

2 Background

2.1 Mr Seyhan took over the premises in May 2016 and is both the licence holder and the DPS at the premises. Mr Seyhan made a previous application in June 2016 to extend the ability to sell alcohol on a 24hour basis. That application was withdrawn following evidence gathered by the Licensing Authority and the Police of Mr Seyhan showing to not be retailing alcohol responsibly. He was also seen on CCTV selling single cigarettes on a regular basis to customers.

We also observed the sales of alcohol outside of the permitted hours over the course of the week and to men who were clearly drunk. At the time Mr Ceyhan confessed that he sells beyond his hours as if he does not the customers will go elsewhere and buy the alcohol. He also said that he feared what some of the customers might do if he refused as they were on drugs.

Mr Seyhan also said that these people were his friends and he sold to them because he knew them.

2.2 Public Health have made representation against the increase in hours as any later operation will give rise to anti social behaviour issues that already exists with youths hanging around and causing problems for residents in the nearby residential streets off Broad Lane. This particular premises sits on the corner with Hanover Road which has previously raised concerns in relation to the ASB they are experiencing. The area has a number of licensed premises within 100 meters of each other that are able to sell alcohol for consumption ON or OFF the premises.

The application is limited in content and does not deal with many of the issues that prevail in the area such as;

Alcohol dependency

Street Drinkers

High Strength Alcohol

Underage sales and consumption

Proxy Sales

The level of crime in the area which has an alcohol related element is significant and there is a clear correlation between the excessive availability of alcohol and crime in the area as such the Committee should be minded to refusing this application which would be supportive of the Councils own Statement of Licensing Policy. This application in particular fails to address many of the areas of the Statement of Licensing policy in particular, high strength alcohol, the amount of shop space that will be dedicated to alcohol displays, discounting and offers.

The next matter that is not dealt with is the proximity of similar premises conducting the same activity and how the applicant will address any harm that could flow from this.

The final point of concern is the hours proposed by this applicant is excessive and that an additional late licensed alcohol premises will have a negative impact overall.

Public Health in their capacity as Responsible authority are opposed to the grant of any increase in alcohol availability in this area especially where the offer is just another similar to the type of business already established in the area. Public Health see nothing unique or special that would justify departure from the Licensing Authority's policy to be more robust with off licences and their potential impact on the street drinking problems that are already in existence in this ward.

2.3 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.

- 2.4 The Licensing Authority considers that restrictions may be made to the proposed hours of use where, after receiving relevant representations, the council considers it appropriate for the promotion of the licensing objectives to do so. The council may take into account the existing pattern of licensed premises in an area when considering what is appropriate to promote the objectives.

3 Licensing Policy

The committee will also wish to be aware of the guidance issued under section 182 of the Licensing Act 2003. Licensing is about regulating the provision of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Licensing Act 2003. The terms and conditions attached to various permissions are focused on matters which are within the control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.

The objective of the licensing process is to allow for the carrying on of retail sales of alcohol and the prevention of public nuisance, prevention of crime and disorder, public safety and protection of children from harm. It is the Licensing Authority's wish to facilitate well run and managed premises with licence holders displaying sensitivity to the impact of the premises on local residents.

In considering licence applications, where relevant representations are made, this Licensing Authority will consider the adequacy of measures proposed to deal with the potential for public nuisance and/or public disorder having regard to all the circumstances of the case.

Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place.

This Licensing Authority in determining what action to take will seek to establish the cause of concern and any action taken will be directed at these causes. Any action taken to promote the licensing objectives will be appropriate and proportionate.

3.1 Off licences

Street drinking can be a major cause of antisocial behaviour, often involving underage persons and those with alcoholic problems, which gives rise to disorder, concerns over public safety and harm to children. Additionally, it is widely reported that consumption of alcohol by persons on the way to on-licensed premises gives rise to problems of drunken and disorderly behaviour.

The licensing authority therefore adopts the following policy in relation to premises licensed for the sale of alcohol for consumption exclusively off the premises where any Responsible Authority makes representation against the grant of a licence for off-sales and, following a hearing the committee are satisfied that there is evidence of serious concerns over demonstrable problems of street drinking or disorder associated with the off-sale of alcohol in the area, there shall be a presumption against granting a licence. Applicants will need to demonstrate in their operating schedule their willingness to address any known anti social behaviour issues in the area:

- Consider the types of alcohol intended to be sold at the premises
- Times for alcohol sales
- Not selling single cans
- Social responsibility
- Joining the Responsible Retailer Scheme
- No bottles or cans of beer, lager or cider with an alcohol volume of 6.5% or more that is sold cheaply shall be sold except higher priced premium products as specified in a Reduce the Strength Campaign.

Applications shall only be granted where the licensing authority is satisfied the grant of the licence would not harm the Licensing Objectives following a hearing. Where relevant representations are made, the licensing authority will also have particular consideration to the hours requested for sales of alcohol. Persons who are alcohol-dependant may be drawn to particular premises if they are licensed to sell alcohol at earlier times than other premises.

Additionally, if there are issues related to late-night disorder, the hours for alcohol sales from the premises may be restricted. Other conditions may be imposed directed at avoiding problematic street drinking in the vicinity of the premises. Another particular concern will be irresponsible drink promotions that do not follow best practice, would appeal to underage drinkers or street drinkers, or encourage excessive consumption.

3.2 Licensing hours

Where relevant representations are made, the Council will consider the proposed hours on their individual merits. Notwithstanding this, the Council may require stricter conditions in areas that have denser residential accommodation to prevent public nuisance. The Council will endeavour to work with all parties concerned in such instances to ensure that adequate conditions are in place. The Council may restrict the hours that certain premises can offer alcohol for sale for consumption off the premises for preventing crime, disorder and nuisance.

3.3 Powers of a Licensing Authority

The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.

3.4 Options:

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

In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- to modify the conditions of the Licence; or
- to reject the whole or part of the application.

For the purposes of the Licensing Act 2003 the conditions of the licence are modified if any of them are altered or omitted or a new condition added.

3.6 The licensing authority's determination of this application is subject to a 21 day appeal period or if the decision is appealed the date of the appeal is determined and /or disposed of.

4. Other considerations

Section 17 of the Crime and Disorder Act 1998 states:

"Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that it reasonably can to prevent crime and disorder in its area".

4.1 Human Rights

While all Convention Rights must be considered, those which are of particular relevance to the application are:

- o Article 8 – Right to respect for private and family life.
- o Article 1 of the First Protocol – Protection of Property
- o Article 6(1) – Right to a fair hearing.
- o Article 10 – Freedom of Expression

5 Use of Appendices

Appendix 1 – Variation application and supporting documents

Appendix 2 – Copy of current Premises Licence

Appendix 3 – Responsible Authority representations

Background papers: Section 82 Guidance
Haringey Statement of Licensing policy

Appendix 1– Variation application and supporting documents



Haringey
Application to vary a premises licence
Licensing Act 2003

For help contact
licensing@haringey.gov.uk
Telephone: 020 8489 8232

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="Broadlane offlicence"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

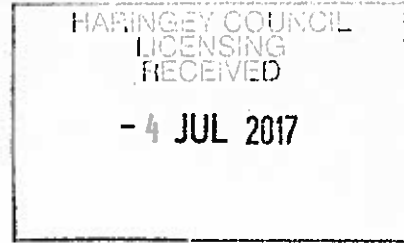
Are you an agent acting on behalf of the applicant?

- Yes
- No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name	<input type="text" value="Mr Seyhan"/>
* Family name	<input type="text" value="Cantay"/>
* E-mail	<input type="text"/>
Main telephone number	<input type="text"/>
Other telephone number	<input type="text"/>



include country code.

Indicate here if the applicant would prefer not to be contacted by telephone

is the applicant:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

Your position in the business

Home country

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	NARTS
Street	53 Stoke Newington High Street
District	
City or town	London
County or administrative area	
Postcode	N16 8EL
Country	United Kingdom

Section 2 of 17

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number LN/000002853

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name	Broadlane Offlicence
Street	73 Broad Lane
District	Tottenham
City or town	London
County or administrative area	
Postcode	N15 4DW
Country	United Kingdom

Premises Contact Details

Telephone number	
Non-domestic rateable value of premises (£)	11,250

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VARIATION

Continued from previous page...

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

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

Off licence, grocery store, mini market

Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 17

PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes No

Continued from previous page...

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 11 of 17

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Continued from previous page...

Standard Days And Timings

MONDAY

Start 08:00

End 01:00

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 08:00

End 01:00

Start

End

WEDNESDAY

Start 08:00

End 01:00

Start

End

THURSDAY

Start 08:00

End 01:00

Start

End

FRIDAY

Start 08:00

End 03:00

Start

End

SATURDAY

Start 08:00

End 03:00

Start

End

SUNDAY

Start 08:00

End 03:00

Start

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

if the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 14 of 17

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start 06:00

End 03:00

Start

End

SUNDAY

Start 06:00

End 03:00

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

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

N/A

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

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

Premises Licence Summary is on display and rest of the licence has been lost, for the replacement fee please contact us on 02072413636.

Section 16 of 17

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Continued from previous page...

No further conditions proposed.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Section 17 of 17

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
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Continued from previous page...

Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

The following credit or debit cards are accepted in Haringey:

Maestro - Mastercard Debit - Mastercard Credit - Solo - Visa Credit - Visa Debit (formerly Delta) and Visa Electron

We cannot accept liability if payment is refused or declined by the card supplier.

Due to end of day processing, this service will not be available between 10pm and 11pm every weekday evening (Mon- Fri).

Users should note that any payments in process after the 10pm deadline need to be completed by 10.05pm

* Fee amount (£)

DECLARATION

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/haringey/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

OFFICE USE ONLY

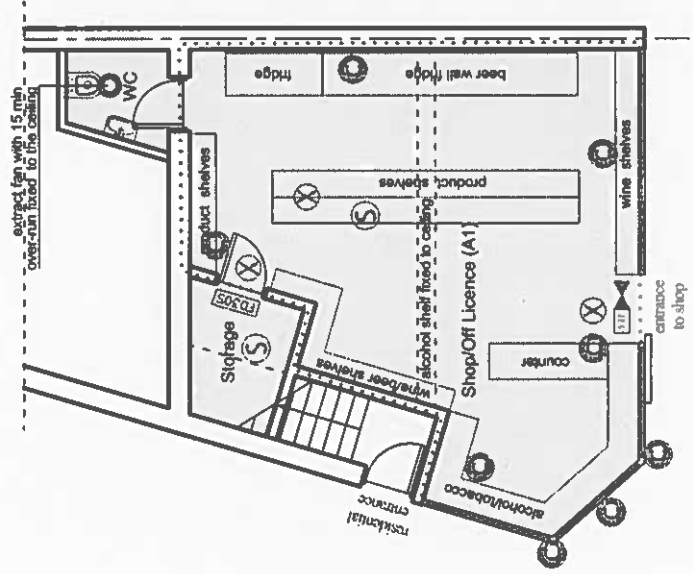
Applicant reference number	Broadlane officence
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
is Digitally signed	<input type="checkbox"/>

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 Next >

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- Legend**
- Licensable Area
 - Ⓢ Storage
 - Ⓢ Fire Exit Sign
 - Ⓢ Smoke Detector
 - Ⓢ CCTV



GROUND FLOOR PLAN

Rev	Description	Date	By

ENKI DESIGN
 87B Cavendish Rd, London, N4 1RR
 Tel: +44(0) 20 8340 7014
 info@enkidesign.co.uk
 www.enkidesign.co.uk

Purpose

LICENSING
 Project Address: Broad Lane Off Licence
 73 Broad Lane, London, N15 4DW
 Project Title: VARIATION OF PREMISES LICENCE
 Drawing Title: GROUND FLOOR PLAN

Client	Date Drawn
Project No	27.01.16
14147	Drawn By
Drawing No	VG
14147-A100-01	Rev
	Scale
	1:100@A4

Appendix 2- Copy of current Premises Licence

PREMISES LICENCE

Receipt: AG763414

Premises Licence Number: LN/00001181
LN/000002853

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: 24th November 2005
Vary DPS: 4th May 2016

Part 1 – PREMISES DETAILS

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

**HANOVER STORES
73 BROAD LANE
LONDON
N15 4DN**

Telephone:

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 Saturday	0800 to 2300
Sunday	1000 to 2230
Good Friday	0800 to 2230
Christmas Day	1200 to 1500 & 1900 to 2230

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:

Seyhan Cantay
111 Keys House
Beaconfield House Road
London
EN3 6UY

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

Not applicable

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

Seyhan Cantay
111 Keys House
Beaconfieldd House Road
London
EN3 6UY

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

Personal Licence: LN/201500225
Issued by: London Borough of Enfield

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

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

Staff to be trained to provide effective management of premises including with conflict situations

PUBLIC SAFETY

Premises will have disability access.

Premises will have fire risk assessment, Health and Safety and maximum capacity plans in place.

THE PREVENTION OF PUBLIC NUISANCE

Premises will actively discourage irresponsible consumption and behaviour around the premises.

Staff will be trained to recognise and deal with instances of public nuisance.

THE PROTECTION OF CHILDREN

No gambling, amusement machines on premises. Only those over the age of 18 will be served.

Proof of age cards and other ID may be asked to prevent the purchase of alcohol to those under the age of 18 and cigarettes to those under the age of 16.

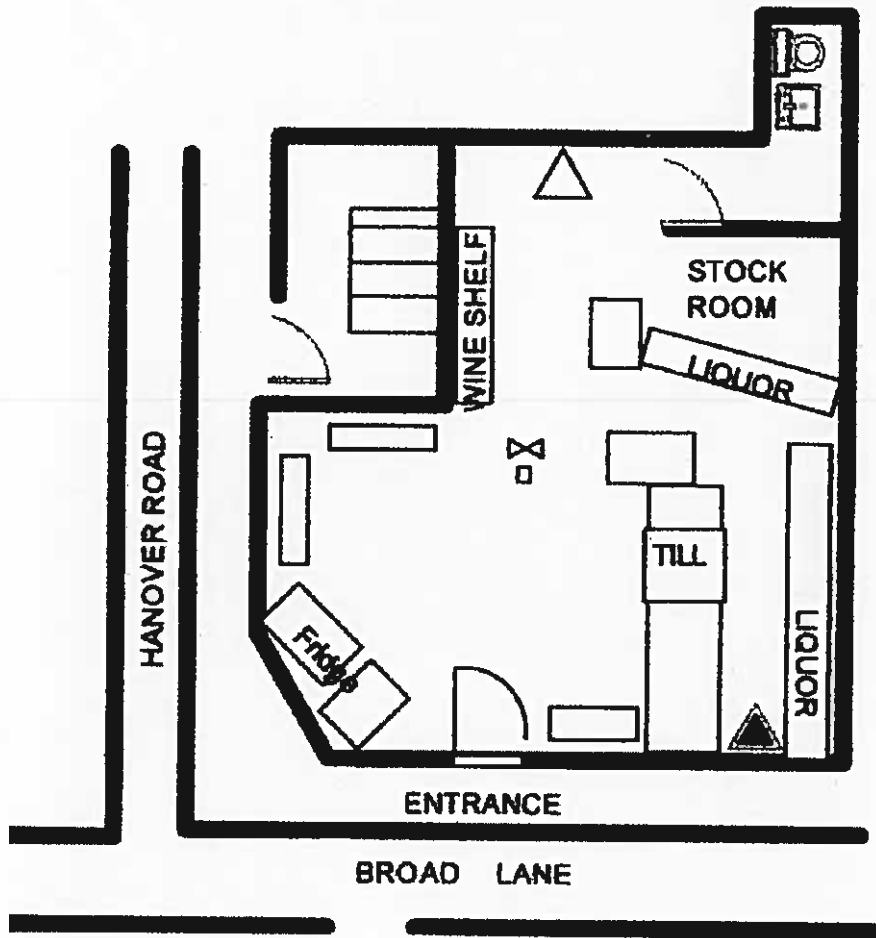
Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

- 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



Appendix 3- Responsible Authority representations

Responsible Authority:	Haringey Public Health, London Borough of Haringey
Date:	25 th July 2017
Name:	Monica Ukandu, Public Health Officer – Health Improvement Susan Otit, Assistant Director of Public Health
Contact:	Monica.Ukandu@haringey.gov.uk Susan.Otiti@haringey.gov.uk

Public Health representation relating to: Broad Lane Off License, 73 Broad Lane, Tottenham, London, N15 4DW

Supply of Alcohol

Monday to Thursday 0800 to 0100 hours
Friday to Sunday 0800 to 0300 hours

Supply of alcohol OFF the premises

Hours open to the public

Monday to Sunday 0600 to 0300 hours

I as a representative of the Director of Public Health act as the responsible authority under the Licensing Act 2003 and would like to make a representation against the application from Nectarine Gardens Property Limited.

Background:

Haringey experiences some of the greatest levels of alcohol-related problems in London and the harm due to alcohol is a growing concern. In the five year period of 2009/10 – 2014/15, alcohol related hospital admissions increased by 38% with the local cost of these admissions now estimated to be £7.5 million annually. Across the borough, there are currently over 800 licensed premises for the sale and supply of alcohol and this figure continues to rise, with some areas of high level clustering. Increasingly, evidence shows us that an increased number of alcohol outlets results in significant increases in both alcohol consumption and alcohol-related harm, including injury, violence and medical harm. Many factors are known to influence this including density of licensed premises and trading hours.

Tackling alcohol misuse is key to achieving the outcomes in Haringey's Health and Wellbeing Strategy. We want to create a culture that prevents problem drinking from starting and provides help for people early on should they be struggling.

The off license is located on Broad Lane, within the Tottenham Green Ward. Whilst the off license is a short walking distance from both Tottenham Hale and Seven Sisters station, the surrounding area is mainly residential. The off license is also located in an area with a high volume of existing vertical drinking establishments and known street drinking issues. Public Health have concerns that these issues may be further compounded by the increased availability of alcohol in the early hours of the morning which could further contribute to public disorder, crime and nuisance.

Figure 1: Bullseye data, Safer Social, 2016

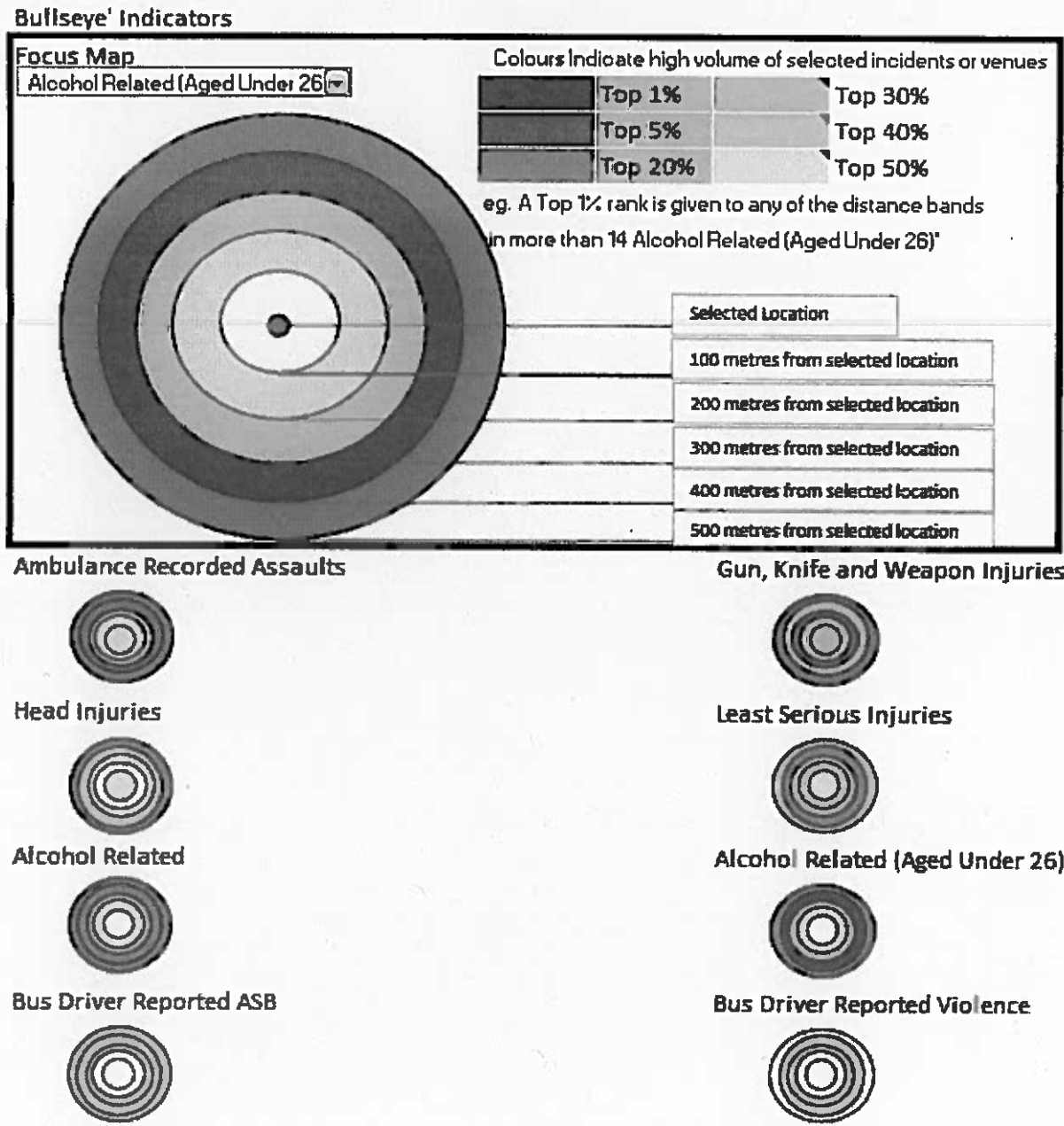
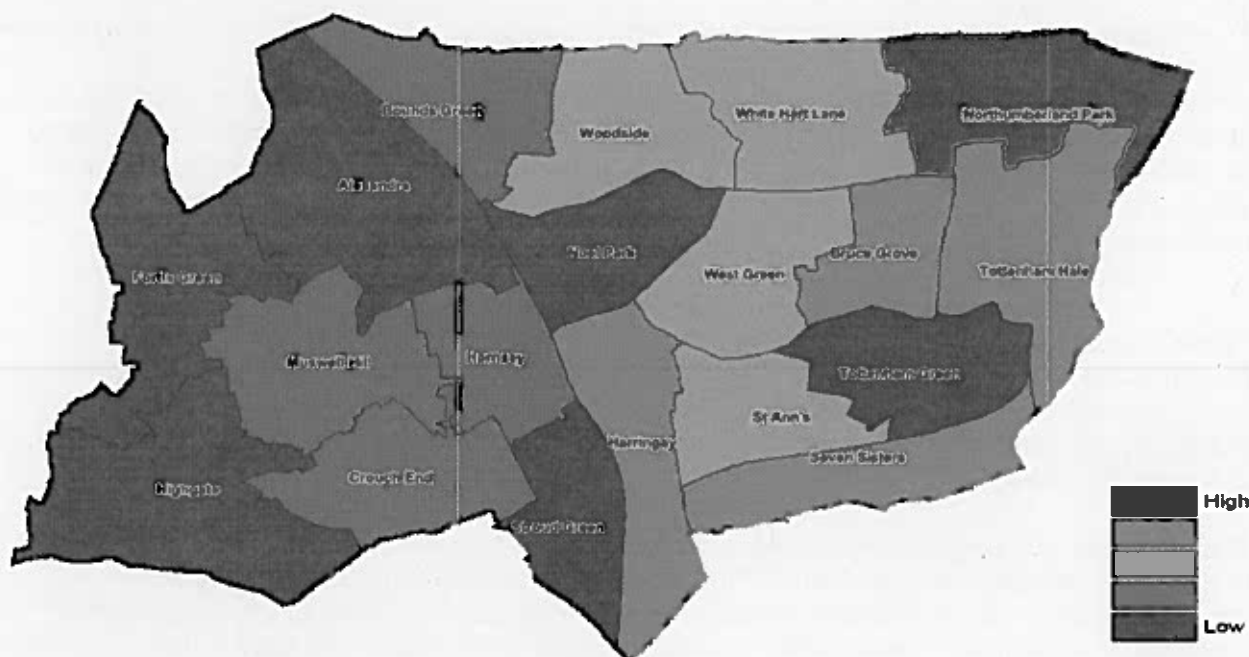


Figure 2: High Density Crime Areas, Police UK, 2016



Crime and disorder:

In 2015, there were 112 alcohol related incidents recorded within 500m of the premises, and a further 20 alcohol related incidents in those aged under 26 (*SaferStats, 2015*). Furthermore, the Tottenham Green ward ranked 3rd out of 19 wards for violent offences in 2015, with 725 incidents reported. The ward also ranked 3rd out of 19 wards for night time violent disorder in 2015, with 64 incidents reported during this period.

The above findings are of significant concern from a public health perspective in terms of the prevention of crime and disorder. There is an increasing amount of evidence which shows that those under the influence of alcohol are more likely to commit crimes and engage in anti-social behaviour (ASB). They are also more likely to be the victim of crimes such as common assault and robbery which are significant issues in Haringey. Alcohol is known to exacerbate the likelihood of night time violence and domestic abuse offences (*GLA datastore, 2016*). ASB calls to Haringey Anti-Social Behaviour Action Team (ASBAT) and Police are in excess of 10,000 per year.

Antisocial behaviour associated with street drinking has been recognised as a concern in Haringey. Problems identified include; litter, noise, urination and intimidation all of which have a detrimental impact to the quality of life for residents. As a result, Haringey Council's Street Enforcement Team has designated a number of areas within the borough as Alcohol Control Zones (ACZ). The Tottenham Green ward, including Broad Lane on which the premises is located, is one Haringey's Alcohol Control Zones.

Public Safety:

The impact of alcohol on health in Haringey is particularly severe. In the 2016/17 financial year, there were 10 alcohol related ambulance callouts located within the Lower Super Output Area (LSOA), ranking it 19th out of the 144 LSOAs that make up the borough (*SafeStats, 2017*). The levels of ambulance related callouts reflects the increased pressure and costs to the NHS as a

result of alcohol in Haringey. These impacts are also felt across a range of groups including the council, policing and the community as a whole.

Furthermore, the impact of the sale of high strength beers, lagers and ciders is having an adverse effect within the wards to the east of borough, particularly the more deprived wards of Northumberland Park, Noel Park and Tottenham Green. These wards have seen an increase in street drinking and ASB as a result of the increase and easy availability of high strength cheap alcohol. Super strength ciders, larger and beer which are 6.5% Alcohol by Volume (ABV) and above are one of the most harmful forms of alcohol and this is a real concern from a public safety perspective.

Public Nuisance:

As stated in Haringey's Statement of Licensing Policy 2016-2021 "licensed premises, especially those that operate late at night or in the early hours of the morning, can give rise to a range of nuisances that may potentially impact on people living, working or sleeping in the vicinity of the premises. Principal concerns relate to noise nuisance, light pollution and noxious smells."

The Licensing Authority's expectations of license holders are set out in the policy where it states that "licensees have a responsibility for the conduct of their customers while they are in and around their premises. If provision is made for customers to congregate or smoke outside of premises, then sufficient management controls must be put into place to ensure that no nuisance or disturbance is caused to local residents. Failure to control customers outside of premises can result in licence reviews being submitted and impact upon the premises licence".

We have specific concerns about the impact of operating late in the night / early hours of the morning on every day of the week on local families living in this mainly residential area.

Protecting Children from Harm:

There are 3 primary schools and 1 secondary school located within a 500m radius of the premises. Beyond contributing to the normalisation of alcohol for school children visiting the off license, the applicant has not satisfactorily addressed how they intend to safeguard children and prevent underage sales in their application.

Recommendation:

In summary, Public Health believes that the area has sufficient premises to meet demand for alcohol with several off licenses already operating in the area. We have significant concerns over the requested operating hours, given the extensive crime and safety issues highlighted above. Furthermore, this is a mainly residential area with a high number of schools in close proximity to the premises so we have concerns that licensable activities into the early hours of the morning may cause nuisance and disruption to local residents living in the surrounding area.

If this licence is to be granted Public Health recommend that the following conditions are to be attached to minimise any potential harm to our local residents:

Licensing Objective:	Suggested condition:
Prevention of crime and disorder / Public safety	All staff shall be trained in recognising signs of drunkenness, how to refuse service and the premises duty of care. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of the Council.

	<p><i>The premises shall display prominent signage indicating that it is an offence to sell alcohol to anyone who is drunk.</i></p> <p><i>There shall be no self-service of spirits on the premises. Ciders, lagers and beers are to be positioned at the back of the store (not in direct sight upon entry).</i></p> <p><i>No super-strength beer, lagers or ciders of 6.5% ABV and above shall be sold at the premises.</i></p> <p><i>There shall be no promotional sales of alcohol at the premises where alcohol is sold at a price lower than that at which the same or similar alcoholic drinks are sold, or usually sold, on the premises.</i></p>
<p><i>Protecting children from harm</i></p>	<p><i>The licensee shall adopt the 'Challenge 25 policy', and promote it through the prominent display of posters.</i></p> <p><i>The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.</i></p> <p><i>The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.</i></p> <p><i>The licensee shall ensure that staff are trained on relevant matters including the conditions on the premises licence; age restricted products; and (if they are ever left in charge of the shop) the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by authorised officers. Staff shall sign to confirm that they have received and understood the training.</i></p> <p><i>Age-restricted products training shall cover the following steps: the assessment of age; how and when to challenge for proof of age; acceptable proof of age and how to check it; and recording refusals.</i></p>
<p><i>Public nuisance</i></p>	<p><i>Alcohol sales are to commence at 8am on Monday to Sunday in line with Haringey's Statement of Alcohol Licensing Policy 2016 – 2021. Alcohol sales are restricted to midnight on Friday and Saturday and 23.30 Sunday – Thursday in line with Haringey's Statement of Alcohol Licensing Policy 2016 – 2021 which states the following: 'While the Council will treat each case on its individual merits there will be a presumption that permitted hours for the sale of alcohol will be restricted to between 8am and 11.30pm on Sunday to Thursday and 8am to midnight on Friday and Saturday in respect of premises in residential areas and areas being adversely affected by street drinking issues'.</i></p>