

**Application for a variation of the Premises Licence under the Licensing Act  
2003 – OZ Tottenham Supermarket, 467- 469 High Road, London, N17 – 29  
October 2021**

The Licensing Sub Committee carefully considered the application for a variation of the premises licence for Oz Tottenham Supermarket, 467- 469 High Road, London N17. In considering the application, the Committee took account of the London Borough of Haringey's Statement of Licensing Policy, the Licensing Act 2003, the Licensing Act 2003 section 182 Guidance, the report pack and the licence holder's and objector's written and oral representations.

Having considered the application and heard from all the parties, the Committee resolved to refuse the application to vary the premises licence by removing Condition 17 which reads "The Premises shall not stock high strength beers in excess of 6.5%ABV and no single cans of alcohol are to be sold at the premises".

### **Reasons**

The Committee gave serious consideration to the submissions by the licence holder and to the concerns raised by the Licensing Authority, who have objected to the variation.

The Committee noted that the premises are situated in an area with ongoing problems with antisocial behaviour from street drinkers and that they congregate outside these particular premises. The Council has an alcohol Public Space Protection Order in the area to address the street drinking problem.

It was also noted that the location of the premises is a point of focus for partnership working between the Regeneration Town Centre Manager, the Tottenham Safer Partnership and the Police to combat the problems associated with the street drinking and antisocial behaviour. The licence holder is participating in an initiative to tackle the problems by agreeing to complete an ASB audit for the Borough Crime Reduction Partnership

The licence for these premises was reviewed following the discovery of illicit tobacco and alcohol being sold. Condition 17 was imposed on the licence on review and was subsequently approved by the Magistrates Court on Appeal, in October 2020.

The Committee considered the applicant's representation that other local licensed premises are not subject to Condition 17 and that he should be allowed to sell the same range of products as his competitors, however the Committee has to consider each case on its merits.

These premises appear to be a focal point for the congregation of street drinkers and their associated anti social behaviour. This was witnessed by enforcement officers recently on the night of the boxing match at the Tottenham Hotspur Football Ground on 25th September. The premises also open 24 hours which makes them particularly

attractive to street drinkers throughout the night. Given the issues associated with the premises,

Condition 17 is an appropriate and proportionate condition to have on the licence to promote the licensing objectives of the prevention of public nuisance and the prevention of crime and disorder. The Magistrates have confirmed this.

The street drinking problems in the area have not significantly improved since Condition 17 was imposed and would only be made worse if the licence holder was able to sell high strength beers and single cans. In the Committee's view it would therefore undermine the licensing objectives and the ongoing initiatives to address the issues, if Condition 17 was to be removed. For these reasons the application for a variation was rejected.

### **Appeal Rights**

This decision is open to appeal to the Magistrates Court within the period of 21 days beginning on the day upon which the appellant is notified of the decision. This decision does not take effect until the end of the appeal period or, in the event that an appeal has been lodged, until the appeal is dispensed with.

Date: 4 November 2021