

2 REPORT

2.1 Human Rights Act Appraisal

The Committee is required to consider the consequences of refusal or approval on the applicant's human rights.

2.2 Financial Implications

None.

3. Background

3.1 Ozkan Degirmenci has made an application for a variation of a Premises Licence, the requested licensable activities and opening hours are:

Supply of Alcohol

Monday to Sunday 0000 to 0000 hours (24 hours per day)

For consumption OFF the premises

Hours open to the public

Monday to Sunday 0000 to 0000 hours (24 hours per day)

3.2 The application has determined that there are no further conditions that need to be added to the licence in order to ensure that the licensing objectives are met for a 24 hour alcohol licence. Appendix 1

4. Objections Received (Responsible Authorities)

4.1 Objections were received from the Responsible Authorities, namely the Public Health Team. Appendix 2

5 Options for Consideration

5.1 The options available to the Licensing Sub-Committee having considered all the relevant information are as follows:

- To refuse to grant the licence
- To grant the licence with conditions
- To grant the licence but restrict the licensable activities
- To grant the licence with restricted times

5.2 Additional conditions or restrictions to licensable activities and/or times should only be imposed if considered appropriate for the promotion of the licensing objectives. If other law already places certain statutory responsibilities on a premises, it would not be appropriate to impose similar duties.

5.3 Members of the Sub-Committee should be advised that the applicant or any other person who made relevant representations in relation to the application may appeal against the decision made to the Magistrates' Court within 21 days of the date on which they were notified.

6. Standard of Decision Making

6.1 In accordance with the provisions of the Licensing Act 2003 and the Council's scheme of delegation, all applications where a relevant representation has been made need to be determined by this Sub-Committee.

6.2 When determining the application, the Sub-Committee should only consider

issues, which relate to the four licensing objectives. The licensing objectives are:

- The prevention of Crime and Disorder
- Public Safety
- The prevention of a Public Nuisance
- The protection of Children from Harm

6.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003 and the Council's Statement of Licensing Policy. Members of the Sub-Committee may deviate from the statutory guidance and licensing policy only if they deem that there is good reason to do so.

6.4 Members of the Sub-Committee should not allow themselves to predetermine the application or to be prejudiced in favour or opposed to the licence and shall only determine the application having had an opportunity to consider all relevant facts.

7 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.

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.

8. 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.

9. 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".

10 Use of Appendices

Appendix 1 – Application and plan

Appendix 2 – Letter of representation

Background papers: Section 82 Guidance

Haringey Statement of Licensing policy

Appendix 1 – Application and plan



Haringey
Application to vary a premises licence
Licensing Act 2003

HARINGEY COUNCIL
LICENSING
RECEIVED

11 OCT 2017

HK/394626
For help contact
licensing@haringey.gov.uk
Telephone: 020 8489 8232

* required information

Section 1 of 18

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

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

17131.VPL

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

OZKAN

* Family name

DEGIRMENCI

* E-mail

Main telephone number

Other telephone number

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	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="A. ENDER"/>
* Family name	<input type="text" value="CEMGIL"/>
* E-mail	<input type="text"/>
Main telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

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	<input type="text" value="10248007"/>
Business name	<input type="text" value="ARCH PLANNING & LICENSING"/>
VAT number	<input type="text" value="-"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="DIRECTOR"/>
Home country	<input type="text" value="United Kingdom"/>

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

Street

District

City or town

County or administrative area

Postcode

Country

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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

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

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

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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.

ITS AN a1 USE CLASS OFFLICENSE - SUPERMARKET. THE MAIN REASON FOR THE APPLICATION IS TO VARY THE HOURS FOR THE SUPPLY OF ALCOHOL AS MOST OF THE SHOPS THAT SELL ALCOHOL ,THEY CLOSE AROUND 04:00 AM AND ITS HARD FOR OUR CLIENT TO MAINTAIN HIS BUSINESS AS HE IS CLOSING EARLY.
EXISTING SUPPLY OF ALCOHOL HOURS: MONDAY TO SUNDAY 07:00 AM - 00:00 MIDNIGHT
PROPOSED SUPPLY OF ALCOHOL HOURS: MONDAY TO SUNDAY 24 HOURS

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PROVISION OF PLAYS

See guidance on regulated entertainment

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

☐ Yes ☒ No

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PROVISION OF FILMS

See guidance on regulated entertainment

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

☐ Yes ☒ No

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Continued from previous page...

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

☐ Yes ☒ No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

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

☐ Yes ☒ No

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PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

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

☐ Yes ☒ No

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PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

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

☐ Yes ☒ No

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PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

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

☐ Yes ☒ No

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

See guidance on regulated entertainment

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

Continued from previous page...

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

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

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

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.

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.

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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

TUESDAY

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.

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

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

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.

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

☒ I have enclosed the premises licence

Continued from previous page...

☐ 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.

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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.

REMAIN AS IT IS

b) The prevention of crime and disorder

REMAIN AS IT IS

c) Public safety

REMAIN AS IT IS

d) The prevention of public nuisance

REMAIN AS IT IS

e) The protection of children from harm

REMAIN AS IT IS

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- **Plays:** no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- **Films:** no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- **Indoor sporting events:** no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- **Boxing or Wrestling Entertainment:** no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- **Live music:** no licence permission is required for:
 - a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- **Recorded Music:** no licence permission is required for:
 - any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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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
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).

Continued from previous page...

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

* Fee amount (£)

190.00

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

A. ENDER CEMGIL

* Capacity

AGENT

* Date

10 / 10 / 2017
dd mm yyyy

Add another signatory

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.

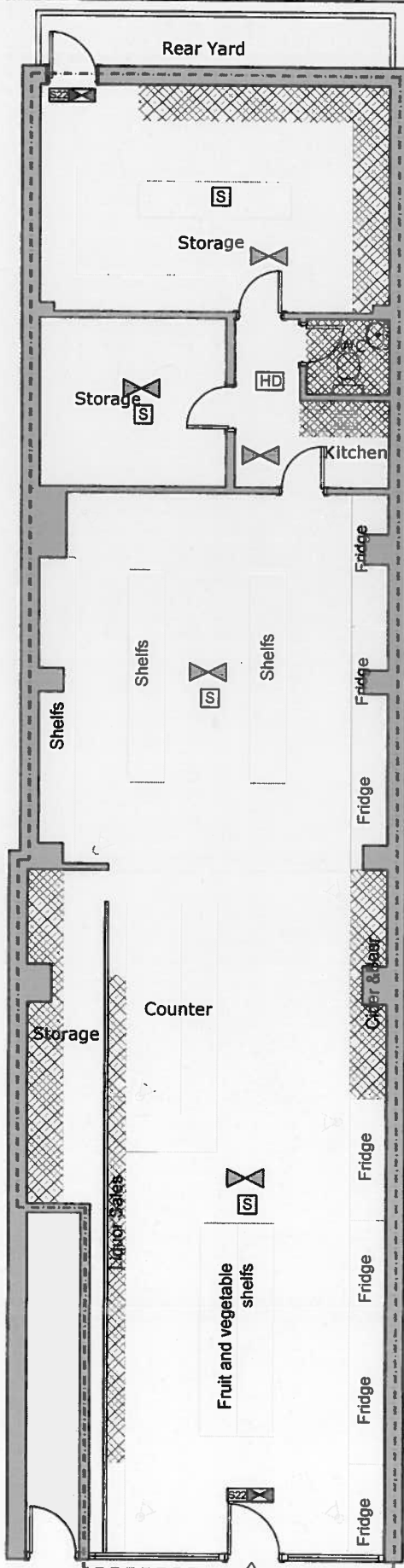
Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

OFFICE USE ONLY

Applicant reference number	17131.VPL
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 18 Next >



Ground Floor Plan
GIA: 134.3m²

ENTRANCE
No. 459

LEGEND

--- AMBIT OF LICENSED PREMISES

LIQUOR STORAGE

LIQUOR SALES

WC, PASSAGEWAY, ETC

SAFETY LIGHTING

HD HEAT DETECTOR

S SMOKE DETECTOR

S22 INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)

S20 FIRE ESCAPE

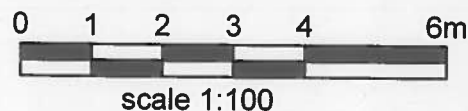
CARBON DIOXIDE FIRE EXTINGUISHER

9 LT. WATER FIRE EXTINGUISHER

30min FIRE RESISTANCE DOOR
(FIRE DOOR TO HAVE
INTUMESCENT
STRIPS AND SELF CLOSER)

CCTV OPERATING SYSTEM

TOTAL AREA: 134.3m²



Notes

- 1- This drawing is not for construction
- 2- All Dimension are in millimeters
- 3- Dimensions are not to be scaled directly from drawings
- 4- All dimensions are to be checked on site and the Architect is to be inform of any discrepancies before construction commences
- 5- All references to drawings refer to current revision of that drawing
- 6- The Copyright of this drawing belongs to Archpl Ltd.

Rev.	Date	Revisions

LICENSING ACT PLAN



ARCHITECTURAL DESIGN STUDIO
33B Grand Parade, Green Lanes,
Haringey, London, N4 1LG
Tel. 0208 809 2320 - 0784241 0527
Web. www.archpl.co.uk

Client ALL STAR FOOD
Project 459 Green Lanes, Haringey, N4 1HE

Scale 1/100@A4 Date 10/2017

Drawn By IM Checked By AEC/HC

Project No 17131	Drawing No A101	Revision -
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Drawing title
Existing Floor Plans

Appendix 2 – Letter of representation

Responsible Authority:	Haringey Public Health, London Borough of Haringey
Date:	6 th November 2017
Name:	Monica Ukandu, Public Health Officer – Health Improvement Marlene D'Aguilar, Healthy in all Policies Officer
Contact:	Monica.Ukandu@haringey.gov.uk Marlene.DAguilar@haringey.gov.uk

Public Health representation relation to: ALL STAR FOOD & WINE, 459 GREEN LANES, HORNSEY, LONDON N4 1HE

Supply of Alcohol
Monday to Sunday 0000 to 0000 hours (24 hours per day)

For consumption OFF the premises

Opening Hours
Monday to Sunday 0000 to 0000 hours (24 hours per day)

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 Mr Ozkan Degirmenci for a variation of his existing premises licence.

The representation is made under the following licensing objectives:

- Crime and Disorder
- Protecting Children From Harm
- Public Safety
- Public Nuisance

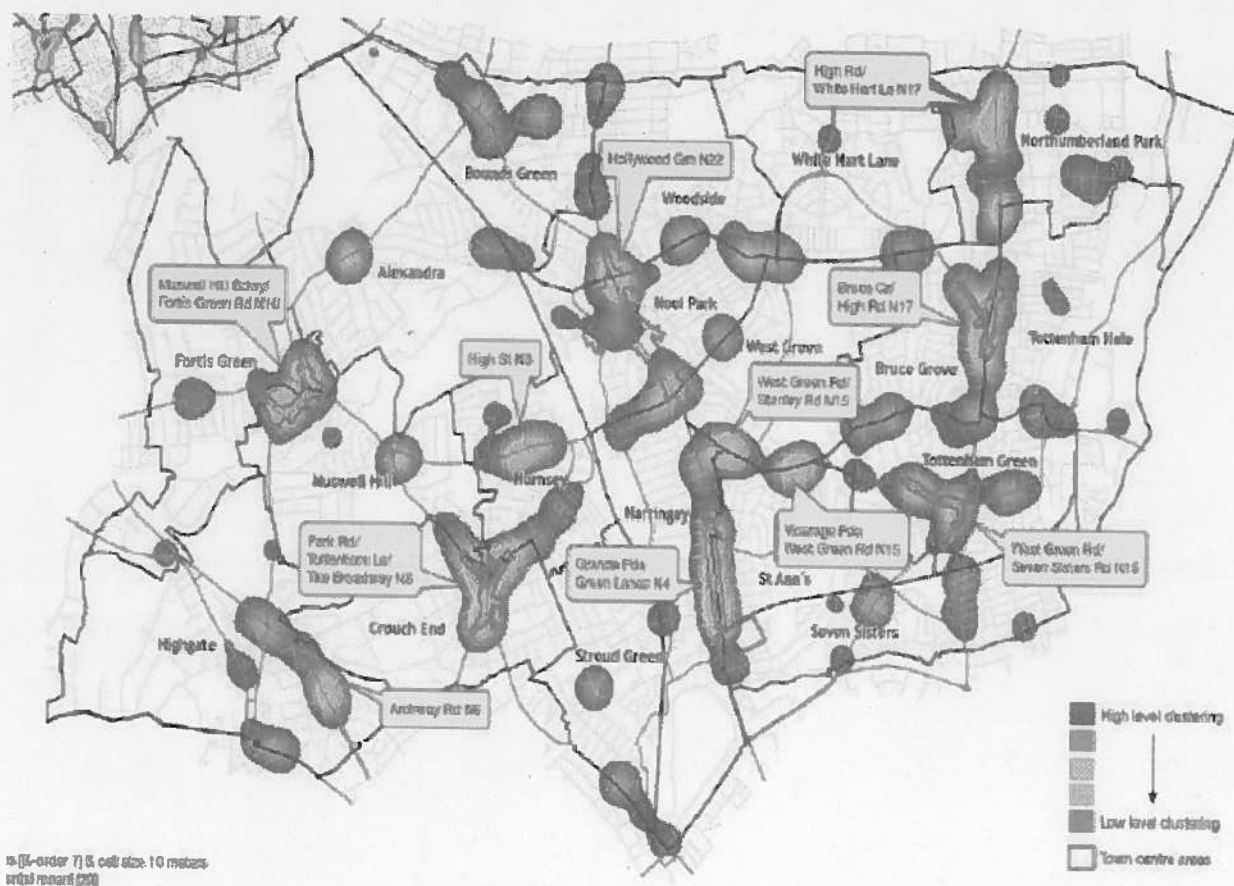
Background:

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, one of those areas being Green Lanes on which the premises is located. 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.

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). Tackling alcohol misuse is therefore 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 Green Lanes (Harringay ward), a busy residential area with a high density of eating / drinking establishments. There is a clear correlation between excessive availability of alcohol and crime in this area. 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.



In 2015, Harringay, the ward in which the premises is located, ranked 4th out of 19 wards for night time violence with 52 incidents reported and 3rd out of 19 wards for alcohol related incidents reported by British Transport Police. More alarmingly, the Harringay ward ranked 2nd out of 19 wards in the same year for ambulance callouts to alcohol-related illnesses in children and young people aged 8-17 years old. This highlights a real issue in the Harringay ward around underage sales and drinking in children and young people.

This trend has continued and more recent data shows that the LSOA (small geographic area) in which the premises is located had 12 alcohol related ambulance call outs in the fiscal year 2016-17, ranking 17th out of the 144 LSOAs in Haringey.

Recommendations:

After reviewing the application, we believe that the applicant needs to give more careful consideration as to how they will uphold and promote the licensing objectives, particularly relating to public nuisance and the prevention of crime and disorder. The application is limited in content and fails to address / state how it will deal with various issues that prevail in the area and may arise in the early hours of the morning if operating on a 24-hour licence.

Public Health therefore recommends that this application be refused at this stage. If this licence is to be granted, we recommend that the following conditions are to be attached to minimise any potential harm to our local residents:

Licensing Objective	Suggested condition
<i>Prevention of crime and disorder & public safety</i>	<ul style="list-style-type: none">- 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.- The premises shall display prominent signage indicating that it is an offence to sell alcohol to anyone who is drunk.- There shall be no self-service of spirits on the premises.- 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>Protecting children from harm</i>	<ul style="list-style-type: none">- Challenge 25 policy to be enforced.- Challenge 25 posters are also displayed in areas of high visibility to customers throughout the premise.- Only a passport, photo-card driving licence, Armed Forces ID cards or a proof of age card bearing the official "PASS" accreditation hologram should to be accepted as proof of age.- 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.- 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.

	<p>- 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.</p>
Public nuisance	<p>Alcohol sales are to remain the same as those currently stated on the existing premises licence (Monday to Saturday 0700 to 0000, Sunday 0800 to 0000). This is 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'.</p>

Crime and disorder:

The above findings above 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 (*GLA datastore, 2016*).

Furthermore, the impact of the sale of high strength beers, lagers and ciders is having an adverse effect across Haringey, particularly the more deprived wards in the east of the borough. 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 Safety:

The impact of alcohol on health in Haringey is particularly severe. The levels of ambulance related callouts in this ward (Harringay) 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.

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. The application to sell alcohol and be open 24 hours (Monday - Sunday) goes against recommendations made in Haringey's Statement of Licensing policy, especially in an area that is plagued by high levels of street drinking, ASB and violence. Furthermore, Mr Degirmenci has not stated in the application how he plans to address problems that may arise from street drinking, customers with alcohol dependency / those who are visibly drunk, proxy sales and ASB.

Protecting Children from Harm:

There are 3 schools within 500m of the premises (*SafeStats London, 2016*) so it is vital that any license holder is responsible and clear on operating the Challenge 25 policy. 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.