attempts to work with the business as been demonstrated by Ms Yengin and Mr Altun.

We would support the revocation of this Premises Licence.

Haringey Licensing Authority