

4. REPORT

Background

A premises licence was originally granted to Nazar Supermarket in January 2009. The licence was then transferred to Mr Irfan Ozdogon in September 2012. Mr Ozdogon was the licence holder at the time the offence took place. Since the incidents the licence has been transferred to a Mr Kemal Has . A Mr Murat Has is said to be the director of Quality Stores Limited which the premises operates under.

Licensable activities authorised by the Licence:

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

Supply of Alcohol

Monday to Sunday 0000 to 0000

The designated premises supervisor is: Mr Kemal Has

4.2.1 Details of the Application for Review and Supporting Documentation. Appendix 1

The application for the review has been made on the following grounds:

The operation of the premises has failed to uphold the Licensing Objectives of The Prevention of Crime and Disorder and Public Safety.

The premises were found to be stocking and selling non duty paid tobacco and alcohol from the premises.

5.0 RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

5.1 Comments of Metropolitan Police

No representation made.

5.2 Comments of Enforcement Services:

No representation made

5.3 Comments of The London Fire and Emergency Planning Authority

No representation made.

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

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 Rebecca Whitehouse

(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 Nazar Supermarket 657-663 High Road, Tottenham	
Post town London	Post code (if known) N17 8AA
Name of premises licence holder or club holding club premises certificate (if known) Mr Irfan OZDOGAN	
Number of premises licence or club premises certificate (if known) LN000006934	

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)
- 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

First names

I am 18 years old or over

Please tick ✓ yes

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address L.B.Haringey Trading Standards Service 6 th Floor, Alexandra House, 10 Station Road, London N22 7TR
Telephone number (if any) 020 8489-5158
E-mail address (optional) Rebecca.whitehouse@haringey.gov.uk

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

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

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

This application to review relates to the objectives to prevent crime and disorder.

It particularly relates to the discovery of illicit alcohol in the shop under the control of the Premises Licence Holder and a previous occasion where illicit tobacco was discovered on the premises under the control of the current Designated Premises Supervisor which indicates that the highest standards of management have not been exhibited by the business.

On 14th October 2015, officers from Trading Standards and Her Majesty's Revenue and Customs (HMRC) visited the premises to inspect the stock of alcohol and tobacco. The Premises Licence Holder Irfan Ozdogan was present.

The officers seized alcoholic spirits with a Duty Value of £604.40 which were not Duty Paid. These products were both on display for sale on the premises and held in reserve stock on the premises.

The seized goods included bottles of Glens Vodka, Teachers Whisky, High Commissioner Whisky and Smirnoff Vodka. These products were genuine products, however, on closer examination HMRC officers discovered that the goods were in fact Duty diverted meaning that UK Duty had not been paid. The original export back labels on the bottles had been replaced with fake labels bearing a fake UK Duty Paid stamp, giving the impression the spirits were UK Duty Paid when they were not.

Irfan Ozdogan the Premises Licence holder was subsequently interviewed under Caution in accordance with the Police and Criminal Evidence Act 1984 by Trading Standards.

During the interview Mr Ozdogan stated he could speak on behalf of Quality Stores Limited (Co.

06765932) the company which owns and operates Nazar Supermarket.

Mr Ozdogan stated he was the Manager of the shop and Premises Licence Holder. He stated that Murat HAS, the Director of the Company which owned the business and Designated premises Supervisor was in Turkey at the time of the incident.

Mr Ozdogan explained that a customer of the shop named Haydar had offered to supply Nazar Supermarket with alcoholic spirits taken from Haydar's own business which was closing down. Ozdogan had agreed and Haydar had sold 80 or 90 bottles to Mr Ozdogan for £10 a bottle. Mr Ozdogan had bought the stock for the shop and had put it on sale for £14.99 and £15.99 a bottle. No invoice had been supplied with the goods. Mr Ozdogan stated he did not usually buy stock for the shop but was authorised to buy stock for the business while Mr Murat Has was away in Turkey. He added that he had not been specifically authorised to buy stock by Mr HAS from anywhere other than the Cash and Carry's where they usually bought stock.

When asked if there was anything he wished to say Mr Ozdogan stated he had now paid the Duty on the seized spirits.

Mr Ozogan added "...I will be more careful and check everything exactly. I don't buy anything different from the cash and carry I will buy everything from the cash and carry. If someone bring me anything I said no thank you I dont need to buy anything."

On 27th January 2016 Mr Irfan Ozdogan agreed and signed a Simple Caution admitting an offence under Regulation 12 of the Consumer Protection From Unfair Trading Regulations in relation to having in possession for supply alcoholic spirits bearing "UK Duty Paid" labels giving the impression that the products can be legally sold when they cannot".

On 27th January 2016 Quality Stores Limited agreed and signed a Simple Caution admitting an offence under Regulation 12 of the Consumer Protection From Unfair Trading Regulations in relation to having in possession for supply alcoholic spirits bearing "UK Duty Paid" labels giving the impression that the products can be legally sold when they cannot". This caution was signed by Murat HAS the Director of the Company and Designated Premises Supervisor.

Both of the above Cautions related to the same incident.

Murat HAS, the Designated Premises Supervisor has previously signed a Simple Caution on 5th February 2014 in relation to an incident which took place on 13th September 2013 at the same Licenced Premises. On that date Trading Standards and Police had conducted an inspection of Nazar Supermarket and discovered 9 packets of Shisha tobacco on display on shelves and in the office of the licenced premises. The Shisha tobacco did not carry UK written and pictorial health warnings as required under the Tobacco Products (Manufacture, Presentation and Sale) (Safety) Regulations 2002. The failure to comply with these requirements is a criminal offence under the Consumer Protection Act 1987.

Trading Standards are concerned at the possession for supply of illicit alcohol and tobacco for the following reasons:

- The willingness to intentionally or recklessly break one law indicates the business is less likely to be compliant with other laws.
- The sale by retailers of illicit goods gives them an unfair advantage over law abiding businesses.
- Illicit goods are often smuggled into the country and / or produced by organised crime. It is believed that the profits are frequently used to fund other types of serious organised crime.
- The trade in illicit alcohol and tobacco causes huge losses to the UK's tax revenues.
- The trade in illicit alcohol and tobacco facilitates teen drinking and smoking
- The trade in illicit alcohol and tobacco makes it harder to beat addiction

- The trade in illicit cigarettes poses a risk to public safety through increased risk of fire from non fire retardant cigarettes.
- Illicit goods may be harmful as they do not come from legitimate, legal and/or traceable suppliers. There is no guarantee that they are safe and comply with other legislation.
- Supplying tobacco products with incorrect health warnings undermines the effectiveness of public health messages designed to discourage smoking.

Section 13(4) of Licensing Act 2003 and Regulation 7 of The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 makes a local weights and measures authority a responsible authority for the purposes of the legislation. The London Borough of Haringey is a local weights and measures authority and that function is carried out by the Trading Standards team.

Here is a summary of events supporting this application:-

Date	Event	Description
13 th September 2013	Joint Visit with Police and Trading Standards	Seized 9 packets of Shisha Tobacco which did not carry UK Health Warnings- Murat Has Present at premises
5 th February 2014	Murat HAS signs Simple Caution in Relation to Shisha Tobacco seized on 13 th September 2013	Simple Caution Under the Consumer Protection Act 1987
14 th October 2015	Joint Visit with HMRC and Trading Standards	HMRC Seized alcoholic spirits with a Duty value of £604.40. Spirits included Glens Vodka, Teachers Whisky, High Commissioner Whisky and Smirnoff Vodka. The spirits had fake back labels with fake UK Duty Paid stamps. Samples of products taken by Trading Standards.
9 th December 2015	PACE Interview of Irfan OZDOGAN	Written Summary of PACE Interview
27 th January 2016	Irfan OZDOGAN signs Simple Caution in relation to alcoholic spirits seized on 14 th October 2015 with fake UK Duty Paid stamps	Simple Caution under the Consumer Protection From Unfair Trading Regulations 2008
27 th January 2016	Murat HAS signs Simple Caution in his capacity as Director of Quality Stores Limited in relation to alcoholic spirits seized on 14 th October 2015 with fake UK Duty Paid stamps	Simple Caution under the Consumer Protection From Unfair Trading Regulations 2008

Recommendations:

This licensee's have clearly demonstrated that there is a breakdown in due diligence in respect to the sourcing of legitimate products to be sold by the business on more than one occasion and a failure to pay substantial amounts of Duty to HMRC.

The facts indicate that the public are being misled with certain products being misdescribed as to their legal status and as a result a criminal offences have been committed.

The history of the premises indicates that the Designated Premises Supervisor Murat HAS was in control of the premises during the period in which two incidents have occurred both of which have resulted in Simple Cautions under Criminal Trading Standards Legislation.

There is evidence that the Designate Premises Supervisor and the Premises Licence Holder have been knowingly or recklessly involved in serious breaches of the law. This gives me reduced confidence in their willingness to fulfil their responsibility to promote the licensing objectives or to exhibit the highest standards of management.

I believe on the facts described in this application that the Designated Premises Supervisor Murat HAS should be removed from the licence.

I also recommend the following conditions be attached to the Licence by the Committee.

1. The Premises Licence Holder and Designated Premises Licence Holder shall ensure alcohol is only purchased from an authorised wholesaler and shall produce receipts for the same upon request for inspection. (An authorised wholesaler means an established warehouse or trade outlet with a fixed address and not a van or street trader, even if they claim they are part of, or acting on behalf of, an authorised wholesaler who provides full itemised VAT receipts).
2. The Premises Licence Holder and Designated Premises Supervisor shall ensure persons responsible for purchasing alcohol do not take part in any stock swaps or lend or borrow any alcohol goods from any other source unless the source is another venue owned and operated by the same company who also purchase their stock from an authorised wholesaler.
3. The Premises Licence Holder shall ensure all receipts for alcohol goods purchased include the following details:
 - I. Seller's name and address
 - II. Seller's company details, if applicable
 - III. Seller's VAT details, if applicable
 - IV. Vehicle registration detail, if applicable
4. Legible copies of the documents referred to in Condition 3 above shall be retained on the premises and made available for inspection by Police and authorised Council Officers on request.
5. Copies of the documents referred to in Condition 3 above shall be retained on the premises for period of not less than twelve months.
6. An ultra violet light shall be purchased and used at the store to check the authenticity of all stock purchased which bears a UK Duty Paid stamp.
7. Where the trader becomes aware that any alcohol may be not duty paid they shall inform

the The Council of this immediately.

8. Only products available for retail sale can be stored at the licensed premises.

No conditions have previously been attached by the Licensing Authority.

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

Attached Documents

1. Simple Caution signed by Murat HAS dated 5th February 2014
2. Photographs of Seized spirits with fake UK Duty Paid stamps.
3. Copy of PACE interview Summary dated 9th December 2015
4. Simple Caution Signed by Irfan OZDOGAN dated 27th January 2016
5. Simple Caution signed by Murat HAS in his capacity of Director of Quality Stores Limited dated 27th January 2016
6. Companies House Documentation in relation to Quality Stores Limited.

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
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to the premises please state what they were and when you made them
N/A

yes

Please tick ✓

- 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

Robert Jones

Date

1/6/16

Capacity

Manage CEH+TS

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

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

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.

**LONDON BOROUGH OF HARINGEY
ENFORCEMENT SERVICE**

Ref: Murat Has/ Nazar Supermarket

River Park House 2nd Floor
225 High Road
Wood green
London
N22 8HQ

RECORD OF SIMPLE CAUTION

PART 1: IDENTITY OF PERSON CAUTIONED

Title (Mr, Mrs etc) Mr

Surname: Has

First Names: Murat

Address: 657-633 High Road, London, N17 8AA

Date of Birth: 20/08/1971

Occupation: Director

Trading Name: Nazar Supermarket

Business Address: 657-633 High Road, London, London N10 3HS

Type of business: Supermarket

PART 2: PERSONS PRESENT

Officer administering caution:

Signed.....*[Signature]*.....

Person receiving the caution:

Signed.....*[Signature]*.....

Witness:

Signed.....*[Signature]*.....

PART 3: DETAILS OF OFFENCE(S)

Mr Murat Has – Director

On the 13th September as of operational Condor 2, Trading Standards officers and Police officers were involved in an exercise carrying inspections in the Northumberland Park area. The Trading Standards Officers and police officers entered Nazar Supermarket at 657-663 High Road, London N17 8AA. During the inspection, the officers discovered 3 packets Shisha Tobacco displayed on a shelf in the premises. The officers found further 4 and 2 boxes of Shisha Tobacco were found in a office. Established the owner of the premises and the director of the company was Mr. Murat Has.

OFFENCE(S) – Tobacco Products(Manufacture, Presentation and Sale)(Safety) Regulations 2002(as amended) Regulation 14(1) and did not have the required warning "smoking kills" or "Smoking seriously harms you and others around you" and on the other most visible surface an additional health warning in the form of a picture warning set out in Part 1 of the schedule. This is contrary to Section 12(1) of the Consumer Protection Act 1987

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:-

.....
Signed: 

PART 5: ADMISSION OF OFFENCE and CONSENT TO CAUTION

I, **Murat Has**, admit the offence described above and agree to accept a simple caution in this case.

I accept that this caution forms part of my criminal record and that it may influence how I am dealt with should I commit an offence in the future.

I understand that I have the right to take independent legal advice before I sign or say anything and that I do not have to sign or say anything unless I wish to do so.

I understand that if I am cautioned in respect of the offence specified in Part 3 above, a record will be kept of the caution by the Council and, if applicable, by the Office of Fair Trading. It has been explained to me that the fact of a previous caution may influence the decision whether or not to prosecute if I should offend again and that the caution may be cited if I am subsequently found guilty of an offence by a Court.

I ADMIT THE OFFENCES SPECIFIED IN PART 3 HEREOF AND CONSENT TO BE FORMALLY CAUTIONED.

6.0 Comments of Interested Parties

No comments made.

7.0 POLICY CONSIDERATIONS

7.1 The following provisions of the Licensing Act 2003 apply to this application: Section 51-53 (review of premises licenses)

In determining the application the Licensing Sub Committee can take such steps as it considers necessary for the promotion of the licensing objectives, which are:

1. Take no further action
2. modify the conditions of the license
3. exclude a licensable activity from the scope of the license
4. remove the designated premises supervisor
5. suspend the license for a period not exceeding three months
6. revoke the license.

Where the Licensing Sub Committee takes steps mentioned in 3 or 4 it may provide that the modification or exclusion is to have effect for one such period (not exceeding three months) as it may specify. The Licensing Sub Committee is asked to give full reasons for its decision.

The Licensing Sub Committee must make its decision within 5 working days of the end of the hearing. Any decision of the Licensing Sub Committee is stayed from coming into effect for 21 days from the date of the decision, pending any appeal that might be made and the determination of that appeal. Any party to the proceedings may appeal against the decision of the Licensing Sub Committee.

8.0 The following provisions of the Secretary of State's guidance apply to this application: Paras 11.24-11.28 These provisions are attached at **Appendix 2.**

8.1 The following paragraphs of the licensing authority's Statement Of Licensing Policy apply to this application; Section 78, these provisions are attached at **Appendix 3.**

8.2 The Licensing Sub Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property which may include licences in existence, and the protection of private and family life.

Appendix 1 – Application form and supporting documents

PART 3: DETAILS OF OFFENCE(S)

Mr Murat Has- Director

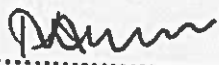
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PART 4: CERTIFICATE AS TO EVIDENCE and PUBLIC INTEREST CONSIDERATIONS

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:-

.....

Signed: 

PART 5: ADMISSION OF OFFENCE and CONSENT TO CAUTION


I, **Murat Has**, admit the offence described above and agree to accept a simple caution in this case.

I accept that this caution forms part of my criminal record and that it may influence how I am dealt with should I commit an offence in the future.

I understand that I have the right to take independent legal advice before I sign or say anything and that I do not have to sign or say anything unless I wish to do so.

I understand that if I am cautioned in respect of the offence specified in Part 3 above, a record will be kept of the caution by the Council and, if applicable, by the Office of Fair Trading. It has been explained to me that the fact of a previous caution may influence the decision whether or not to prosecute if I should offend again and that the caution may be cited if I am subsequently found guilty of an offence by a Court.

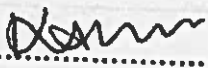
I ADMIT THE OFFENCES SPECIFIED IN PART 3 HEREOF AND CONSENT TO BE FORMALLY CAUTIONED.

Signed: 

Dated: 5/2/2014

PART 6: CERTIFICATE AS TO CAUTION

On ~~12/18~~ 5/2/2014 at Trading Standards, Unit 271-272 Lee Valley, Technopark, Ashley Road, London, N17 9LN, at 12:10 hours, I formally cautioned the person named in Part 1 hereof in respect of the offence specified in Part 3 hereof.

Signed: 

Dated: 5/2/2014

ETHNIC ORIGIN

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 either UK European, Greek-Cypriot, Turkish-Cypriot, African, Caribbean/West Indian, Asian, Irish or Other (specify):

Ethnic Origin: Kurdish

Photographs of Examples of Spirits Seized on 14th October 2015 From Nazar Supermarket





London Borough of Haringey
Commercial Environmental Health
Alexandra House
10 Station Road
Wood Green
London
N22 7TR



Simple Caution

Offender surname: OZDOGAN Forenames: Irfan

Date of birth: 23rd November 1981

Address: 36 Strand Place, London N18 1QS

Occupation: Store Manager: Premises Licence Holder

Details of offence: you did engage in a commercial practice set out in paragraph 9 of Schedule 1 of the Consumer Protection From Unfair Trading Regulations 2008, namely that you had in possession for the purposes of supply Glens Vodka, Teachers Whisky, High Commissioner Whisky and Smirnoff Vodka all of which bore a "UK DUTY PAID" label creating the impression that the product can be legally sold when it cannot.

Date of offence: 14th October 2015

Place of offence: 657-663 High Road, Tottenham, London N17 8AA

Legislation contravened: Regulation 12 of the Consumer Protection From Unfair Trading Regulations 2008

Brief details: On 14th October 2015 Haringey Trading Standards accompanied by Officers Of Her Majesty's Revenue and Customs conducted an inspection of Nazar Off Licence at 657-663 High Road, Tottenham N17 8AA. On the premises officers discovered for sale bottles of Glens Vodka, Teachers Whisky, High Commissioner Whisky and Smirnoff Vodka which were genuine products but had had counterfeit rear labels applied to them bearing false "UK Duty Paid" Stamps, giving the impression the goods were legal to sell when in fact they had not had Excise Duty paid on them to the value of £604.40 and were therefore, illegal to sell in the UK.

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

1. I have admitted to committing the offence shown above. A simple caution is not a criminal conviction, but I understand that details of the caution may be kept on police or other databases.
2. If new evidence comes to light suggesting that the offence I have committed is (more serious, the local authority may still take legal action against me.
3. If there are any victims as a result of this offence, they might still take civil action against me and the local authority may give my name and address to the victims so they can do this.
4. If I am charged with another offence, the local authority 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.
6. If I already work in a job which is included in the list of notifiable occupations (these are jobs in a position of trust or responsibility, for example, teachers, care workers, taxi drivers, soldiers and doctors), the local authority may tell my employer about this simple caution. (I can ask the local authority 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 (DBS check), the local authority may give my new employer information about this simple caution. (DBS 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).

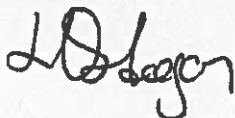
**I have read and understand all this information.
I agree to accept a simple caution for the offence shown above.**

Signature of person cautioned:

Date:

IRFAN OZDOGAN

27/10/2016



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

1. I have admitted to committing the offence shown above. A simple caution is not a criminal conviction, but I understand that details of the caution may be kept on police or other databases.

2. If new evidence comes to light suggesting that the offence I have committed is (more serious, the local authority may still take legal action against me.

3. If there are any victims as a result of this offence, they might still take civil action against me and the local authority may give my name and address to the victims so they can do this.

4. If I am charged with another offence, the local authority 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.

6. If I already work in a job which is included in the list of notifiable occupations (these are jobs in a position of trust or responsibility, for example, teachers, care workers, taxi drivers, soldiers and doctors), the local authority may tell my employer about this simple caution. (I can ask the local authority 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 (DBS check), the local authority may give my new employer information about this simple caution. (DBS 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).

I have read and understand all this information.

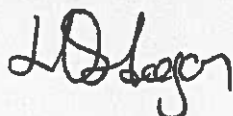
I agree to accept a simple caution for the offence shown above.

Signature of person cautioned:

Date:

IRFAN OZDOGAN

27/10/2016



Caution administered by Rebecca Whitehouse
Job title: Manager
Council: Harringey Alexandra Hare
Office address: 10 St John Rd. London N22 7TR
Signature: *[Handwritten Signature]*
Date: 27/1/16.

ETHNIC ORIGIN

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 Kurdish British

London Borough of Haringey
Commercial Environmental Health
Alexandra House
10 Station Road
Wood Green
London
N22 7TR

Haringey
LONDON

Simple Caution

Part 1:

Case Ref: 335889 15/16A

Company name: QUALITY STORES LIMITED

Company address: 657-663 High Road, Tottenham, London N17 8AA

Company Registered No: 06765932

Details of offence(s): you did engage in a commercial practice set out in paragraph 9 of Schedule 1 of the Consumer Protection From Unfair Trading Regulations 2008, namely that you had in possession for the purposes of supply Glens Vodka, Teachers Whisky, High Commissioner Whisky and Smirnoff Vodka all of which bore a "UK DUTY PAID" label creating the impression that the product can be legally sold when it cannot.

Date of offence(s): 14th October 2015

Place of offence(s): 657-663 High Road, Tottenham N17 8AA

Legislation contravened: Regulation 12 of the Consumer Protection From Unfair Trading Regulations 2008.

Brief details of offence(s): On 14th October 2015 Haringey Trading Standards accompanied by Officers Of Her Majesty's Revenue and Customs conducted an inspection of Nazar Off Licence at 657-663 High Road, Tottenham N17 8AA. On the premises officers discovered for sale bottles of Glens Vodka, Teachers Whisky, High Commissioner Whisky and Smirnoff Vodka which were genuine products but had had counterfeit rear labels applied to them bearing false UK Duty Paid Stamps, giving the impression the goods were legal to sell when in fact they had no thad Excise Duty paid on them to the value of £604.40 and were therefore, illegal to sell in the UK.

Part 2:

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

1. The company admits 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 a national or other databases.
2. If new evidence comes to light suggesting that the offence(s) the company has (have) committed is (are) more serious, the local authority may still take legal action against the company.
3. If there are any victims as a result of this (these) offence(s), they might still take civil action against the company and the local authority may give the companies registered address to the victims so they can do this.
4. If the company is charged with another offence, the local authority will tell the court that the company has received this simple caution.
5. If the company applies for certain licences connected with the business, e.g. under the Consumer Credit Act 1974 or Licensing Act 2003, this caution may be taken into account in any decision.

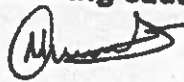
Part 3

I have read and understand all this information.

I hereby declare that I am authorised by the company to admit the offence(s) 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 the Company be found to be infringing the law in the future. I further understand that this Caution may be cited should the Company subsequently be found guilty of an offence by a Court of Law. I also understand that in some circumstances the company may be under a duty to disclose the existence of this Caution.

Signature of person receiving caution on behalf of the company

Name: MURAT HAS



Date: 27/01/2016

Part 2:

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

1. The company admits 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 a national or other databases.
2. If new evidence comes to light suggesting that the offence(s) the company has (have) committed is (are) more serious, the local authority may still take legal action against the company.
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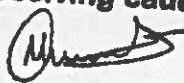
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Signature of person receiving caution on behalf of the company

Name: MURAT HAS



Date: 27/01/2016

Caution administered by Rebecca Whitehouse
Job title: Manager
Council: Haringey
Office address: Box House 10 Station Rd London N22 7TR
Signature: *[Handwritten Signature]*
Date: 27/1/16

Companies House

BETA This is a trial service — your [feedback \(https://response.questionback.com/companieshouse/chpbeta/\)](https://response.questionback.com/companieshouse/chpbeta/) will help us to improve it.

QUALITY STORES LIMITED

Company number **06765932**

Registered office address

657-663 High Road, Tottenham, London, N17 8AA

Company status

Active

Company type

Private limited Company

Incorporated on

4 December 2008

Accounts

Next accounts made up to **31 December 2015**
due by **30 September 2016**

Last accounts made up to **31 December 2014**

Annual return overdue

Next annual return made up to **4 December 2015**
due by **1 January 2016**

Last annual return made up to **4 December 2014**

Nature of business (SIC)

- 47190 - Other retail sale in non-specialised stores

Companies House

BETA This is a trial service — your [feedback \(https://response.guestback.com/companieshouse/chpbeta/\)](https://response.guestback.com/companieshouse/chpbeta/) will help us to improve it.

QUALITY STORES LIMITED

Company number 06765932

Filter officers

Current officers

Apply filter

1 current officer / 2 resignations

HAS, Murat

Correspondence address 36 Strand Place, London, Uk, United Kingdom, N18 1QS

Role Director

Date of birth August 1971

Appointed on 21 May 2010

Nationality British

Country of residence United Kingdom

Occupation Company Director

HAS, Kemal

Correspondence address 17 Windsor Avnue, London, Uk, United Kingdom, E17 5NL

Role Secretary

Appointed on 4 December 2008

Resigned on 1 January 2010

COBAN, Kucuk Huseyin

Correspondence address 12 Yarmouth Crescent, Tottenham, London, N17 9PG

Role Director

Companies House

BETA This is a trial service — your [feedback \(https://response.questback.com/companieshouse/chpbeta/\)](https://response.questback.com/companieshouse/chpbeta/) will help us to improve it.

QUALITY STORES LIMITED

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Filter officers

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1 current officer / 2 resignations

HAS, Murat

Correspondence address 36 Strand Place, London, Uk, United Kingdom, N18 1QS

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Appointed on 21 May 2010

Nationality British

Country of residence United Kingdom

Occupation Company Director

HAS, Kemal

Correspondence address 17 Windsor Avnue, London, Uk, United Kingdom, E17 5NL

Role Secretary

Appointed on 4 December 2008

Resigned on 1 January 2010

COBAN, Kucuk Huseyin

Correspondence address 12 Yarmouth Crescent, Tottenham, London, N17 9PG

Role Director

Date of birth January 1969

Appointed on 4 December 2008

Resigned on 21 May 2010

Nationality British

Country of residence England

Occupation Company Director

Commercial & Operations

Regulatory Services Manager: Gavin Douglas

Haringey
LONDON

Murat HAS
Nazar Supermarket
657-659 High Road
Tottenham,
London N17 8AA

Your ref:

Date: 3rd June 2016

Our ref: WK 345594

Dear Sir,

Re: Licensing Act 2003: Application For Licence Review

I am writing to inform you that as a Responsible Authority this Service will be making an application to the Licensing Committee to review your Premises Licence.

I have enclosed a copy of the application for your reference.

Yours faithfully



Michael Squire
Tactical Trading Standards Enforcement Officer

Commercial Environmental Health &
Trading Standards
Level 6, Alexandra House
10 Station Road, Wood Green
London N22 7TR

T 020 8489 5158
E michael.squire@haringey.gov.uk
www.haringey.gov.uk

Shah Noshaba

From: Mark.L.Greaves@met.pnn.police.uk
Sent: 04 July 2016 09:04
To: Licensing
Cc: Barrett Daliah
Subject: RE: Application for a Review of a Premises Licence: Nazar Supermarket, 657-663 High Road, Tottenham, London, N17 8AA (WK/355196)

Hi Noshi

I have scanned our indices for the previous 13 months and found nothing relevant to this matter.

Regards

Mark

Mark Greaves PC 164YR
Licensing / CPDA / Crime Prevention
Haringey Borough Police

Tel: 020 3276 0150

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From: Shah Noshaba [<mailto:Noshaba.Shah@haringey.gov.uk>] **On Behalf Of** Licensing
Sent: 06 June 2016 16:52
To: Haringey Building Control; De Gruchy Jeanelle; Enforcement Response; Pearce Derek; Planning Enforcement; Whitehouse Rebecca; Morris Marion; Ekemezuma Felicia; Williamson Emma; 'Somerville Linda'; 'YR_Licensing@met.pnn.police.uk'; Ogosi Grace; Frontline; 'Fire'; Tempest Tracy - Roads and Transport Policing Command
Cc: Barrett Daliah; Anderson Chanel
Subject: RE: Application for a Review of a Premises Licence: Nazar Supermarket, 657-663 High Road, Tottenham, London, N17 8AA (WK/355196)

Dear RA's

Please find attached a copy of a Premises Licence Review for Nazar Supermarket, 657-663 High Road, Tottenham, London, N17 8AA.

Please note the last day of consultation is 3rd July 2016.

Please forward all responses to licensing@haringey.gov.uk

Kind regards

Noshaba Shah
Licensing Officer



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

T. 020 8489 5536
noshaba.shah@haringey.gov.uk

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

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PREMISES LICENCE

Receipt: AG909725

Premises Licence Number: LN/000006934

This Premises Licence has been issued by:

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

Signature:.....

Date: 23rd January 2009

Transfer & DPS: 14th April 2016

Part 1 – PREMISES DETAILS

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

**NAZAR SUPERMARKET
657-663 HIGH ROAD
TOTTENHAM
LONDON
N17 8AA**

Telephone: 020 8365 0208

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Supply of alcohol

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

Supply of Alcohol

Monday to Sunday 0000 to 0000

The opening hours of the premises:

Monday to Sunday 0000 to 0000

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

Supply of alcohol for consumption OFF the premises only

Annex 1 –Mandatory Conditions

No supply of alcohol may be made under the premises licence -

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

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

Annex 2 – Conditions consistent with the Operating Schedule

We will train our staff with general policies of Health & Safety, hygiene and Licensing.
The premises will be under the control of the DPS as well as two personal licence holders.

THE PREVENTION OF CRIME AND DISORDER

CCTV will be in operation 24 hours. The system will be maintained and recordings made available on request to Police or Licensing Authority.

Door staff will be employed when necessary and trained.

Personal Licence holders will control all sales.

We are part of neighbourhood watch organisations.

PUBLIC SAFETY

Premises will comply with all Fire Safety requirements

All Health and Safety equipment, fire extinguishers will be installed and sign posted.

Staff will be trained to deal with public emergencies.

THE PREVENTION OF PUBLIC NUISANCE

The premise is insulated to combat any excess noise.

THE PROTECTION OF CHILDREN

The premises will be controlled by the DPS and personal licence holders at all times

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 license 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

Not applicable

Annex 4 - Plans

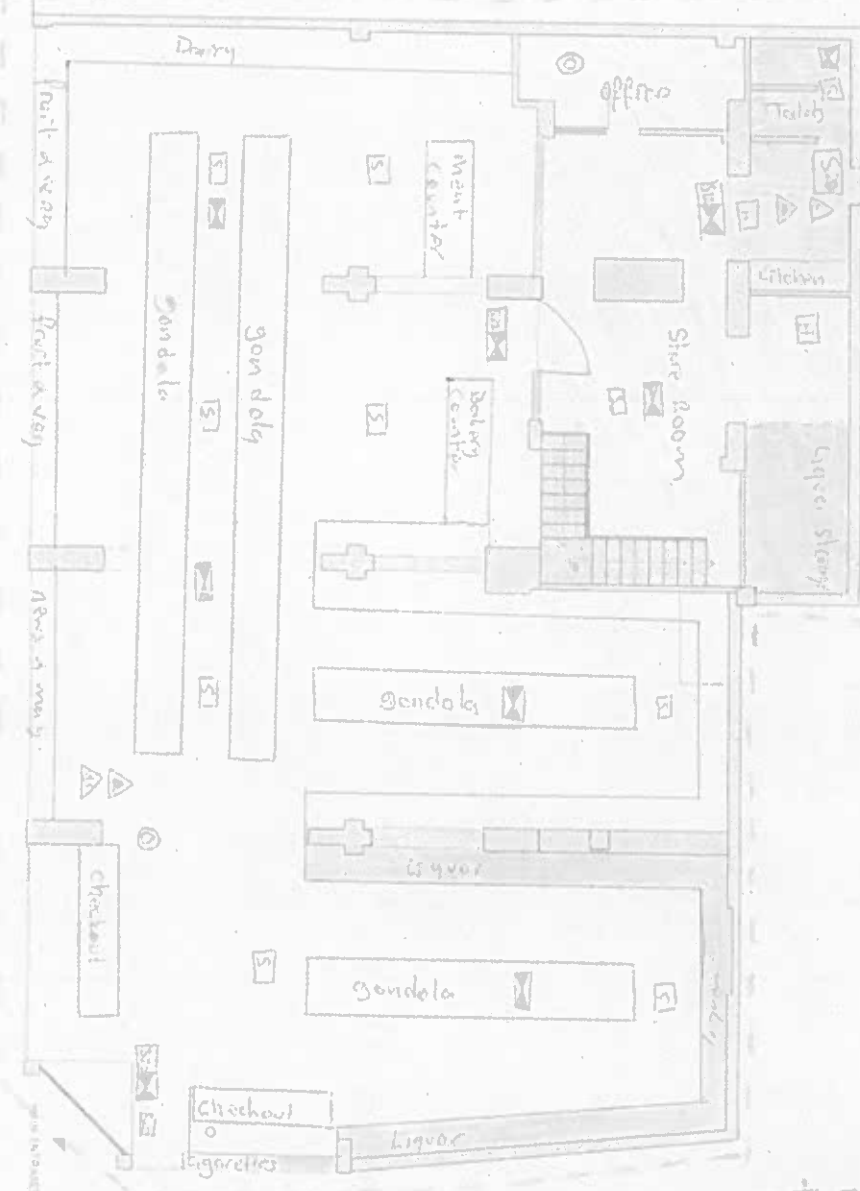
105 B - CAHMAN ROAD LONDON W17 8AA
 TEL: 0181 734 3100 FAX: 0181 734 3101
 www.hillier.com

K.H. COYAN 07717 577 996 / 657 - 263 HIGH ROAD W17 8AA

PROPOSED PLAN

SCALE 1/100

Do not alter this plan if any alterations are made to the building or its contents. The client is responsible for the accuracy of the information provided. The architect is not responsible for the accuracy of the information provided. The architect is not responsible for the accuracy of the information provided.



- LEGEND**
- LIQUOR STORES
 - LIQUOR STORAGE
 - W.C., OFFICE, PASSAGE
 - RANGER OF PREMISES
 - Rised Floor Area
- CODES**
- ▲ Fire Blanket
 - ▲ Water Fire Ext.
 - ▲ Carbon dioxide Ext.
 - ▲ Emergency lighting
 - Smoke detector
 - CCTV
 - Fire exit sign
 - Illuminated fire exit sign
 - Fire Escape keepdown
 - Heat detector

PLAN

Appendix 2 – Section 182 Guidance

- exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption)¹⁰;
- remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
- suspend the licence for a period not exceeding three months;
- revoke the licence.

- 11.20 In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response to address the causes of concern that instigated the review.
- 11.21 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.
- 11.22 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.
- 11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

Reviews arising in connection with crime

- 11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises; money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.

¹⁰ See chapter 15 in relation to the licensing of live and recorded music.

- 11.25 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 attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.
- 11.26 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 interests of the wider community and not those of the individual licence holder.
- 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 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 knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter;
 - for unlawful gambling; and
 - for the sale or storage of smuggled tobacco and alcohol.
- 11.28 It is envisaged that licensing authorities, the police and other law enforcement agencies, which are 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.

Appendix 3 – Licensing Policy

- The prohibition of the participation of customers in the performance
- The maintenance of a minimum distance of 1 metre between performer and customers during the performance
- The provision of CCTV and the maintenance of a library of recordings
- A code of conduct for dancers including appropriate disciplinary procedures for failure to comply with the code
- Rules of conduct for customers, including appropriate procedures for breach of these rules
- Procedures to ensure that all staff employed in the premises have pre-employment checks including suitable proof of identity, age and (where required) permission to work
- The provision of supervisors and security staff
- Other necessary steps to be taken, including in the recruitment or supply of performers, is free of the influence or organised criminal activity

78 The sale and possession of smuggled, bootlegged or counterfeit Products and the handling of stolen goods

The guidance to the Act indicates that offences can be committed by certain persons in licensed premises if they allow the sale or supply of smuggled, bootlegged or counterfeit goods on the premises. This is in particular relation to alcohol or tobacco products, but may also include the sale of other counterfeited products such as DVDs and CDs and the handling of stolen goods.

Smuggled – foreign brands illegally brought into the UK

Bootlegged (duty evaded) foreign products brought into the UK in illegal quantities and / or resold in the UK

Counterfeit – Fake goods and packaging. Cheap low quality and often dangerous products packaged to look like premium UK brands

Offences are for selling illicit products but also for employees permitting sales and for employees buying or selling. The Home Office guidance indicates that these offences are taken particularly seriously. To prevent these offences occurring, the licensee should consider taking certain precautions. Advice on this can be obtained from the council's trading standards service.

79 Theft of personal property

Recent analysis of crime statistics has given rise to increasing concern over levels of theft of personal property within licensed premises, especially within the developing northern-western riverside area of the borough. Licence applicants are asked to give consideration to appropriate control measures within their risk-assessments and operating schedules.

Important steps that can be taken to reduce the risk of theft of personal property include:

- Raise the level of awareness among customers of the risk of theft of personal property through crime prevention information. This is especially important within premises where there is a high level of transient, tourist trade
- Provide controlled cloakroom areas
- Provide Chelsea clips under tables
- Ensure all areas of the premises are well lit and able to be observed by staff. Direct staff to observe the customer areas and politely raise with customers when personal belongings are unattended
- Provide and publicise internal CCTV