

Licensing Act 2003 Sub-Committee 12TH DECEMBER 2006

Report title: Application FOR A PREMISES LICENCE AT OZDILLER, 467-469 HIGH ROAD, TOTTENHAM, LONDON N17 6QA

Report of: The Lead Officer - Licensing

Ward(s) affected

1. Purpose

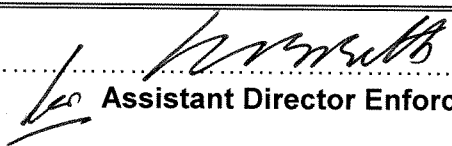
To consider an application by Fehmi Ozdil to allow for the sale of alcohol

2. Recommendations

- 2.1 (a) Grant the application as asked
(b) Modify the conditions of the licence, by altering or omitting or adding to them
(c) Reject the whole or part of the application

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application unless it is necessary to promote the licensing objectives.

Report authorised by: Robin Payne


Assistant Director Enforcement Services

Contact Officer: Ms Daliah Barrett

Telephone: 020 8489 5103

3. Executive summary

For consideration by Sub Committee under Licensing Act 2003 for a Premises Licence.

4. Access to information:

Local Government (Access to Information) Act 1985
Background Papers

The following Background Papers are used in the preparation of this Report:
File: OZDILLER

The Background Papers are located at Enforcement Service, Civic Centre, High Road Wood Green N22

5. REPORT

Background

- 5.1 Application for variation by Fehmi Ozdil for a Premises License in respect of **OZDILLER, 467- 469 HIGH ROAD, TOTTENHAM, LONDON N17 6QA** for the extension in sale of alcohol under the Licensing Act 2003.

The premise is a Supermarket, situated in High Road N17.

5.2 Details of application - APP 1

Opening Hours for Public

Monday to Sunday 24 hours a day

Sale of Alcohol

Monday to Sunday 24 hours a day

The Operating Schedule.

We have been operating for 24 hours 7 day's a week and opening for over 5 years. The 24 hour sale of alcohol will be a positive thing and will not affect the four objectives

5.3 Crime and Disorder

Prevention is combated by sixteen CCTV's Located within the shop recording internally and externally. We are also able to view via internet live 7 day's a week. A panic button is also linked to the police and there are four staff within the property at any one time.

5.4 Public Safety

Arrangements have been made for safety within the shop and checked by the fire department previously. So all criteria's have been met.

5.5 Public Nuisance

There is adequate storage space located on the second floor for storage and removal of waste conducted daily by Haringey accord. CCTV is installed recording 24 hours, 7 day's a week. The staff are also at hand to contact the police of any internal or external nuisance.

5.6 Child Protection

Will be conducted by contacting the police and the 24 hour monitor recording 7 day's a week. No alcohol will be sold to persons appearing below the age of 18 years and ID will be required by those that look below 18 with photographic evidence requested as well.

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Page No.3

Responsible Authorities:

6.1 Comments of Metropolitan Police

The Police have no comments to make regarding this application.

6.2 Comments of Enforcement Services:

Noise Team

Have not objected to the application.

Food Team

Have no objections to this application

Health and Safety

Have no objections to this application

Trading Standards

Have no objections to this application

6.3 Fire Officer

The Fire Officer has made representation in relation to this application. App 2

6.4 Planning Officer

Planning has made no representation on this matter.

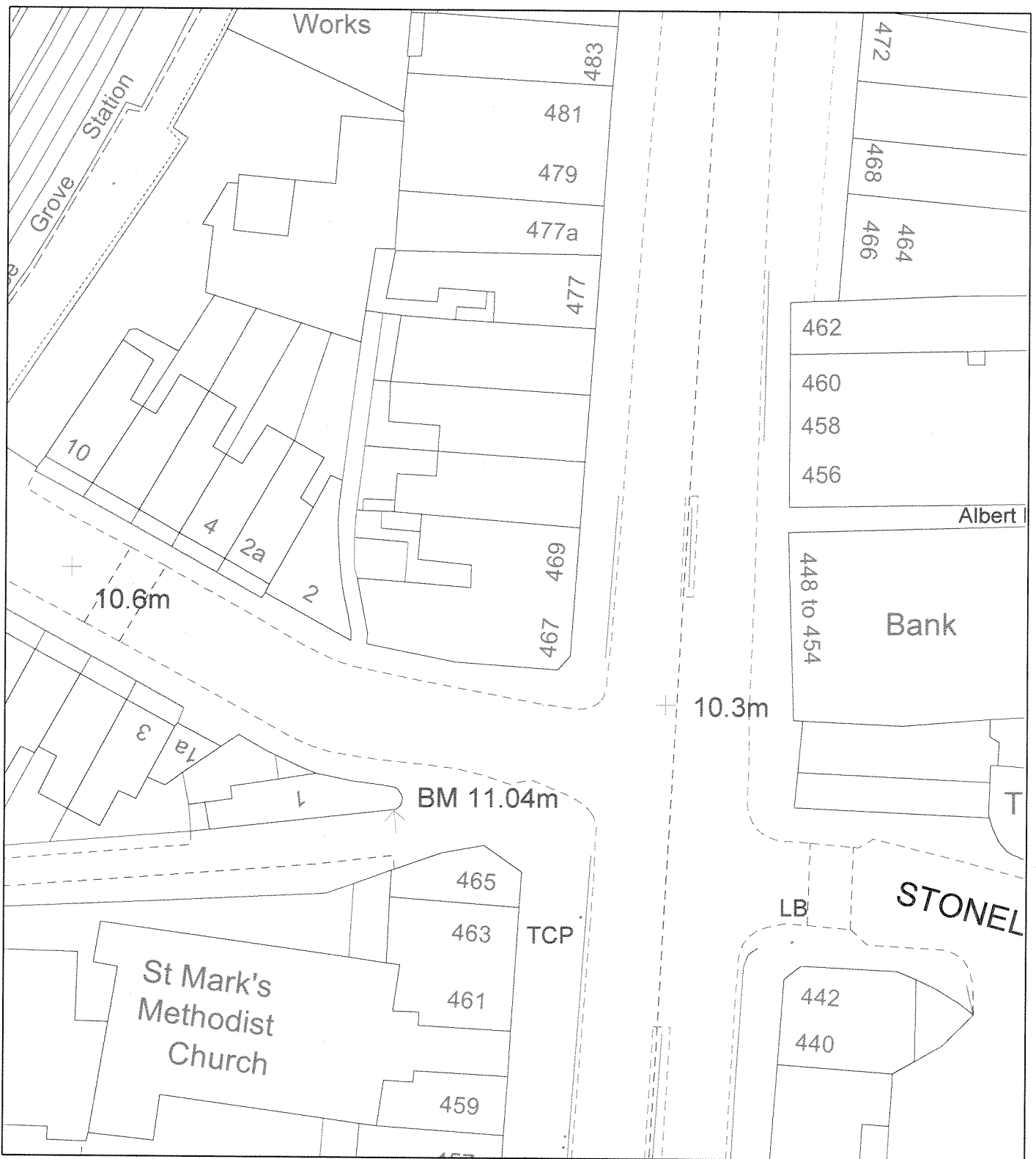
6.5. Comments of Child Protection Agency or Nominee

Have no objections to this application.

7.0 Interested Parties

8.0 Financial Comments

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

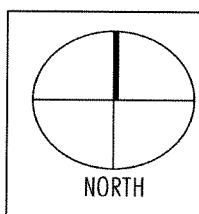


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Town and Country Planning Act 1990 (As amended)
Plan relating to the Enforcement Notice dated
467-469 High Road N17 6QA

*** HARINGEY COUNCIL ***
Directorate of Environmental Services

Robin Payne
 Assistant Director
 Enforcement Service
 639 High Road
 London N17 8BD
 Tel 020 8489 0000
 Fax 020 8489 5525



Drawn by	Haringey Council
Scale	1:500
Date	30/11/2006
Drawing	N/A

APPENDIX 1

APPLICATION FORM AND CURRENT PREMISES LICENSE

Application to vary a premises licence under the Licensing Act 2003

(1)

Reference number:

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

(2) I/We

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

Premises licence number

LN00001230

Part 1 - Premises details

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

467-469 HIGH ROAD, TOTTENHAM

Post town LONDON

Postcode N17 6QA

Telephone number at premises (if any)

0208-808-9028

Non-domestic rateable value of premises

£ 34,750

Part 2 - Applicant details

Daytime contact telephone number

07764685096

E-mail address
(optional)

INFO@OZDILLER.COM

Current postal address if different from premises address

Post town

Postcode

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

(2) Insert name(s) of applicant

Part 3 - Variation

Please tick yes

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

If not do you want the variation to take effect from

Day	Month	Year

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

I am proposing that we vary our sales times of alcohol from usual sales times, to 24 hours. 7 days a week.

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

L

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

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption - please tick box <input checked="" type="checkbox"/> (please read guidance note 7)
Day	Start	Finish	On the premises <input type="checkbox"/> Off the premises <input checked="" type="checkbox"/> Both <input type="checkbox"/>
Mon	24 hours		State any seasonal variations for the supply of alcohol (please read guidance note 4)
Tue	24 hours		
Wed	24 hours		
Thur	24 hours		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	24 hours		
Sat	24 hours		
Sun	24 hours		

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)

N/A

O

Hours premises are open to the public

Standard days and timings (please read guidance note 6)

Day	Start	Finish
Mon	24 hours	
Tue	24 hours	
Wed	24 hours	
Thur	24 hours	
Fri	24 hours	
Sat	24 hours	
Sun	24 hours	

State any seasonal variation (please read guidance note 4)

There is no variation as we are requesting that we open 24 hours, 7 days a week.

Non-standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

24 hours

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

NONE

Please tick yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

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

N/A

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

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

We have been operating for 24 hours 7 days a week, and opening for over 5 years and the 24 hours sale of alcohol will be a positive thing, and will not affect the four objectives.

b) The prevention of crime and disorder

Prevention is combated by sixteen CCTV located within the shop recording internally and externally. We are also able to view via internet live 7 days a week. A panic button is also linked to the police and there are four staffs within the property at any one time.

c) Public safety

Arrangements have been made for safety within the shop, and have been checked by the fire department previously so all criteria have been met.

d) The prevention of public nuisance

There is adequate storage space located on the second floor for storage and removal of waste is conducted daily by the binning accord. CCTV is installed recording 24 hours 7 days a week. The staff are also at hand to contact the police of any internal or external nuisance.

e) The protection of children from harm

will be conducted by contacting the police, and the 24 hour monitor recording 7 days a week. No alcohol will be sold to persons appearing below the age of 18 and 10 will be requested those that look below 18 with photographic evidence requested as well.

Please tick ✓ yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 5 - Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (please read guidance note 11)

If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12)

If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

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

Post town

Postcode

Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)



PREMISES LICENCE

Receipt: AG754130

Premises Licence Number: LN00001230

This Premises Licence has been issued by:

**The Licensing Authority, London Borough of Haringey,
Civic Centre, High Road, Wood Green,
London, N22 8LE**

Signature:.....

Date: 24TH November 2005

Part 1 – PREMISES DETAILS

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

**OZDILLER
467-469 HIGH ROAD
TOTTENHAM
LONDON
N17 6QA**

Telephone: 020 8808 9028

Where the Licence is time limited, the dates:

N/A

Licensable activities authorised by the Licence:

Supply of Alcohol

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

Supply of Alcohol

Monday to Saturday 0800 to 2300

Sunday 1000 to 2230

Good Friday 0800 to 2230

Christmas Day 1200 to 1500 & 1900 to 2230

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

The opening hours of the premises:





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

Supply of alcohol for consumption OFF the premises only.

Part 2

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

Fehmi Ozdil
80 Amersham Avenue
Edmonton
London
N18 1DT

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

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

Fehmi Ozdil
80 Amersham Avenue
Edmonton
London
N18 1DT

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

WK205007731
London Borough of Enfield
Expiry 30/04/2015





Annex 1 –Mandatory Conditions

(2) Supply of alcohol: No supply of alcohol may be made under the premises licence-

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

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





Annex 2 – Conditions consistent with the Operating Schedule

This licence has been granted upon the conversion, under Schedule 8 to the Licensing Act 2003, of the existing justices' license and such rights and restrictions that applied thereto are hereby incorporated into this license, subject to any terms herein to the contrary and / or any limitation or restriction imposed by the Licensing Act 2003 or any subsequent amendment thereto.

THE PREVENTION OF CRIME AND DISORDER

CCTV to be maintained on premises.

PUBLIC SAFETY

Adequate arrangements are in place at the premises to warn persons in the event of a fire, there is emergency lighting, fire exits and relevant signage on the premises.

THE PREVENTION OF PUBLIC NUISANCE

The premise has adequate arrangements for the safe storage and regular removal of refuse.

THE PROTECTION OF CHILDREN

Photographic evidence is required as proof of age from persons appearing to be under the age of 18 and attempting to purchase alcohol.





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





Annex 4 – Plans

LODGED WITH LICENSING AUTHORITY



APPENDIX 2

REPRESENTATION FROM FIRE OFFICER

FIRE AND COMMUNITY SAFETY DIRECTORATE
Roy Bishop Deputy Commissioner

Date
15 November 2006

Our Ref.
FS/31//15253/GW

Your Ref.

Addressee
Ms D Barrett
Licensing Team
London Borough of Haringey
2nd Floor, Civic Centre
High Road
Wood Green
London

Please reply to
Tony Cadman
Inspecting Officer

Direct Telephone
020 8803 7530

Direct Fax
020 8807 7196

Direct E-mail
haringeygroup@london-fire.gov.uk

Dear Madam,

LICENSING ACT 2003

Premises: 467-469 High Road, Tottenham, London, N17

With reference to the application dated 23rd October 2006, as shown on plans supplied, the application has been examined and **the Fire Authority want to make a representation** to the Licensing Authority in relation to this application.

The applicant has been informed that the Fire Authority will be making a representation to the Licensing Authority.

The items that are of concern to this authority are detailed on the attached schedule.

The Fire Authority has not received all of the information required/has not received the information in sufficient time and has not therefore, been able to form a judgement as to whether the public safety objective of the Licensing Act has been adequately addressed.

Please advise me, at your earliest convenience, of the date and time of the Licensing Committee Hearing.

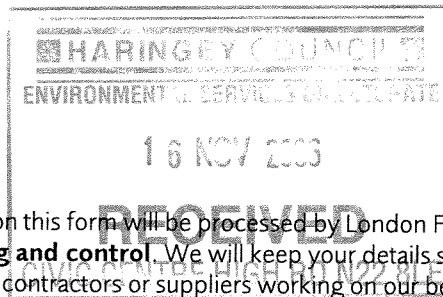
Should these matters be resolved to the satisfaction of this Authority at least 2 days prior to the Licensing Committee Hearing the representation will be withdrawn.

Any queries regarding this letter should be addressed to the person named at the top of the letter. If you are dissatisfied in any way with the response given, please ask to speak to the Team Leader quoting our reference.

Yours faithfully,



for Assistant Commissioner



Data Protection Act 1998: The information you have given on this form will be processed by London Fire Emergency Planning Authority for the purpose of **fire and emergency planning and control**. We will keep your details secure and will not disclose them to other organisations or third parties (except contractors or suppliers working on our behalf) without your permission unless we are legally required to do so.

For more information about how we use your personal information, see our notification entry (Z7122455) www.informationcommissioner.gov.uk or visit: www.london-fire.gov.uk

FIRE AND COMMUNITY SAFETY DIRECTORATE

Roy Bishop Deputy Commissioner

467-469 High Road, Tottenham, London, N17

Our Ref.

Your Ref.

SCHEDULE

Sheet 1 of 1

Schedule referred to in the letter reference FS/31/15253 under the Licensing Act 2003, issued by the London Fire and Emergency Planning Authority on 15 November 2006..

Where appropriate, a plan may form part of this Schedule to illustrate the steps which, in the opinion of the fire authority, need to be taken in order to promote the public safety objective.

NOTE : Notwithstanding any consultation undertaken by the fire authority, **before** you make any alterations to the workplace, **you** must apply for local authority building control department approval (and/or the approval of any other bodies having a statutory interest in the premises) if their permission is required for those alterations to be made.

Licensing Objective not adequately addressed	Location and detail of matters which are considered to put people at risk in the event of a fire emergency	Steps considered necessary to promote the public safety licensing objective
Public Safety	Throughout Premises	1/ Smoke detection throughout premises mains powered battery back up. 2/ Stairs to be 30 minutes fire resistant separated from ground floor shop (30 minutes fire resisting self closing and surround.) 3/ Fire extinguishers to be serviced and placed on wall brackets in visible positions available for use at all times.
Public Safety	Throughout Premises	1/ Written fire risk assessment. 2/ Written evacuation notice to be displayed in staff areas. 3/ All staff training to be recorded.

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