

Public Document Pack



LICENSING SUB-COMMITTEE

Wednesday, 20 April 2016 at 10.00 am
Council Chamber, Civic Centre, Silver Street,
Enfield, EN1 3XA

Contact: Jane Creer
Committee Secretary
Direct : 020-8379-4093
Tel: 020-8379-1000
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E-mail: jane.creer@enfield.gov.uk
Council website: www.enfield.gov.uk

Councillors : Chris Bond (Chair), George Savva MBE and Jim Steven

AGENDA – PART 1

1. WELCOME AND APOLOGIES FOR ABSENCE

2. DECLARATION OF INTERESTS

Members are asked to declare any disclosable pecuniary, other pecuniary or non pecuniary interests relating to items on the agenda.

3. NEW HERTFORD FOOD STORE LIMITED, 236 HERTFORD ROAD, ENFIELD EN3 5BL (REPORT NO. 220) (Pages 1 - 50)

Application to transfer a premises licence.

4. NEW HERTFORD FOOD STORE LIMITED, 236 HERTFORD ROAD, ENFIELD EN3 5BL (REPORT NO. 221) (Pages 51 - 206)

Application to review a premises licence.

5. EXCLUSION OF THE PRESS AND PUBLIC

If necessary, to consider passing a resolution under Section 100A(4) of the Local Government Act 1972 excluding the press and public from the meeting for any items of business moved to part 2 of the agenda on the grounds that they involve the likely disclosure of exempt information as defined in those paragraphs of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

(Please note there is a Part 2 supplementary agenda)

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MUNICIPAL YEAR 2016/17 REPORT NO.

COMMITTEE :
Licensing Sub-Committee
6 April 2016

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT : Transfer Application</p> <p>PREMISES : New Hertford Food Store Limited, 236 Hertford Road, ENFIELD, EN3 5BL.</p> <p>WARD : Enfield Highway</p>	

1 LICENSING HISTORY & CURRENT POSITION:

- 1.1 A new premises licence (LN/200600789) was issued to **Mr Sefer Govtepe**, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 22nd February 2007.
- 1.2 A new premises licence application was made in June 2008 as the premises had extended the licensable area. The premises licence (LN/200800470) was issued again to **Mr Sefer Govtepe**, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 13th August 2008.
- 1.3 The premises licence (LN/200800470) was **revoked** on 13th July 2011 following a review application (relating to the sale of non-duty paid alcohol) submitted by Trading Standards.
- 1.4 Premises licence (LN/200600789) was **surrendered** at the review hearing on the same date as the plan was no longer accurate.
- 1.5 A new premises licence (LN/201100396) was issued on 6th September 2011 naming the Premises Licence Holder and Designated Premises Supervisor (DPS) as **Mr Suleyman Erdogan**.
- 1.6 A review application of premises licence (LN/201100396) was sought by the Licensing Authority on 10 March 2015 on the grounds of prevention of crime.
- 1.7 At the review hearing on 13 May 2015, the Licensing Sub-Committee **revoked** the licence. This decision was appealed but was subsequently withdrawn.
- 1.8 On 6 August 2015, a new premises licence application was submitted, naming **Mr Deniz Altun** as both the Premises Licence Holder and DPS. This application was subject to representations from the Licensing Authority but an agreement was made between this Responsible Authority and the applicant, and premises licence (LN/201500517) was granted.

- 1.9 On 20 January 2016, **Enfield Food Store Limited** applied to transfer the premises licence (LN/201500517) from **Mr Deniz Altun**. This application was subject to representations from the Metropolitan Police, objecting to the transfer.
- 1.10 Also on 20 January 2016, a vary DPS application was submitted, naming **Mr Necip Karagoz** as the DPS. This application was not subject to any representations.
- 1.11 On 19 February 2016, the Licensing Authority submitted a review application seeking revocation of premises licence LN/201500517.
- 1.12 On the morning of 24 February 2016, the Licensing Sub-Committee met to determine the transfer application. During the hearing, **Enfield Food Store Limited** withdrew the transfer application.

1.13 **The current Premises Licence permits:**

Hours the premises are open to the public: From 08:00 to 01:00 daily.

Supply of alcohol (off supplies only): From 08:00 to 00:00 (midnight) daily.

- 1.14 A copy of a location map of the premises is attached in Annex 1.
- 1.15 A copy of the current premises licence (LN/201500517) is attached in Annex 2.

2 THIS APPLICATION:

- 2.1 On the afternoon of 24 February 2016, a transfer application was submitted by **Enfield Food Store Limited**, which included the consent form signed by **Mr Deniz Altun**.
- 2.2 The transfer application had immediate effect.
- 2.3 The Police were consulted in respect of the application.
- 2.4 A copy of the transfer application is attached as Annex 3.
- 2.5 Also on the afternoon of 24 February 2016, a vary DPS application was submitted by **Enfield Food Store Limited**, naming **Mr Necip Karagoz** as the DPS. This application was not subject to any representations.
- 2.6 A copy of the vary DPS application is attached as Annex 4.
- 2.7 As part of the application, a Certificate of Incorporation of a Private Limited Company was produced, dated 20 January 2016.
- 2.8 On 22 March 2016, a Companies House check was carried out. On 20 January 2016, **Mrs Ebru Govtepe** was appointed as **Director of Enfield Food Store Limited** and resigned on 29 February 2016. On 1 March 2016, **Mrs Ebru Govtepe** was again appointed as **Director of Enfield Food Store Limited** and resigned on the same date, 1 March 2016. On 2 March 2016, **Mrs Ebru Govtepe** was appointed a third time as **Director of Enfield Food Store Limited**.

On 11 March 2016, **Enfield Food Store Limited** filed new address details, changing the registered office address from Unit 5, 25 - 27 The Burroughs, Hendon, London, NW4 4AR to 236 Hertford Road, ENFIELD, EN3 5BL. A copy of the Companies House record is attached as Annex 5.

3 RELEVANT REPRESENTATIONS:

- 3.1 **Metropolitan Police:** Notice was given (in accordance with Section 42(6)) that grant of the transfer application would undermine the crime prevention objective. The authority states that it is appropriate, for the promotion of the licensing objectives, to object to the transfer of Premises Licence (LN/201500517).
- 3.2 A copy of the representation is attached as Annex 6.

4 RELEVANT LAW, GUIDANCE & POLICIES:

- 4.1 The paragraphs below are extracted from either:
- 4.1.1 the Licensing Act 2003 ('Act'); or
 - 4.1.2 the Guidance issued by the Secretary of State to the Home Office of March 2015 ('Guid'); or
 - 4.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('Pol').
- 4.2 **General Principles:**
- 4.2.1 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4(1)].
 - 4.2.2 The licensing objectives are :
 - 4.2.3 the prevention of crime and disorder;
 - 4.2.4 public safety;
 - 4.2.5 the prevention of public nuisance; &
 - 4.2.6 the protection of children from harm [Act s.4(2)].
- 4.3 In carrying out its functions, the Sub-Committee must also have regard to :
- 4.3.1 the Council's licensing policy statement; &
 - 4.3.2 guidance issued by the Secretary of State [Act s.4(3)].

4.4 Transfers of premises licences – General

4.4.1 Section 43 of the 2003 Act provides a mechanism which allows the transfer to come into immediate interim effect as soon as the licensing authority receives it, until it is formally determined or withdrawn. This is to ensure that there should be no interruption to normal business at the premises. If the police raise no objection about the application, the licensing authority must transfer the licence in accordance with the application, amend the licence accordingly and return it to the new holder. (Guid 8.93)

4.4.2 In exceptional circumstances where the chief officer of police believes the transfer may undermine the crime prevention objective, the police may object to the transfer. Such objections are expected to be rare and arise because the police have evidence that the business or individuals seeking to hold the licence or business or individuals linked to such persons are involved in crime (or disorder). (Guid 8.94)

4.4.3 Such objections (and therefore such hearings) should only arise in truly exceptional circumstances. If the licensing authority believes that the police are using this mechanism to vet transfer applicants routinely and to seek hearings as a fishing expedition to inquire into applicants' backgrounds, it is expected that it would raise the matter immediately with the chief officer of police. (Guid 8.95)

4.4.4 In its consideration of applications where representations have been received, where relevant, particular regard will be given to the factors shown under Special Factors for Consideration. Particular regard will be given to evidence identifying any history or pattern of practice which impacts upon the Licensing Objectives. (Pol 10.1)

4.4.5 Special Factors for Consideration: Methods to discourage the handling and distribution of stolen, counterfeit goods or other illegal goods. (Pol 12.1.9)

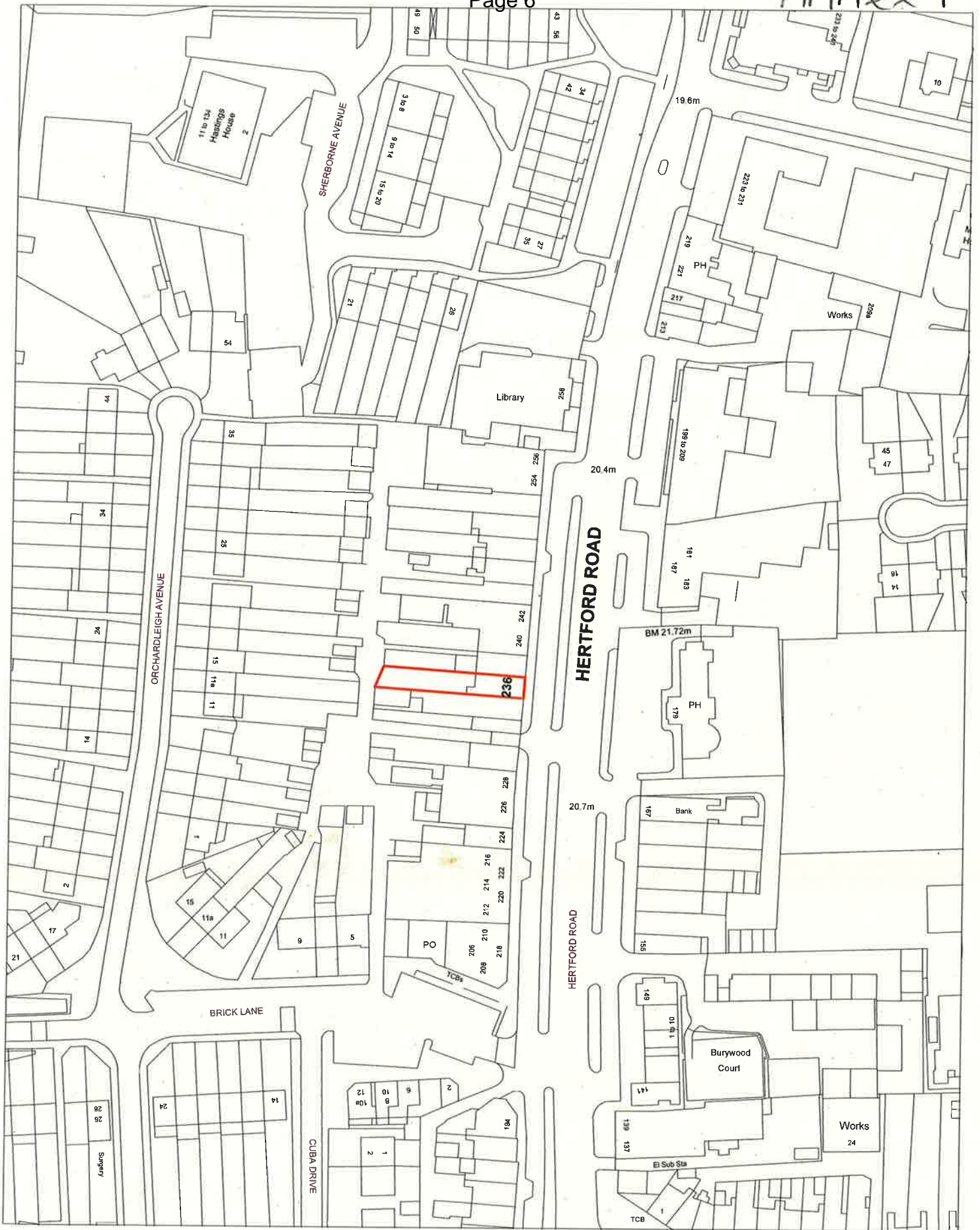
4.5 Decision:

4.5.1 Having heard all of the representations (from both parties) the Licensing Sub-Committee must decide whether to:

- Grant the application; or
- Reject the application.

Background Papers :
None other than any identified within the report.

Contact Officer :
Ellie Green on 020 8379 8543



New Hertford Food Store Limited, 236 Hertford Road, ENFIELD, EN3 5BL

LONDON BOROUGH OF ENFIELD
 CIVIC CENTRE, SILVER STREET,
 ENFIELD, EN1 3XE
www.enfield.gov.uk



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Drg.No. 6800BG

Scale 1:1250

Date 12 Feb.2016

ENFIELD
Council



Mr Mahir kilic
NARTS
53 Stoke Newington High Street
London
N16 8EL

Please reply to Ellie Green
: Licensing Unit
PO Box 57, Civic
Centre
Silver Street, Enfield,
Middx EN1 3XH
E-mail : licensing@enfield.gov.uk
Phone : 020 8379 3578
Textphone : 020 8379 4419
Fax : 020 8379 2190
My Ref : LN/201500517
Your Ref : NOT PROVIDED
Date : 18th September 2015

Dear Mr Mahir kilic

Licensing Act 2003

Premises : Zilan Food Centre, 236 Hertford Road, ENFIELD, EN3 5BL

This letter concerns the application for a New Application Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any of our clerical errors within 28 days of the licence being issued.

Note - Transfers

On the grant of a transfer application, any notification or permit (under the Gambling Act 2005) in respect of gaming machines at the premises becomes null and void. A new notification or permit will need to be sought by the new holder of the premises licence (under the Licensing Act 2003) before gaming machines may be lawfully provided at the premises.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premise is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

The Licensing Enforcement Team advise as follows

In order to support premises in meeting the conditions of their licence, the Licensing Authority has produced material such as training guidance, leave quietly signs, refusals book, which can be found on the Enfield website by following this link:

http://www.enfield.gov.uk/downloads/download/2316/compliance_documents

Please print the material relevant to the conditions and use in accordance with your licence.

Please be advised that a premises licence lapses if the holder of the licence : dies; becomes a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to hold the licence; becomes insolvent; is dissolved; or if it is a club, ceases to be a recognised club. An individual becomes insolvent on : the approval of a voluntary arrangement proposed by him; being adjudged bankrupt or having his estate sequestrated; or entering into a deed of arrangement made for the benefit of his creditors or a trust deed for his creditors. A company becomes insolvent on : the approval of a voluntary arrangement proposed by its directors; the appointment of an administrator in respect of the company; the appointment of an administrative receiver in respect of the company; or going into liquidation.

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

The London Fire Brigade advise as follows :

The issue of capacity should be addressed in the fire risk assessment for the premises use. This does not mean that every premises must have a capacity figure. There should be evidence however that the responsible person has considered the number of persons who can be safely evacuated through the available exits.

A safe capacity figure will be expected in the following circumstances:

- (1) in premises that could potentially become overcrowded; for example bars, pubs, clubs, and other places of public assembly :
- (2) where an engineered solution or BS 9999 has been used to increase capacity;
- (3) where capacity is risk-critical; for example where the premises use has a higher occupancy factor than that which the building was designed for.

Where applicable, capacity should normally be inclusive of staff and performers. Management should be able to demonstrate a realistic method of controlling capacity.

Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.

The licence is subject to an annual fee, payable on each anniversary of the licence first being granted.

Please be advised that if you are playing music in your business – to staff or customers – it is a legal requirement to obtain permission from the copyright holders. Two organisations exist to help make sure you are correctly licensed to play the music you want. PPL collects royalties on behalf of performers and record companies. PRS for Music collects royalties on behalf of songwriters, composers and music publishers. In most instances, a licence from both organisations is needed to ensure all copyright holders are correctly paid for the use of their music. If you play music in your business, please contact PPL and PRS for Music to obtain the right licences for you. Please visit ppluk.com and prsformusic.com for more information on music licensing or call PPL on 020 7534 1095 and PRS for Music on 0800 068 4828.

All employers have a responsibility to prevent illegal migrant working in the UK. Failure to comply could lead to a penalty of up to £10,000 per illegal worker. Home Office guidance is available at www.ukba.homeoffice.gov.uk/employers/preventillegalworking/

If you require any further information, please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to be 'EG', with a long horizontal stroke extending to the right.

Ellie Green
Principal Licensing Officer

Licensing Act 2003

PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : LN/201500517

Part 1 – Premises Details

Postal address of premises :

Premises name : Zilan Food Centre

Telephone number : Not provided

Address : 236 Hertford Road ENFIELD EN3 5BL

Where the licence is time-limited, the dates : Not time limited

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) Open to the Public - Whole premises

Sunday :	08:00 - 01:00
Monday :	08:00 - 01:00
Tuesday :	08:00 - 01:00
Wednesday :	08:00 - 01:00
Thursday :	08:00 - 01:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

(2) Supply of Alcohol - Off supplies

Sunday :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 00:00
Saturday :	08:00 - 00:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Deniz Altun

Telephone number : Not provided

e-mail : info@narts.org.uk

Address : 14 Downland House, Goat Lane, 4 Holbrook Close,
London, EN1 4UU

Registered number of holder (where applicable) :

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Telephone number :

Address :

Name and address of designated premises supervisor (where the licence authorises the supply of alcohol) :

Name : Mr Deniz Altun

Telephone number : Not provided

e-mail : info@narts.org.uk

Address : 14 Downland House, Goat Lane, 4 Holbrook Close,
London, EN1 4UU

Personal licence number and issuing authority of personal licence held by designated premises supervisor (where the licence authorises the supply of alcohol) :

Personal Licence Number : LN/201300562

Issuing Authority : London Borough of Enfield

Premises Licence LN/201500517 was first granted on 18 September 2015.

Signed:

for and on behalf of the
London Borough of Enfield

Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH

Telephone : 020 8379 3578

Date : 18th September 2015

Annex 1 - Mandatory Conditions

- 1. 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.**
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**

Annex 2 - Conditions consistent with the Operating Schedule

- 3. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 4. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.**
- 5. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.**
- 6. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.**
- 7. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- 8. The Designated Premises Supervisor shall regularly check the refusals book to ensure it is being consistently used by all staff.**
- 9. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 10. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 11. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the**

gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

12. Alcohol and cigarette stock shall only be purchased from registered wholesalers.

13. Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and cigarette stock.

14. The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. Receipts shall show the following details: (1) Seller's name and address; (2) Seller's company details, if applicable; (3) Seller's VAT details, if applicable. Copies of these documents shall be retained for no less than 12 months and shall be made available to police or authorised officers of the council on request within five working days of the request. The most recent three months' worth of receipts shall be kept on the premises and made available to the police or authorised officers of the council on request.

15. All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'tobacco stock'. This container shall be kept within the store room or behind the sales counter.

16. Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.

17. Prominent, clear and legible notices shall be displayed on all alcohol fridges and at all other alcohol display areas advising customers of the permitted sale of alcohol times.

18. All cans of beer, lager and cider must be indelibly marked to show the trading name of the shop to address the problem of street drinking and associated crime and anti-social behaviour.

19. The premises licence holder shall immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.

20. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased

21. An ultra-violet light shall be available at the premises for the purpose of checking the UK Duty Stamp on spirit stock.

22. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultraviolet light, or are otherwise suspicious, the premises licence holder shall report the supplier to Trading Standards.

23. No deliveries or waste collections shall take place between 08:00 - 20:00 hours.

24. Neither Mr Sefer Govtepe or Mr Suleyman Erdogan or their immediate family shall be involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity.

25. No spirits shall be purchased in a resealed box, without thorough checks being made to ensure it is legal to sell.

26. Appropriate signage will be displayed, in a prominent position, informing customers they are being recorded on CCTV.

27. CCTV covering areas inside and outside of the premises should be installed and maintained to police recommendations with properly maintained log arrangements. All images will be stored for a minimum of 31 days.

28. CCTV is to comply with Data Protection Act 1998 and is to be working and recording correctly when the premises are open to the public.

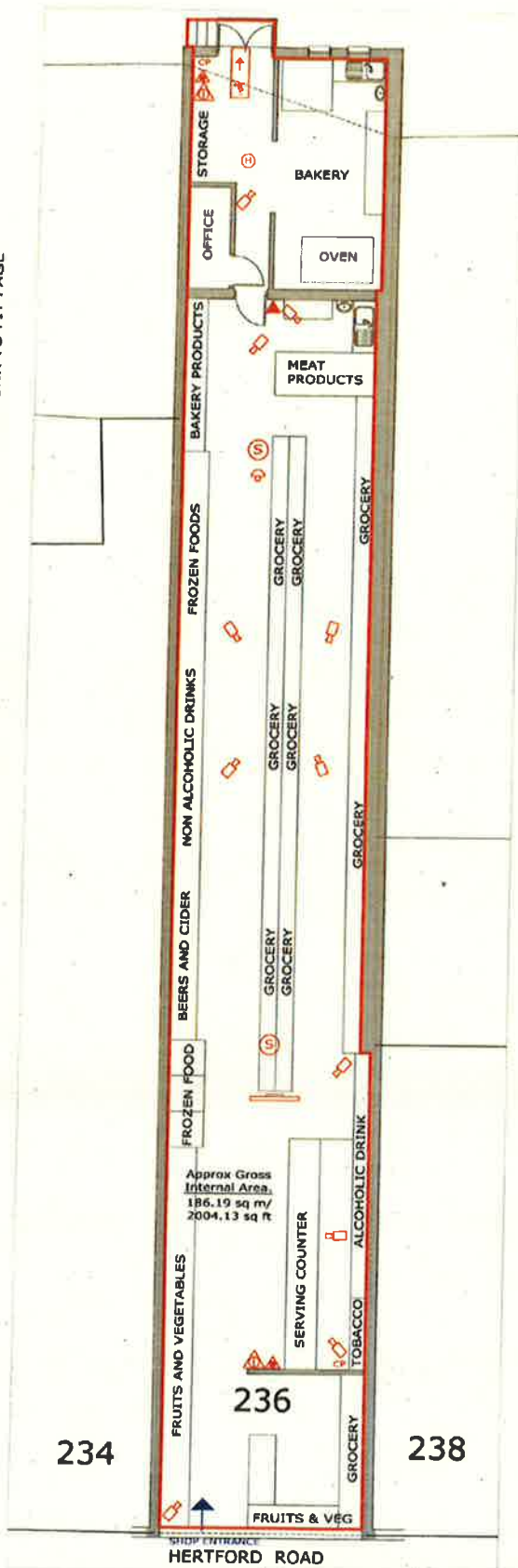
29. A staff member from the premises that is conversant with the operation of the CCTV system will be on the premises at all times that the premises are open to the public. This staff member will be able to show police recent data footage with the minimum of delay when requested. This data or footage reproduction should be almost instantaneous.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

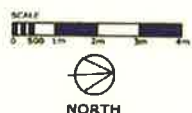
Not applicable

Annex 4 – Plans

PLEASE NOTE - A3 PLANS TO BE PRINTED "AS IN DOCUMENT" NOT ENLARGED OR SHRUNK TO FIT PAGE



GROUND FLOOR PLAN
SCALE 1:100



LOCATION PLAN
SCALE 1:1250

KEY

- CCTV
- FIRE EXTINGUISHER - WATER
- FIRE ALARM CALL POINT
- SMOKE DETECTOR
- FIRE EXIT
- FIRE ALARM SOUNDER
- FIRE BLANKET
- FIRE EXTINGUISHER - CARBON DIOXIDE
- FIRE EXTINGUISHER - DRY POWDER
- FIRE EXTINGUISHER - FOAM
- CCTV MONITOR SCREEN
- HEAT DETECTOR



BLOCK PLAN
SCALE 1:500

<p>236 HERTFORD ROAD ENFIELD, MIDDLESEX EN3 5BL</p>	<p>1:1000 PLAN</p>	<p>05-AUG-2015</p>	<p>1:100</p>	<p>A3</p>	
		<p>BC05L-01</p>			

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LN/215022301

Annex 3
42228233
£23.00

Application to transfer premises licence to be granted 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/We Enfield Food Store Limited

(Insert name of applicant)

apply to transfer the premises licence described below under section 42 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

LN/201500517

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description 236 Hertford Road	
Post town ENFIELD	Post code EN3 5BL
Telephone number at premises (if any)	

Please give a brief description of the premises
Supermarket & Offlicence

Name of current premises licence holder
Mr Deniz Altun

Part 2 - Applicant details

In what capacity are you applying for the premises licence to be transferred to you?

a) an individual or individuals*

Please tick yes

please complete section (A)

b) a person other than an individual *

i. as a limited company

please complete section (B)

ii. as a partnership

please complete section (B)

iii. as an unincorporated association or

please complete section (B)

Small

LONDON BOROUGH OF ENFIELD
RECEIVED
24 FEB 2016
ENVIRONMENT &
STREET SCENE

- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) an individual who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in respect of an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

*If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

Please tick yes

I am 18 years old or over

Current postal address if different from premises address

Post town Post code

Daytime contact telephone number

E-mail address (optional)

SECOND INDIVIDUAL APPLICANT (fill in as applicable)

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) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Enfield Food Store Limited

Address Unit 5 25-27 The burroughs, London, United Kingdom, NW4 4AR
Registered number (where applicable) 09960522
Description of applicant (for example partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3

Please tick yes

Are you the holder of the premises licence under an interim authority notice?

Do you wish the transfer to have immediate effect?

If not when would you like the transfer to take effect?

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please tick yes

I have enclosed the consent form signed by the existing premises licence holder

If you have not enclosed the consent form referred to above please give the reasons why not. What steps have you taken to try and obtain the consent?

Please tick yes

If this application is granted I would be in a position to use the premises during the

application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)

Please tick yes

I have enclosed the premises licence

If you have not enclosed premises licence referred to above please give the reasons why not.
We have not included the premise licence as it has not been issued by Enfield Council as per the date of this application.

- I have made or enclosed payment of the fee
- I have enclosed the consent form signed by the existing premises licence holder or my statement as to why it is not enclosed
- I have enclosed the premises licence or relevant part of it or explanation
- I have sent a copy of this application to the chief officer of police today
- 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 4 – Signatures (please read guidance note 2)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 3). If signing on behalf of the applicant please state in what capacity.

Signature

.....

Date 24th February 2016

.....

Capacity Licensing Agent

.....

For joint applicants signature of second applicant, second applicant’s solicitor or other authorised agent (please read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

.....



Date 24TH FEB 2016

Capacity AGENT

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

NARTS
53 Stoke Newington High Street

Post town
London

Post Code
N16 8EL

Telephone number (if any) 020 7241 3636

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
licensing@narts.org.uk

Notes for Guidance

1. Describe the premises. For example the type of premises it is, its general situation and layout and any other information which would be relevant to the licensing objectives.
2. The application form must be signed.
3. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
5. This is the address which we shall use to correspond with you about this application.

File Copy



**CERTIFICATE OF INCORPORATION
OF A
PRIVATE LIMITED COMPANY**

Company Number 9960522

The Registrar of Companies for England and Wales, hereby certifies that

ENFIELD FOOD STORE LIMITED

is this day incorporated under the Companies Act 2006 as a private company, that the company is limited by shares, and the situation of its registered office is in England and Wales

Given at Companies House, Cardiff, on **20th January 2016**



N09960522K

The above information was communicated by electronic means and authenticated by the Registrar of Companies under section 1115 of the Companies Act 2006



Companies House



**THE OFFICIAL SEAL OF THE
REGISTRAR OF COMPANIES**



Companies House

IN01(ef)

Application to register a company



X4YZZ0MO

Received for filing in Electronic Format on the: 20/01/2016

Company Name in full: ENFIELD FOOD STORE LIMITED

Company Type: Private limited by shares

Situation of Registered Office: England and Wales

Proposed Register Office Address:
UNIT 5 25-27 THEBURROUGHS
LONDON
UNITED KINGDOM
NW4 4AR

I wish to partially adopt the following model articles: Private (Ltd by Shares)

Company Director 1

Type: Person

Full forename(s): EBRU

Surname: GOVTEPE

Former names:

Service Address: 50 PARSONAGE LANE
ENFIELD
ENGLAND
EN2 0AH

Country/State Usually Resident: ENGLAND

Date of Birth: **/04/1976

Nationality: BRITISH

Occupation: DIRECTOR

The subscribers confirm that the person named has consented to act as a director.

Statement of Capital (Share Capital)

Class of shares	ORDINARY	<i>Number allotted</i>	1
		<i>Aggregate nominal value</i>	1
<i>Currency</i>	GBP	<i>Amount paid per share</i>	0
		<i>Amount unpaid per share</i>	1

Prescribed particulars

FULL RIGHTS WITH REGARDS TO VOTING, PARTICIPATION AND DIVIDENDS

Statement of Capital (Totals)

<i>Currency</i>	GBP	<i>Total number of shares</i>	1
		<i>Total aggregate nominal value</i>	1

Initial Shareholdings

Name: EBRU GOVTEPE

Address: 50 PARSONAGE LANE
ENFIELD
ENGLAND
EN2 0AH

Class of share: ORDINARY

Number of shares: 1

Currency: GBP

*Nominal value of
each share:* 1

Amount unpaid: 1

Amount paid: 0

Statement of Compliance

I confirm the requirements of the Companies Act 2006 as to registration have been complied with.

memorandum delivered by an agent for the subscriber(s): Yes

Agent's Name: AA COMPANY SERVICES LTD

Agent's Address: UNIT 5 25-27 THE BURROUGHS
LONDON
LONDON
UNITED KINGDOM
NW4 4AR

Authorisation

Authoriser Designation: agent

Authenticated: Yes

Agent's Name: AA COMPANY SERVICES LTD

Agent's Address: UNIT 5 25-27 THE BURROUGHS
LONDON
LONDON
UNITED KINGDOM
NW4 4AR

THE COMPANIES ACT 2006
COMPANY HAVING A SHARE CAPITAL
MEMORANDUM OF ASSOCIATION
OF
ENFIELD FOOD STORE LIMITED

Each subscriber to this memorandum of association wishes to form a company under the Companies Act 2006 and agrees to become a member of the company and to take at least one share.

Names of subscribers:

Signature

EBRU GOVTEPE

Dated: 20/01/16

THE COMPANIES ACT 2006
PRIVATE COMPANY LIMITED BY SHARES

ARTICLES OF ASSOCIATION

OF

ENFIELD FOOD STORE LIMITED

PART 1
INTERPRETATION AND LIMITATION OF LIABILITY

Defined terms

1. In the articles, unless the context requires otherwise-
- "articles" means the company's articles of association;
 - "bankruptcy" includes individual insolvency proceedings in a jurisdiction other than England and Wales or Northern Ireland which have an effect similar to that of bankruptcy;
 - "chairman" has the meaning given in article 12;
 - "chairman of the meeting" has the meaning given in article 39;
 - "Companies Acts" means the Companies Acts (as defined in section 2 of the Companies Act 2006), in so far as they apply to the company;
 - "director" means a director of the company, and includes any person occupying the position of director, by whatever name called;
 - "distribution recipient" has the meaning given in article 31;
 - "electronic form" has the meaning given in section 1168 of the Companies Act 2006;
 - "fully paid" in relation to a share, means that the nominal value and any premium to be paid to the company in respect of that share have been paid to the company;
 - "hard copy form" has the meaning given in section 1168 of the Companies Act 2006;
 - "holder" in relation to shares means the person whose name is entered in the register of members as the holder of the shares;
 - "instrument" means a document in hard copy form;
 - "ordinary resolution" has the meaning given in section 282 of the Companies Act 2006;
 - "paid" means paid or credited as paid;
 - "participate", in relation to a directors' meeting, has the meaning given in article 10;
 - "proxy notice" has the meaning given in article 45;
 - "shareholder" means a person who is the holder of a share;
 - "shares" means shares in the company;
 - "special resolution" has the meaning given in section 283 of the Companies Act 2006;
 - "subsidiary" has the meaning given in section 1159 of the Companies Act 2006;
 - "transmittee" means a person entitled to a share by reason of the death or bankruptcy of a shareholder or otherwise by operation of law; and
 - "writing" means the representation or reproduction of words, symbols or other information in a visible form by any method or combination of methods, whether sent or supplied in electronic form or otherwise.
- Unless the context otherwise requires, other words or expressions contained in these articles bear the same meaning as in the Companies Act 2006 as in force on the date when these articles become binding on the company.

Liability of members

2. The liability of the members is limited to the amount, if any, unpaid on the shares held by them.

PART 2
DIRECTORS

DIRECTORS' POWERS AND RESPONSIBILITIES

Directors' general authority

3. Subject to the articles, the directors are responsible for the management of the company's business, for which purpose they may exercise all the powers of the company.

Shareholders' reserve power

4. (1) The shareholders may, by special resolution, direct the directors to take, or refrain from taking, specified

action.

- (2) No such special resolution invalidates anything which the directors have done before the passing of the resolution.

Directors may delegate

5. (1) Subject to the articles, the directors may delegate any of the powers which are conferred on them under the articles-
- (a) to such person or committee;
 - (b) by such means (including by power of attorney);
 - (c) to such an extent;
 - (d) in relation to such matters or territories; and
 - (e) on such terms and conditions;
- as they think fit.
- (2) If the directors so specify, any such delegation may authorise further delegation of the directors' powers by any person to whom they are delegated.

Committees

6. (1) Committees to which the directors delegate any of their powers must follow procedures which are based as far as they are applicable on those provisions of the articles which govern the taking of decisions by directors.
- (2) The directors may make rules of procedure for all or any committees, which prevail over rules derived from the articles if they are not consistent with them.

DECISION-MAKING BY DIRECTORS

Directors to take decisions collectively

7. (1) The general rule about decision-making by directors is that any decision of the directors must be either a majority decision at a meeting or a decision taken in accordance with article 8.
- (2) If-
- (a) the company only has one director, and
 - (b) no provision of the articles requires it to have more than one director, the general rule does not apply, and the director may take decisions without regard to any of the provisions of the articles relating to directors' decision-making.

Unanimous decisions

8. (1) A decision of the directors is taken in accordance with this article when all eligible directors indicate to each other by any means that they share a common view on a matter.
- (2) Such a decision may take the form of a resolution in writing, copies of which have been signed by each eligible director or to which each eligible director has otherwise indicated agreement in writing.
- (3) References in this article to eligible directors are to directors who would have been entitled to vote on the matter had it been proposed as a resolution at a directors' meeting.
- (4) A decision may not be taken in accordance with this article if the eligible directors would not have formed a quorum at such a meeting.

Calling a directors' meeting

9. (1) Any director may call a directors' meeting by giving notice of the meeting to the directors or by authorising the company secretary (if any) to give such notice.
- (2) Notice of any directors' meeting must indicate-
- (a) its proposed date and time;
 - (b) where it is to take place; and
 - (c) if it is anticipated that directors participating in the meeting will not be in the same place, how it is proposed that they should communicate with each other during the meeting.
- (3) Notice of a directors' meeting must be given to each director, but need not be in writing.
- (4) Notice of a directors' meeting need not be given to directors who waive their entitlement to notice of that meeting, by giving notice to that effect to the company not more than 7 days after the date on which the meeting is held. Where such notice is given after the meeting has been held, that does not affect the validity of the meeting, or of any business conducted at it.

Participation in directors' meetings

10. (1) Subject to the articles, directors participate in a directors' meeting, or part of a directors' meeting, when-
- (a) the meeting has been called and takes place in accordance with the articles, and
 - (b) they can each communicate to the others any information or opinions they have on any particular item of the business of the meeting.
- (2) In determining whether directors are participating in a directors' meeting, it is irrelevant where any director is or how they communicate with each other.
- (3) If all the directors participating in a meeting are not in the same place, they may decide that the meeting is to be treated as taking place wherever any of them is.

Quorum for directors' meetings

11. (1) At a directors' meeting, unless a quorum is participating, no proposal is to be voted on, except a proposal to call another meeting.
- (2) The quorum for directors' meetings may be fixed from time to time by a decision of the directors, but it must never be less than two, and unless otherwise fixed it is two.
- (3) If the total number of directors for the time being is less than the quorum required, the directors must not take any decision other than a decision-
- (a) to appoint further directors, or
 - (b) to call a general meeting so as to enable the shareholders to appoint further directors.

Chairing of directors' meetings

12. (1) The directors may appoint a director to chair their meetings.
- (2) The person so appointed for the time being is known as the chairman.
- (3) The directors may terminate the chairman's appointment at any time.
- (4) If the chairman is not participating in a directors' meeting within ten minutes of the time at which it was to start, the participating directors must appoint one of themselves to chair it.

Casting vote

13. (1) If the numbers of votes for and against a proposal are equal, the chairman or other director chairing the meeting has a casting vote.
- (2) But this does not apply if, in accordance with the articles, the chairman or other director is not to be counted as participating in the decision-making process for quorum or voting purposes.

Conflicts of interest

14. (1) If a proposed decision of the directors is concerned with an actual or proposed transaction or arrangement with the company in which a director is interested, that director is not to be counted as participating in the decision-making process for quorum or voting purposes.
- (2) But if paragraph (3) applies, a director who is interested in an actual or proposed transaction or arrangement with the company is to be counted as participating in the decision-making process for quorum and voting purposes.
- (3) This paragraph applies when-
- (a) the company by ordinary resolution disapplies the provision of the articles which would otherwise prevent a director from being counted as participating in the decision-making process;
 - (b) the director's interest cannot reasonably be regarded as likely to give rise to a conflict of interest; or
 - (c) the director's conflict of interest arises from a permitted cause.
- (4) For the purposes of this article, the following are permitted causes-
- (a) a guarantee given, or to be given, by or to a director in respect of an obligation incurred by or on behalf of the company or any of its subsidiaries;
 - (b) subscription, or an agreement to subscribe, for shares or other securities of the company or any of its subsidiaries, or to underwrite, sub-underwrite, or guarantee subscription for any such shares or securities; and
 - (c) arrangements pursuant to which benefits are made available to employees and directors or former employees and directors of the company or any of its subsidiaries which do not provide special benefits for directors or former directors.
- (5) For the purposes of this article, references to proposed decisions and decision-making processes include any directors' meeting or part of a directors' meeting.
- (6) Subject to paragraph (7), if a question arises at a meeting of directors or of a committee of directors as to the right of a director to participate in the meeting (or part of the meeting) for voting or quorum purposes, the question may, before the conclusion of the meeting, be referred to the chairman whose ruling in relation to any director other than the chairman is to be final and conclusive.
- (7) If any question as to the right to participate in the meeting (or part of the meeting) should arise in respect of the chairman, the question is to be decided by a decision of the directors at that meeting, for which purpose the chairman is not to be counted as participating in the meeting (or that part of the meeting) for voting or quorum purposes.

Records of decisions to be kept

15. The directors must ensure that the company keeps a record, in writing, for at least 10 years from the date of the decision recorded, of every unanimous or majority decision taken by the directors.

Directors' discretion to make further rules

16. Subject to the articles, the directors may make any rule which they think fit about how they take decisions, and about how such rules are to be recorded or communicated to directors.

APPOINTMENT OF DIRECTORS

Methods of appointing directors

17. (1) Any person who is willing to act as a director, and is permitted by law to do so, may be appointed to be a

director-

- (a) by ordinary resolution, or
 - (b) by a decision of the directors.
- (2) In any case where, as a result of death, the company has no shareholders and no directors, the personal representatives of the last shareholder to have died have the right, by notice in writing, to appoint a person to be a director.
- (3) For the purposes of paragraph (2), where 2 or more shareholders die in circumstances rendering it uncertain who was the last to die, a younger shareholder is deemed to have survived an older shareholder.

Termination of director's appointment

18. A person ceases to be a director as soon as-
- (a) that person ceases to be a director by virtue of any provision of the Companies Act 2006 or is prohibited from being a director by law;
 - (b) a bankruptcy order is made against that person;
 - (c) a composition is made with that person's creditors generally in satisfaction of that person's debts;
 - (d) a registered medical practitioner who is treating that person gives a written opinion to the company stating that that person has become physically or mentally incapable of acting as a director and may remain so for more than three months;
 - (e) by reason of that person's mental health, a court makes an order which wholly or partly prevents that person from personally exercising any powers or rights which that person would otherwise have;
 - (f) notification is received by the company from the director that the director is resigning from office, and such resignation has taken effect in accordance with its terms.

Directors' remuneration

19. (1) Directors may undertake any services for the company that the directors decide.
- (2) Directors are entitled to such remuneration as the directors determine-
- (a) for their services to the company as directors, and
 - (b) for any other service which they undertake for the company.
- (3) Subject to the articles, a director's remuneration may-
- (a) take any form, and
 - (b) include any arrangements in connection with the payment of a pension, allowance or gratuity, or any death, sickness or disability benefits, to or in respect of that director.
- (4) Unless the directors decide otherwise, directors' remuneration accrues from day to day.
- (5) Unless the directors decide otherwise, directors are not accountable to the company for any remuneration which they receive as directors or other officers or employees of the company's subsidiaries or of any other body corporate in which the company is interested.

Directors' expenses

20. The company may pay any reasonable expenses which the directors properly incur in connection with their attendance at-
- (a) meetings of directors or committees of directors,
 - (b) general meetings, or
 - (c) separate meetings of the holders of any class of shares or of debentures of the company, or otherwise in connection with the exercise of their powers and the discharge of their responsibilities in relation to the company.

PART 3

SHARES AND DISTRIBUTIONS

SHARES

All shares to be fully paid up

21. (1) No share is to be issued for less than the aggregate of its nominal value and any premium to be paid to the company in consideration for its issue.
- (2) This does not apply to shares taken on the formation of the company by the subscribers to the company's memorandum.

Powers to issue different classes of share

22. (1) Subject to the articles, but without prejudice to the rights attached to any existing share, the company may issue shares with such rights or restrictions as may be determined by ordinary resolution.
- (2) The company may issue shares which are to be redeemed, or are liable to be redeemed at the option of the company or the holder, and the directors may determine the terms, conditions and manner of redemption of any such shares.

Company not bound by less than absolute interests

23. Except as required by law, no person is to be recognised by the company as holding any share upon any trust, and except as otherwise required by law or the articles, the company is not in any way to be bound by or recognise any interest in a share other than the holder's absolute ownership of it and all the rights

attaching to it.

Share certificates

24. (1) The company must issue each shareholder, free of charge, with one or more certificates in respect of the shares which that shareholder holds.
- (2) Every certificate must specify-
- (a) in respect of how many shares, of what class, it is issued;
 - (b) the nominal value of those shares;
 - (c) that the shares are fully paid; and
 - (d) any distinguishing numbers assigned to them.
- (3) No certificate may be issued in respect of shares of more than one class.
- (4) If more than one person holds a share, only one certificate may be issued in respect of it.
- (5) Certificates must-
- (a) have affixed to them the company's common seal, or
 - (b) be otherwise executed in accordance with the Companies Acts.

Replacement share certificates

25. (1) If a certificate issued in respect of a shareholder's shares is-
- (a) damaged or defaced, or
 - (b) said to be lost, stolen or destroyed, that shareholder is entitled to be issued with a replacement certificate in respect of the same shares.
- (2) A shareholder exercising the right to be issued with such a replacement certificate-
- (a) may at the same time exercise the right to be issued with a single certificate or separate certificates;
 - (b) must return the certificate which is to be replaced to the company if it is damaged or defaced; and
 - (c) must comply with such conditions as to evidence, indemnity and the payment of a reasonable fee as the directors decide.

Share transfers

26. (1) Shares may be transferred by means of an instrument of transfer in any usual form or any other form approved by the directors, which is executed by or on behalf of the transferor.
- (2) No fee may be charged for registering any instrument of transfer or other document relating to or affecting the title to any share.
- (3) The company may retain any instrument of transfer which is registered.
- (4) The transferor remains the holder of a share until the transferee's name is entered in the register of members as holder of it.
- (5) The directors may refuse to register the transfer of a share, and if they do so, the instrument of transfer must be returned to the transferee with the notice of refusal unless they suspect that the proposed transfer may be fraudulent.

Transmission of shares

27. (1) If title to a share passes to a transferee, the company may only recognise the transferee as having any title to that share.
- (2) A transferee who produces such evidence of entitlement to shares as the directors may properly require-
- (a) may, subject to the articles, choose either to become the holder of those shares or to have them transferred to another person, and
 - (b) subject to the articles, and pending any transfer of the shares to another person, has the same rights as the holder had.
- (3) But transferees do not have the right to attend or vote at a general meeting, or agree to a proposed written resolution, in respect of shares to which they are entitled, by reason of the holder's death or bankruptcy or otherwise, unless they become the holders of those shares.

Exercise of transferees' rights

28. (1) Transferees who wish to become the holders of shares to which they have become entitled must notify the company in writing of that wish.
- (2) If the transferee wishes to have a share transferred to another person, the transferee must execute an instrument of transfer in respect of it.
- (3) Any transfer made or executed under this article is to be treated as if it were made or executed by the person from whom the transferee has derived rights in respect of the share, and as if the event which gave rise to the transmission had not occurred.

Transferees bound by prior notices

29. If a notice is given to a shareholder in respect of shares and a transferee is entitled to those shares, the transferee is bound by the notice if it was given to the shareholder before the transferee's name has been entered in the register of members.

DIVIDENDS AND OTHER DISTRIBUTIONS

Procedure for declaring dividends

30. (1) The company may by ordinary resolution declare dividends, and the directors may decide to pay interim dividends.
- (2) A dividend must not be declared unless the directors have made a recommendation as to its amount. Such a dividend must not exceed the amount recommended by the directors.
- (3) No dividend may be declared or paid unless it is in accordance with shareholders' respective rights.
- (4) Unless the shareholders' resolution to declare or directors' decision to pay a dividend, or the terms on which shares are issued, specify otherwise, it must be paid by reference to each shareholder's holding of shares on the date of the resolution or decision to declare or pay it.
- (5) If the company's share capital is divided into different classes, no interim dividend may be paid on shares carrying deferred or non-preferred rights if, at the time of payment, any preferential dividend is in arrear.
- (6) The directors may pay at intervals any dividend payable at a fixed rate if it appears to them that the profits available for distribution justify the payment.
- (7) If the directors act in good faith, they do not incur any liability to the holders of shares conferring preferred rights for any loss they may suffer by the lawful payment of an interim dividend on shares with deferred or non-preferred rights.

Payment of dividends and other distributions

31. (1) Where a dividend or other sum which is a distribution is payable in respect of a share, it must be paid by one or more of the following means-
- (a) transfer to a bank or building society account specified by the distribution recipient either in writing or as the directors may otherwise decide;
- (b) sending a cheque made payable to the distribution recipient by post to the distribution recipient at the distribution recipient's registered address (if the distribution recipient is a holder of the share), or (in any other case) to an address specified by the distribution recipient either in writing or as the directors may otherwise decide;
- (c) sending a cheque made payable to such person by post to such person at such address as the distribution recipient has specified either in writing or as the directors may otherwise decide; or
- (d) any other means of payment as the directors agree with the distribution recipient either in writing or by such other means as the directors decide.
- (2) In the articles, "the distribution recipient" means, in respect of a share in respect of which a dividend or other sum is payable-
- (a) the holder of the share; or
- (b) if the share has two or more joint holders, whichever of them is named first in the register of members; or
- (c) if the holder is no longer entitled to the share by reason of death or bankruptcy, or otherwise by operation of law, the transmittee.

No interest on distributions

32. The company may not pay interest on any dividend or other sum payable in respect of a share unless otherwise provided by-
- (a) the terms on which the share was issued, or
- (b) the provisions of another agreement between the holder of that share and the company.

Unclaimed distributions

33. (1) All dividends or other sums which are-
- (a) payable in respect of shares, and
- (b) unclaimed after having been declared or become payable, may be invested or otherwise made use of by the directors for the benefit of the company until claimed.
- (2) The payment of any such dividend or other sum into a separate account does not make the company a trustee in respect of it.
- (3) If-
- (a) twelve years have passed from the date on which a dividend or other sum became due for payment, and
- (b) the distribution recipient has not claimed it, the distribution recipient is no longer entitled to that dividend or other sum and it ceases to remain owing by the company.

Non-cash distributions

34. (1) Subject to the terms of issue of the share in question, the company may, by ordinary resolution on the recommendation of the directors, decide to pay all or part of a dividend or other distribution payable in respect of a share by transferring non-cash assets of equivalent value (including, without limitation, shares or other securities in any company).
- (2) For the purposes of paying a non-cash distribution, the directors may make whatever arrangements they think fit, including, where any difficulty arises regarding the distribution-
- (a) fixing the value of any assets;
- (b) paying cash to any distribution recipient on the basis of that value in order to adjust the rights of recipients; and
- (c) vesting any assets in trustees.

Waiver of distributions

35. Distribution recipients may waive their entitlement to a dividend or other distribution payable in respect of a share by giving the company notice in writing to that effect, but if-
- (a) the share has more than one holder, or
 - (b) more than one person is entitled to the share, whether by reason of the death or bankruptcy of one or more joint holders, or otherwise,
- the notice is not effective unless it is expressed to be given, and signed, by all the holders or persons otherwise entitled to the share.

CAPITALISATION OF PROFITS

Authority to capitalise and appropriation of capitalised sums

36. (1) Subject to the articles, the directors may, if they are so authorised by an ordinary
- (a) decide to capitalise any profits of the company (whether or not they are available for distribution) which are not required for paying a preferential dividend, or any sum standing to the credit of the company's share premium account or capital redemption reserve; and
 - (b) appropriate any sum which they so decide to capitalise (a "capitalised sum") to the persons who would have been entitled to it if it were distributed by way of dividend (the "persons entitled") and in the same proportions.
- (2) Capitalised sums must be applied-
- (a) on behalf of the persons entitled, and
 - (b) in the same proportions as a dividend would have been distributed to them.
- (3) Any capitalised sum may be applied in paying up new shares of a nominal amount equal to the capitalised sum which are then allotted credited as fully paid to the persons entitled or as they may direct.
- (4) A capitalised sum which was appropriated from profits available for distribution may be applied in paying up new debentures of the company which are then allotted credited as fully paid to the persons entitled or as they may direct.
- (5) Subject to the articles the directors may-
- (a) apply capitalised sums in accordance with paragraphs (3) and (4) partly in one way and partly in another;
 - (b) make such arrangements as they think fit to deal with shares or debentures becoming distributable in fractions under this article (including the issuing of fractional certificates or the making of cash payments); and
 - (c) authorise any person to enter into an agreement with the company on behalf of all the persons entitled which is binding on them in respect of the allotment of shares and debentures to them under this article.

PART 4

**DECISION-MAKING BY SHAREHOLDERS
ORGANISATION OF GENERAL MEETINGS**

Attendance and speaking at general meetings

37. (1) A person is able to exercise the right to speak at a general meeting when that person is in a position to communicate to all those attending the meeting, during the meeting, any information or opinions which that person has on the business of the meeting.
- (2) A person is able to exercise the right to vote at a general meeting when-
- (a) that person is able to vote, during the meeting, on resolutions put to the vote at the meeting, and
 - (b) that person's vote can be taken into account in determining whether or not such resolutions are passed at the same time as the votes of all the other persons attending the meeting.
- (3) The directors may make whatever arrangements they consider appropriate to enable those attending a general meeting to exercise their rights to speak or vote at it.
- (4) In determining attendance at a general meeting, it is immaterial whether any two or more members attending it are in the same place as each other.
- (5) Two or more persons who are not in the same place as each other attend a general meeting if their circumstances are such that if they have (or were to have) rights to speak and vote at that meeting, they are (or would be) able to exercise them.

Quorum for general meetings

38. No business other than the appointment of the chairman of the meeting is to be transacted at a general meeting if the persons attending it do not constitute a quorum.

Chairing general meetings

39. (1) If the directors have appointed a chairman, the chairman shall chair general meetings if present and willing to do so.
- (2) If the directors have not appointed a chairman, or if the chairman is unwilling to chair the meeting or is not present within ten minutes of the time at which a meeting was due to start-
- (a) the directors present, or
 - (b) (if no directors are present), the meeting, must appoint a director or shareholder to chair the meeting, and the appointment of the chairman of the meeting must be the first business of the meeting.

(3) The person chairing a meeting in accordance with this article is referred to as "the chairman of the meeting".

Attendance and speaking by directors and non-shareholders

40. (1) Directors may attend and speak at general meetings, whether or not they are shareholders.
(2) The chairman of the meeting may permit other persons who are not-
(a) shareholders of the company, or
(b) otherwise entitled to exercise the rights of shareholders in relation to general meetings, to attend and speak at a general meeting.

Adjournment

41. (1) If the persons attending a general meeting within half an hour of the time at which the meeting was due to start do not constitute a quorum, or if during a meeting a quorum ceases to be present, the chairman of the meeting must adjourn it.
(2) The chairman of the meeting may adjourn a general meeting at which a quorum is present if-
(a) the meeting consents to an adjournment, or
(b) it appears to the chairman of the meeting that an adjournment is necessary to protect the safety of any person attending the meeting or ensure that the business of the meeting is conducted in an orderly manner.
(3) The chairman of the meeting must adjourn a general meeting if directed to do so by the meeting.
(4) When adjourning a general meeting, the chairman of the meeting must-
(a) either specify the time and place to which it is adjourned or state that it is to continue at a time and place to be fixed by the directors, and
(b) have regard to any directions as to the time and place of any adjournment which have been given by the meeting.
(5) If the continuation of an adjourned meeting is to take place more than 14 days after it was adjourned, the company must give at least 7 clear days' notice of it (that is, excluding the day of the adjourned meeting and the day on which the notice is given)-
(a) to the same persons to whom notice of the company's general meetings is required to be given, and
(b) containing the same information which such notice is required to contain.
(6) No business may be transacted at an adjourned general meeting which could not properly have been transacted at the meeting if the adjournment had not taken place.

VOTING AT GENERAL MEETINGS

Voting: general

42. A resolution put to the vote of a general meeting must be decided on a show of hands unless a poll is duly demanded in accordance with the articles.

Errors and disputes

43. (1) No objection may be raised to the qualification of any person voting at a general meeting except at the meeting or adjourned meeting at which the vote objected to is tendered, and every vote not disallowed at the meeting is valid.

Poll votes

44. (1) A poll on a resolution may be demanded-
(a) in advance of the general meeting where it is to be put to the vote, or
(b) at a general meeting, either before a show of hands on that resolution or immediately after the result of a show of hands on that resolution is declared.
(2) A poll may be demanded by-
(a) the chairman of the meeting;
(b) the directors;
(c) two or more persons having the right to vote on the resolution; or
(d) a person or persons representing not less than one tenth of the total voting rights of all the shareholders having the right to vote on the resolution.
(3) A demand for a poll may be withdrawn if-
(a) the poll has not yet been taken, and
(b) the chairman of the meeting consents to the withdrawal.

Content of proxy notices

45. (1) Proxies may only validly be appointed by a notice in writing (a "proxy notice") which-
(a) states the name and address of the shareholder appointing the proxy;
(b) identifies the person appointed to be that shareholder's proxy and the general meeting in relation to which that person is appointed;
(c) is signed by or on behalf of the shareholder appointing the proxy, or is authenticated in such manner as the directors may determine; and
(d) is delivered to the company in accordance with the articles and any instructions contained in the notice of the general meeting to which they relate.

- (2) The company may require proxy notices to be delivered in a particular form, and may specify different forms for different purposes.
- (3) Proxy notices may specify how the proxy appointed under them is to vote (or that the proxy is to abstain from voting) on one or more resolutions.
- (4) Unless a proxy notice indicates otherwise, it must be treated as-
 - (a) allowing the person appointed under it as a proxy discretion as to how to vote on any ancillary or procedural resolutions put to the meeting, and
 - (b) appointing that person as a proxy in relation to any adjournment of the general meeting to which it relates as well as the meeting itself.

Delivery of proxy notices

46. (1) A person who is entitled to attend, speak or vote (either on a show of hands or on a poll) at a general meeting remains so entitled in respect of that meeting or any adjournment of it, even though a valid proxy notice has been delivered to the company by or on behalf of that person.
- (2) An appointment under a proxy notice may be revoked by delivering to the company a notice in writing given by or on behalf of the person by whom or on whose behalf the proxy notice was given.
- (3) A notice revoking a proxy appointment only takes effect if it is delivered before the start of the meeting or adjourned meeting to which it relates.
- (4) If a proxy notice is not executed by the person appointing the proxy, it must be accompanied by written evidence of the authority of the person who executed it to execute it on the appointor's behalf.

Amendments to resolutions

47. (1) An ordinary resolution to be proposed at a general meeting may be amended by ordinary resolution if-
 - (a) notice of the proposed amendment is given to the company in writing by a person entitled to vote at the general meeting at which it is to be proposed not less than 48 hours before the meeting is to take place (or such later time as the chairman of the meeting may determine), and
 - (b) the proposed amendment does not, in the reasonable opinion of the chairman of the meeting, materially alter the scope of the resolution.
- (2) A special resolution to be proposed at a general meeting may be amended by ordinary resolution, if-
 - (a) the chairman of the meeting proposes the amendment at the general meeting at which the resolution is to be proposed, and
 - (b) the amendment does not go beyond what is necessary to correct a grammatical or other non-substantive error in the resolution.
- (3) If the chairman of the meeting, acting in good faith, wrongly decides that an amendment to a resolution is out of order, the chairman's error does not invalidate the vote on that resolution.

PART 5

ADMINISTRATIVE ARRANGEMENTS

Means of communication to be used

48. (1) Subject to the articles, anything sent or supplied by or to the company under the articles may be sent or supplied in any way in which the Companies Act 2006 provides for documents or information which are authorised or required by any provision of that Act to be sent or supplied by or to the company.
- (2) Subject to the articles, any notice or document to be sent or supplied to a director in connection with the taking of decisions by directors may also be sent or supplied by the means by which that director has asked to be sent or supplied with such notices or documents for the time being.
- (3) A director may agree with the company that notices or documents sent to that director in a particular way are to be deemed to have been received within a specified time of their being sent, and for the specified time to be less than 48 hours.

Company seals

49. (1) Any common seal may only be used by the authority of the directors.
- (2) The directors may decide by what means and in what form any common seal is to be used.
- (3) Unless otherwise decided by the directors, if the company has a common seal and it is affixed to a document, the document must also be signed by at least one authorised person in the presence of a witness who attests the signature.
- (4) For the purposes of this article, an authorised person is-
 - (a) any director of the company;
 - (b) the company secretary (if any); or
 - (c) any person authorised by the directors for the purpose of signing documents to which the common seal is applied.

No right to inspect accounts and other records

50. Except as provided by law or authorised by the directors or an ordinary resolution of the company, no person is entitled to inspect any of the company's accounting or other records or documents merely by virtue of being a shareholder.

Provision for employees on cessation of business

51. The directors may decide to make provision for the benefit of persons employed or formerly employed by the company or any of its subsidiaries (other than a director or former director or shadow director) in connection with the cessation or transfer to any person of the whole or part of the undertaking of the company or that subsidiary.

DIRECTORS' INDEMNITY AND INSURANCE

Indemnity

52. (1) Subject to paragraph (2), a relevant director of the company or an associated company may be indemnified out of the company's assets against-
- (a) any liability incurred by that director in connection with any negligence, default, breach of duty or breach of trust in relation to the company or an associated company,
 - (b) any liability incurred by that director in connection with the activities of the company or an associated company in its capacity as a trustee of an occupational pension scheme (as defined in section 235(6) of the Companies Act 2006),
 - (c) any other liability incurred by that director as an officer of the company or an associated company.
- (2) This article does not authorise any indemnity which would be prohibited or rendered void by any provision of the Companies Acts or by any other provision of law.
- (3) In this article-
- (a) companies are associated if one is a subsidiary of the other or both are subsidiaries of the same body corporate, and
 - (b) a "relevant director" means any director or former director of the company or an associated company.

Insurance

53. (1) The directors may decide to purchase and maintain insurance, at the expense of the company, for the benefit of any relevant director in respect of any relevant loss.
- (2) In this article-
- (a) a "relevant director" means any director or former director of the company or an associated company,
 - (b) a "relevant loss" means any loss or liability which has been or may be incurred by a relevant director in connection with that director's duties or powers in relation to the company, any associated company or any pension fund or employees' share scheme of the company or associated company, and
 - (c) companies are associated if one is a subsidiary of the other or both are subsidiaries of the same body corporate.

Companies House

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ENFIELD FOOD STORE LIMITED

Company number **09960522**

Registered office address

Unit 5 25-27 Theburroughs, London, United Kingdom, NW4 4AR

Company status

Active

Company type

Private limited Company

Incorporated on

20 January 2016

Accounts

First accounts made up to **31 January 2017**

due by **20 October 2017**

Annual return

First annual return made up to **20 January 2017**

due by **17 February 2017**

Nature of business (SIC)

To be provided on next annual return.

Companies House

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ENFIELD FOOD STORE LIMITED

Company number **09960522**

Filter officers

Current officers

Apply filter

1 current officer / 0 resignations

GOVTEPE, Ebru

Correspondence address **50 Parsonage Lane, Enfield, England, EN2 0AH**

Role **Director**

Date of birth **April 1976**

Appointed on **20 January 2016**

Nationality **British**

Country of residence **England**

Occupation **Director**

Companies House

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ENFIELD FOOD STORE LIMITED

Company number **09960522**

Firefox users: we are investigating an issue with some PDF documents displaying blank pages. Try selecting 'Open with different viewer' and then 'Open with Adobe reader'

Date	Type	Description	View / Download
20 Jan 2016	NEWINC	Incorporation <ul style="list-style-type: none">MODEL ARTICLES - Model articles adopted (Amended Provisions) <p>Statement of capital on 2016-01-20</p> <ul style="list-style-type: none">GBP 1	(18 pages)

W21S022391
Annex 4
\$23.00
A31E4856990 WP

Application to vary a premises licence to specify an individual as designated premises supervisor 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 / we Enfield Food Store Limited

(full name(s) of premises licence holder)

being the premises licence holder, apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003

Premises licence number

LN/201500517

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description

236 Hertford Road

Post town
ENFIELD

Post code (if known)
EN3 5BL

Telephone number (if any)

Description of premises (please read guidance note 1)

Supermarket & Off-Licence

Email

LONDON BOROUGH OF ENFIELD
RECEIVED

24 FEB 2016

ENVIRONMENT &
STREET SCENE

Part 2

Full name of proposed designated premises supervisor

Mr Necip Karagoz

Personal licence number of proposed designated premises supervisor and issuing authority of that licence (if any)

LN/200700647 L.B. of Enfield Council

Full name of existing designated premises supervisor (if any)

Mr Deniz Altun

Please tick yes

I would like this application to have immediate effect under section 38 of the Licensing Act 2003



I have enclosed the premises licence or relevant part of it



(If you have not enclosed the premises licence, or relevant part of it, please give reasons why not)

Reasons why I have failed to enclose the premises licence or relevant part of it (Premise Licence will be handed to L.A. on 25th February 2016)

Please tick yes

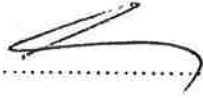
- I have made or enclosed payment of the fee
- I will give a copy of this application to the chief officer of police
- I have enclosed the consent form completed by the proposed premises supervisor
- I have enclosed the premises licence, or relevant part of it or explanation
- I will give a copy of this form to the existing premises supervisor, if any
- 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 2)

Signature of applicant or applicant's solicitor or other duly authorised agent
(See guidance note 3). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date 24th February 2016

Capacity Licensing Agent

For joint applicants signature of 2nd applicant 2nd applicant's solicitor or other authorised agent (please read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

Date

Capacity

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)
Licensing Department
53 Stoke Newington High Street

Post town
London

Post Code
N16 8EL

Telephone number (if any) 020 7241 3636

If you would prefer us to correspond with you by e-mail your e-mail address (optional) licensing@narts.org.uk

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.

ENFIELD FOOD STORE LIMITED

Company number **09960522**

Filter officers

Current officers

Apply filter

1 current officer / 2 resignations

GOVTEPE, Ebru

Correspondence address **236 Hertford Road, Enfield, Middlesex, England, EN3 5BL**

Role **Director**

Date of birth **March 1976**

Appointed on **2 March 2016**

Nationality **British**

Country of residence **England**

Occupation **Businesswoman**

GOVTEPE, Ebru

Correspondence address **50 Parsonage Lane, Enfield, England, EN2 0AH**

Role **Director**

Date of birth **April 1976**

Appointed on **20 January 2016**

Resigned on **29 February 2016**

Nationality **British**

Country of residence **England**

Occupation **Director**

GOVTEPE, Ebru

Correspondence address **Unit 5, 25-27 Theburroughs, London, United Kingdom, NW4 4AR**

Role **Director**

Date of birth **March 1976**

Appointed on **1 March 2016**

Resigned on **1 March 2016**

Nationality **British**

Country of residence **England**

Occupation **Businesswoman**



Change of Registered Office Address

Company Name: **ENFIELD FOOD STORE LIMITED**

Company Number: **09960522**



X52KDIOI

Received for filing in Electronic Format on the: **11/03/2016**

New Address Details

New Address: **236 HERTFORD ROAD
ENFIELD
MIDDLESEX
ENGLAND
EN3 5BL**

Please Note:

The change in the Registered Office does not take effect until the Registrar has registered this form. For 14 days, beginning with the date that a change of Registered Office is registered, a person may validly serve any documentation on the company at its previous Registered Office.

Authorisation

Authenticated

This form was authorised by one of the following:

Director, Secretary, Person Authorised, Liquidator, Administrator, Administrative Receiver, Receiver, Receiver Manager, Charity Commission Receiver and Manager, CIC Manager, Judicial Factor.



Working together for a safer London

TERRITORIAL POLICING



Uniting against crime

Civic Centre
Silver Street
Enfield
EN1 3XA

METROPOLITAN POLICE SERVICE

Licensing Team
Enfield Borough Police
462 Fore Street
Edmonton
Middlesex

Date 01.03.16

Office : 0208 345 4565
Mobile :
Facsimile :

Dear Sir or Madam

In relation to the Transfer of Premises Licence application WK/ 215073809 to Enfield Food Stores Ltd at 236 Hertford Road EN3 5BL. The Police would like to object on the grounds of the prevention of crime.

It is the opinion of the Police that this application to transfer be rejected. The Police acknowledge the guidance at 8.94 of the Section 182 Guidance contained within the Licensing Act 2003 and believe that the circumstances are exceptional and that the crime prevention objective will be seriously undermined if granted.

I have been provided with two detailed statements from Charlotte Palmer and Victor Ktorakis both Local Authority Enforcement officers. They are exhibited as GM/1 and GM/2 respectively and provide the evidence which has led to the Police objection.

On the 21st December Trading Standards officers attended Zilan food Store, 236 Hertford Road EN3 for an inspection.

During the course of that visit they discovered over 4500 packets of non duty paid cigarettes hidden in a false ceiling and a store room on the side of the neighbouring premises.

This is not the first time this crime has been discovered at this venue. There have been two previous reviews where this same crime has been discovered and it has resulted in the premises licences being revoked each time.

The premises lease is owned by Mr Sefer Govtepe and he has held a Premises Licence (PLH) and been Designated Premises Supervisor (DPS) at this premises. Mr Govtepe was the PLH and DPS the first time that non duty paid goods were found on premises.

A new licence was acquired and again during an inspection more non paid goods were found. A licence review again revoked the licence. The goods were stored in the same way and Mr Govtepe was always close to the business being the business partner of that PLH and DPS Mr Erdogan. This appeared to have been a front with Mr Govtepe remaining in control of the business.

Another licence was sought and this time the local authority believed that this could well be another front and sought reassurance by adding a condition to the licence namely,

24. *Neither Mr Sefer Govtepe or Mr Suleyman Erdogan or their immediate family shall be involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity.*

This is now the Fifth time (three times under the current licence and twice under previous licences) that non duty paid goods have been found on the premises. It is my understanding that the Local Authority were preparing to launch a review to revoke the premises licence when they received an email from the current DPS and PLH Mr Deniz Altun surrendering the licence on the 14th January 2016. This is after only 3 months of having the licence granted and a long list of licence breaches.

The licence itself was never actually surrendered but in emails to the Principal Licensing Officer Ellie Green he made clear that this was his intention. This would essentially stop all review proceedings as there would be no licence to review.

Ellie Green sent an email to Mr Deniz Altun to inform him that by surrendering the licence would mean that no alcohol could be sold and should be removed from shelves, fridges and any other public displays offering for sale.

On Monday the 18th January 2016 I visited Zilan Food Stores in company with Ellie Green. I exhibit GM/3 which shows alcohol clearly offered for sale with no attempts to remove. I issued a S.19 Closure Notice and warned of the offences committed serving upon Mr Govtepe, who was on scene, having been contacted by a member of staff.

On the 20th January a transfer of premises licence application was received. This reinstates the previous licence immediately.

Licensing Enforcement Officer for Enfield Council Charlotte Palmer has brought to my attention a companies house check on the proposed business name that this request to transfer is for.

Enfield Food Store Ltd's Director is shown as Ebru Govtepe. This is believed to be Mr Sefer Govtepe's wife.

I believe that this was an attempt to circumvent the review process. Furthermore to approve the transfer of the licence to Enfield Food Store Ltd would automatically put the licence in breach. Breaching licence conditions is a criminal offence and would therefore put the licence holder at risk of prosecution.

I believe that Mr Govtepe has been in control at all times and that he has shown a disregard to the law and the Licensing Authority. When found committing offences and licences have been revoked he appears just to replace the licence with a new one and finding others willing to act for him as licence holders/DPS's. The goods are always hidden away showing an attempt to deceive the authorities and acknowledging the crime committed in doing so. I believe that this is yet another attempt to run the business by Mr Govtepe and in running the venue will continue to commit crime in the same way.

A criminal investigation is also currently underway with a view to prosecute for the offences detailed in Charlotte Palmer and Victor Ktorakis' statements. The Local Authority have recently requested a review of the licence and will be seeking revocation, this is supported by the Police.

The applicant has previously applied to transfer this licence and during the hearing on the 24th February 2016 decided to no longer proceed, so the hearing was concluded and no decision could be made.

This application to transfer was then submitted on the same day.

The applicant during that procedure and as part of her representation supplied a statement along with a Certificate of incorporation of a limited company. I exhibit these as GM/4 and GM/5 respectively. These show that Mrs Ebru Govtepe is the director for the company which this application seeks to be transferred to and describes in the statement of how she has been working and running the venue since 24th December 2015.

Should a hearing be required I reserve the right to add to this representation.

Yours Sincerely

Gary Marsh
PC 475YE
Police Licensing Team
Edmonton Police Station
0208 345 3322

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MUNICIPAL YEAR 2016/17 REPORT NO.

COMMITTEE :
Licensing Sub-Committee
6 April 2016

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
SUBJECT : Review Application	
PREMISES : New Hertford Food Store Limited, 236 Hertford Road, ENFIELD, EN3 5BL.	
WARD : Enfield Highway	

1 LICENSING HISTORY & CURRENT POSITION:

- 1.1 A new premises licence (LN/200600789) was issued to **Mr Sefer Govtepe**, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 22nd February 2007.
- 1.2 A new premises licence application was made in June 2008 as the premises had extended the licensable area. The premises licence (LN/200800470) was issued again to **Mr Sefer Govtepe**, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 13th August 2008.
- 1.3 The premises licence (LN/200800470) was **revoked** on 13th July 2011 following a review application (relating to the sale of non-duty paid alcohol) submitted by Trading Standards.
- 1.4 Premises licence (LN/200600789) was **surrendered** at the review hearing on the same date as the plan was no longer accurate.
- 1.5 A new premises licence (LN/201100396) was issued on 6th September 2011 naming the Premises Licence Holder and Designated Premises Supervisor (DPS) as **Mr Suleyman Erdogan**.
- 1.6 A review application of premises licence (LN/201100396) was sought by the Licensing Authority on 10 March 2015 on the grounds of prevention of crime.
- 1.7 At the review hearing on 13 May 2015, the Licensing Sub-Committee **revoked** the licence. This decision was appealed but was subsequently withdrawn.
- 1.8 On 6 August 2015, a new premises licence application was submitted, naming **Mr Deniz Altun** as both the Premises Licence Holder and DPS. This application was subject to representations from the Licensing Authority but an agreement was made between this Responsible Authority and the applicant, and premises licence (LN/201500517) was granted.

- 1.9 On 20 January 2016, **Enfield Food Store Limited** applied to transfer the premises licence (LN/201500517) from **Mr Deniz Altun**. This application was subject to representations from the Metropolitan Police, objecting to the transfer.
- 1.10 Also on 20 January 2016, a vary DPS application was submitted, naming **Mr Necip Karagoz** as the DPS. This application was not subject to any representations.
- 1.11 On the morning of 24 February 2016, the Licensing Sub-Committee met to determine the transfer application. During the hearing, **Enfield Food Store Limited** withdrew the transfer application.
- 1.12 On the afternoon of 24 February 2016, a transfer application was submitted by **Enfield Food Store Limited**, which included the consent form signed by **Mr Deniz Altun**.
- 1.13 The transfer application had immediate effect.
- 1.14 Also on the afternoon of 24 February 2016, a vary DPS application was submitted by **Enfield Food Store Limited**, naming **Mr Necip Karagoz** as the DPS. This application was not subject to any representations.

1.15 **The current Premises Licence permits:**

Hours the premises are open to the public: From 08:00 to 01:00 daily.

Supply of alcohol (off supplies only): From 08:00 to 00:00 (midnight) daily.

- 1.16 A copy of a location map of the premises is attached in Annex 1.
- 1.15 A copy of the current premises licence (LN/201500517) is attached in Annex 2, CPX/10.

2 THIS APPLICATION:

- 2.1 On 19 February 2016 an application was made by the **Licensing Authority** for the review of Premises Licence LN/201500517.
- 2.2 The review application relates to the prevention of crime and disorder licensing objective and is made because:
 - 2.2.1 On 2 October 2015, 10 November 2015 and 21 December 2016, non-duty paid alcohol and tobacco were found in connection with the premises. Breaches of the premises licence were also established.
- 2.3 The authority considers that it is now appropriate, for the promotion of the licensing objectives, to revoke the Premises Licence.
- 2.4 The review application was advertised in accordance with the requirements of the Licensing Act 2003.

- 2.5 Each of the Responsible Authorities were consulted in respect of the application.
- 2.6 A copy of the review application is attached as Annex 02.

3 RELEVANT REPRESENTATIONS:

- 3.1 No representations were received in respect of this review application: the Metropolitan Police have provided information as part of the transfer objection which shall be considered at the same time as the review hearing.

4 PROPOSED LICENCE CONDITIONS:

- 4.1 No conditions have arisen from this application.

5 RELEVANT LAW, GUIDANCE & POLICIES:

- 5.1 The paragraphs below are extracted from either :
 - 5.1.1 the Licensing Act 2003 ('Act'); or
 - 5.1.2 the Guidance issued by the Secretary of State to the Home Office of March 2015 ('Guid'); or
 - 5.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('Pol').

General Principles :

- 5.2 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4(1)].
- 5.3 The licensing objectives are :
 - 5.3.1 the prevention of crime and disorder;
 - 5.3.2 public safety;
 - 5.3.3 the prevention of public nuisance; &
 - 5.3.4 the protection of children from harm [Act s.4(2)].
- 5.4 In carrying out its functions, the Sub-Committee must also have regard to :
 - 5.4.1 the Council's licensing policy statement; &
 - 5.4.2 guidance issued by the Secretary of State [Act s.4(3)].

Review:

- 5.5 In reviewing a licence the Licensing Sub-Committee will consider, and take into account, the complaints history of the premises and all other relevant information [Pol s.10.3].
- 5.6 A number of reviews may arise in connection with crime that is not directly connected with licensable activities, for example the sale of contraband goods. The Sub-Committee does not have the power to judge the criminality or otherwise of any issue. The Sub-Committee's role is to ensure the promotion of the crime prevention objective [Guid s.11.24].
- 5.7 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These include the use of the premises for the sale or storage of smuggled tobacco and alcohol [Guid s.11.27].
- 5.8 Where reviews arise in respect of these criminal activities and the Sub-Committee determines that the crime prevention objective is being undermined, it is expected that revocation of the licence – even in the first instance – should be seriously considered [Guid s.11.28].

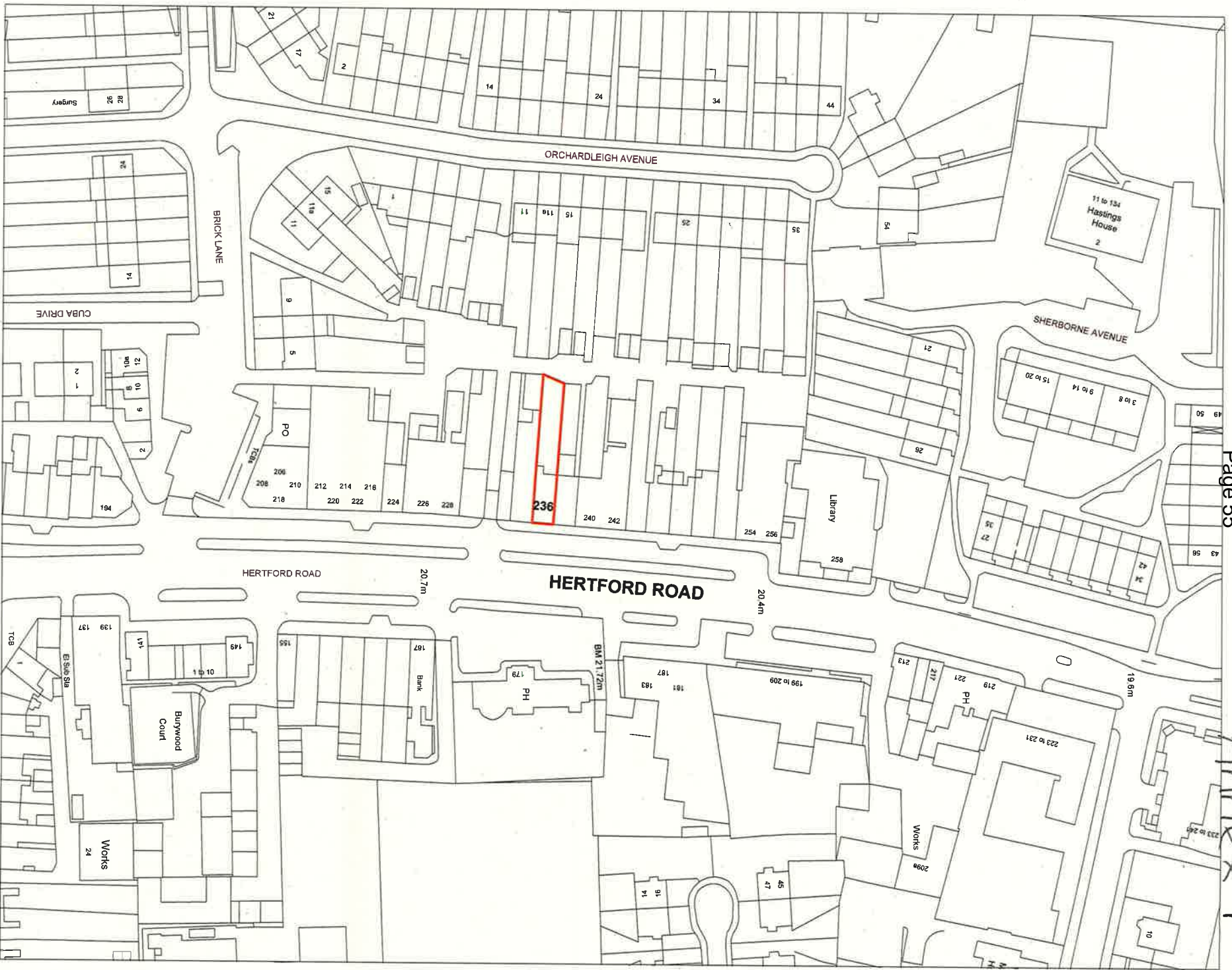
Decision :

- 5.9 Having heard all of the representations (from all parties) the Licensing Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are :
 - 5.9.1 to modify the conditions of the licence;
 - 5.9.2 to exclude a licensable activity from the scope of the licence;
 - 5.9.3 to remove the designated premises supervisor
 - 5.9.4 to suspend the licence for a period not exceeding three months;
 - 5.9.5 to revoke the licence [Act s.52].
- 5.10 In deciding which of these powers to invoke, the Sub-Committee should so far as possible seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should generally be directed at those causes and should always be no more than an appropriate and proportionate response [Guid s.11.20].

Background Papers :
None other than any identified within the report.

Contact Officer :
Ellie Green on 020 8379 8543

Annex 1



New Hertford Food Store Limited, 236 Hertford Road, ENFIELD, EN3 5BL

LONDON BOROUGH OF ENFIELD
 CIVIC CENTRE, SILVER STREET,
 ENFIELD, EN1 3XE
 www.enfield.gov.uk



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Dwg No. 6800BG
 Scale 1:1250
 Date 12 Feb 2016

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 Charlotte Palmer Licensing Enforcement Officer

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 - Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
New Hertford Food Store Limited, 236 Hertford Road	
Post town Enfield	Post code (if known) EN3 5BL

Name of premises licence holder or club holding club premises certificate (if known)
Enfield Food Store Limited

Number of premises licence or club premises certificate (if known)
LN/201500517

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 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

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 Charlotte Palmer Licensing Authority London Borough of Enfield PO Box 57 Civic Centre Silver Street EN1 3XH
Telephone number: 020 8379 3965
E-mail address: charlotte.palmer@enfield.gov.uk

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

Please tick one or more boxes

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

**Please state the ground(s) for review:** (please read guidance note 1)

Enfield Licensing Authority is seeking a review of the premises licence on the grounds that large amounts of non-duty paid products have been found in the premises and its storage area and also on the grounds that conditions attached to the licence have been breached, in particular condition 24.

This review is primarily based on the prevention of crime and disorder, licensing objective. The review application is to revoke the premises licence in its entirety.

Background Information:

Please provide as much information as possible to support the application
(please read guidance note 2)

More than one licence has been revoked for these premises in the past. Although the premises licence holder has been different each time the same person appears to have been connected to the business throughout. For this reason, details of the premises history prior to this premises licence being granted has also been set out below:

Licence History of Premises

1. On **22nd February 2007** Mr Sefer GOVTEPE was granted a premises licence for Hertford Food and Wine, 236 Hertford Road, Enfield, EN3 5BL (LN/200600789). The licence named him as both the premises licence holder and the designated premises supervisor and gave his home address as 43 Merlin House, 2 Napier Road, Enfield, Middlesex, EN3 4QJ. I produce a copy of this licence as **CPX/01**.
2. On **13th August 2008** Mr Sefer GOVTEPE was granted a new premises licence for Hertford Food and Wine, 236 Hertford Road, Enfield, EN3 5BL (LN/200800470). The licence named him as both the premises licence holder

and the designated premises supervisor and gave his home address as 43 Merlin House, 2 Napier Road, Enfield, Middlesex, EN3 4QJ. I produce a copy of this licence as **CPX/02**. This new licence was applied for as the premises area had been extended. The original licence could have been surrendered at this point as it was no longer valid but this was not done.

3. On **10th May 2011**, Ellie GREEN, then Principal Trading Standards Officer – Licensing Enforcement submitted two premises licence review applications in relation to Hertford Food and Wine. One to revoke the original redundant licence which I now produce as **CPX/03** and the other to revoke the new licence following the discovering that the premises was selling non-duty paid alcohol. I produce a copy of this application as **CPX/04**.
4. On **13th July 2011** both reviews hearing were heard. I now produce the Licensing Sub Committee decision notice as **CPX/05**. The original redundant licence was surrendered and the new licence was revoked. The decision to revoke the licence was appealed but as the appellant failed to attend the court hearing the appeal was dismissed on 29th September 2011.
5. On **6th September 2011** a new premises licence was issued to Mr Suleyman ERDOGAN for Hertford Food Centre, 236 Hertford Road, Enfield, EN3 5BL (LN/201100396). The licence named him as both the premises licence holder and the designated premises supervisor. I produce a copy of this licence as **CPX/06**.
6. On **10th March 2015** I submitted a licence review application in relation to Hertford Food Centre to revoke the licence following the discovering that the premises was selling non-duty paid alcohol and tobacco. I produce a copy of this application as **CPX/07**. Included in the review application is information showing that Mr Sefer GOVTEPE and Mr Suleyman ERDOGAN were business partners.
7. On **13th May 2015** the reviews hearing took place. The licence was revoked. I now produce the Licensing Sub Committee decision notice as **CPX/08**. The decision to revoke the licence was appealed but the appellant withdrew the appeal and agreed to pay the respondents costs. I now produce as copy of that Consent Order as **CPX/09**.

History under current premises licence:

8. On **18th September 2015** a new premises licence was issued to Mr Deniz ALTUN for Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL (LN/201500517). The licence named him as both the premises licence holder and the designated premises supervisor. He offered the following condition in the application: 'Neither Mr Sefer GOVTEPE or Mr Suleyman ERDOGAN or their immediate family are to have any financial interest or control over the day to day running of the business'. The final wording was agreed as: Condition 24 'Neither Mr Sefer GOVTEPE or Mr Suleyman ERDOGAN or their immediate family shall be involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity.' I produce a copy of this licence as **CPX/10**.
9. On **3rd September 2015** I visited the premises along with Filippina MARZIANO, Senior Fair Trading Officer and Mr HARRIS a dog handler from Operation Wagtail and search dogs to check for counterfeit or non-duty paid products. Only the main shop was checked and nothing was found. I now produce a copy of the Inspection report, which both I and Mr ALTUN signed, as **CPX/11**.

10. On **6th September 2015** the Trading Standards team were forwarded a complaint from the Crimestoppers organisation. The complainant alleged that staff at the premises were selling Romanian and Polish cigarettes. The complainant went on to say that the premises name and owner had changed but that Sefer GOVTEPE was still selling illegal cigarettes and alcohol. The complainant said that the cigarettes were stored under the chopping desk in the butcher's section and that the premises also employed five staff who were not entitled to work in the UK.
11. On **2nd October 2015** I was working on the Out of Hours Licensing Enforcement Team with Claire TOMASO, Senior Environmental Health Officer and Mr MISTRY, Immigration Officer. We entered Zilan Food Centre at 18:25 and I carried out a full licence inspection with Mr Deniz ALTUN. The following conditions were being breached:
- Condition 4 All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.
 - Conditions 5 All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.
 - Condition 6 A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.
 - Conditions 7 A written record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
 - Condition 8 The Designated Premises Supervisor shall regularly check the refusals book to ensure it is being consistently used by all staff.
 - Condition 10 Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
 - Condition 15 All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'tobacco stock'. This container shall be kept within the store room or behind the sales counter.
 - Condition 17 Prominent, clear and legible notices shall be displayed on all alcohol fridges and at all other alcohol display areas advising customers of the permitted sale of alcohol times.
 - Condition 18 All cans of beer, lager and cider must be indelibly marked to show the trading name of the shop to address the problem of street drinking and associated crime and anti-social behaviour.
 - Condition 20 A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased
 - Condition 21 An ultra-violet light shall be available at the premises for the purpose of checking the UK Duty Stamp on spirit stock.
 - Condition 26 Appropriate signage will be displayed, in a prominent position, informing customers they are being recorded on CCTV.
 - Condition 27 CCTV covering areas inside and outside of the premises should be installed and maintained to police recommendations

with properly maintained log arrangements. All images will be stored for a minimum of 31 days.

Part B of the licence was not on display.

Failing to comply with any condition attached to a Premises Licence is a criminal offence, which on conviction is punishable by a fine of up to £20,000, up to six months imprisonment or both. A Part B search notice was signed by Mr Deniz ALTUN. Whilst I carried out the inspection the other officers checked the butchers area for any sign on non-duty paid tobacco and found **9x 50g packets of Golden Virginia hand rolling tobacco and 40 packets of Marlboro Gold cigarettes in a draw under the butchers chopping table. All had foreign labelling and did not bear the 'UK DUTY PAID' labelling.** The Tobacco (Manufacture, Presentation and Sale) (Safety) Regulations 2002 which requires English warnings were contravened, amounting to a criminal offence under the Consumer Protection Act 1987. When I told him what the officers had found Mr ALTUN said that he did not know that the tobacco was there and that it must have been left behind by the previous licence holder and that he was aware that the previous people had lost their licence for that reason. The immigration officer made a note of the contact details of those people working. One male claimed not to work there despite being seen stocking the shelves on our arrival. Mr ALTUN signed the inspection report, Part B search notice and seizure notice and was given a copy of each of them. I now produce a copy of these documents as **CPX12-14**. We left the premises at 19:30.

12. On 13th October 2015 the Trading Standards team were forwarded a further complaint via Crimestoppers stating that Sefer GOVTEPE of 236 Hertford Road, Enfield was selling illegal tobacco, employing illegal immigrants and that he has registered his shop in somebody else's name.
13. On 20th October 2015 at 17:20 a letter was hand delivered to Zilan Food Centre addressed to Mt Deniz ALTUN in relation to the tobacco found on 2nd October 2015. **The letter included the following warning:**
'Please consider this letter to be a warning as to your future conduct. Should further similar offences be committed at the premises, the Licensing Authority shall take immediate action in order to have the premises licence permanently revoked, as recommended by the Secretary of State guidance and or prosecute you'
The letter also included a voluntary declaration form for Mr ALTUN to sign confirming that he had since checked the whole of the premises to ensure that there were no further non duty paid products there. I now produce a copy of the letter as **CPX/15**. Whilst at the premises the officer attempted to carry out a licence re-inspection but no one there was able to assist. The officer also left an inspection report asking for the owner to contact them to arrange an alternative time and date to visit. I now produce a copy of the inspection report as **CPX16**.
14. On 29th October 2015 an email from Mr ALTUN'S Licensing Agent, Ada Group was received. Attached to the email was the **signed declaration dated 26/10/15**. I now produce the email and signed declaration as **CPX/17**.
15. On 6th November 2015 an officer revisited Zilan Food Centre at 20:35 to check the outstanding licence conditions. The following conditions were still being breached: Condition 4 – two staff on site were not mentioned in the training book. Condition 21 – The UV light was not working. I gave a further seven days to email evidence of compliance. I left the premises at 20:50. I now produce a copy of the inspection report as **CPX18**.

16. On 10th November 2015 officers from the Trading Standards Team visited the premises as part of a joint operation with officers from Her Majesty's Revenue and Customs (HMRC) looking for non-duty paid products. **The following items were found:**

71x Kasapreko Alomo Bitter - 200 ml bottles

3x Kasapreko Alomo Bitter - 750ml bottles

The items were seized by HMRC. I now produce their inspection report and Part B search notice as **CPX19 – 20.**

17. A) On 21 December 2015, Licensing Enforcement Officers (CPX, VPK, EVG) were visiting premises where intelligence had been received that the premises were selling illegal tobacco/alcohol. The Officers were working with a handler and dogs from Operation Wagtail. At approximately 10.15 the officers entered Zilan Food Centre and introduced themselves to a young Turkish looking male behind the counter. The male behind the counter gave his name as Eren GOVTEPE and when asked, confirmed that his father Sefer GOVTEPE had once owned the premises. Mr ALTUN came from the back of the premises, his hands covered in dough. Mr Eren GOVTEPE signed the search notice. **CPX/Papers/01.**

B) A thorough search was carried out of the premises, including the rear room which consisted of a bakery, a very small office and a few shelves of stock. The office needed to be unlocked, which was done by Mr Eren GOVTEPE. There were two plastic carrier bags full of tobacco in the small office towards the rear of the premises which was a breach of the following licence condition: 15. All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'tobacco stock. This container shall be kept within the store room or behind the sales counter.'

There was another box behind the counter for tobacco stock and all of this should have been together, the contents of the bags could have fit in the box. Mr Eren GOVTEPE also confirmed to that he had not received any training – breach of licence condition 4:

'All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence'

The officers noted these on an inspection report which both she and Deniz ALTUN signed. A copy was left with him. **EVG/DOC/01.**

C) During the search a male member of staff walked towards the back of the shop. The dog handler advised the officers that he saw this male pick up a coat from the rear room, and leave through the rear exit. The officers asked to see the CCTV footage of the actions of this male. Mr ALTUN did not know how to do the playback of the CCTV and asked Mr Eren GOVTEPE to assist. He tried, but couldn't show all the screens, or get the right date, so between them the officers managed to work the system and watch the male enter the rear room, have a discussion with Mr ALTUN, and then leave through the rear exit, turn left outside, then go down the alley next to 232 Hertford Rd/Internet Café then re-enter Zilan several minutes later.

D) During the search there were several men repeatedly coming in and out of the premises and going into an internet services shop. One of the officers (CPX) was aware that on previous similar operations with HMRC, HMRC had also checked the internet services shop as there used to be a connection with that shop and the previous owners of Zilan. Officers left at 10:55. Officer entered Logitech IT Services, 232 Hertford Road, Enfield; EN3 5BL at 10:56, which has previously been referred to as the Internet Cafe. Inside the shop were three males working there. All males later confirmed they were not connected by family or business to Mr ALTUN or Mr GOVTEPE. Officers were advised that Mr

GOVTEPE is their landlord, and he owns a number of business properties in this parade and the residential flats above. They allowed the officers to check the premises but nothing was found in the main part of the shop. Behind the counter, there was a door in the back right corner, tucked behind some shelves. The door was locked. All staff at this premises stated that they did not have a key to this door.

E) At 11:05 the business owner told the officers that Zilan used the back of the shop as a storage area. He said that he was not sure what was in there but that staff at Zilan had a key for the back room. He went on to say that his landlord was Sefer GOVTEPE and he showed them a lease to that effect. An officer returned to 236 Hertford Road to ask for the keys, no one had them, but everyone said the new owner, Mr Sever GOVTEPE had them, but was in Turkey and would not be back until Wednesday.

F) The shop had CCTV so the officers asked the business owner to show them the footage from 10:15 onwards when officers had seen the male from Zilan bring something into the shop. He showed them the footage and the male could be seen handing a red piece of clothing to a male in the shop which was put behind the counter. He was also seen going towards the door at the back of the shop. Staff in the shop said that he was just getting a mobile phone, which he had left to charge at the rear of the shop but officers believed he was there too long just to be doing that and suspected he had gone into the room at the back despite saying they didn't have the key.

G) Mr Altun said he had sold the premises back to Mr GOVTEPE as he couldn't run it anymore (he had previously told one of the officers (CPX) that he was looking to sell it as he couldn't cope with it and it was harder than he thought) he was just working there now not in charge.

H) Eren GOVTEPE came into the internet shop. Officer arranged for a locksmith to attend to open the door. There were three doors into the storage area, one via the shop, one leading from a driveway to the side and one leading from an alleyway at the back of the parade of shops. The unit looked to be approximately 15m long and 5m wide. The locksmith decided to try and open the side door and as he started Eren GOVTEPE came outside and stood over him as he worked. He was less than 2 foot behind the locksmith and the locksmith turned to one of the officers and asked who he was. The officer asked Mr GOVTEPE to stand back and advised him that when the door was open he would not be going in before the officers. He did not move. This behaviour was intimidating for the locksmith. Officers did not feel comfortable with this behaviour and as Mr GOVTEPE continued to stand right behind the locksmith despite being asked not to and decided to call the police (101) at 12:10 – 12:18, reference CAD3369. They said they would try and get someone to attend to prevent a breach of the peace but that they were very busy.

I) The Locksmith appeared not to be able to open that door so moved inside to try and open the door that lead from the internet shop. He was followed by Eren GOVTEPE, and some of the officers. Mr Eren GOVTEPE continued to stand very close to the locksmith as he worked and officers asked him couple of times to give him some space so he could do his job, but he did not move. Whilst waiting for the door to be opened, the officers noticed a large silver baseball bat leaning against the counter. Whilst waiting for the door to open, officers again asked Mr Eren GOVTEPE to move aside and give the locksmith some more space, which he refused to do. He advised he was going to use the toilet. The officer advised that he should use the facilities somewhere else where he would

normally go, as he would not have got access to this toilet, given that he had no key, had they not been unlocking it.

J) When the locksmith managed to open the door, Mr Eren GOVTEPE said he was going in first and that there was nothing wrong with that. An officer warned him again that the officers needed to go in first, and if he did not comply then he would be obstructing them. Yet again they asked Mr GOVTEPE to stand back but Mr GOVTEPE refused, and managed to move towards the door. The officer told him to stop and put her hand on his arm but he shook her off, barged past the locksmith, got through the now unlocked door and closed it behind him.

K) An officer called 999 to update them and ask for assistance at 12:27 – 12:28. The dog handler pushed the door, and after a minute, the door was able to be opened and Mr GOVTEPE was standing in a corridor, near a toilet area. He said he still needed the toilet, and had just moved the trolley out of the way. He said that it wasn't against the law to use the toilet. The door that had just unlocked could only be opened about a third of the way due to boxes of fresh vegetables – aubergines, cucumbers etc being stacked in this area. The door lead into a narrow corridor, to the left and along a short corridor was the door, which lead to the side alleyway. This was blocked by a shopping trolley. There was a large walk in fridge and a toilet on the left. A further door into the main store room was along the corridor, and was locked with a padlock.

L) An officer took a photo of Eren GOVTEPE in the store area and asked him what he was doing to which he replied 'I want to use the toilet'. The officer asked him why he had waited to use the one behind a locked door which no one claimed to have the key for instead of going somewhere else. He said there was not a toilet at Zilan. They advised him to go and use the one in a nearby pub. He did not move. **Three packets of non-duty paid cigarettes (foreign labelled) were found in among one of the boxes of aubergines at approximately 12:40.**

M) After a little while Eren GOVTEPE left the internet service shop. Officers saw him carrying a large screw driver in his hand, as if he was trying to hide it up his arm. One of the officers followed him to see where he was going with it and he went into Zilan, a couple of minutes later Mr Altun was seen holding it and told the officer that he would force the end door himself. He was advised that would not be necessary.

N) At 12:55 an officer asked Mr ALTUN to come and witness the rest of the search which he did. The door was opened by the locksmith. Mr ALTUN kept popping in and out of watching the search and going back to the shop, so that he could cover the till. The end section was a large store room, no tobacco was found in this section. Shelves lined the first half of the room from floor to ceiling, which were full of bottles of wine, beer, and cans of soft drink. Towards the back of the premises, several cases of beer and boxes of water and jars of vegetables were piled up. There was a lot of stock everywhere, and access was very restricted. The store room was covered by CCTV from Zilan, and could be seen on the screen close to the serving counter. Although the dog kept indicating that there was something else in the middle section nothing could be found so a notice of seizure (1527) was completed for the three packets of cigarettes and they were placed in an evidence bag. Mr Altun signed the form and was given a copy of it.

O) At approximately 13:24 the dog continued to indicate that it could smell something around the toilet area, and this was searched. The dog handler said that it could be high up. An officer looked up and saw that there was a false

ceiling with a gap at the end. She pointed at it and said how about up there and the dog started to bark. An officer got some ladders from the storeroom and an officer went up and could see lots of bags. He took some photos and passed them down to the other officers. **There were 13 small black carrier bags each containing 10 boxes of cigarettes and 5 50g pouches of Golden Virginia hand rolling tobacco.** These were counted, photographed and placed in evidence bag. They were noted down on seizure notice 1528. Mr ALTUN was present at this time

P) At approximately 14:00 an officer was checking the alcohol in the rear area more carefully and noticed that several beers/lager had no English labelling. Due to the address on the cans, the products appeared to come mainly from Poland, Bulgaria or the Netherlands. This is in contravention of the food labelling regulations, therefore a breach of the Food Safety Act 1990. The officer advised Mr ALTUN that he must remove all goods from sale, and to obtain English labelling for the ingredients. Once labels applied to all cans, approval must be sought from an LBE officer before they can go out on sale.

Q) Mr ALTUN disappeared for a short time and reappeared with an invoice for the above beer, dated 21 December 2015. An officer took a photo of the invoice (VPK1). Mr ALTUN was asked if the invoice was for that day, and the only person with a key was in Turkey until Wednesday, then how did the stock get in this room. Mr ALTUN replied 'the same way you did'. The officer wanted to seize these goods, and called for backup with a van from Trading Standards colleagues. The officers also called the locksmith again as the only way to move the foreign labelled goods was to be through the rear door, and as no key was available they needed the door to be unlocked.

R) The following foreign labelled beers/lagers were found: 10 bottles of Desperados Red, 24 cans Perla beer, 24 more cans in a case of Perla beer and 6 loose cans of Perla beer. The officers realised that they would not be able to accommodate bagging up at this point all the cases of beer, so decided to place a sample (4 cans) of each brand with foreign labelling to an evidence bag.
Total items found in store room with only foreign labels:

7 cases (NB. 1 case = 24 cans) of Perla

5 cases Debowe

10 cases Desperados

10 cases Zywiec

4 cases Tyskie

3 cases Zubr

12 cases Lechs

12 cases Okaxim

S) An officer added info about the alcohol onto seizure notice 1528 which both they and Mr ALTUN signed. **EVG/DOC/02**. Trading Standards officers arrived with the van. Officers checked the alcohol in Zilan again and more of the same was found. Completed a seizure notice 1529 in relation to this with both they and Deniz ALTUN signed – **EVG/DOC/03**. The following beers were noted to have foreign labelling:

26 cans and 5 bottles Zywiec

21 cans and 5 bottles Tyksie

1 can Bucegi

20 cans Zubr

11 cans and 6 bottles Debowe

20 cans Okocim

10 cans Perla

12 cans Desperado

24 cans Worka
5 bottles Desperados Red

- T) Advice was given about removing goods from the shop floor and not selling until LBE approval for English labels. At approximately 14:30 an officer received a call from the police asking if they were still required. They advised they could close the call. Whilst waiting for the locksmith to open the door, officers discussed their suspicions that more tobacco was hidden, due to Mr Eren GOVTEPE'S suspicious behaviour and also the persistence of the dog's investigations in the toilet area.
- U) An officer checked this area again and noticed that the plywood wall in the toilet wobbled when pushed. Further examination revealed that there was a sliding door by the toilet door, which made up a partition wall of the toilet. When the partition was slid out, another partition sheet was found. The officer managed to slide this out, and there was a big grey safe, seemingly under a set of stairs given the shape of it locked by a padlock.
- V) At approximately 16:25, once the rear door was opened, the locksmith was asked to cut the padlock to the safe. An officer filmed the opening of the safe by the locksmith, and when the safe doors were open, a huge quantity of cigarettes, with foreign labelling was found (**VPK/2**). Photos were taken (**VPK3**) and the officers started removing the illegal tobacco into the van at approximately 17:00. The officers listed the items found on seizure notice 1533 **EVG/DOC/04**. In total, 4,547 packets of Marlboro Gold, 1 packet of Marlboro Red, 35x 50g packets of Golden Virginia HRT seized.
- W) At 19:15 the officers went back into Zilan and seized the CCTV hard drive accompanied by Mr Eren GOVTEPE. Mr Deniz ALTUN, who was now working on the till, signed the seizure notice, and said they were not his but the new owner, Mr Sefer GOVTEPE'S. The officer added the CCTV seizure to seizure notice 1533 **EVG/DOC/04** which both she and Deniz ALTUN signed. At 19:17 all officers left the premises. Officers waited for the locksmith to return to secure the building. Another locksmith arrived to secure the rear door, under the watchful eye of Mr Eren GOVTEPE.
- X) The locksmith arrived at 19:25 and left at 19:55. 19:55 – an officer completed another inspection report **EVG/DOC/05**, which Mr Altun signed and then was issued a copy. This report explained that new keys had been obtained due to us entering the premises by force and that as no one present, not either owner of 232 or 236 Hertford Road was able to give us a key to open these doors, we could not give anyone other than the proved and stated owner the key. Contact times and details were provided on the report. To date these keys have not been claimed.
18. On Wednesday 23rd December 2015 an officer noticed that the powers on the search notice had not been updated to the new legislation so a letter were written to Mr Eren GOVTEPE, Mr Deniz ALTUN and Mr ASLAN (Internet café) and hand delivered to the premises. **Letters CPX/Papers/03-05**. When the officers visited Zilan Mr Sefer GOVTEPE was seen the letters were given to him as the person in charge. **This is breach of condition 24**.
19. On 12th January 2016 Environmental Crime officers visited the premises and noted that the trading name had changed to New Hertford Food Centre Limited.
20. On 14th January 2016 Mr Deniz ALTUN surrendered the premises licence for Zilan Food Centre – LN/201500517.

21. On 20th January 2016, Transfer and Vary Designated Premises Supervisor applications were submitted by Enfield Food Store Limited. If a transfer is submitted within 28 days of a licence being surrendered, with the section ticked that the transfer takes immediate effect, the premises are permitted to continue trading until such time as the application is determined. The Vary DPS application also had the immediate effect section ticked and the proposed DPS, Mr Necip KARAGOZ, is permitted to act in that capacity until such time as the application is determined.
22. On 22nd January 2016 an officer checked the company detail on Companies House. The director of the company is Ebru GOVTEPE who is Sefer GOVTEPE's wife. I now produce a copy of the report from Companies House as **CPX/21**.
23. On 28th January 2016 an officer checked Companies House website to see who the director of New Hertford Food Store Limited is. It showed that Sefer GOVTEPE has been the director of the company since 19th October 2015 and that prior to that the director was Deniz ALTUN. **This demonstrates a breach of condition 24 of the licence.** I now produce a copy of the report from Companies House as **CPX/22**.
24. The electro register shows that Ebru GOVTEPE and Sefer GOVTEPE both live at 50 Parsonage Lane, Enfield, EN2 0AH. The register was last updated on 1st December 2015.
25. A prosecution investigation relating to the offences discovered on 21st December 2015 is underway.
26. In response to the police objection to the licence transfer application the applicant submitted three statements. One from Sefer Govtepe **CPX/23**, one from Ebru Govtepe **CPX/24** and one from Deniz Altun **CPX/25**. Sefer Govtepe states that his son began to work at the shop on 26th November 2015. **This is a breach of condition 24.** He confirms his wife took over day to day management of the business on 24th December 2015 – **this is a breach of condition 24** and Ebru GOVTEPE also confirms this. She also states that her husband has owned the business since 24th December 2014 which is another **breach of condition 24**.

Cumulative Impact Policy (CIP):

These premises are located in the Enfield Highway Cumulative Impact Policy Area.

The CIP states the core hours that should not be exceeded for each type of premises in particular locations. These are:

Sale/supply of alcohol (off supplies only): Monday – Sunday 08:00 – 24:00

The current licensed hours for these premises are in line with the CIP.

Additional Information:

DCMS Guidance (11.26) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (i.e. non duty paid products).

DCMS guidance (11.27) goes on to say that it is envisaged that responsibility 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.

Conclusion:

Enfield Licensing Authority is seeking a review of the premises licence on the grounds that a non-duty paid cigarettes, hand rolling tobacco and alcohol has been found in the premises and in the premises storage unit three times in three months. The first find under this current licence was on 2nd October 2015. As a result Mr Altun was issued a warning letter on 20th October 2015. He was asked to check the whole of the premises to ensure no more non-duty paid products were there and to sign a declaration confirming that he had carried out these checks. The declaration was signed on 26th October 2015. Non duty paid alcohol was found at the premises on 10th November 2015 and a huge quantity of non-duty paid cigarettes and tobacco was found in the premises storage unit on 21st December 2015. The investigation into these alleged offences has shown that Mr Sefer GOVTEPE, his wife Mrs Ebru GOVTEPE and son Mr Eren GOVTEPE are all connected to the running of these premises which is a breach of conditions 24 of the licence.

The Licensing Authority has no confidence in the premises licence holder / designated premises supervisors and therefore yet again recommends the licence for this premises be revoked.

The Licensing Authority reserve the right to add any additional information to support this review application.

Suspension of Licence:	N
Revocation of Licence:	Y
Recommended period of suspension (max 3 months):	
<p>The conditions attached to the premises licence already include all those conditions that the Licensing Authority would seek for an off licence premises.</p> <p>There is a significant history of illegal activity at these premises.</p> <p>Having regard to all this information, and taking into account the DCMS guidance that, this leaves little option other than for the Licensing Authority to seek total revocation of the premises licence.</p> <p>The Secretary of State believes that the sale of smuggled alcohol should be treated particularly seriously and that where licence reviews are submitted and the licensing authority determines that the crime prevention objective is being undermined revocation of the licence, even in the first instance should be seriously considered.</p>	

Please tick yes

Have you made an application for review relating to this premises before Yes

If yes, please state the dates of applications.

Day Month Year

10th May 2011
 10th March 2015

If you have made representations before relating to these premises please state what they were and when you made them.

Eleanor Green, Trading Standards, review application submitted and licence revoked July 2011. The prevention of crime and disorder, the prevention of public nuisance and the protection of children from harm. The review was submitted on the ground that the premises had been found selling non duty paid alcohol. Premises licence holder and DPS was Sefer Govtepe at that time.

New premises licence application submitted by Suleyman ERDOGAN in July 2011 and Trading Standards representation made by Eleanor GREEN recommended strengthening conditions and reduced hours. Granted.

Charlotte Palmer, Trading Standards, review submitted and licence revoked May 2015. The prevention of crime and disorder. The review was submitted on the ground that the premises had been found selling non duty paid alcohol and tobacco. Premises licence holder and DPS was Suleyman ERDOGAN at that time.

New premises licence application submitted by Deniz ALTUN in September 2015 and Licensing Authority representation made by Charlotte Palmer recommended strengthening conditions and reduced hours. Granted.

Please tick yes

- 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 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

*Palmer***Signature:****Date: 19th February 2016****Capacity: Senior Licensing Enforcement Officer**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
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. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

CPX/01

ENFIELD
Council



Mr Samuel Lewis
Positive
Licensing Department
90 Green Lanes
Newington Green
London
N16 9EJ

Environment, Street Scene & Parks
Please reply to : Mark Galvayne
Licensing Unit
: PO Box 57, Civic Centre
: Silver Street, Enfield, Middx. EN1 3XH
Tel : 020 8379 3578
Fax : 020 8379 5120
Minicom : 020 8379 4419
Email : licensing@enfield.gov.uk
My ref : LN/200600789
Your Ref : EN3 5BL
Date : 22nd February 2007

Dear Mr Samuel Lewis

Licensing Act 2003

Premises : Hertford Food & Wine, 236 Hertford Road, Enfield, EN3 5BL

This letter concerns the application for a New Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any clerical errors within 28 days of the licence being issued.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premises is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.

The licence is subject to an annual fee, payable on each anniversary of the licence first being granted.

If you require any further information, please do not hesitate to contact me.

Yours sincerely

Mark Galvayne
Licensing Officer

Licensing Act 2003**PART A – PREMISES LICENCE**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **LN/200600789**

Part 1 – Premises Details

Postal address of premises :

Premises name : **Hertford Food & Wine**

Telephone number : **Not provided**

Address : **236 Hertford Road Enfield EN3 5BL**

Where the licence is time-limited, the dates : **Not time limited**

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) **Open to the Public - Whole Premises**

Sunday :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

(2) **Supply of Alcohol - Off supplies**

Sunday :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Sefer Govtepe

Telephone number : Not provided

e-mail : Not provided

Address : 43 Merlin House, 2 Napier Road, Enfield, Middx, EN3 4QJ

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Telephone number :

Address :

Name and address of designated premises supervisor (where the licence authorises the supply of alcohol) :

Name : Mr Sefer Govtepe

Telephone number : Not provided

e-mail : Not provided

Address : 43 Merlin House, 2 Napier Road, Enfield, Middx, EN3 4QJ

Personal licence number and issuing authority of personal licence held by designated premises supervisor (where the licence authorises the supply of alcohol) :

Personal Licence Number : LN/200600017

Issuing Authority : London Borough of Enfield

Premises Licence LN/200600789 was first granted on 22 February 2007.

Signed :

Date : 22nd February 2007

for and on behalf of the

London Borough of Enfield

Licensing Unit, Civic Centre, Silver Street, Middx. EN1 3XH

Telephone : 020 8379 3578

ENFIELD
Council



Annex 1 - Mandatory conditions

- 1. 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.**
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**

Annex 2 - Conditions consistent with the Operating Schedule

- 3. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 4. Clear and legible notices shall be displayed within the premises reminding customers to leave the premises quietly.**
- 5. A register of refused-sales shall be maintained at the premises.**
- 6. A Closed Circuit Television (CCTV) system shall be installed, operated and maintained at the premises. The CCTV system shall conform to the following points :**
 - (a) If the CCTV equipment is inoperative or not working to the satisfaction of the Police and Licensing Authority, the premises shall not be used for licensable activities unless with prior agreement from the Police;**
 - (b) Cameras must be sited to observe the entrance door, the bar and till area and eating areas;**
 - (c) Be capable of visually confirming the nature of the crime committed;**
 - (d) Be capable of identifying the suspected criminal(s) visually for purposes of evidence and connect them with the crime;**
 - (e) Provide evidence-supporting detail relating to the circumstances;**
 - (f) Provide a linked record of the date, time and place of any image;**
 - (g) Provide good quality colour images;**
 - (h) Capture full frame shots of the heads and shoulders of all people exiting the premises from both entry and exit routes;**
 - (i) Have the capability to record a full-length view of a person 1.92m tall, to occupy at least 60% of the image height, in at least one of the captured images;**
 - (j) Operate under existing light levels within the premises;**
 - (k) Have the recording device located in a secure area or locked cabinet;**
 - (l) Have a monitor to review images and recorded picture quality;**
 - (m) Record images as near to real time as possible and where practical, personal attack buttons should be connected via the CCTV system, to change any time-lapse recording to real time;**
 - (n) Be regularly maintained to ensure continuous quality of image capture and retention;**
 - (o) Comply with the Data Protection Act (DPA) and any applicable British Security Industry Association (BSIA) codes of practice;**
 - (p) Have signage displayed in the customer area to advise that CCTV is in operation;**
 - (q) Be operated by the correct procedures, to ensure an evidence trail is recorded and can be retrieved for evidential purposes;**
 - (r) If the system is analogue, a library of 31 video tapes are required for storage and rotation;**
 - (s) Checks should be frequently undertaken to ensure that the equipment performs properly and that all the cameras are operational and a log kept;**
 - (t) If tapes are used it should be ensured that they are good quality and in good condition and in any case must be changed every 12 months;**
 - (u) The medium on which the**

images are captured should be cleaned so that images are not recorded on top of the images recorded previously; (v) The medium on which the images have been recorded should not be used when it has become apparent that the quality of the images has deteriorated; (w) Access to recorded images should be restricted to those staff that need to have access in order to achieve the purposes of using the equipment; (x) All access to the medium on which the images are recorded should be documented; (y) Police will have access to images at any reasonable time; (z) Disclosure of the recorded images to third parties should only be made in limited and prescribed circumstances, law enforcement agencies, Prosecution agencies, relevant legal representatives and people whose images have been recorded and retained.

7. The premises must be fitted with a monitored alarm system to EU50131 and have a panic button facility at the counter area.

8. The premises must operate the current local authority or similar 'proof of age' scheme and display the relevant literature. Only photo driving licences, passports and PASS logo ID cards must be accepted.

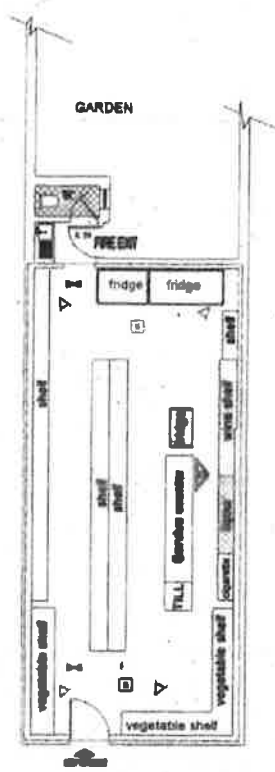
9. Unaccompanied children under 14 shall not be allowed to enter or remain on the premises after 21:00.

10. There shall be displayed on the exit doors a sign stating, "you are entering a drinking control area and no open alcoholic drinks are to be taken off the premises".
















Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 – Plans



LEGEND

-  WC AREA
-  FRIDGES
-  WINE SHELF
-  LIQUOR SHELF
-  AMBIT OF LICENSED PREMISES
-  SAFETY LIGHTS
-  SMOKE DETECTOR
-  CARBON DIOXIDE FIRE EXTINGUISHER
-  9 LT. WATER FIRE EXTINGUISHER
-  FIRE ESCAPE KEEP CLEAR
-  CCTV
-  INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
-  FIRE BLANKET
-  BREAK GLASS MANUAL ALARM CALL-POINT
-  FIRE ALARM/BELL FIRE DOOR

public pavement public pavement



HERTFORD SUPERMARKET	236 HERTFORD RD ENFIELD EN3 9BL
PROPOSED GROUND FLOOR	
SCALE : 1/100	DATE : 16/01/07
REF. NO : 10012007-03	
POSITIVE 90 Green Lane LONDON N16 9EJ Tel : 020 7241 5838(4line) www.ecl2003.com	

Licensing Act 2003**PART B – PREMISES LICENCE SUMMARY**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **LN/200600789**

Part 1 – Premises Details

Postal address of premises :

Premises name : **Hertford Food & Wine**

Telephone number : **Not provided**

Address : **236 Hertford Road Enfield EN3 5BL**

Where the licence is time-limited, the dates : **Not time limited**

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) **Open to the Public - Whole Premises**

Sunday :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

(2) **Supply of Alcohol - Off supplies**

Sunday :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Sefer Govtepe

Address : 43 Merlin House, 2 Napier Road, Enfield, Middx, EN3
4QJ

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Address :

Name of designated premises supervisor (where the licence authorises the supply of alcohol) :

Mr Sefer Govtepe

State whether access to the premises by children is restricted/prohibited :

Restricted

Premises Licence LN/200600789 was first granted on 22 February 2007.

Date : 22nd February 2007

**London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Middx. EN1 3XH
Telephone : 020 8379 3578**



CPX/02

ENFIELD
Council



Mr Stevens Allen
N A R T S
Licensing Dept
507 Green Lanes
Palmers Green
London
N13 4BS

Environment, Street Scene & Parks
Please reply to : **Mark Galvayne**
: **Licensing Unit**
: **PO Box 57, Civic Centre**
: **Silver Street, Enfield, Middx. EN1 3XH**
Tel : **020 8379 3578**
Fax : **020 8379 5120**
Minicom : **020 8379 4419**
Email : **licensing@enfield.gov.uk**
My ref : **LN/200800470**
Your Ref : **NOT PROVIDED**
Date : **13th August 2008**

Dear Mr Stevens Allen

Licensing Act 2003

Premises : Hertford Food & Wine, 236 Hertford Road, Enfield, EN3 5BL

This letter concerns the application for a New Application Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any clerical errors within 28 days of the licence being issued.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premises is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

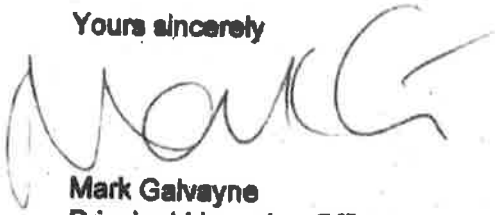
Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.

The licence is subject to an annual fee, payable on each anniversary of the licence first being granted.

If you require any further information, please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Mark Galvayne', written in a cursive style.

Mark Galvayne
Principal Licensing Officer

Licensing Act 2003**PART A – PREMISES LICENCE**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **LN/200800470**

Part 1 – Premises Details

Postal address of premises :

Premises name : **Hertford Food & Wine**

Telephone number : **020 8804 9554**

Address : **236 Hertford Road Enfield EN3 5BL**

Where the licence is time-limited, the dates : **Not time limited**

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) Open to the Public - Whole Premises	
Sunday :	00:00 - 00:00
Monday :	00:00 - 00:00
Tuesday :	00:00 - 00:00
Wednesday :	00:00 - 00:00
Thursday :	00:00 - 00:00
Friday :	00:00 - 00:00
Saturday :	00:00 - 00:00

(2) Supply of Alcohol - Off Supplies	
Sunday :	00:00 - 00:00
Monday :	00:00 - 00:00
Tuesday :	00:00 - 00:00
Wednesday :	00:00 - 00:00
Thursday :	00:00 - 00:00
Friday :	00:00 - 00:00
Saturday :	00:00 - 00:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Sefer Govtpe

Telephone number : 020 8804 1296

e-mail : Not provided

Address : 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not provided

Telephone number :

Address :

Name and address of designated premises supervisor (where the licence authorises the supply of alcohol) :

Name : Mr Sefer Govtpe

Telephone number : 020 8804 1296

e-mail : Not provided

Address : 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ

Personal licence number and issuing authority of personal licence held by designated premises supervisor (where the licence authorises the supply of alcohol) :

Personal Licence Number : LN/200600017

Issuing Authority : London Borough of Enfield

Premises Licence LN/200800470 was first granted on 13 August 2008.

Signed 
for and on behalf of the
London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578

Date : 13th August 2008



Annex 1 - Mandatory Conditions

1. 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.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 - Conditions consistent with the Operating Schedule

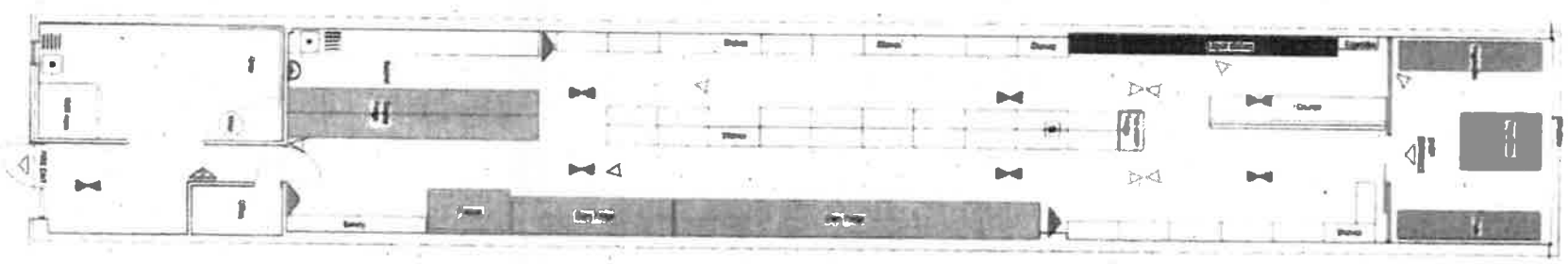
3. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
4. An alarm system, to BSEN50131, shall be installed, operated and maintained at the premises.
5. A digital CCTV must be installed in the premises complying with the following criteria : (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time and place of any image; (7) Provide good quality colour images; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention. Maintenance contracts must be made available to Police on request; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 31 days; (14) Police will have access to images at any reasonable time; (15) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.
6. A Raid Control system must be installed in the premises complying with the following criteria : (1) A time delay safe is fitted under the counter; (2) A separate covert real time camera is fitted above the front door monitoring customers exiting. (Raid Cam); (3) A smoke note system is installed; (4) All staff must be fully trained as to Raid Controls use and a signed written record of all training kept. This must be made available to Police or council officers on request; (5) Cash must be minimised in the till and the safe utilised.

7. **Suitable steps shall be provided at the premises to allow the rear fire exit to be used safely in an emergency.**
8. **At least 2 members of staff shall be present on the shop-floor of the premises between 22:00 and 06:00.**
9. **The premises must operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) shall be accepted.**
10. **Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.**
11. **A written record of refused sales must be kept on the premises and completed when necessary. It must be made available to Police and/or the Local Authority upon request.**
12. **All staff must receive induction and refresher training, relating to the sale of alcohol.**
13. **All training relating to the sale of alcohol shall be documented and records kept. This record must be made available to the Police and/or Local Authority upon request.**
14. **Children under the age of 14 shall not be permitted on the premises after 21:00 unless accompanied by an adult.**
15. **Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.**
16. **Deliveries will not be made to the premises between the hours of 22:00 and 06:00.**
17. **Deliveries shall not cause a noise nuisance to local residents.**

Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 - Plans



Legend

- PROPOSED
- VENTILATED PLANTS
- LOUVER BELIEFS
- AREA OF LOCKING PROVIDED
- SAFETY LIGHTS
- SMOKE DETECTOR
- ▽ CCTV
- ▽ 2kg CARBON DIOXIDE FIRE EXTINGUISHER
- ▽ 5kg CARBON DIOXIDE FIRE EXTINGUISHER

PROPOSED
 200 WESTFIELD ROAD
 WESTFIELD LONDON
 W12 9LJ

**PROPOSED
 DRINKED FLOOR PLAN**

SCALE: 1/1000
 DATE: 10/10/2008

ACT 2003
 200 Westfield Road
 Westfield London
 W12 9LJ

Tel: 020 721 2000
 www.westfield.com

Licensing Act 2003**PART B – PREMISES LICENCE SUMMARY**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **LN/200800470**

Part 1 – Premises Details

Postal address of premises :

Premises name : **Hertford Food & Wine**

Telephone number : **020 8804 9554**

Address : **236 Hertford Road Enfield EN3 5BL**

Where the licence is time-limited, the dates : **Not time limited**

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) **Open to the Public - Whole Premises**

Sunday :	00:00 - 00:00
Monday :	00:00 - 00:00
Tuesday :	00:00 - 00:00
Wednesday :	00:00 - 00:00
Thursday :	00:00 - 00:00
Friday :	00:00 - 00:00
Saturday :	00:00 - 00:00

(2) **Supply of Alcohol - Off Supplies**

Sunday :	00:00 - 00:00
Monday :	00:00 - 00:00
Tuesday :	00:00 - 00:00
Wednesday :	00:00 - 00:00
Thursday :	00:00 - 00:00
Friday :	00:00 - 00:00
Saturday :	00:00 - 00:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Sefer Govtapa

Address : 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not provided

Address :

Name of designated premises supervisor (where the licence authorises the supply of alcohol) :

Mr Sefer Govtapa

State whether access to the premises by children is restricted/prohibited :

Restricted

Premises Licence LN/200800470 was first granted on 13 August 2008.

Date : 13th August 2008

**London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578**



**Application for the review of a premises licence or club premises certificate
under the Licensing Act 2003**

CPX/03

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 Ellie Green, Principal Trading Standards Officer - Licensing Enforcement

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Hertford Food Centre

Postal address of premises or, if none, ordnance survey map reference or description	
236 Hertford Road	
Post town Enfield	Post code (if known) EN3 5BL.
Name of premises licence holder or club holding club premises certificate (if known)	
Mr Sefer Govtepe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ.	
Number of premises licence or club premises certificate (if known)	
LN/200600789	

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises
- 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

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 Ellie Green Enfield Trading Standards (Weights and Measures) London Borough of Enfield PO Box 57 Civic Centre Silver Street EN1 3XH
Telephone number: 020 8379 8543
E-mail address: ellie.green@enfield.gov.uk

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

Please tick one or more boxes

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

**Please state the ground(s) for review:** (please read guidance note 1)

Enfield Trading Standards is seeking to review this premises licence on the grounds that the premises layout is substantially different to the plan attached to the licence. Following an extension at the premises a new licence with new plans was applied for and granted for the same address (LN/200800470) and was issued on 13th August 2008 with the extension included on the plan. However, the original licence has not been surrendered. The premises licence holder has been paying the annual fee for two licences unnecessarily. Due to the new layout the original licence can no longer legally be used.

This review is based on the prevention of crime and disorder licensing objective.

This review application is to revoke this premises licence. Trading Standards are also reviewing the new premises licence (LN/200800470) with a view to revocation.

Background Information:

A new premises licence (LN/200600789) was issued to Mr Sefer Govtepe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 22/2/2007.

Please provide as much information as possible to support the application
(please read guidance note 2)

Not applicable.

Trading Standards (Weights and Measures) reserve the right to give evidence on any further incidents relating to breaches of the licensing objectives which may take place at, or in the vicinity of the premises, between the submission of this representation and the hearing or during the time allowed for any appeal proceedings. Additionally, Trading Standards reserve the right to present details of the outcome of any Court hearings between the submission of this representation and the hearing.

Suspension of Licence:	N
Revocation of Licence:	Y
Recommended period of suspension (max 3 months).	
Reasons for Revocation	
This premises licence cannot legally be used as the plan is incorrect. A new licence showing the correct plans has already been issued and this licence is therefore of no value.	

Please tick yes

Have you made an application for review relating to this premises before No

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--	--	--

If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- 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 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date 10th May 2011

Capacity **Principal Trading Standards Officer - Licensing Enforcement**
Trading Standards (Weights and Measures)

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
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. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

CPX/04

**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 Ellie Green, Principal Trading Standards Officer - Licensing Enforcement

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Hertford Food Centre

Postal address of premises or, if none, ordnance survey map reference or description	
236 Hertford Road	
Post town Enfield	Post code (if known) EN3 5BL.
Name of premises licence holder or club holding club premises certificate (if known)	
Mr Sefer Govtepe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ.	
Number of premises licence or club premises certificate (if known) LN/200800470	

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 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

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 Ellie Green Enfield Trading Standards (Weights and Measures) London Borough of Enfield PO Box 57 Civic Centre Silver Street EN1 3XH
Telephone number: 020 8379 8543
E-mail address: ellie.green@enfield.gov.uk

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

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | |
| 3) the prevention of public nuisance | x |
| 4) the protection of children from harm | x |

Please state the ground(s) for review: (please read guidance note 1)

Enfield Trading Standards is seeking a review of the premises licence on the grounds that the premises has been found to be selling non duty paid alcohol. The premises also has a history of offences breaching the Licensing Act 2003, namely breaching conditions.

This review is primarily based on the prevention of crime and disorder licensing objective, but also supports the protection of children from harm and prevention of public nuisance licensing objectives.

The review application is to revoke the premises licence.

Background Information:

A new premises licence (LN/200600789) was issued to Mr Sefer Govtepe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 22/2/2007.

A further new premises licence application was made in June 2008 as the premises had extended the licensable area. The premises licence (LN/200800470) was issued again to Mr Sefer Govtepe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 13/08/2008.

To date LN/200600789 has not been surrendered although it cannot be used as the plan is no longer accurate. Trading Standards are also seeking to revoke this licence in a separate application.

Please provide as much information as possible to support the application
(please read guidance note 2)

History of Premises

The history of the premises will include information under the LN/200600789 as it is exactly the same person named on the licence, and therefore relevant to this application.

9/4/08 – Complaint alleging noise disturbance from deliveries being made late at night until early morning to the premises' storage at number 232 Hertford Road. The Enviro Crime Officer advised Mr Sefer Govtepe with assistance from an employee Besime Koker, as Mr Govtepe was unable to fully understand English. Mr Govtepe denied these allegations.

9/6/08 – Complaint received alleging shop sells out of date food and alcohol to underage children. Food officers visited and identified food displayed for sale beyond the use by dates. Advice was given.

11/8/08 – LBE became aware that the Fire Service had served a Fire Improvement Notice on the premises.

7/11/08 – Food officers checked for counterfeit vodka, none found.

12/12/08 – Licensing Enforcement officers visited premises to carry out a full compliance inspection, and spoke to Mr Govtepe. The following conditions were found to be in breach: 6 – Insufficient raid control and training; 10 – Leave quietly sign not next to exit; 11 – No refusals book; 13 – Training records need to be kept for all staff; 15 – Drinking control signs required. 21 days were given to bring breaches into compliance, and an inspection report with advice was issued.

02/01/09 – Revisit carried out to check outstanding licence, however Mr Govtepe was not on the premises and staff requested a re-visit when manager there as they do not know where records are kept. Officers noted out of date meat in the fridge and had it removed from sale.

10/01/09 – Revisit carried out to check outstanding licence conditions. The following conditions were found to be in breach: 6 – raid control not in place but officers told it was on order; 13 – no training records; 11 – refusals book on site but not been used.

19/01/09 – Complaint received that the premises stays open all night, and that they also use 232 Hertford Road as storage. The storage doors are continuously opened and closed using shutters, which are very noisy and caused the complainant to lose sleep.

05/02/09 – As part of the Trading Standards Tobacco project, cigarettes were tested for authenticity – no problems found. Checked outstanding licensing conditions, the following were found to be in breach: 13 – training records unavailable; 11 – refusals book available but no entry since 10/1/09.

06/03/09 – Checked outstanding licensing conditions, 11 and 13 still found to be in breach. A warning letter was sent to the premises.

22/06/09 – Complaint received that raw meat from the premises is disposed of into the commercial waste bin, and creating unpleasant smells. Officers visited and established this was a problem, and advice was given.

06/08/09 – Complaint alleging that the disposal of raw meat continues to be a problem. Officers visited and saw that the raw meat was still disposed of into the commercial waste bin, and the premises was given a verbal warning.

24/08/09 – The LBE alcohol training material was sent to the premises.

28/08/09 – Complaint alleging noise disturbance from deliveries to the premises, very early in the morning.

16/10/09 – Police received information that the staff at the premises give out fake £1 coins in change and sell fake packets of rizzla. Trading Standards visited and advised. A selection of Rizla papers were purchased in order to be tested, and results showed they were genuine.

18/12/09 – Food officers visited the premises to check for counterfeit spirits. 5 x 70cl suspect counterfeit Glen's vodka found on shelf behind serving counter, and were seized under the Trade Marks Act. A formal sample was taken from one bottle and the owner of the business, Mr Sefer Govtepe, was served with a seizure notice. He said that he bought the Glen's from Dhamecha in Crown Road about a month ago. The officer informed him that he would be asked to produce invoice.

18/05/10 – Full compliance check carried out. The outstanding conditions were: 11 – no refusals book; 13 – no training records; 15 – no drinking control sign. All relevant material issued to Mr Govtepe.

03/06/10 – An attempted test purchase of alcohol using an underage Trading Standards volunteer was refused.

11/08/10 – An attempted test purchase of alcohol using an underage Trading Standards volunteer was refused.

26/11/10 – Complaint relating to overflowing bins at premises, and leaving overflow of rubbish which attracts rats. The waste contract was cancelled due to non payment of fees, and council officers identified the premises rubbish in residential bins. Advice given to Mr Govtepe.

24/01/11 – Information received from Enviro Crime Officer who suspected possible duty free cigarettes were being sold from under the counter in the premises. The officer witnessed the cashier serve a customer items from under the counter making sure they were in a black bag, which was closed.

01/ 02/11 - Trading Standards, the Police and Her Majesty's Revenue and Customs (HMRC) carried out joint visits to premises in the borough to see if non duty paid alcohol or tobacco were being sold. The visits were only made to premises with EN postcodes as the HMRC team that was involved in the operation only cover those addresses in the borough. The list was compiled using intelligence from both Trading Standards and HMRC. HMRC identified the following products as being non duty paid in Hertford Food Centre: 33.75 litres of assorted wines and 39.45 litres of assorted spirits were seized. These products were seized by HMRC. The revenue on these goods seized is £449.60.

Additionally, the premises next door but one, Internet Service, 232 Hertford Road, Enfield, EN3 5BL and its storage was also checked, as it is owned by Mr Govtepe. 235.2 litres of Vodka, 121.5 litres of various wines, 109.2 litres of Brandy and 41.7 litres of other spirits were seized as they were also identified as non duty paid. The revenue due on the goods seized at Internet Service is £5,401.40.

No receipts were produced for the goods at the time the goods were seized. The owners were given 28 days to produce the receipts for the goods seized to prove that they were bought at a wholesaler and that the duty had been paid. That period has now expired and the receipts have not been provided.

11/02/11 – As a result of the recent seizures, a full licence inspection was attempted at the premises, however, the only person present at the premises could not understand the officers, so the inspection did not take place.

14/02/11 – Further information from the same Enviro Crime Officer: that the premises and internet cafe continues to sell tax free cigarettes. The owners at these two premises are also linked to Hertford Discount Store on the same parade, and that there are more storage units at the rear of all these premises.

18/02/11 – Officers visited premises to carry out the licence inspection, and met with Mr Mehmet Govtepe, employee, however on the officers' arrival, he indicated that he was Mr Sefer Govtepe, the PLH and DPS. Conditions found to be in breach were: 5 - CCTV clock was 50 minutes later than correct time; No CCTV sign displayed; Monitor had error message 'No HDD Connected'. Mr Mehmet Govtepe could not operate the system so officers were unable to establish whether the CCTV was recording or compliant; 6 - No raid control; 11 - No refusals book; 12 - No training evident; 13 - No training records available. Mr Mehmet Govtepe stated that Mr Sefer Govtepe was on the premises daily. 14 days were given to address the non compliances, and an inspection report with advice was signed by and left with Mr Mehmet Govtepe. Further verbal advice relating to raid control was given by Martyn Fisher; Police Licensing Officer following this visit.

23/02/2011 Revisit to premises carried out as part of joint operation with HMRC, Trading Standards, and the Police. HMRC officers seized 13.6kg of shisha tobacco, and 3.15 litres of various spirits, as they were found to be non duty paid. No receipts were produced for the goods at the time the goods were seized. The owners were given 28 days to produce the receipts for the goods seized to prove that they were bought at a wholesaler and that the duty had been paid. That period has now expired and the receipts have not been provided. The goods seized amounted to total duty evaded of £1503.44.

Paul Cumberland from HMRC has produced two statements relating to the said seizures – see Appendix A and B.

11/03/11 – Officers carried out licensing revisit inspection with Mr Sefer Govtepe. The following conditions were still found to be in breach: 6 - Raid Control system not in place fully; 12 - No training carried out; 13 - Training records not completed. An inspection report was left advising a further 21 days to bring the outstanding issues into compliance.

08/04/2011 – Officers carried out licensing revisit. Checked outstanding conditions. Training carried out and records seen. Raid control seems to have been installed - smoke notes seen, there was a box near the door that the owner claimed was a camera but the officers were not 100% convinced, matter referred to police licensing officer.

13/04/11 – Trading Standards attempted a test purchase of cigarettes with child E. The child was asked his age and the sale was refused.

Additional Information:

DCMS Guidance (11.26) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (ie non duty paid products).

DCMS guidance (11.27) goes on to say that it is envisaged that responsibility 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.

If the licensing committee is not minded to revoke the premises licence completely, Trading Standards (Weights and Measures) asks that consideration be given to suspend the licence until such time that a vary Designated Premises Supervisor application has been submitted and issued and the Licensing Enforcement Team are confident that all licence conditions are being complied with. Trading Standards do not believe that the current DPS is a suitable person to be named as the DPS, given that non duty paid goods were found on the second visit, after such a short timeframe in between visits, and the history of non compliant conditions. If the licence is not revoked Trading Standards (Weights and Measures) also recommend modifying the times and conditions of the licence, as detailed below, to help to prevent crime and disorder associated with the sale of counterfeit and non-duty paid items on the premises in the future.

Activity	Current Times	Proposed Times
Opening	24 hours daily	07:00 – 23:00 daily
Alcohol	24 hours daily	0:00 – 23:00 daily

No.	Current Condition	TS Agree	Amended to read
3	There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.	Y	
4	An alarm system, to BSEN50131, shall be installed, operated and maintained at the premises.	Y	
5	A digital CCTV must be installed in the premises complying with the following criteria : (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people	N	A digital CCTV system must be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays, and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of

	<p>entering the premises i.e. capable of identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time and place of any image; (7) Provide good quality colour images; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention. Maintenance contracts must be made available to Police on request; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 31 days; (14) Police will have access to images at any reasonable time; (15) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.</p>		<p>identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time, and place of any image; (7) Provide good quality images - colour during opening times; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 31 days; (14) Police and authorised officers of the council will have access to images at any reasonable time; (15) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police and / or authorised officer of the council can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.</p>
6	<p>A Raid Control system must be installed in the premises complying with the following criteria : (1) A time delay safe is fitted under the counter; (2) A separate covert real time camera is fitted above the front door monitoring customers exiting. (Raid Cam); (3) A smoke note system is installed; (4) All staff</p>	Y	

	must be fully trained as to Raid Controls use and a signed written record of all training kept. This must be made available to Police or council officers on request; (5) Cash must be minimised in the till and the safe utilised.		
7	Suitable steps shall be provided at the premises to allow the rear fire exit to be used safely in an emergency.	Y	
8	At least 2 members of staff shall be present on the shop-floor of the premises between 22:00 and 06:00.	N	At least 2 members of staff shall be present on the shop floor of the premises at all times the premises are open for licensable activities.
9	The premises must operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) shall be accepted.	N	The Local Authority or similar proof of age scheme shall be operated and relevant material shall be displayed at the premises. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.
10	Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.	Y	
11	A written record of refused sales must be kept on the premises and completed when necessary. It must be made available to Police and/or the Local Authority upon request.	N	A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
12	All staff must receive induction and refresher training, relating to the sale of alcohol.	N	All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol, and the times and conditions of the premises licence.
13	All training relating to the sale of alcohol shall be documented and records kept. This record must be made available to the Police and/or Local Authority upon request.	N	All training relating to the sale of alcohol and times and conditions of the licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

14	Children under the age of 14 shall not be permitted on the premises after 21:00 unless accompanied by an adult.	N	Children under 14 years, not accompanied by an adult, are not permitted to remain at or enter the premises after 21:00 hours.
15	Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.	Y	
16	Deliveries will not be made to the premises between the hours of 22:00 and 06:00.	N	Deliveries will not be made to the premises between the hours of 21:00 and 07:00.
17	Deliveries shall not cause a noise nuisance to local residents.	N	Remove – covered by other legislation
Annex 3 Proposed Conditions - additional		Agreed by Applicant	
	The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers unless they are from a bona fide company.		
	The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year. include. Receipts shall show the following details: i) Seller's name and address ii) Seller's company details, if applicable iii) Seller's VAT details, if applicable iv) Seller's vehicle details, if applicable. Copies of these documents shall be retained on the premises and made available to police or authorised officers of the council on request within one week of the request.		

	An ultra violet light will be used at the store to check the authenticity of all stock purchased which bears a customs stamp.		
	The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.		
	Waste collections shall not be made from the premises between the hours of 21:00 and 07:00.		
	A personal licence holder is to be present on the premises and supervise the sale of alcohol, throughout the permitted hours for the sale of alcohol.		

The posters, training material, training records and refusals book are all available from Trading Standards.

Trading Standards (Weights and Measures) reserve the right to give evidence on any further incidents relating to breaches of the licensing objectives which may take place at, or in the vicinity of the premises, between the submission of this representation and the hearing or during the time allowed for any appeal proceedings. Additionally, Trading Standards reserve the right to present details of the outcome of any Court hearings between the submission of this representation and the hearing.

Suspension of Licence:	N
Revocation of Licence:	Y
Recommended period of suspension (max 3 months):	
<p>Reasons for Revocation</p> <p>A significantly large quantity of non duty paid products has been sized from this premises following numerous complaints alleging that the premises sells illegal tobacco and alcohol. After two seizures within one month, the revenue due on the goods seized totals at £7,354.44.</p> <p>The Secretary of State believes that the sale of smuggled tobacco and alcohol should be treated particularly seriously and that where licence review are submitted and the licensing authority determines that the crime prevention objective is being undermined revocation of the licence, even in the first instance should be seriously considered.</p> <p>There is a continued history of illegal activity at the premises. Advice to compliance has been given on the number of occasions and despite this illegal activity continued. Trading Standards have no confidence in the ability of the PLH/DPS to manage the premises in accordance with the licence and other Trading Standards and HMRC</p>	

requirements.

Have you made an application for review relating to this premises before No

If yes please state the date of that application

Day Month Year
n/a

If you have made representations before relating to this premises please state what they were and when you made them

- 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 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.



Signature

Date 10th May 2011

Capacity Principal Trading Standards Officer - Licensing Enforcement Trading Standards (Weights and Measures)

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
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. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

WITNESS STATEMENT

ENGLAND AND WALES ONLY

(CJ Act 1987, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.27, CP Rules Part 27.1)

Statement of: Paul Terence Cumberland

Age if under 18:

(If over 18 insert 'over 18')

Occupation: H M Revenue and Customs

This statement (consisting of 1 page(s) each signed by me is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: 

Date: 4th April 2011

I am an Officer of H M Revenue & Customs based in Haven House, Ipswich, Suffolk, IP4 1DN. In my role as a Law Enforcement Coordinator my duties include being responsible for exchanging information with the Police and other Agencies relating to matters of mutual interest.

I have been asked by Ellie Green, Principal Trading Standards Officer, Environmental Protection & Regulation, London Borough of Enfield, to supply details of inspections made by HM Revenue & Customs Officers, on 1st February and 23rd February 2011 at Hertford Food Centre, 236 Hertford Road, Enfield, EN3 5 BL, for the purpose of supporting an action being taken by the Licensing Team at Enfield Trading Standards.

I have examined the reports concerning the visit and can confirm that on the 1st February Officers seized a total of 33.75 litres of assorted wine and 39.45 Litres of assorted spirits, from the owner of the shop Mr Sefer Govtepe as liable to forfeiture by virtue of the Customs & Excise Acts. They were satisfied that due to the proprietors inability to produce invoices or receipts to prove duty payment, that United Kingdom Excise Duty had not been paid on said goods.

The Revenue on the goods seized is £ 449.60

I have examined the reports concerning the visit and can confirm that on the 23rd February Officers seized a total of 13.60 kg Shisha flavoured tobacco and 3.15 litres of various spirits.

The revenue due on the seized goods is £1503.44

The goods were seized as liable to forfeiture under Customs & Excise Acts.

No notice of claim against the forfeiture was received within the statutory time limit therefore the Spirits and Wine are condemned as forfeited in accordance with PP5 of schedule 3 to CEMA

Date: 4th April 2011Signature: 

(signature of witness)

Signature: 

(signature witnessed by)

STATEMENT OF WITNESS: ENGLAND AND WALES ONLY

WITNESS STATEMENT
ENGLAND AND WALES ONLY

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.27, CP Rules Part 27.1)

Statement of: Paul Terence Cumberland

Age if under 18:

(If over 18 Insert 'over 18')

Occupation: H M Revenue and Customs

This statement (consisting of 1 page(s) each signed by me is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: 

Date: 4th April 2011

I am an Officer of H M Revenue & Customs based in Haven House, Ipswich, Suffolk, IP4 1DN. In my role as a Law Enforcement Coordinator my duties include being responsible for exchanging information with the Police and other Agencies relating to matters of mutual interest.

I have been asked by Ellie Green, Principle Trading Standards Officer, Enfield Trading Standards, to supply details of inspections made by HM Revenue & Customs Officers, on 1st February 2011 at Internet Café, 232 Hertford Road, Enfield, which is associated to Hertford Food Centre 236 Hertford Road, Enfield EN3 5 BL for the purpose of supporting an action being taken by the Licensing Team at Enfield Trading Standards

I have examined the reports concerning the visit and can confirm that Sefer Govtepe, the owner of Hertford Food Centre was present on the 1st February 2011 when Officers seized a total of 235.2 litres of Vodka, 121.5 Litres of various wines, 109.2 litres of Brandy and 41.7 Litres of other spirits, as liable to forfeiture by virtue of the Customs & Excise Acts, from him. They were satisfied that due to the proprietors inability to produce invoices or receipts to prove duty payment, that United Kingdom Excise Duty had not been paid on said goods.

The revenue due on the seized goods is £5,401.40

The goods were seized as liable to forfeiture under Customs & Excise Acts.

No notice of claim against the forfeiture was received within the statutory time limit therefore the spirits and wine are condemned as forfeited in accordance with PP5 of schedule 3 to CEMA

Date: 4th April 2011

Signature: 

(signature of witness)

Signature: 

(signature witnessed by)

STATEMENT OF WITNESS: ENGLAND AND WALES ONLY

Page 1 of 1

CPX105

**LONDON BOROUGH OF ENFIELD LICENSING AUTHORITY
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005
DECISION NOTICE**

ENFIELD
Council



LICENSING SUB-COMMITTEE – 13 JULY 2011

Applications were made by **TRADING STANDARDS SERVICE** for review of the Premises Licences held by **MR SEFER GOVTEPE** at the premises known as and situated at **HERTFORD FOOD CENTRE, 236 HERTFORD ROAD, EN3.**

The Licensing Sub-Committee **RESOLVED** that it considers the steps listed below to be necessary for the promotion of the licensing objectives :

(1) Licence Number LN/200600789 – no step was necessary.

The Chairman made the following statement :

"In the first instance, we will deal with Licence Number LN/200600789. The licence holder and his representative indicated during the hearing that they acknowledge that the licence no longer carries weight, and, as in both the written and verbal representations from Trading Standards, is unlawful. As such, the representative indicated his client's preparedness to surrender this licence with immediate effect. Therefore, the Licensing Sub-Committee has no decision to make."

(2) Licence Number LN/200800470 – to revoke the licence.

The Chairman made the following statement :

"With regard to the current Licence Number LN/200800470, being still in operation, having read and then heard all the evidence, the sub-committee was not persuaded by the arguments given by the licence holder to the case brought by Trading Standards for the review of the licence. The panel has resolved to revoke the licence with immediate effect.

The answers that were provided to a range of questions from all the panel members were both inconsistent and unconvincing, and ran counter to the evidence of and presented by Trading Standards, who, we considered, made its case in full.

Over an extended period of time, dating back to December 2008, Trading Standards officers have made numerous and repeated attempts to assist the licence holder to comply with the conditions of the licence. Full inspection reports were provided, and were signed off on site, and follow-up advice given on all occasions. The advice was not heeded, which was of concern to the sub-committee, especially when bearing in mind that some of the same conditions were repeatedly being breached and not remediated. The first hint of any desire to comply with the licence conditions came forward only in March 2011.

Despite the fact that progress has started to be made by the licence holder, there is insufficient evidence to support this, and the history of the premises shows reluctance to accept, heed, or act upon advice.

The Licensing Sub-Committee was somewhat shocked that the licence holder is continuing to purchase and sell goods from a supplier they allege had supplied them in the past with counterfeit and non duty paid goods. This is in spite of having goods seized on two

occasions during February 2011, where the combined duty value of these goods exceeded £7,000.

Furthermore, the licence holder continued to sell non duty paid goods which he claims HM Revenue and Customs had failed to discover during its raid on 1 February 2011, even though by the time that such sales were made, he must have been aware that the sale of those goods was illegal.

The licence holder, through his representatives, continually asserted that the sub-committee needs to be presented with evidence that the duty was not paid. However, the sub-committee members were not actually presented with any evidence that the duty had been paid. In fact, the panel was shocked that invoices were not routinely kept and / or demanded from the supplier.

The licence holder also failed to demonstrate what steps he took or was taking to ensure he was only purchasing from reputable suppliers.

The Licensing Sub-Committee considered the summary point raised by the licence holder's representative relating to the Guidance at Section 6.7. However, the sub-committee is more persuaded by the guidance points 11.26 and 11.27, and considers that the licensing objective – the prevention of crime and disorder has been seriously undermined by the scale of the seizure of non duty paid goods; and that the licensing objectives have been further undermined by persistent breaches of the licence conditions.

As a result, Licensing Sub-Committee reaffirms that it has resolved to revoke Licence Number LN/200800470, and considers this decision to be both necessary and proportionate for the promotion of the licensing objectives."

Date Notice Sent : 15 July 2011

Signed :



Principal Licensing Officer

APPEAL

Under the Licensing Act 2003 you have a right of appeal against this decision within 21 days of receiving this notice. Any appeal should be made in writing to the Enfield Magistrates Court. The contact details for Enfield Magistrates are as follows:

Enfield Magistrates Court,
The Court House, Lordship Lane, Tottenham, London, N17 6RT.
Tel: 020 8808 5411 or Fax: 020 8885 4343



Please reply to Mark Galvayne
: Licensing Unit
PO Box 57, Civic
Centre
Silver Street, Enfield,
Middx EN1 3XH
E-mail: licensing@enfield.gov.uk
Phone: 020 8379 3578
Textphone: 020 8379 4419
Fax: 020 8379 2190
My Ref: LN/201100396
Your Ref: NOT PROVIDED
Date: 6th September 2011

Sirs
Licensing Department
NARTS
55 Stoke Newington High Street
London
N16 7XB

Dear Sirs

Licensing Act 2003

Premises : Hertford Food Centre, 236 Hertford Road, Enfield, EN3 5BL

This letter concerns the application for a New Application Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any of our clerical errors within 28 days of the licence being issued.

Note - Transfers

On the grant of a transfer application, any notification or permit (under the Gambling Act 2005) in respect of gaming machines at the premises becomes null and void. A new notification or permit will need to be sought by the new holder of the premises licence (under the Licensing Act 2003) before gaming machines may be lawfully provided at the premises.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premise is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

Ian Davis
Director - Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN1 3XY

Phone: 020 8379 1000
Website: www.enfield.gov.uk

(?) If you need this document in another language or format call Customer Services on 020 8379 1000, or email enfield.council@enfield.gov.uk

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

The London Fire Brigade advise as follows :

The issue of capacity should be addressed in the fire risk assessment for the premises use. This does not mean that every premises must have a capacity figure. There should be evidence however that the responsible person has considered the number of persons who can be safely evacuated through the available exits.

A safe capacity figure will be expected in the following circumstances:

- (1) in premises that could potentially become overcrowded; for example bars, pubs, clubs, and other places of public assembly ;
- (2) where an engineered solution or BS 9999 has been used to increase capacity;
- (3) where capacity is risk-critical; for example where the premises use has a higher occupancy factor than that which the building was designed for.

Where applicable, capacity should normally be inclusive of staff and performers. Management should be able to demonstrate a realistic method of controlling capacity.

Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

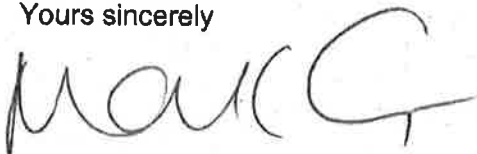
You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.

The licence is subject to an annual fee, payable on each anniversary of the licence first being granted.

All employers have a responsibility to prevent illegal migrant working in the UK. Failure to comply could lead to a penalty of up to £10,000 per illegal worker. Home Office guidance is available at www.ukba.homeoffice.gov.uk/employers/preventillegalworking/

If you require any further information, please do not hesitate to contact me.

Yours sincerely



Mark Galvayne
Principal Licensing Officer



Licensing Act 2003

PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : LN/201100396

Part 1 – Premises Details

Postal address of premises :

Premises name : Hertford Food Centre

Telephone number : 020 8804 9554

Address : 236 Hertford Road Enfield EN3 5BL

Where the licence is time-limited, the dates : Not time limited

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) Open to the Public - Whole Premises	
Sunday :	08:00 - 01:00
Monday :	08:00 - 01:00
Tuesday :	08:00 - 01:00
Wednesday :	08:00 - 01:00
Thursday :	08:00 - 01:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

(2) Supply of Alcohol - Off Supplies	
Sunday :	08:00 - 01:00
Monday :	08:00 - 01:00
Tuesday :	08:00 - 01:00
Wednesday :	08:00 - 01:00
Thursday :	08:00 - 01:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Suleyman Erdogan

Telephone number : Not provided

e-mail : Not provided

Address : 256A Hertford Road, Enfield, EN3 5BL

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Telephone number :

Address :

Name and address of designated premises supervisor (where the licence authorises the supply of alcohol) :

Name : Mr Suleyman Erdogan

Telephone number : Not provided

e-mail : Not provided

Address : 256A Hertford Road, Enfield, EN3 5BL

Personal licence number and issuing authority of personal licence held by designated premises supervisor (where the licence authorises the supply of alcohol) :

Personal Licence Number : LN/201100192

Issuing Authority : London Borough of Enfield

Premises Licence LN/201100396 was first granted on 6 September 2011.

Signed 
for and on behalf of the
London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578

Date : 6th September 2011



Annex 1 - Mandatory Conditions

1. 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.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 - Conditions consistent with the Operating Schedule

3. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
4. Suitable steps shall be provided at the premises to allow the rear fire exit to be used safely in an emergency.
5. The premises must operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) shall be accepted.
6. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.
7. Children under the age of 14 shall not be permitted on the premises after 21:00 unless accompanied by an adult.
8. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.
9. Deliveries will not be made to the premises between the hours of 22:00 and 06:00.
10. Deliveries shall not cause a noise nuisance to local residents.
11. Stock control shall be introduced, so that the licensee can identify when/where alcohol goods were purchased.
12. If any spirits bought by the Company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Trading Standards and HMRC as soon as possible.

13. A digital CCTV system must be installed in the premises complying with the following criteria : (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays, and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Cameras must capture a minimum of 16 frames per second; (6) Be capable of visually confirming the nature of the crime committed; (7) Provide a linked record of the date, time, and place of any image; (8) Provide good quality images - colour during opening times; (9) Operate under existing light levels within and outside the premises; (10) Have the recording device located in a secure area or locked cabinet; (11) Have a monitor to review images and recorded picture quality; (12) Be regularly maintained to ensure continuous quality of image capture and retention; (13) Have signage displayed in the customer area to advise that CCTV is in operation; (14) Digital images must be kept for 31 days; (15) Police will have access to images at any reasonable time; (16) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police or authorised local authority employees on request.

14. If the premises remain open after 01:00, a Raid Control system must be installed and procedures carried out : (1) A time delay safe is fitted and secured under the counter to ensure cash is minimised in the till; (2) A separate covert real time camera is fitted above the front door (Raid Cam); (3) A smoke note system is installed; (4) All staff must be fully trained as to its use and a signed written record kept of all training carried out and signed and dated by those receiving it; (5) Signs must be displayed at the entrance advertising Raid Control is fitted in the premises.

15. At least two members of staff shall be present on the shop-floor of the premises between 22:00 and 01:00.

16. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.

17. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol, and the times and conditions of the premises licence.

18. All training relating to the sale of alcohol and times and conditions of the licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

19. The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers unless they are from a bona fide company.

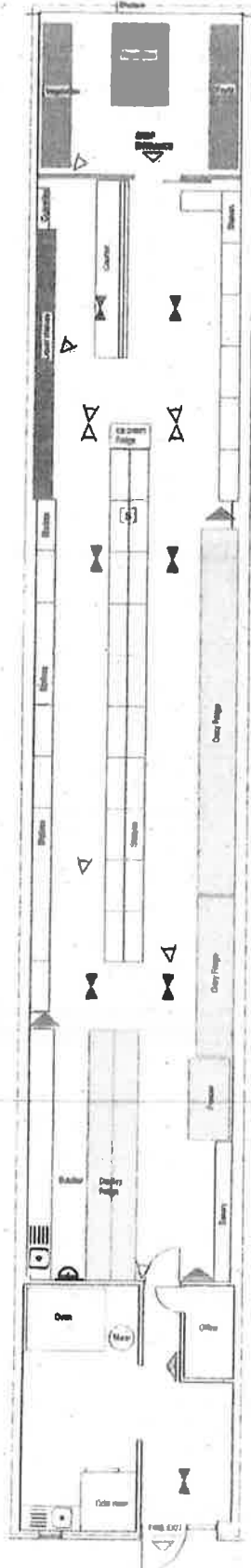
20. The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. These records shall be made available to the Police, Local Authority and/or HMRC upon request and shall be kept for at least one year. Receipts shall show the following details: (1) Seller's name and address; (2) Seller's company details, if applicable; (3) Seller's VAT details, if applicable; (4) Seller's vehicle details, if applicable. Copies of these documents shall be retained on the premises and made available to police or authorised officers of the council on request within five working days of the request.

21. An ultra violet light will be used at the store to check the authenticity of all stock which bears a customs stamp as soon as practical after they have been purchased.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 – Plans



LEGEND

- FRIDGES
- VEGETABLES & FRUITS
- LIQUOR SHELVES
- AMBIT OF LICENSED PREMISES
- SAFETY LIGHTS
- SMOKE DETECTOR
- CCTV
- 3 kg CARBON DIOXIDE FIRE EXTINGUISHER
- 6 kg POWDER FIRE EXTINGUISHER

HERTFORD FOOD CENTRE
 200 HERTFORD ROAD
 ENFIELD, LONDON
 EN3 8BL

PROPOSED GROUND FLOOR PLAN

SCALE: 1/100@A3 DATE: 2005/08

REF. NO: 0200908

ACT 2003
 90 Green Lane LONDON
 N16 9EJ

Tel: 020 7241 3836(4line)
 www.act2003.com

Licensing Act 2003**ENFIELD**
Council**PART B – PREMISES LICENCE SUMMARY**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **Part 1 – Premises Details**

Postal address of premises :

Premises name : Telephone number : Address :

Where the licence is time-limited, the dates :

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) Open to the Public - Whole Premises

Sunday :	08:00 - 01:00
Monday :	08:00 - 01:00
Tuesday :	08:00 - 01:00
Wednesday :	08:00 - 01:00
Thursday :	08:00 - 01:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

(2) Supply of Alcohol - Off Supplies

Sunday :	08:00 - 01:00
Monday :	08:00 - 01:00
Tuesday :	08:00 - 01:00
Wednesday :	08:00 - 01:00
Thursday :	08:00 - 01:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Suleyman Erdogan

Address : 256A Hertford Road, Enfield, EN3 5BL

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Address :

Name of designated premises supervisor (where the licence authorises the supply of alcohol) :

Mr Suleyman Erdogan

State whether access to the premises by children is restricted/prohibited :

Restricted

Premises Licence LN/201100396 was first granted on 6 September 2011.

Date : 6th September 2011

**London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578**



CPX/107

**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 **Charlotte Palmer Licensing Enforcement Officer**

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Hertford Food Centre, 236 Hertford Road	
Post town Enfield	Post code (if known) EN3 5BL
Name of premises licence holder or club holding club premises certificate (if known) Mr Suleyman Erdogan	
Number of premises licence or club premises certificate (if known) LN/201100396	

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 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

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 Charlotte Palmer Licensing Authority London Borough of Enfield PO Box 57 Civic Centre Silver Street EN1 3XH
Telephone number: 020 8379 3965
E-mail address: charlotte.palmer@enfield.gov.uk

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

Please tick one or more boxes

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

Please state the ground(s) for review: (please read guidance note 1)

Enfield Licensing Authority is seeking a review of the premises licence on the grounds that the premises have been found to be selling non duty paid alcohol and tobacco.

This review is primarily based on the prevention of crime and disorder, licensing objective. **The review application is to revoke the premises licence in its entirety.**

Background Information:

Please provide as much information as possible to support the application (please read guidance note 2)

Complaint and Visit History of Premises

A new premises licence (LN/200600789) was issued to Mr Sefer Govtepe, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 22/2/2007.

A further new premises licence application was made in June 2008 as the premises had extended the licensable area. The premises licence (LN/200800470) was issued again to Mr Sefer Govtepe, as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 13/08/2008.

LN/200800470 was revoked on 13/07/11 following a review application (relating to the sale of non-duty paid alcohol) being submitted by Trading Standards – **See Appendix 1 and 2**

LN/200600789 was surrendered at the review hearing as it could not be used as the plan was no longer accurate.

A new premises licence application was submitted on 14/07/11 naming the Premises Licence Holder and Designated Premises Supervisor (DPS) as Mr Suleyman Erdogan. There did not appear to be any evidence to link Mr Erdogan with the premises under the old licence and a new licence was granted. Trading Standards did however make representation in relation to times and conditions – **see Appendix 3**.

Many of the same issues that lead to the previous revocation have reoccurred at this premises and it has become apparent that the previous Premises Licence Holder / DPS is still the owner of this premises and has admitted buying non-duty paid products to sell in this premises.

02/12/11 – 22:20 – 22:45 – Out of Hours Licensing Enforcement Officers (JF/CLB) visited the premises to carry out a full licence inspection with PLH / DPS. Several areas of non-compliance.

Condition 12/21 - New UV light needed as one on the premises was not working when tested.

Condition 16 - Refusals book not being used

C17/18 - Training book on premises not being used, reminded to carry out refresher training with all staff.

Whilst being on the premises officers witnessed an attempted age related sale by three females, which was refused. When they left the officers reminded the PLH to place the occurrence in the refusals book. As he did not appear to know what to do the officers showed him what to do.

13/12/12 – 09:20 – 09:30 (JF) Revisit inspection with PLH / DPS to check outstanding conditions. All Compliant

15/05/12 - Trading Standards responded to an allegation that the premises were selling grey import of Dove Essential Nutrients that can cause burns. Premises were non-compliant and 20 Dove cream cleansers were seized and signed over for destruction.

26/11/13 – Trading Standards received a complaint alleging that the premises was selling Lithuanian cigarette, alcohol and meat.

12/03/14 - Trading Standards & HMRC joint visit to check for counterfeit/duty diverted products.

Seized counterfeit back labels on 73 bottles:

5 x Smirnoff Vodka 100cl

5 x Smirnoff Vodka 70cl

10 x Famous Grouse 70cl

15 x High Commissioner 100cl

5 x High Commissioner 70cl

10 x Bells 70cl

3 x Barcardi 100cl

14 x E&J Brandy 70cl

1 x Wyborowa 700ml

1 x Wodka Zoladkowa 700ml

1 x Gorzka 700ml

1 x Sobieski 700ml

1 x De-lux Zoladkowa 700ml

1 x Gorzka 700ml

22/05/14 – Trading Standards received police intelligence that the premises were selling counterfeit alcohol and cigarettes and under aged sales.

23/05/14 – 13:05 – 13:30 - Full licence inspection carried out.

Condition 4: Fire exit not clear & bins obstructing exit

Condition 17: Refresher training not carried out every 3 months. Last recorded refresher training was carried out in May 2013.

Condition 21: Ultra violet light not available on premises.

Officers also advised on poster Condition 6 - leave quietly poster to be moved to where those leaving the premises can read it.

23/05/14 – Trading Standards age related sales test purchase carried out. Male volunteer aged 16 years and 66 days attempted to purchase alcohol. The sale was refused.

29/05/14 - Trading Standards received a further allegation that the owner called Sefer (surname not known by informant) of the Hertford Food Store, 236 Hertford Road, Enfield EN35BL sells imported tobacco and alcohol. The informant stated that the cigarettes and alcohol are from Poland and that the owner also sells to underage persons.

02/06/14 - Multi-agency operation involved Trading Standards, HMRC Living Wage and Immigration Enforcement. The premises were compliant on matters of interest to HMRC Living Wage and Immigration Enforcement. Trading Standards checked licence conditions. Condition 21 – ultra violet light was not available. The premises were provided with an Inspection Report and given 7 days to comply.

24/06/14 - 22.13 - 22.23 Out of Hours Licencing Enforcement Officers visited the premises to check outstanding conditions. Condition 21 ultra violet light equipment not available at time of inspection.

01/07/14 – Trading Standards received a complaint alleging that the premises was selling duty diverted and counterfeit products.

22/07/14 - Trading Standards age related sales test purchase carried out. Female volunteer aged 15 years 169 days Cigarettes and alcohol – no sale.

15/8/14 - 20:40 – Licensing Enforcement Officer (NJ) visited the premises and carried out a licence inspection. Unable to check Condition 13: CCTV present but not accessible. Condition 17 and 18 - Staff training records not available for inspection and therefore no proof of training taking place. Condition 20 - No sales receipts for alcohol. Several bottles checked using a UV device, no counterfeit found. Two packets of non-duty paid cigarettes seized.

15/08/14 – Non duty paid tobacco test purchase attempt - no sale made.

09/09/14 – A warning letter was sent to the premises licence holder in relation to the alcohol found at the premises in March 2014. The letter stated:

'Having carefully considered the facts of the case, Trading Standards have decided not to take any formal action against you on this occasion.

However, you should take this letter as a warning as to your future conduct. Should similar matters be brought to our attention again, it is unlikely that we shall adopt such a lenient approach'.

24/02/15 – 10:52 - 11:35 - A Licensing Enforcement Officer (CPX), two HM Revenue and Customs Officers and an Officer and dog from Operation Wagtail visited the premises to check for any counterfeit or non-duty paid tobacco or alcohol. Three non-duty paid bottles of vodka were seized along with 93 packets of Marlboro Gold cigarettes (20 cigarettes per packet), 1 Marlboro Red cigarettes (20 cigarette per packet) and 7 x 50g Golden Virginia hand rolling tobacco. All of the tobacco was found concealed in a set of drawers. The drawers appeared to contain bags of plastic bags but the dog indicated that there was something there and once a wooden panel (a false bottom to the drawers) was pushed back the tobacco was found. There were two drawers like this. **See Appendix 4 – Photos** When questioned under caution a male called Sefer Govtepe claimed to own the premises. He said that his cousin was the licence holder. Sefer Govtepe admitted that he had bought the tobacco and had originally bought 20 boxes of cigarettes, each containing 10 packets of 20 (he had therefore already sold more than half of what he had bought). He also admitted that he had built and installed the drawers containing the cigarettes. Before leaving the Licensing Enforcement Officer advised him that a licence review would be submitted and that this matter could lead to the licence being revoked. The officer noted that a Think 21 poster was on display, posters advising customers not to buy alcohol for children on display, Part B on display, No ID no sale poster on display, alcohol zone poster on display, leave quietly poster on display, CCTV signage on display.

27/02/15 - A letter was hand delivered to the premises inviting the premises licence holder in for a meeting.

03/03/15 – Licensing Enforcement Officer Charlotte Palmer and Police Licensing Officer Martyn Fisher held a meeting with the Premises Licence Holder – Mr Suleyman Erdogan. Also in attendance was Mr Sefer Govtepe and Ms Umit Yigit who they had brought along as a translator. During the meeting Mr Govtepe confirmed that he and Mr Erdogan are business partners and cousins and that the company they run is called Hertford Food Centre Limited. Mr Govtepe confirmed that he is the Director and that Mr Erdogan use to be the director of the company. Mr Govtepe claimed that the 3 bottles of vodka were given to him but that he didn't want them so put them on sale. He was advised that further visits would probably be made to the shop and to ensure that there was nothing else on sale which shouldn't be. He stated that it had all been taken. He went on to say that it had been a genuine mistake but also commented that it was because 'everything was so expensive'. Charlotte Palmer stated that they obviously knew it was wrong otherwise it would not have been hidden in secret drawers. The officers explained that a review application would be submitted and that all of the paperwork would be addressed to Mr Erdogan as the premises licence holder. He was strongly advised to get independent legal advice.

04/03/15 – Company information was checked on the Companies House website. This confirms that Mr Sefer Govtepe is the current Director and Mr Suleyman Erdogan was the director until 20/05/14. **See Appendix 5.**

Cumulative Impact Policy (CIP):

These premises are located in the Enfield Highway Cumulative Impact Policy Area.

The CIP states the core hours that should not be exceeded for each type of premises in particular locations. These are:

Sale/supply of alcohol (off supplies only): Monday – Sunday 08:00 – 24:00

The current licensed hours for this premises are:

08:00 – 01:00 Mon – Sun

Additional Information:

DCMS Guidance (11.26) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (i.e. non duty paid products).

DCMS guidance (11.27) goes on to say that it is envisaged that responsibility 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.

Conclusion:

Enfield Licensing Authority is seeking a review of the premises licence on the grounds that the premises have been found to be selling alcohol with counterfeit back labels in March 2014, non-duty paid cigarettes in August 2014 and non-duty paid alcohol and tobacco in February 2015. A previous licence has already been revoked in 2011 for similar offences. The previous licence holder and the current licence holder are business partners so the previous history of the premises is relevant to this case. Despite already having lost one licence the same illegal activity has continued to take place at this premises resulting in the Licensing Authority having no confidence in those running the premises.

The Licensing Authority therefore recommends that this licence be revoked.

Suggested additional condition:

If the Licensing Committee does not deem it necessary to revoke the licence in its entirety I would recommend the hours be reduced in line with the Cumulative Impact Policy, the DPS be removed from the licence, the licence be suspended for or 3 months and the following conditions be attached to the premises licence:

- A Personal Licence holder is to be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
- All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'Tobacco Stock'. This container shall be kept within the store room or behind the sales counter.
- Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.

The Licensing Authority reserve the right to add any additional information to support this review application.

Suspension of Licence:	N
Revocation of Licence:	Y

Recommended period of suspension (max 3 months):

The conditions attached to the premises licence already include most of the conditions that the Licensing Authority would seek for an off licence premises.

There is a significant history of illegal activity at this premises.

Having regard to all this information, and taking into account the DCMS guidance that, this leaves little option other than for the Licensing Authority to seek total revocation of the premises licence.

The Secretary of State believes that the sale of smuggled alcohol should be treated particularly seriously and that where licence reviews are submitted and the licensing authority determines that the crime prevention objective is being undermined revocation of the licence, even in the first instance should be seriously considered.

Please tick yes

Have you made an application for review relating to this premises before Yes

If yes please state the date of that application

Day Month Year

10th May 2011

If you have made representations before relating to these premises please state what they were and when you made them.

Eleanor Green, Trading Standards, review application submitted and licence revoked July 2011. The prevention of crime and disorder, the prevention of public nuisance and the protection of children from harm. The review was submitted on the ground that the premises had been found selling non duty paid alcohol. Premises licence holder and DPS was Sefer Govtepe at that time.

New premises licence application submitted by Suleyman Erdogan in July 2011 and Trading Standards representation made by Eleanor Green recommended strengthening conditions and reduced hours. Granted.

Please tick yes

- 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 3)

Signature of applicant or applicant's solicitor or other duly authorised agent
(See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**



Signature:

Date: 10th March 2015

Capacity: Licensing Enforcement Officer

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
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. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

Appendix 1

**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 Ellie Green, Principal Trading Standards Officer - Licensing Enforcement

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Hertford Food Centre

Postal address of premises or, if none, ordnance survey map reference or description	
236 Hertford Road	
Post town Enfield	Post code (if known) EN3 5BL.
Name of premises licence holder or club holding club premises certificate (if known)	
Mr Sefer Govtpe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ.	
Number of premises licence or club premises certificate (if known)	
LN/200800470	

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 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
Mr Mrs Miss Ms Other title
(for example, Rev)

Surname	First names
<input type="text"/>	<input type="text"/>

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

<input type="text"/>

Post town	<input type="text"/>	Post Code	<input type="text"/>
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Daytime contact telephone number

<input type="text"/>

E-mail address (optional)

<input type="text"/>

(B) DETAILS OF OTHER APPLICANT

Name and address
<input type="text"/>
Telephone number (if any)
<input type="text"/>
E-mail address (optional)
<input type="text"/>

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Ellie Green Enfield Trading Standards (Weights and Measures) London Borough of Enfield PO Box 57 Civic Centre Silver Street EN1 3XH
Telephone number: 020 8379 8543
E-mail address: ellie.green@enfield.gov.uk

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

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | |
| 3) the prevention of public nuisance | x |
| 4) the protection of children from harm | x |

Please state the ground(s) for review: (please read guidance note 1)

Enfield Trading Standards is seeking a review of the premises licence on the grounds that the premises has been found to be selling non duty paid alcohol. The premises also has a history of offences breaching the Licensing Act 2003, namely breaching conditions.

This review is primarily based on the prevention of crime and disorder licensing objective, but also supports the protection of children from harm and prevention of public nuisance licensing objectives.

The review application is to revoke the premises licence.

Background Information:

A new premises licence (LN/200600789) was issued to Mr Sefer Govtepe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 22/2/2007.

A further new premises licence application was made in June 2008 as the premises had extended the licensable area. The premises licence (LN/200800470) was issued again to Mr Sefer Govtepe, 43 Merlin House, 2 Napier Road, Enfield, EN3 4QJ as both the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) on 13/08/2008.

To date LN/200600789 has not been surrendered although it cannot be used as the plan is no longer accurate. Trading Standards are also seeking to revoke this licence in a separate application.

Please provide as much information as possible to support the application (please read guidance note 2)

History of Premises

The history of the premises will include information under the LN/200600789 as it is exactly the same person named on the licence, and therefore relevant to this application.

9/4/08 – Complaint alleging noise disturbance from deliveries being made late at night until early morning to the premises' storage at number 232 Hertford Road. The Enviro Crime Officer advised Mr Sefer Govtepe with assistance from an employee Besime Koker, as Mr Govtepe was unable to fully understand English. Mr Govtepe denied these allegations.

9/6/08 – Complaint received alleging shop sells out of date food and alcohol to underage children. Food officers visited and identified food displayed for sale beyond the use by dates. Advice was given.

11/8/08 – LBE became aware that the Fire Service had served a Fire Improvement Notice on the premises.

7/11/08 – Food officers checked for counterfeit vodka, none found.

12/12/08 – Licensing Enforcement officers visited premises to carry out a full compliance inspection, and spoke to Mr Govtepe. The following conditions were found to be in breach: 6 – Insufficient raid control and training; 10 - Leave quietly sign not next to exit; 11 - No refusals book; 13 - Training records need to be kept for all staff; 15 - Drinking control signs required. 21 days were given to bring breaches into compliance, and an inspection report with advice was issued.

02/01/09 - Revisit carried out to check outstanding licence, however Mr Govtepe was not on the premises and staff requested a re-visit when manager there as they do not know where records are kept. Officers noted out of date meat in the fridge and had it removed from sale.

10/01/09 – Revisit carried out to check outstanding licence conditions. The following conditions were found to be in breach: 6- raid control not in place but officers told it was on order; 13 - no training records; 11 - refusals book on site but not been used.

19/01/09 – Complaint received that the premises stays open all night, and that they also use 232 Hertford Road as storage. The storage doors are continuously opened and closed using shutters, which are very noisy and caused the complainant to lose sleep.

05/02/09 – As part of the Trading Standards Tobacco project, cigarettes were tested for authenticity – no problems found. Checked outstanding licensing conditions, the following were found to be in breach: 13 - training records unavailable; 11 - refusals book available but no entry since 10/1/09.

06/03/09 - Checked outstanding licensing conditions, 11 and 13 still found to be in breach. A warning letter was sent to the premises.

22/06/09 – Complaint received that raw meat from the premises is disposed of into the commercial waste bin, and creating unpleasant smells. Officers visited and established this was a problem, and advice was given.

06/08/09 – Complaint alleging that the disposal of raw meat continues to be a problem. Officers visited and saw that the raw meat was still disposed of into the commercial waste bin, and the premises was given a verbal warning.

24/08/09 – The LBE alcohol training material was sent to the premises.

28/08/09 – Complaint alleging noise disturbance from deliveries to the premises, very early in the morning.

16/10/09 – Police received information that the staff at the premises give out fake £1 coins in change and sell fake packets of rizzla. Trading Standards visited and advised. A selection of Rizla papers were purchased in order to be tested, and results showed they were genuine.

18/12/09 – Food officers visited the premises to check for counterfeit spirits. 5 x 70cl suspect counterfeit Glen's vodka found on shelf behind serving counter, and were seized under the Trade Marks Act. A formal sample was taken from one bottle and the owner of the business, Mr Sefer Govtepe, was served with a seizure notice. He said that he bought the Glen's from Dhamecha in Crown Road about a month ago. The officer informed him that he would be asked to produce invoice.

18/05/10 – Full compliance check carried out. The outstanding conditions were: 11 – no refusals book; 13 – no training records; 15 – no drinking control sign. All relevant material issued to Mr Govtepe.

03/06/10 – An attempted test purchase of alcohol using an underage Trading Standards volunteer was refused.

11/08/10 – An attempted test purchase of alcohol using an underage Trading Standards volunteer was refused.

26/11/10 – Complaint relating to overflowing bins at premises, and leaving overflow of rubbish which attracts rats. The waste contract was cancelled due to non payment of fees, and council officers identified the premises rubbish in residential bins. Advice given to Mr Govtepe.

24/01/11 – Information received from Enviro Crime Officer who suspected possible duty free cigarettes were being sold from under the counter in the premises. The officer witnessed the cashier serve a customer items from under the counter making sure they were in a black bag, which was closed.

01/ 02/11 - Trading Standards, the Police and Her Majesty's Revenue and Customs (HMRC) carried out joint visits to premises in the borough to see if non duty paid alcohol or tobacco were being sold. The visits were only made to premises with EN postcodes as the HMRC team that was involved in the operation only cover those addresses in the borough. The list was compiled using intelligence from both Trading Standards and HMRC. HMRC identified the following products as being non duty paid in Hertford Food Centre: 33.75 litres of assorted wines and 39.45 litres of assorted spirits were seized. These products were seized by HMRC. The revenue on these goods seized is £449.60.

Additionally, the premises next door but one, Internet Service, 232 Hertford Road, Enfield, EN3 5BL and its storage was also checked, as it is owned by Mr Govtepe. 235.2 litres of Vodka, 121.5 litres of various wines, 109.2 litres of Brandy and 41.7 litres of other sprits were seized as they were also identified as non duty paid. The revenue due on the goods seized at Internet Service is £5,401.40.

No receipts were produced for the goods at the time the goods were seized. The owners were given 28 days to produce the receipts for the goods seized to prove that they were bought at a wholesaler and that the duty had been paid. That period has now expired and the receipts have not been provided.

11/02/11 – As a result of the recent seizures, a full licence inspection was attempted at the premises, however, the only person present at the premises could not understand the officers, so the inspection did not take place.

14/02/11 – Further information from the same Enviro Crime Officer: that the premises and internet cafe continues to sell tax free cigarettes. The owners at these two premises are also linked to Hertford Discount Store on the same parade, and that there are more storage units at the rear of all these premises.

18/02/11 – Officers visited premises to carry out the licence inspection, and met with Mr Mehmet Govtepe, employee, however on the officers' arrival, he indicated that he was Mr Sefer Govtepe, the PLH and DPS. Conditions found to be in breach were: 5 - CCTV clock was 50 minutes later than correct time; No CCTV sign displayed; Monitor had error message 'No HDD Connected'. Mr Mehmet Govtepe could not operate the system so officers were unable to establish whether the CCTV was recording or compliant; 6 - No raid control; 11 - No refusals book; 12 - No training evident; 13 - No training records available. Mr Mehmet Govtepe stated that Mr Sefer Govtepe was on the premises daily. 14 days were given to address the non compliances, and an inspection report with advice was signed by and left with Mr Mehmet Govtepe. Further verbal advice relating to raid control was given by Martyn Fisher, Police Licensing Officer following this visit.

23/02/2011 Revisit to premises carried out as part of joint operation with HMRC, Trading Standards, and the Police. HMRC officers seized 13.6kg of shisha tobacco, and 3.15 litres of various spirits, as they were found to be non duty paid. No receipts were produced for the goods at the time the goods were seized. The owners were given 28 days to produce the receipts for the goods seized to prove that they were bought at a wholesaler and that the duty had been paid. That period has now expired and the receipts have not been provided. The goods seized amounted to total duty evaded of £1503.44.

Paul Cumberland from HMRC has produced two statements relating to the said seizures – see Appendix A and B.

11/03/11 – Officers carried out licensing revisit inspection with Mr Sefer Govtepe. The following conditions were still found to be in breach: 6 - Raid Control system not in place fully; 12 - No training carried out; 13 - Training records not completed. An inspection report was left advising a further 21 days to bring the outstanding issues into compliance.

08/04/2011 – Officers carried out licensing revisit. Checked outstanding conditions. Training carried out and records seen. Raid control seems to have been installed - smoke notes seen, there was a box near the door that the owner claimed was a camera but the officers were not 100% convinced, matter referred to police licensing officer.

13/04/11 – Trading Standards attempted a test purchase of cigarettes with child E. The child was asked his age and the sale was refused.

Additional Information:

DCMS Guidance (11.26) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (ie non duty paid products).

DCMS guidance (11.27) goes on to say that it is envisaged that responsibility 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.

If the licensing committee is not minded to revoke the premises licence completely, Trading Standards (Weights and Measures) asks that consideration be given to suspend the licence until such time that a vary Designated Premises Supervisor application has been submitted and issued and the Licensing Enforcement Team are confident that all licence conditions are being complied with. Trading Standards do not believe that the current DPS is a suitable person to be named as the DPS, given that non duty paid goods were found on the second visit, after such a short timeframe in between visits, and the history of non compliant conditions. If the licence is not revoked Trading Standards (Weights and Measures) also recommend modifying the times and conditions of the licence, as detailed below, to help to prevent crime and disorder associated with the sale of counterfeit and non-duty paid items on the premises in the future.

Activity	Current Times	Proposed Times
Opening	24 hours daily	07:00 – 23:00 daily
Alcohol	24 hours daily	0:00 – 23:00 daily

No.	Current Condition	TS Agree	Amended to read
3	There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.	Y	
4	An alarm system, to BSEN50131, shall be installed, operated and maintained at the premises.	Y	
5	A digital CCTV must be installed in the premises complying with the following criteria : (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people	N	A digital CCTV system must be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays, and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of

	<p>entering the premises i.e. capable of identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time and place of any image; (7) Provide good quality colour images; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention. Maintenance contracts must be made available to Police on request; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 31 days; (14) Police will have access to images at any reasonable time; (15) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.</p>		<p>identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time, and place of any image; (7) Provide good quality images - colour during opening times; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 31 days; (14) Police and authorised officers of the council will have access to images at any reasonable time; (15) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police and / or authorised officer of the council can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.</p>
6	<p>A Raid Control system must be installed in the premises complying with the following criteria : (1) A time delay safe is fitted under the counter; (2) A separate covert real time camera is fitted above the front door monitoring customers exiting. (Raid Cam); (3) A smoke note system is installed; (4) All staff</p>	Y	

	must be fully trained as to Raid Controls use and a signed written record of all training kept. This must be made available to Police or council officers on request; (5) Cash must be minimised in the till and the safe utilised.		
7	Suitable steps shall be provided at the premises to allow the rear fire exit to be used safely in an emergency.	Y	
8	At least 2 members of staff shall be present on the shop-floor of the premises between 22:00 and 06:00.	N	At least 2 members of staff shall be present on the shop floor of the premises at all times the premises are open for licensable activities.
9	The premises must operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) shall be accepted.	N	The Local Authority or similar proof of age scheme shall be operated and relevant material shall be displayed at the premises. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.
10	Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.	Y	
11	A written record of refused sales must be kept on the premises and completed when necessary. It must be made available to Police and/or the Local Authority upon request.	N	A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
12	All staff must receive induction and refresher training, relating to the sale of alcohol.	N	All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol, and the times and conditions of the premises licence.
13	All training relating to the sale of alcohol shall be documented and records kept. This record must be made available to the Police and/or Local Authority upon request.	N	All training relating to the sale of alcohol and times and conditions of the licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

14	Children under the age of 14 shall not be permitted on the premises after 21:00 unless accompanied by an adult.	N	Children under 14 years, not accompanied by an adult, are not permitted to remain at or enter the premises after 21:00 hours.
15	Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.	Y	
16	Deliveries will not be made to the premises between the hours of 22:00 and 06:00.	N	Deliveries will not be made to the premises between the hours of 21:00 and 07:00.
17	Deliveries shall not cause a noise nuisance to local residents.	N	Remove – covered by other legislation
	Annex 3 Proposed Conditions - additional	Agreed by Applicant	
	The premises licence holder and any other persons responsible for the purchase of stock shall not purchase any goods from door-to-door sellers unless they are from a bona fide company.		
	The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year. include. Receipts shall show the following details: i) Seller's name and address ii) Seller's company details, if applicable iii) Seller's VAT details, if applicable iv) Seller's vehicle details, if applicable. Copies of these documents shall be retained on the premises and made available to police or authorised officers of the council on request within one week of the request.		

	An ultra violet light will be used at the store to check the authenticity of all stock purchased which bears a customs stamp.		
	The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.		
	Waste collections shall not be made from the premises between the hours of 21:00 and 07:00.		
	A personal licence holder is to be present on the premises and supervise the sale of alcohol, throughout the permitted hours for the sale of alcohol.		

The posters, training material, training records and refusals book are all available from Trading Standards.

Trading Standards (Weights and Measures) reserve the right to give evidence on any further incidents relating to breaches of the licensing objectives which may take place at, or in the vicinity of the premises, between the submission of this representation and the hearing or during the time allowed for any appeal proceedings. Additionally, Trading Standards reserve the right to present details of the outcome of any Court hearings between the submission of this representation and the hearing.

Suspension of Licence:	N
Revocation of Licence:	Y
Recommended period of suspension (max 3 months):	
Reasons for Revocation	
<p>A significantly large quantity of non duty paid products has been seized from this premises following numerous complaints alleging that the premises sells illegal tobacco and alcohol. After two seizures within one month, the revenue due on the goods seized totals at £7,354.44.</p> <p>The Secretary of State believes that the sale of smuggled tobacco and alcohol should be treated particularly seriously and that where licence review are submitted and the licensing authority determines that the crime prevention objective is being undermined revocation of the licence, even in the first instance should be seriously considered.</p> <p>There is a continued history of illegal activity at the premises. Advice to compliance has been given on the number of occasions and despite this illegal activity continued. Trading Standards have no confidence in the ability of the PLH/DPS to manage the premises in accordance with the licence and other Trading Standards and HMRC</p>	

requirements.

Please tick yes

Have you made an application for review relating to this premises before No

If yes please state the date of that application

Day Month Year

n/a

If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- 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 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature



Date 10th May 2011


Capacity **Principal Trading Standards Officer - Licensing Enforcement**
Trading Standards (Weights and Measures)

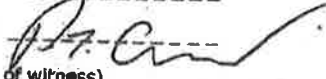

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

Appendix A.

WITNESS STATEMENT		
ENGLAND AND WALES ONLY		
<small>(CJ Act 1987, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.27, CP Rules Part 27.1)</small>		
Statement of: Paul Terence Cumberland		
Age if under 18:	(If over 18 Insert 'over 18')	Occupation: H M Revenue and Customs
This statement (consisting of 1 page(s) each signed by me is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.		
Signature: 		Date: 4th April 2011
I am an Officer of H M Revenue & Customs based in Haven House, Ipswich, Suffolk, IP4 1DN. In my role as a Law Enforcement Coordinator my duties include being responsible for exchanging information with the Police and other Agencies relating to matters of mutual interest.		
I have been asked by Ellie Green, Principal Trading Standards Officer, Environmental Protection & Regulation, London Borough of Enfield, to supply details of inspections made by HM Revenue & Customs Officers, on 1 st February and 23 rd February 2011 at Hertford Food Centre, 236 Hertford Road, Enfield, EN3 5 BL, for the purpose of supporting an action being taken by the Licensing Team at Enfield Trading Standards.		
I have examined the reports concerning the visit and can confirm that on the 1 st February Officers seized a total of 33.75 litres of assorted wine and 39.45 Litres of assorted spirits, from the owner of the shop Mr Sefer Govtepe as liable to forfeiture by virtue of the Customs & Excise Acts. They were satisfied that due to the proprietors inability to produce invoices or receipts to prove duty payment, that United Kingdom Excise Duty had not been paid on said goods.		
The Revenue on the goods seized is £ 449.60		
I have examined the reports concerning the visit and can confirm that on the 23 rd February Officers seized a total of 13.60 kg Shisha flavoured tobacco and 3.15 litres of various spirits.		
The revenue due on the seized goods is £1503.44		
The goods were seized as liable to forfeiture under Customs & Excise Acts.		
No notice of claim against the forfeiture was received within the statutory time limit therefore the Spirits and Wine are condemned as forfeited in accordance with PP5 of schedule 3 to CEMA		

Date: 12th April 2011Signature: 
(signature of witness)Signature: 
(signature witnessed by)

STATEMENT OF WITNESS: ENGLAND AND WALES ONLY

Page 1 of 1

ENF081A

12/2009

Appendix B

**WITNESS STATEMENT
ENGLAND AND WALES ONLY**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1961, r.27, CP Rules Part 27.1)

Statement of: Paul Terence Cumberland

Age if under 18: (If over 18 insert 'over 18')

Occupation: H M Revenue and Customs

This statement (consisting of 1 page(s) each signed by me is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: 

Date: 4th April 2011

I am an Officer of H M Revenue & Customs based in Haven House, Ipswich, Suffolk, IP4 1DN. In my role as a Law Enforcement Coordinator my duties include being responsible for exchanging information with the Police and other Agencies relating to matters of mutual interest.

I have been asked by Ellie Green, Principle Trading Standards Officer, Enfield Trading Standards, to supply details of inspections made by HM Revenue & Customs Officers, on 1st February 2011 at Internet Café, 232 Hertford Road, Enfield, which is associated to Hertford Food Centre 236 Hertford Road, Enfield EN3 5 BL for the purpose of supporting an action being taken by the Licensing Team at Enfield Trading Standards

I have examined the reports concerning the visit and can confirm that Sefer Govtepe, the owner of Hertford Food Centre was present on the 1st February 2011 when Officers seized a total of 235.2 litres of Vodka, 121.5 Litres of various wines, 109.2 litres of Brandy and 41.7 Litres of other spirits, as liable to forfeiture by virtue of the Customs & Excise Acts, from him. They were satisfied that due to the proprietors inability to produce invoices or receipts to prove duty payment, that United Kingdom Excise Duty had not been paid on said goods.

The revenue due on the seized goods is £5,401.40

The goods were seized as liable to forfeiture under Customs & Excise Acts.

No notice of claim against the forfeiture was received within the statutory time limit therefore the spirits and wine are condemned as forfeited in accordance with PP5 of schedule 3 to CEMA

Date: 4th April 2011

Signature: 

(signature of witness)

Signature: 

(signature witnessed by)

STATEMENT OF WITNESS: ENGLAND AND WALES ONLY

Property Index number: «UKEY»

ENFIELD
Council
www.enfield.gov.uk



TRADING STANDARDS (WEIGHTS AND MEASURES) REVIEW APPLICATION:
ADDITIONAL INFORMATION

This review application is made by the Enfield's Trading Standards Service (inspectors of Weights & Measures) and is made in consultation with and on behalf of the Health & Safety authority, the Environmental Health authority and the Child Protection Board.

I confirm I am authorised to speak at any hearing on behalf of the Health & Safety authority, the Environmental Health authority, the Child Protection Board and Enfield's Trading Standards Service (inspectors of Weights & Measures).

Name and address of premises: Hertford Food Centre,
236 Hertford Road,
Enfield,
EN3 5BL.

Type of Application: Review of Licence (Trading Standards)

The Review Application

I am confident that you have read the report that has been provided to you in relation to this Trading Standards review application.

I would like to take this opportunity to summarise and emphasise the main areas of concern which has led us here today, for the revocation of Hertford Food Centre premises licence.

The report shows that Mr Govtpe, the premises licence holder and DPS has been involved with the premises since 2007, which indicates that Mr Govtpe has had plenty of experience in running an off licence.

However, a number of alleged non compliances have been highlighted in the report.

The premises has breached 7 of their licence conditions on 7 occasions since December 2008, despite advice and warnings being issued, a total of 23 breaches of conditions – which is an alarmingly frequent figure.

One previous seizure of counterfeit alcohol at this premises was carried out by LBE, in 2009.

More recently, two allegations that tax free cigarettes were being sold from the premises, which were actually observed by an LBE Enviro Crime Officer.

As a result of this previous history, on 1st February 2011, the premises was targeted for a visit during the joint operation with Trading Standards, the Police and HMRC. HMRC identified 33.75 litres of assorted wines and 39.45 litres of assorted spirits as being non duty paid, and were subsequently seized by HMRC. The revenue on these goods seized is £449.60.

Additionally, the premises next door but one, Internet Service, 232 Hertford Road, Enfield, EN3 5BL and its storage was also checked, as it is also owned by Mr Govtpe. 235.2 litres of Vodka, 121.5 litres of various wines, 109.2 litres of Brandy and 41.7 litres

Property Index number: «UKEY»

of other spirits were seized as they were also identified as non duty paid. The revenue due on the goods seized at Internet Service is £5,401.40.

Despite all these seizures on 1st February 2011, a revisit was carried out at Hertford Food Centre as a continuation of the joint operation. HMRC officers seized 13.6kg of shisha tobacco, and 3.15 litres of various spirits, as they were found to be non duty paid. The goods seized amounted to total duty evaded of £1503.44.

Paul Cumberland from HMRC has produced two statements relating to these seizures – see Appendix A and B. However to sum up, no receipts were produced for the goods at the time any of the goods were seized. The owners were given 28 days to produce the receipts for the goods seized to prove that they were bought at a wholesaler and that the duty had been paid. That period has now expired and the receipts have not been provided.

The total revenue due on goods for sale by Mr Govtepe is £7,354.44 – an extortionate amount! It raises even further concerns that Mr Govtepe persisted in selling non duty paid goods, even after the first large seizure, when he was fully aware of the law.

However, on 1st June 2011, I received an email from NARTS on behalf of Mr Govtepe, who stated that he will voluntarily impose some of the conditions proposed by Trading Standards in the review application, as from 3rd June 2011. The wording of voluntary conditions were slightly different to those as given by Trading Standards, however, we still believe the wording of our conditions to be appropriate.

Conditions offered:

1. *No alcoholic goods will ever be purchased from sellers calling to the shop.*

2. *Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request.*

3. *A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.*

4. *An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.*

5. *If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Trading Standards Department and HMRC as soon as possible.*

6. *Any alcohol and tobacco purchases will be kept in the stock room and will be checked by the premises licence holder or DPS for compliance of conditions number 2, 3, 4 & 5 stated above.*

On 10th June 2011, licensing enforcement officers were tasked to carry out a check of the current licence and to check whether the voluntary conditions actually had been imposed. The officers spoke to Mr Mehmet Govtepe, part owner, and were able to

Property Index number: «UKEY»

establish that the voluntary conditions offered had been implemented. No other outstanding conditions were established, and officers checked bottles for authenticity – no problems found. Officers saw receipts dated 4, 5 and 10 June 2011 from Dhamecha Foods Ltd, 28 Crown Road, Enfield EN1 1TH that had a list of different alcoholic spirits including vodka, Jack Daniels, whisky and named wine on it. The officers also tested the ultra violet light against a bottle of spirits on the shelf and again, no problems found.

Should the committee be minded to amend conditions, please bear in mind that the Trading Standards review application initially proposed a condition relating to deliveries. In light of the Planning representation, Trading Standards now seek to amend this proposed condition to bring it into line with Planning:

Deliveries and collections to and from the premises shall only take place between the hours of 0800hrs to 1900hrs Monday to Saturday and none at all on Sundays or Bank Holidays.

The report directs us to the Home Office Guidance (11.26) which states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (i.e. non duty paid products).

Home Office guidance (11.27) goes on to say that it is envisaged that 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.

The committee may comment that the police did not support the Trading Standards review application. I would like to take this opportunity to remind you that the Home Office Guidance states that the police are the main source of advice on Crime and Disorder matters, but not the only authority. It also states that the police are expected to have a key role in advising premises on the prevention of crime and disorder, but Trading Standards, as a responsible authority, may also take measures to deter criminal activity, it is not restricted to the police only. Therefore we urge you not to give any less consideration in your decision making process as the police did not support the review application on this occasion.

Conclusion:

A significantly large quantity of non duty paid products has been seized from Hertford Food Centre and a related property, not once but twice. There have also been continuous breaches of licence conditions, even after plenty of officer advice. Therefore Trading Standards believe that the crime prevention objective is being seriously undermined, and we are not confident with the current management of the premises that such activities will cease.

Trading Standards therefore believe that it is necessary to revoke the premises licence in its entirety in order to fully support the prevention of crime and disorder licensing objective.

Property Index number: «UKEY»

Old Licence

This is a simple revocation application on the grounds that this licence is out of date in that the plan does not match the layout, therefore cannot be legally used.

**LONDON BOROUGH OF ENFIELD LICENSING AUTHORITY
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005
DECISION NOTICE**



LICENSING SUB-COMMITTEE – 13 MAY 2015

Application was made by the **LICENSING AUTHORITY** for a review of the Premises Licence held by **MR SULEYMAN ERDOGAN** at the premises known as and situated at **HERTFORD FOOD CENTRE, 236 HERTFORD ROAD, ENFIELD, EN3 5BL.**

The Licensing Sub-Committee **RESOLVED** that it considers the step listed below to be appropriate for the promotion of the licensing objectives :

(a) to revoke the licence.

Reasons:

The Chairman made the following statement :

"Having considered all the written submissions and listened attentively to all the oral submissions at the hearing, the Licensing Sub-Committee (LSC) determined that the appropriate step to be taken in response to the application to review the licence, and for the promotion of the licensing objectives, is to revoke the licence.

The Council's Licensing Policy and statutory guidance are clear that in the event of criminal activity, by way of counterfeit or non-duty paid goods being acquired and sold, revocation even in the first instance should be seriously considered.

We have heard the history of these premises, which includes revocation of a previous licence for the same reasons – and at a time when the current Premises Licence Holder / Designated Premises Supervisor was involved as an employee of the business; and that Mr Erdogan made an application for a new licence the very next day. This was made in full knowledge of the reasons for the revocation.

We further heard that a significant seizure of counterfeit goods was carried out on 12th March 2014; and that there have been two further episodes of a different scale since that time.

The licence holder, through his representative, admitted that each of these incidents undermined the prevention of crime and disorder licensing objective, as well as the former revocation doing so.

Even if the LSC were persuaded that Mr Erdogan was ignorant of the actions of his business partner – Mr Sefer Govtepe – he has failed to demonstrate any capability to control those actions as they impact on his responsibilities to operate his licence lawfully.

Alternatively, he knew exactly what was going on with regard to the sale of non-duty paid goods and chose either to condone it or turn a blind eye.

By the licence holder's own admission, he has more than once been out of the country for long periods, and this further hampers his ability to assert control of the business.

When questioned about the failure to supply invoices pertaining to the purchase of duty

paid goods as recently as April 2015, it again demonstrated his lack of ability to even obtain invoices from his own accountant despite being in the knowledge he faced a review of his licence.

The LSC was not satisfied by the answers given, and believed it to be an aggravating factor to the litany of failures, and breaches of other conditions of the licence.

Therefore, the LSC finds that the applicant has made its case in full, and that revocation is appropriate for the promotion of the licensing objectives."

Date Notice Sent : 13 May 2015

Signed :



Principal Licensing Officer

APPEAL

Under the Licensing Act 2003 you have a right of appeal against this decision within 21 days of receiving this notice. Any appeal should be made in writing to the North London Magistrates Court at the following address :

North London Magistrates Court
Highbury Corner, 51 Holloway Road, London, N7 8JA

CPX109

**IN THE ENFIELD MAGISTRATES' COURT
BETWEEN: -**

**SULEYMAN ERDOGAN
(Hertford Food Centre)**

Appellant

-v-

THE LONDON BOROUGH OF ENFIELD

Respondent

**APPEAL UNDER S.181 & PARAGRAPH 8(2) SCHEDULE 5 OF THE
LICENSING ACT 2003 AGAINST A DECISION BY THE LICENSING SUB-
COMMITTEE OF THE LONDON BOROUGH OF ENFIELD ON 13th MAY
2015 relating to the premises known as HERTFORD FOOD CENTRE, 236
HERTFORD ROAD, ENFIELD EN3 5BL**

CONSENT ORDER

AND UPON the parties having reached agreement to the terms set out below:

BY CONSENT IT IS ORDERED THAT:

1. The appellant withdraws his appeal against the decision of the licensing sub-committee dated 13 May 2015.
2. The appellant pays forthwith the respondent's costs as described in Annex 1, appended hereto.
3. The hearing listed for 10 November 2015 be vacated.

Signed: *CCM Farlane*
London Borough of Enfield
PO Box 50, Civic Centre
Enfield,
Middx EN1 3XN
Tel: 020 8379 6420
Fax: 020 8379 6492
DX: 90615 Enfield 1
Ref: LS/C/CM/153056

Solicitors for the Respondent

Signed: *Mahir Kilic*
Mahir Kilic trading as
NARTS
53 Stoke Newington High Street,
London
N16 8EL
Tel: 020 7241 3636
Fax: 0871 661 5283
Ref:

Representative for the Appellant

ANNEX 1

**IN THE ENFIELD MAGISTRATES' COURT
BETWEEN: -**

**SULEYMAN ERDOGAN
(Hertford Food Centre)**

Appellant

-v-

**THE LONDON BOROUGH OF ENFIELD
Respondent**

**APPEAL UNDER S.181 & PARAGRAPH 8(2) SCHEDULE 5 OF THE
LICENSING ACT 2003 AGAINST A DECISION BY THE LICENSING SUB-
COMMITTEE OF THE LONDON BOROUGH OF ENFIELD ON 13th MAY
2015 relating to the premises known as HERTFORD FOOD CENTRE, 236
HERTFORD ROAD, ENFIELD EN3 5BL**

Legal Costs incurred to date of settlement on 28th September 2015

Investigation costs

£19.38

Legal costs

Solicitor's time, charged at £85 per hour:
Paralegal's time, charged at £40 per hour:

Solicitor 11 hours 24 minutes
Paralegal 0 hours 0 minutes

£969.00

Total

£988.38



Mr S. Weizmann

Payment confirmed

We received your payment request at 16:01 on 30/09/2015.

From

Platinum (30-64-72, 28089968)

New balance: £3,271.40 (available funds: £3,471.40) [?]

To

ENFIELD BOROUGH COUNCIL (40-20-23, 81228307)

Reference: S ERDOGAN

Payment amount

£988.38

Payment date

ASAP This payment will usually reach the recipient's account within the next 2 hours

We've successfully processed your payment to ENFIELD BOROUGH COUNCIL for £988.38. The money will usually reach the recipient's account within 2 hours.



Mr Mahir kilic
NARTS
53 Stoke Newington High Street
London
N16 8EL

Please reply to Ellie Green
: Licensing Unit
PO Box 57, Civic
Centre
Silver Street, Enfield,
Middx EN1 3XH
E-mail : licensing@enfield.gov.uk
Phone : 020 8379 3578
Textphone : 020 8379 4419
Fax : 020 8379 2190
My Ref : LN/201500517
Your Ref : NOT PROVIDED
Date : 18th September 2015

Dear Mr Mahir kilic

Licensing Act 2003

Premises : Zilan Food Centre, 236 Hertford Road, ENFIELD, EN3 5BL

This letter concerns the application for a New Application Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any of our clerical errors within 28 days of the licence being issued.

Note - Transfers

On the grant of a transfer application, any notification or permit (under the Gambling Act 2005) in respect of gaming machines at the premises becomes null and void. A new notification or permit will need to be sought by the new holder of the premises licence (under the Licensing Act 2003) before gaming machines may be lawfully provided at the premises.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premise is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

Ian Davis
Director - Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN1 3XY

Phone: 020 8379 1000
Website: www.enfield.gov.uk

! ?) If you need this document in another language or format call Customer Services on 020 8379 1000, or email enfield.council@enfield.gov.uk

The Licensing Enforcement Team advise as follows

In order to support premises in meeting the conditions of their licence, the Licensing Authority has produced material such as training guidance, leave quietly signs, refusals book, which can be found on the Enfield website by following this link:

http://www.enfield.gov.uk/downloads/download/2316/compliance_documents

Please print the material relevant to the conditions and use in accordance with your licence.

Please be advised that a premises licence lapses if the holder of the licence : dies; becomes a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to hold the licence; becomes insolvent; is dissolved; or if it is a club, ceases to be a recognised club. An individual becomes insolvent on : the approval of a voluntary arrangement proposed by him; being adjudged bankrupt or having his estate sequestrated; or entering into a deed of arrangement made for the benefit of his creditors or a trust deed for his creditors. A company becomes insolvent on : the approval of a voluntary arrangement proposed by its directors; the appointment of an administrator in respect of the company; the appointment of an administrative receiver in respect of the company; or going into liquidation.

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

The London Fire Brigade advise as follows :

The issue of capacity should be addressed in the fire risk assessment for the premises use. This does not mean that every premises must have a capacity figure. There should be evidence however that the responsible person has considered the number of persons who can be safely evacuated through the available exits.

A safe capacity figure will be expected in the following circumstances:

- (1) in premises that could potentially become overcrowded; for example bars, pubs, clubs, and other places of public assembly :
- (2) where an engineered solution or BS 9999 has been used to increase capacity;
- (3) where capacity is risk-critical; for example where the premises use has a higher occupancy factor than that which the building was designed for.

Where applicable, capacity should normally be inclusive of staff and performers. Management should be able to demonstrate a realistic method of controlling capacity.

Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.

The licence is subject to an annual fee, payable on each anniversary of the licence first being granted.

Please be advised that if you are playing music in your business – to staff or customers – it is a legal requirement to obtain permission from the copyright holders. Two organisations exist to help make sure you are correctly licensed to play the music you want. PPL collects royalties on behalf of performers and record companies. PRS for Music collects royalties on behalf of songwriters, composers and music publishers. In most instances, a licence from both organisations is needed to ensure all copyright holders are correctly paid for the use of their music. If you play music in your business, please contact PPL and PRS for Music to obtain the right licences for you. Please visit ppluk.com and prsformusic.com for more information on music licensing or call PPL on 020 7534 1095 and PRS for Music on 0800 068 4828.

All employers have a responsibility to prevent illegal migrant working in the UK. Failure to comply could lead to a penalty of up to £10,000 per illegal worker. Home Office guidance is available at www.ukba.homeoffice.gov.uk/employers/preventillegalworking/

If you require any further information, please do not hesitate to contact me.

Yours sincerely



Ellie Green
Principal Licensing Officer



Licensing Act 2003

PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : LN/201500517

Part 1 – Premises Details

Postal address of premises :

Premises name : Zilan Food Centre

Telephone number : Not provided

Address : 236 Hertford Road ENFIELD EN3 5BL

Where the licence is time-limited, the dates : Not time limited

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) **Open to the Public - Whole premises**

Sunday :	08:00 - 01:00
Monday :	08:00 - 01:00
Tuesday :	08:00 - 01:00
Wednesday :	08:00 - 01:00
Thursday :	08:00 - 01:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

(2) **Supply of Alcohol - Off supplies**

Sunday :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 00:00
Saturday :	08:00 - 00:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Deniz Altun

Telephone number : Not provided

e-mail : info@narts.org.uk

Address : 14 Downland House, Goat Lane, 4 Holbrook Close,
London, EN1 4UU

Registered number of holder (where applicable) :

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Telephone number :

Address :

Name and address of designated premises supervisor (where the licence authorises the supply of alcohol) :

Name : Mr Deniz Altun

Telephone number : Not provided

e-mail : info@narts.org.uk

Address : 14 Downland House, Goat Lane, 4 Holbrook Close,
London, EN1 4UU

Personal licence number and issuing authority of personal licence held by designated premises supervisor (where the licence authorises the supply of alcohol) :

Personal Licence Number : LN/201300562

Issuing Authority : London Borough of Enfield

Premises Licence LN/201500517 was first granted on 18 September 2015.

Signed:



Date : 18th September 2015

**for and on behalf of the
London Borough of Enfield**

Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH

Telephone : 020 8379 3578



Annex 1 - Mandatory Conditions

- 1. 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.**
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**

Annex 2 - Conditions consistent with the Operating Schedule

- 3. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 4. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.**
- 5. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.**
- 6. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.**
- 7. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- 8. The Designated Premises Supervisor shall regularly check the refusals book to ensure it is being consistently used by all staff.**
- 9. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 10. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 11. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the**

gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

12. Alcohol and cigarette stock shall only be purchased from registered wholesalers.

13. Only the Premises Licence Holder or Designated Premises Supervisor shall purchase alcohol and cigarette stock.

14. The premises licence holder shall ensure that all receipts for goods bought are kept together in a file or folder as evidence that they have been brought into the UK through legal channels. Receipts shall show the following details: (1) Seller's name and address; (2) Seller's company details, if applicable; (3) Seller's VAT details, if applicable. Copies of these documents shall be retained for no less than 12 months and shall be made available to police or authorised officers of the council on request within five working days of the request. The most recent three months' worth of receipts shall be kept on the premises and made available to the police or authorised officers of the council on request.

15. All tobacco products which are not on the tobacco display shall be stored in a container clearly marked 'tobacco stock'. This container shall be kept within the store room or behind the sales counter.

16. Tobacco products shall only be taken from the tobacco display behind the sales counter in order to make a sale.

17. Prominent, clear and legible notices shall be displayed on all alcohol fridges and at all other alcohol display areas advising customers of the permitted sale of alcohol times.

18. All cans of beer, lager and cider must be indelibly marked to show the trading name of the shop to address the problem of street drinking and associated crime and anti-social behaviour.

19. The premises licence holder shall immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.

20. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased

21. An ultra-violet light shall be available at the premises for the purpose of checking the UK Duty Stamp on spirit stock.

22. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultraviolet light, or are otherwise suspicious, the premises licence holder shall report the supplier to Trading Standards.

23. No deliveries or waste collections shall take place between 08:00 - 20:00 hours.

24. Neither Mr Sefer Govtepe or Mr Suleyman Erdogan or their immediate family shall be involved in any way in the operation and / or management of the business or be permitted to work in the business in any capacity.

25. No spirits shall be purchased in a resealed box, without thorough checks being made to ensure it is legal to sell.

26. Appropriate signage will be displayed, in a prominent position, informing customers they are being recorded on CCTV.

27. CCTV covering areas inside and outside of the premises should be installed and maintained to police recommendations with properly maintained log arrangements. All images will be stored for a minimum of 31 days.

28. CCTV is to comply with Data Protection Act 1998 and is to be working and recording correctly when the premises are open to the public.

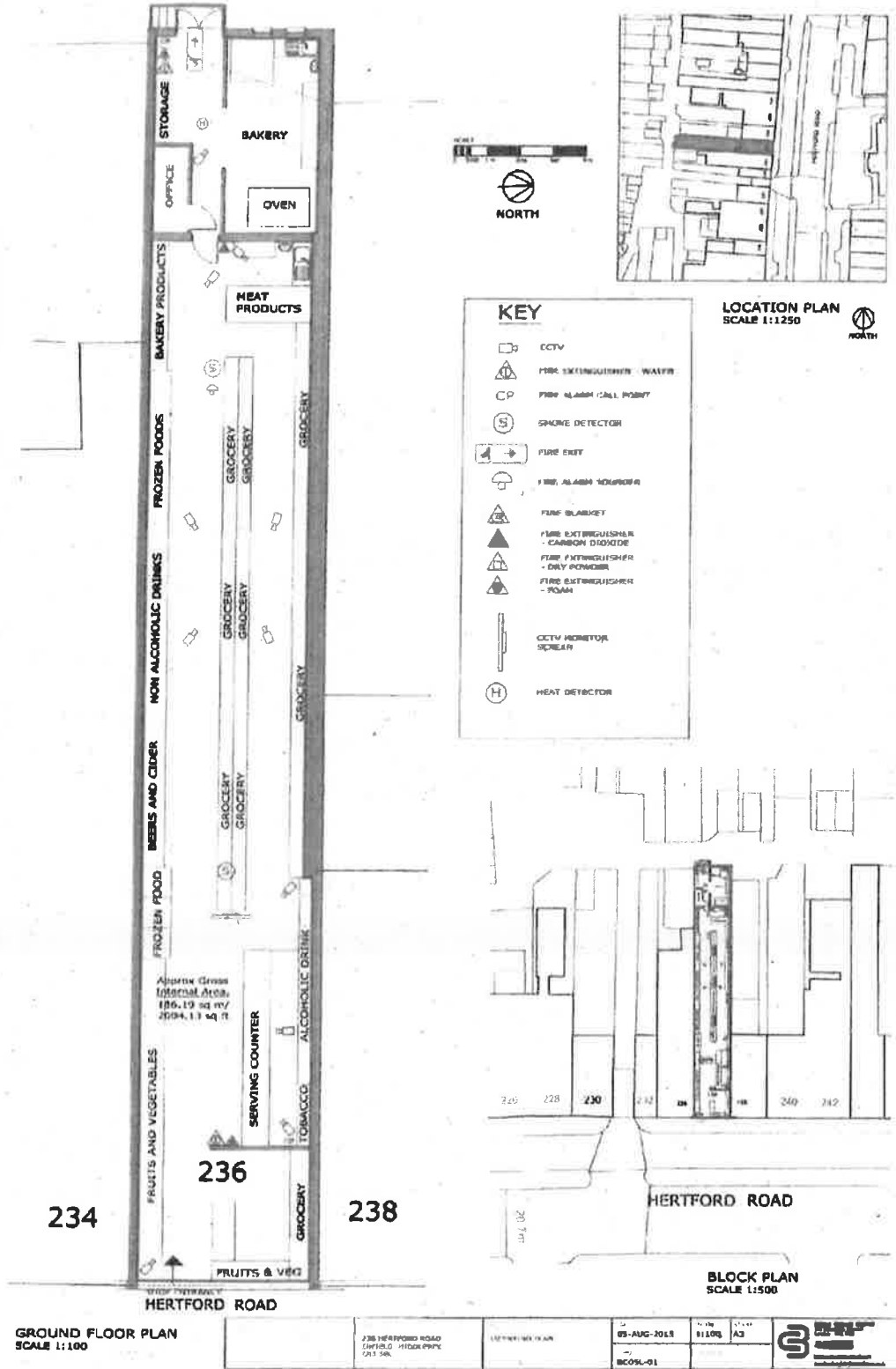
29. A staff member from the premises that is conversant with the operation of the CCTV system will be on the premises at all times that the premises are open to the public. This staff member will be able to show police recent data footage with the minimum of delay when requested. This data or footage reproduction should be almost instantaneous.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 – Plans

PLEASE NOTE - A3 PLANS TO BE PRINTED "AS IN DOCUMENT" NOT ENLARGED OR SHRUNK TO FIT PAGE



GROUND FLOOR PLAN
SCALE 1:100

LOCATION PLAN
SCALE 1:1250

BLOCK PLAN
SCALE 1:500

236 HERTFORD ROAD HERFORD, HIGGERS ON 30A	LETTERS WE CAN	09-AUG-2015	01103	A3	
		BC05L-01			

BOHAM CONSULT LTD © COPYRIGHT PROTECTED 2015

Licensing Act 2003**PART B – PREMISES LICENCE SUMMARY**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **LN/201500517**

Part 1 – Premises Details

Postal address of premises :

Premises name : **Zilan Food Centre**

Telephone number : **Not provided**

Address : **236 Hertford Road ENFIELD EN3 5BL**

Where the licence is time-limited, the dates : **Not time limited**

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities :

(1) Open to the Public - Whole premises

Sunday :	08:00 - 01:00
Monday :	08:00 - 01:00
Tuesday :	08:00 - 01:00
Wednesday :	08:00 - 01:00
Thursday :	08:00 - 01:00
Friday :	08:00 - 01:00
Saturday :	08:00 - 01:00

(2) Supply of Alcohol - Off supplies

Sunday :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 00:00
Saturday :	08:00 - 00:00

Part 2

Name and (registered) address of holder of premises licence :

Name : Mr Deniz Altun

Address : 14 Downland House, Goat Lane, 4 Holbrook Close,
London, EN1 4UU

Registered number of holder (where applicable) :

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Address :

Name of designated premises supervisor (where the licence authorises the supply of alcohol) :

Mr Deniz Altun

State whether access to the premises by children is restricted/prohibited :

Not Restricted

Premises Licence LN/201500517 was first granted on 18 September 2015.

Date : 18th September 2015

**London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578**



CPX/111

REF: WK/

LICN_1

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Zilon	
Premises Address	236 Hertford Road, Enfield, EN3 5BL	
Time of Visit:	Start: 14:33	Finish:

During an inspection of your premises on 3rd September 2015, the following was checked:

Part B of Premises Licence displayed? Yes No

Address & tel no. of PLH & DPS on licence correct? Yes No (If incorrect, insert new details below)

Conditions of licence checked? Yes No

No. of condition not in compliance	Evidence/Advice
	Visit to check for counterfeit or smuggled goods - nothing of concern has been found.

Any other matter(s) that need addressing:

.....

.....

.....

You are required to have the above matters attended to withindays of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Palmer</i>	Signature: <i>[Signature]</i>
Print Name: CPALMER	Print Name & Position: Doris Alden

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 1767
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

For queries relating to new applications, variations, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578 or licensing@enfield.gov.uk.

Download the appropriate application forms at http://www.enfield.gov.uk/info/200007/licensing_and_registration.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at http://www.enfield.gov.uk/downloads/download/2316/compliance_documents



CPX12

LICN_1

REF: WK/
215043047 LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Zilan Food Centre.	
Premises Address	236 Hatford Rd EN3 5BL.	
Time of Visit:	Start: 18:25.	Finish: 19:30

During an inspection of your premises on 2 . 10 20 . 15 the following was checked:

Part B of Premises Licence displayed? Yes No

Address & tel no. of PLH & DPS on licence correct? Yes No (If incorrect, insert new details below)

Conditions of licence checked? Yes No

No. of condition not in compliance	Evidence/Advice
6.	Think 25 posters to be displayed instead of think 21.
7.	Refusals book must be signed by staff.
8	DPS to regularly checked refusals book
4.5 5	Ensure training is done every 3 months
10.	Litter notices must be displayed.

17. Alcohol time sales signage not displayed
Any other matter(s) that need addressing:

18. Beer larger + order must be labelled with the shop address.

26 CCTV signage must be displayed

15 Box of spare tobacco must be labelled. spare stock

You are required to have the above matters attended to within days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

20 A stock control system must be introduced.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Charlotte Palmer</i>	Signature: <i>Deirdre Altun</i>
Print Name: CHARLOTTE PALMER.	Print Name & Position: Deirdre Altun

21 uv light needs new battery.
Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 1767
Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

For queries relating to new applications, variations, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578 or licensing@enfield.gov.uk.

Download the appropriate application forms at http://www.enfield.gov.uk/info/200007/licensing_and_registration.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at http://www.enfield.gov.uk/downloads/download/2316/compliance_documents

27 - Unable to check CCTV.



MY COPY
CPX13

L.B. ENFIELD TRADING STANDARDS INFORMATION TO THE OCCUPIER

Notice of the powers to search premises and the rights of occupiers Police and Criminal Evidence Act 1984 Code of Practice

Address of Premises Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL
 Type of Premises Retail Occupier Deniz Altun

POWER UNDER WHICH SEARCH MADE (TICK WHICH APPLIES)
WARRANT (Officers powers are summarised overleaf)
 under _____ Act _____ Date granted _____ By _____

STATUTORY POWER (These powers are summarised overleaf)
 Statutory powers under: Trade Description Act 1968 / Consumer Protection Act 1987.

WRITTEN CONSENT (TICK THOSE WHICH APPLY AND OBTAIN A SIGNATURE)
 With the written consent of a person entitled to grant entry (only applicable if not under warrant or statutory powers)

I HEREBY CONSENT TO OFFICERS OF THE L.B. ENFIELD TRADING STANDARDS SEARCHING THE ABOVE NAMED PREMISES. I UNDERSTAND THAT ANYTHING FOUND MAY BE USED IN COURT PROCEEDINGS.

I HEREBY CONSENT TO THE OFFICER MAKING USE OF EQUIPMENT ON THESE PREMISES, NAMELY A TILL SCANNER OR OTHER SIMILAR EQUIPMENT FOR THE PURPOSE OF CHECKING PRICES ON THESE PREMISES. I UNDERSTAND THAT ANY INFORMATION PRODUCED MAY BE USED IN COURT PROCEEDINGS.

Signature [Signature] Name (Capitals) DENIZ ALTUN
 Status relative to premises PLH / DPS

OFFICER IN CHARGE OF SEARCH Name: Charlotte Palmer Position: Senior Licensing Enforcement Officer	Date <u>02/10/15</u> Time Start <u>18:25</u> Finish <u>19:30</u>
--	---

Premises Searched Record

OFFICERS PRESENT AT SEARCH
 (Show Name & Organisation)

Charlotte Palmer - LBE
 Claire Tomaso - LBE
 Jitesh Mistry - Home Office

Entry Forced: YES / NO - If yes state reasons:

Damage - caused on entry or during search and circumstances:

Arrangements to Secure Premises:

Extent of Search:

Search Register No:

NOTICE OF SEIZURE

No 1526

CPX14

ENFIELD
Council
www.enfield.gov.uk



Name: Zilan food centre

Address: 236 Rectford Rd,

Enfield, EN3 5BL

Trading Standards
Civic Centre
Silver Street
Enfield
EN1 3XH

trading.standards@enfield.gov.uk
Telephone: 020 8379 8505
Fax: 020 8379 8506

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Trade Descriptions Act 1968 and Consumer Protection Act 1987

Tobacco found under Butchers chopping board at back
of premises in drawer.

9 x Golden Virginia 50g packs.

40 x Marlboro gold 20 per pack.

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

Authorised Officer: C. TOMASO

Date: 2.10.15.

Signature: [Signature]

Direct Dial: 02083793660.

Received by: [Signature]

Position in Business: PH/DPS



1914 - 1918



Mr Deniz Altun
Zilan Food Centre
236 Hertford Road
Enfield
EN3 5BL

Please reply to: Charlotte Palmer
Licensing Enforcement
B Block North, Civic Centre,
Silver Street, Enfield, EN1 3XA

E-mail : Charlotte.palmer@enfield.gov.uk

My Ref : LN/201500517

Your Ref :

Date : 20th October 2015

Dear Mr Altun

**The Tobacco (Manufacture, Presentation and Sale) (Safety) Regulations 2002
Consumer Protection Act 1987
Licensing Act 2003**

Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL – LN/201500517

I write to you as the Premises Licence Holder and Designated Premises Supervisor for the above business.

On 2nd October 2015 your premises was searched for counterfeit and non-duty paid alcohol and tobacco. Nine packets of hand rolling tobacco and forty packets of cigarettes were found in a draw under butchers chopping table.

The tobacco and cigarette packets had foreign labelling. They were not subject to UK duty and did not bear the 'UK DUTY PAID' labelling. Also the required warning label such as: smoking harms you and others around you was in a foreign language. The Tobacco (Manufacture, Presentation and Sale) (Safety) Regulations 2002 which require English warnings were thus contravened, amounting to a criminal offence under the Consumer Protection Act 1987.

The Department for Culture, Media and Sport (DCMS) Guidance (11.26) states that there are certain criminal activities that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously. The list includes the sale of smuggled tobacco and alcohol (i.e. non duty paid products).

DCMS guidance (11.27) goes on to say that it is envisaged that responsible authorities will use the review procedures effectively to deter such activities and crime. Where reviews arise

Ian Davis
Director – Regeneration & Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN1 3XY



Website: www.enfield.gov.uk

For help with this document, please contact the above officer who will be able to assist in line with our accessible information policy

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.

The Licensing Authority has considered whether to review the premises licence and whether a prosecution investigation should take place.

Having considered all of the options available it has been decided that on this occasion you shall be issued a formal warning in relation to these alleged offences in the form of this letter.

Please consider this letter to be a warning as to your future conduct. Should further similar offences be committed at the premises, the Licensing Authority shall take immediate action in order to have the premises licence permanently revoked, as recommended by the Secretary of State guidance and or prosecute you.

As the new owner of the business it is your responsibility to comply with the law. You must carry out a thorough check of the premises to ensure that there are no illicit goods inside the building or any vehicle associated with it. Enclosed is a form which you must sign and return confirming that this check has been carried out. **This form must be returned to me at the above address within 14 days of the date of this letter.**

You must buy tobacco, alcohol and any other branded product from a reputable seller. These products must be evidenced by receipts which must be available for inspection upon request.

A full licence inspection was also carried out on 2nd October 2015 and the following conditions were being breached: Condition 4, 5, 6, 7, 8, 10, 15, 17, 18, 20, 21, 26, 27. The most recent Part B of the premises licence was not on display.

Failing to comply with any condition attached to a Premises Licence is a criminal offence, which on conviction is punishable by a fine of up to £20,000, up to six months imprisonment or both.

A licence re-inspection shall be arranged soon. Please ensure that you can demonstrate compliance with all of the conditions attached to the premises licence.

If you have any queries about the contents of this letter please contact me via email:
charlotte.palmer@enfield.gov.uk

Yours sincerely

Charlotte Palmer
Licensing Enforcement Officer

cc: Mr Deniz Altun, 14 Downland House, Goat Lane, 4 Holbrook Close, London, EN1 4UU

CPX16

REF: WK/215043047

LICN_1

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Zikon food centre	
Premises Address	236 Herrford Road, Enfield, EN3 5BL	
Time of Visit:	Start: 5.20	Finish:

During an inspection of your premises on 20th October.....2015....., the following was checked:

- Part B of Premises Licence displayed? Yes No
- Address & tel no. of PLH & DPS on licence correct? Yes No (If incorrect, insert new details below)
- Conditions of licence checked? Yes No

No. of condition not in compliance	Evidence/Advice
	Please phone Charlotte Palmer 0208 379 3965 to arrange a licence re-inspection to check the outstanding licence conditions. Warning letter had delivered to premises. Please return the declaration form within 14 days.

Any other matter(s) that need addressing:

.....

.....

.....

You are required to have the above matters attended to within 14 days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Palmer</i>	Signature: <i>Atldale</i>
Print Name: Charlotte.Palmer@enfield.gov.uk CHARLOTTE PALMER	Print Name & Position: Atldale

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 1767
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

For queries relating to new applications, variations, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578 or licensing@enfield.gov.uk.

Download the appropriate application forms at http://www.enfield.gov.uk/info/200007/licensing_and_registration.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at http://www.enfield.gov.uk/downloads/download/2316/compliance_documents



Voluntary Declaration

Premises: Zilan Food Centre, 236 Hertford Road, EN3 5BL
Licence number: LN/201500517
Premises Licence Holder: Mr Deniz Altun
Designated Premises Supervisor: Mr Deniz Altun
Owner: Mr Deniz Altun

I, Mr Deniz Altun of 14 Downland House, Goat Lane, 4 Holbrook Close, London, EN1 4UU confirm that on(insert date) I thoroughly checked the above named premises and all vehicles associated with it for illicit goods.

I accept that as the PLH / DPS / owner of Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL all items within the premises and within all vehicles associated with the premises belong to me and I will be held responsible if any non-duty paid or counterfeit products are found in the premises or within any vehicles associated it in future.

Sign.....

Date.....

Charlotte Palmer

CPX/17

From: ADA Group <info@adagroup.org.uk>
Sent: 29 October 2015 09:58
To: Charlotte Palmer
Subject: Zilan Food Centre, EN3 5BL
Attachments: Document (176).pdf
Categories: Red Category

RE: Zilan Food Centre, 236 Hertford Road, Enfield EN3 5BL

Dear Ms Palmer,

Please find attached signed voluntary declaration form by Mr Deniz Altun.

I write in relation to your letter sent to the above property dated 20th October 2015.

We have been approached by Mr. Altun who was concerned with the outcome of your visit to the premises in his absence.

We have discussed the points in your letter and have put into action all the comments mentioned and required to ensure that all conditions are fully complied with at all times.

I can confirm that full training was given to the staff of Zilan Food Centre.

There is now a Licensing Training Pack that covers areas like Challenge 25, Incident Log Book, Refusal Register and Training Record Book and required posters that should be displayed in the premises.

If you require further information please do not hesitate to contact me.

Kind Regards,

Bektas UZUN



**LICENSING
ACT 2003.COM**

☎ +44 207 193 83 93 ✉ info@adagroup.org.uk
☎ +44 207 806 08 12 🌐 www.adagroup.org.uk
167 Stoke Newington Road, London, N16 8BP

Voluntary Declaration

Premises: Zilan Food Centre, 236 Hertford Road, EN3 5BL
Licence number: LN/201500517
Premises Licence Holder: Mr Deniz Altun
Designated Premises Supervisor: Mr Deniz Altun
Owner: Mr Deniz Altun

I, Mr Deniz Altun of 14 Downland House, Goat Lane, 4 Holbrook Close, London, EN1 4UU confirm that on 26.10.2015.....(insert date) I thoroughly checked the above named premises and all vehicles associated with it for illicit goods.

I accept that as the PLH / DPS / owner of Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL all items within the premises and within all vehicles associated with the premises belong to me and I will be held responsible if any non-duty paid or counterfeit products are found in the premises or within any vehicles associated it in future.

Sign .....

Date 26.10.2015.....

CPX 18

REF: WK/ 215043047

LICN_1

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Zilon Food Centre	
Premises Address	236 Hertford Road, Enfield, EN3 5BL	
Time of Visit:	Start: 20.35	Finish: 20.50

During an inspection of your premises on 6th November 2015, the following was checked:

Part B of Premises Licence displayed? Yes No
 Address & tel no. of PLH & DPS on licence correct? Yes No (If incorrect, insert new details below)
 Conditions of licence checked? Yes No

No. of condition not in compliance	Evidence/Advice
	<u>Request to check C4, 5, 6, 7, 8, 10, 15, 17, 18, 20, 21, 26</u>
C4 & C5	All staff must be trained + training documented.
C21	UV light not working.

Any other matter(s) that need addressing:

Please send copy of training records to officer

You are required to have the above matters attended to within 7 days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Charlotte Palmer</i>	Signature: <i>[Signature]</i>
Print Name: <u>Charlotte, Palmer @ enfield.gov.uk</u> PALMER	Print Name & Position: <u>Deirdre Altun</u>

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 1767
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH Tel: 0208 379 6112

For queries relating to new applications, variations, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578 or licensing@enfield.gov.uk.

Download the appropriate application forms at http://www.enfield.gov.uk/info/200007/licensing_and_registration.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at http://www.enfield.gov.uk/downloads/download/2316/compliance_documents



215057742 CPX 19

INSPECTION REPORT

Name: ZILAN FOOD CENTRE

Address: 236 HERTFORD ROAD

ENFIELD

EN3 5BL

Trading Standards & Licensing
8 Block North
Civic Centre
Silver Street
Enfield
EN1 3XA

trading.standards@enfield.gov.uk
Contact Centre: 020 8379 1000

Business Email: _____

Business Telephone: _____

During an inspection of your premises on.....19/11.....20...15..., the following areas were checked/examined:

- Fair Trading
- Hallmarking
- Consumer Safety
- Explosives Storage
- Weights & Measures
- Pricing
- Other (specify)

CONSUMER RIGHTS ACT 2015

- (a) The following matters were found to be incorrect/non-compliant:
- (b) You are advised the following matters are best practice to ensure compliance:

DUTY ADD-PAID. KASAPREKO - ALOMO BITTERS 42%
VOLUME 750 ML & 200 ML. (1 PER BOTTLED
MADE AS SAMPLE)
TOTAL SEIZED BY HMRC - 200ml X 71
750 ml X 3

(a) You are required to have the above matters attended to within days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

Authorising Officer: FRIPPIDA MARZINO Direct dial: 0208 379 8562

Signature: [Signature]

Received by Signature: [Signature]

Position: DIRECTOR

Print Name: DENIZ ALTON



215057742

L.B. ENFIELD TRADING STANDARDS INFORMATION TO THE OCCUPIER
 Notice of the powers to search premises and the rights of occupiers Police and Criminal
 Evidence Act 1984 Code of Practice

CPX 20

Address of Premises Affromart Mini Market Limited, 1/5 Hertford Road, ENFIELD, L23 5AZ
~~215057742~~
236 HERTFORD ROAD

Type of Premises Retail Occupier

POWER UNDER WHICH SEARCH MADE (TICK WHICH APPLIES)
WARRANT (Officers powers are summarised overleaf)

under _____ Act _____ Date granted _____ By _____

STATUTORY POWER (These powers are summarised overleaf)
 Statutory THE CONSUMER RIGHTS ACT 2015
 powers under The Cosmetic Products Enforcement Regulation 2012

WRITTEN CONSENT (TICK THOSE WHICH APPLY AND OBTAIN A SIGNATURE)
 With the written consent of a person entitled to grant entry (only applicable if not under warrant or statutory powers)

I HEREBY CONSENT TO OFFICERS OF THE L.B. ENFIELD TRADING STANDARDS
 SEARCHING THE ABOVE NAMED PREMISES. I UNDERSTAND THAT ANYTHING FOUND
 MAY BE USED IN COURT PROCEEDINGS.

I HEREBY CONSENT TO THE OFFICER MAKING USE OF EQUIPMENT ON THESE PREMISES, NAMELY
 A TILL SCANNER OR OTHER SIMILAR EQUIPMENT FOR THE PURPOSE OF CHECKING PRICES ON
 THESE PREMISES. I UNDERSTAND THAT ANY INFORMATION PRODUCED MAY BE USED
 IN COURT PROCEEDINGS.

Signature [Signature] Name (Capitals) Denis Altun
 Status relative to premises DIRECTOR

OFFICER IN CHARGE OF SEARCH Name <u>Filippina Marziano</u>	Date <u>10/11/15</u>
Position <u>Senior Fair Trading Officer</u>	Time Start <u>10:20</u> Finish <u>11:35</u>

Premises Searched Record

OFFICERS PRESENT AT SEARCH
 (Show Name & Organisation)

Filippina Marziano

[Signature] STELA LAMPY

Entry Forced: YES / If yes state reasons:

Damage – caused on entry or during search and circumstances: /

Arrangements to Secure Premises:

Extent of Search:

Search Register No:

L.B. ENFIELD TRADING STANDARDS INFORMATION TO THE OCCUPIER

Notice of the powers to search premises and the rights of occupiers Police and Criminal Evidence Act 1984 Code of Practice

SUMMARY OF POWERS OF SEARCH

THE OCCUPIER SHOULD KEEP THIS COMPLETED FORM IN A SAFE PLACE IN CASE IT IS NEEDED FOR FUTURE REFERENCE.

THE STATUTORY POWERS TO SEARCH PREMISES AND THE RIGHTS OF OCCUPIERS VARY DEPENDING UPON THE STATUTE BEING ENFORCED. THE FOLLOWING IS A SUMMARY OF THE GENERAL POWERS, BUT FULL DETAILS OF SPECIFIC POWERS WILL BE SUPPLIED ON REQUEST.

- An officer may for the purpose of ascertaining whether an offence has been committed, enter premises (other than those used solely as a dwelling) and inspect goods.
- If there is reasonable cause to suspect that an offence has been committed, an Officer may require the production of books or documents relating to the trade or business and may take copies of, or an entry in, any such document.
- If there is reasonable cause to believe an offence has been committed, an Officer may seize and detain any goods for the purpose of ascertaining whether an offence has been committed.
- An Officer may seize and detain any goods or documents that there is reason to believe may be required as evidence in proceedings for an offence.
- In certain circumstances an Officer may require any person with authority to do so to break any container or vending machine and if that person does not comply, the Officer may do so.
- An Officer may seize and detain weighing or measuring equipment if s(he) has reasonable cause to believe it may be liable to be forfeited.
- For the purpose of ascertaining whether there has been any contravention of a safety provision, an Officer may examine any procedure (including testing arrangements) connected with the production of the goods.

SEIZE AND SIFT

- An Officer may remove material from premises so that they can examine it elsewhere where it is not possible to examine it properly on the premises due to constraints of time or technology.
- An Officer may also retain material which would not otherwise be seizable, but which is "inextricably linked" (such information held on a computer) to other material they do have grounds to seize.

IT IS A SEPARATE OFFENCE TO OBSTRUCT AN OFFICER IN EXERCISING THEIR STATUTORY POWERS.

RIGHTS OF THE OCCUPIER

- The occupier has the right to demand the production of the officers credentials.
- All information relating to manufacturing process or trade secrets will be treated as confidential.
- No item may be seized which is subject to legal privilege unless it is inextricably linked to material seized under 'seize and sift' powers. No item will be retained if a copy of a photograph will suffice.
- The person who has custody or control of the goods immediately prior to seizure will be provided on request a list or description of the property within a reasonable time.
- If goods or documents are seized the Officer shall inform the person from whom they were seized. That person or a representative will be allowed supervised access to the property to examine it, photograph or photocopy it, unless the Officer in charge has reasonable grounds for believing that this would prejudice the investigation of any offence.
- Compensation may be payable in appropriate cases for damage caused in entering or searching premises. In certain circumstances compensation may also be paid for losses incurred by virtue of seizure, loss, damage or deterioration of goods. Any claim should be made in writing and sent to the address below:
- L.B. Enfield Trading Standards Service,
- P.O.Box 57, Silver Street, Enfield, EN1 3XH
- If you have any complaint concerning the conduct of Officers on this visit then details of the Enfield Council Public Complaints Procedure are available. Please contact the Group Manager, Environmental Services at the address above or telephone 020-8379 1767.

POLICE AND CRIMINAL EVIDENCE ACT 1984 CODES OF PRACTICE

A copy of the 'Code of Practice for the searching of Premises'

Code B, is available for you to consult at the offices of the Trading Standards Service and in main public libraries. It is also available for you to view online at www.opsi.gov.uk. This notice is a summary only of the provisions of the Code which should be consulted if you require further details.

TRANSLATIONS You can obtain a free translation of this notice by sending a copy of it to the above address and stating which language you would like it translating into.

C.P.X. Papers / 01

L.B. ENFIELD TRADING STANDARDS INFORMATION TO THE OCCUPIER

Notice of the powers to search premises and the rights of occupiers Police and Criminal Evidence Act 1984 Code of Practice

Address of Premises Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL
 Type of Premises Retail Occupier Eren Gorkepe

POWER UNDER WHICH SEARCH MADE (TICK WHICH APPLIES)

WARRANT (Officers powers are summarised overleaf)
 under _____ Act _____ Date granted _____ By _____

STATUTORY POWER (These powers are summarised overleaf)
 Statutory powers under: Trade Description Act 1968 / Consumer Protection Act 1987.

WRITTEN CONSENT (TICK THOSE WHICH APPLY AND OBTAIN A SIGNATURE)
 With the written consent of a person entitled to grant entry (only applicable if not under warrant or statutory powers)

I HEREBY CONSENT TO OFFICERS OF THE L.B. ENFIELD TRADING STANDARDS SEARCHING THE ABOVE NAMED PREMISES. I UNDERSTAND THAT ANYTHING FOUND MAY BE USED IN COURT PROCEEDINGS.

I HEREBY CONSENT TO THE OFFICER MAKING USE OF EQUIPMENT ON THESE PREMISES, NAMELY A TILL SCANNER OR OTHER SIMILAR EQUIPMENT FOR THE PURPOSE OF CHECKING PRICES ON THESE PREMISES. I UNDERSTAND THAT ANY INFORMATION PRODUCED MAY BE USED IN COURT PROCEEDINGS.

Signature [Signature] Name (Capitals) Eren Gorkepe
 Status relative to premises Staff

OFFICER IN CHARGE OF SEARCH Name: Charlotte Palmer Position: Senior Licensing Enforcement Officer	Date <u>21/12/15</u> Time Start <u>10.20</u> Finish <u>10.55</u>
--	---

Premises Searched Record

OFFICERS PRESENT AT SEARCH (Show Name & Organisation)
Charlotte Palmer - LBE
Ellie Green
Victor Ktorakis
Mike Harris (Operation Wagtail)
Entry Forced: YES / NO – If yes state reasons:
Damage – caused on entry or during search and circumstances:
Arrangements to Secure Premises:
Extent of Search:
Search Register No:

EVG/DOC/01

REF: WK/

LICN_1

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Zilan Food Centre	
Premises Address	236 Hertford Rd, EN3 5BC	
Time of Visit:	Start: 10.20	Finish: 10.55

During an inspection of your premises on 21/12/2015, the following was checked:

Part B of Premises Licence displayed? Yes No
 Address & tel no. of PLH & DPS on licence correct? Yes No (If incorrect, insert new details below)
 Conditions of licence checked? Yes No

No. of condition not in compliance	Evidence/Advice
ALL	Tobacco stock must be kept in the box marked 'tobacco and Cigarette stock' 2 barrie. bags and loose multi-packs found on top shelf of shelving in office. keep all stock together.

Any other matter(s) that need addressing: Eren Gantepe, son of Mr Sefer Gantepe, helping out as cashier off previous PLH. Mr Eren Gantepe did not receive any training before helping out today. Both the above are breaches of the licence.

You are required to have the above matters attended to withindays of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: EVG	Signature: Deniz Altun
Print Name: Ellie Green	Print Name & Position: Deniz Altun, PLH + DPS
Email/Tel: ellie.green@enfield.gov.uk	Email/Tel: che-deniz@hotmail.co.uk 07809488204

Application forms can be downloaded at <https://new.enfield.gov.uk/services/business-and-licensing/>.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at http://www.enfield.gov.uk/downloads/download/2316/compliance_documents

NOTICE OF SEIZURE

EVG/DOC/02
No 1528Name: Zilon Storage UnitAddress: R/O Logitech IT
Services, 232 Herford Rd,
Enfield, EN3 5BLTrading Standards
Civic Centre
Silver Street
Enfield
EN1 3XHtradingstandards@enfield.gov.uk
Telephone: 020 8379 8505
Fax: 020 8379 8506

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Trade Descriptions Act 1968 and the Consumer Protection
Act 1987, Food Safety Act 1990

N.02.624.075 5 x golden vyarna Hand Rolling Tobacco CPX/02
R00189275 130 x Marlboro red (20) CPX/03
DA0341883
DA0341882 10 x Desperado Red 400ml EVG/01-e
EVG/02 (5 per evidence bag)
EVG3 24 cans x Pella beer (R00897199)
EVG4 24 cans + 6 cans Pella beer (R00897185)
EVG5: 4 cans DeBowe beer, 4 cans Desperados beer,
4 cans Zywiec beer, 4 cans Tyskie beer, 4 cans
Zubi beer, 4 cans Lech's beer, 4 cans Okocim beer.
Total of: 9 cases (24 cans) + 1 can Pella, 5
cases DeBowe, 10 cases Desperados, 8 cases Zywiec,
4 cases Tyskie, 3 cases Zubi, 12 cases Lech's
12 cases Okocim. ABOVE BEER UNTIL INGREDIENTS
IN ENGLISH HAVE BEEN APPLIED TO EACH CAN + CHECK

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

Authorised Officer: Ellie Green Date: 21/12/2015Signature: [Signature] Direct Dial: ellie.green@enfield.gov.ukReceived by: Mr Alton Jones Position in Business: PLM of Zilon Civic Centre

NOTICE OF SEIZURE

EVA/DOC/03
No 1529ENFIELD
Council
www.enfield.gov.ukName: Zilan Food Centre
Address: 236 Hertford Rd
Enfield
EN3 5BLTrading Standards
Civic Centre
Silver Street
Enfield
EN1 3XHtrading.standards@enfield.gov.uk
Telephone: 020 8379 8505
Fax: 020 8379 8506

warned not to sell

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Food Safety Act 1990: foreign labelling.

In addition to the cases of beer listed on report 1528 found at the rear storage of 232 Hertford Rd, the following were found with foreign labelling:

Zywiec x 26 cans, ^{5 bottles} Tyshie x 21 cans
Bucegi x 1 can, Zubr x 20 cans
Debcwe x 11 cans, ^{5 bottles} Okacim x 20 cans
Perla x 10 cans, Desperado x 12 cans
Warka x 24 cans, Desperados Red x 5 bottles

You must take these products off the shop floor and not sell until English (correct) labels have been applied to each item, and approved for sale by an UBE officer.

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

Authorised Officer: Ellie Green Date: 21/12/2015Signature: [Signature] Direct Dial: ellie.green@Received by: Mr Deniz Altun enfield.gov.uk
Position in Business: PLH/DPS[Signature]

10



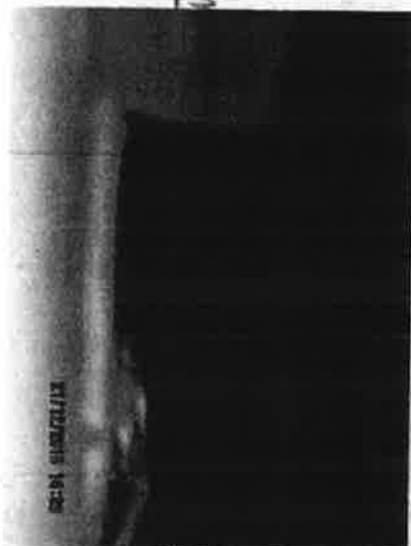
11



12



13



14



15



16



17



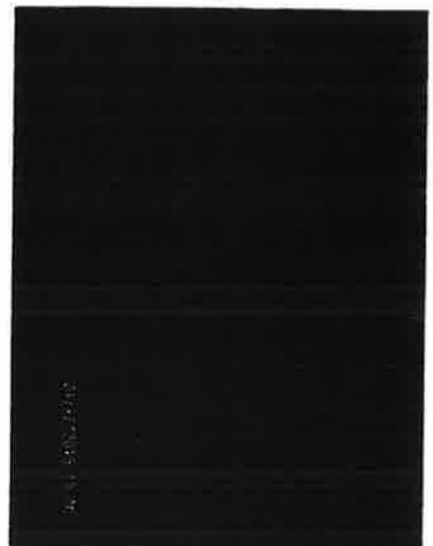
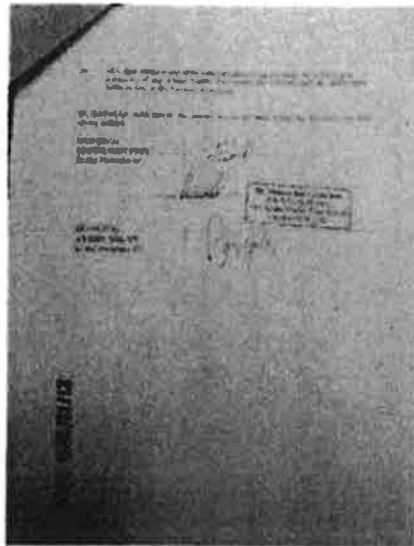
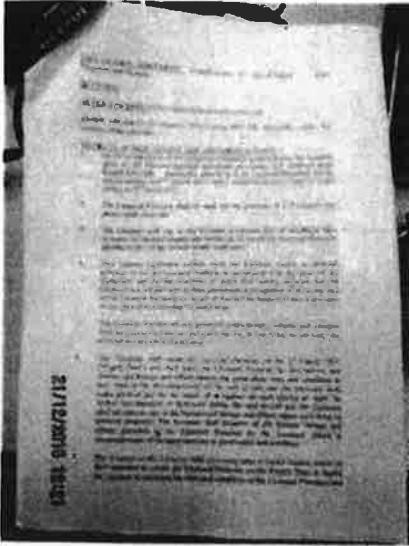
18



VPK/PIC/1

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VPK/PIC/1-273

19



20



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22



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26



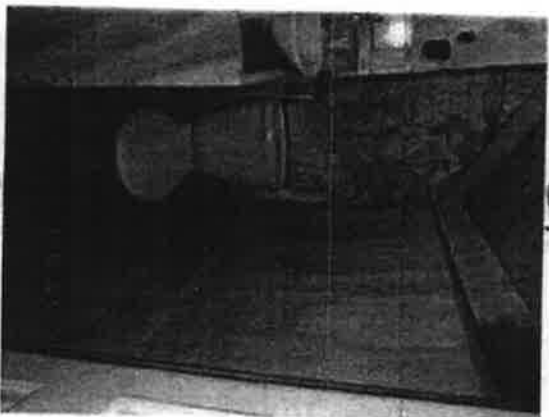
27



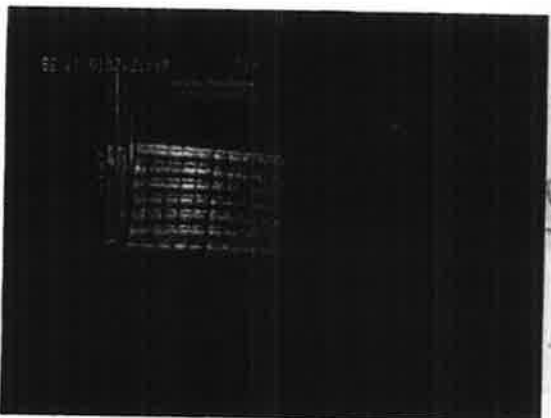


28

31



34

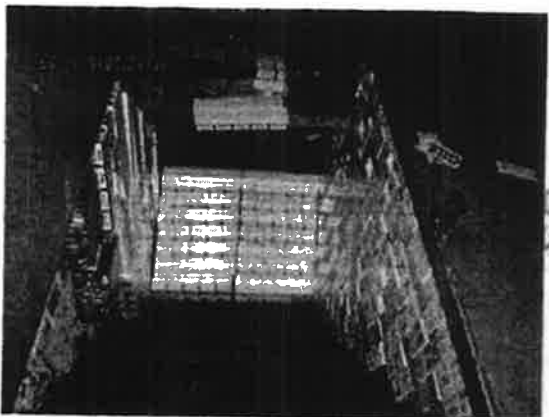


29

32

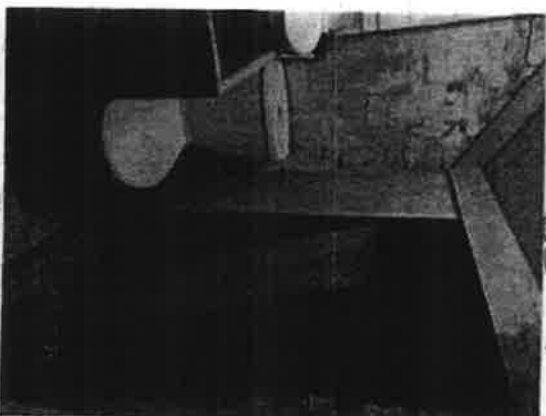


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33



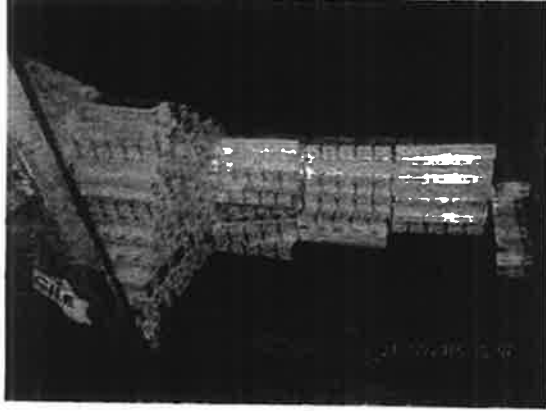
35



37



38



39



NOTICE OF SEIZURE

EWG/1002/014
No 1533



Name: Zilan Store Area

Address: R/o 232

Hertford Road, Enfield,

EN3 5BL

Trading Standards
Civic Centre
Silver Street
Enfield
EN1 3XH

tradingstandards@enfield.gov.uk
Telephone: 020 8379 8505
Fax: 020 8379 8506

The following items have been seized by the officer named below as they may be required as evidence by virtue of powers contained within the following legislation:

Tobacco (Manufacture, Presentation & Sale) (Safety) Regs
Consumer Protection Act 1987,
Licensing Act 2003. 2002

During an inspection of Zilan Food Centre, 236 Hertford Road and its associated storage, at the rear of 232 Hertford Rd, non duty paid / foreign labelled tobacco was found hidden in the toilet, and subsequently seized: 4,563 packets of Marlboro Gold and 1 x packet Marlboro Red, and 30 x 50g packets Gold Virginia tobacco. 2 x CCTV hard drives and cables. NO624093
Mr Altun stated he sold the business to Mr Sever Gantepe one month ago but has not changed the licence.

IF YOU BELIEVE THE OFFICER DID NOT HAVE REASONABLE GROUNDS FOR SEIZING ALL OR SOME OF THE ITEMS LISTED YOU MAY APPEAL AGAINST THE SEIZURE. IF YOU WISH TO APPEAL PLEASE WRITE/TELEPHONE THE MANAGER OF TRADING STANDARDS USING THE CONTACT INFORMATION GIVEN ABOVE.

Authorised Officer: Ellie Green

Date: 21/12/2015 19.15

Signature: [Signature]

Direct Dial: ellie.green@enfield.gov.uk

Received by: Mr Deniz Altun

Position in Business: DPS/PLH.

Advised to seek temporary CCTV system while hard drive seized

EVG/DOC/05

REF: WK/

LICN_1

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Zilan Food Centre	
Premises Address	236 Hertford Rd.	
Time of Visit:	Start: All day	Finish: 19.55

During an inspection of your premises on 21 December 2015, the following was checked:

Part B of Premises Licence displayed? Yes No

Address & tel no. of PLH & DPS on licence correct? Yes No (If incorrect, insert new details below)

Conditions of licence checked? Yes No

No. of condition not in compliance	Evidence/Advice
	* This also applies to door between internet cafe and storage

Any other matter(s) that need addressing: After seizing goods from storage at 232 Hertford Rd, the lock at the rear of the premises has been made secure. When the owner of the storage returns, the keys can be collected from Enfield Council, contact Licensing on 0208 379 3578 9am - 12pm, Monday to Friday to make arrangements. *(excluding Bank Holidays)*

You are required to have the above matters attended to withindays of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: EVG	Signature: <i>[Signature]</i>
Print Name: Ellie Green	Print Name & Position: Mr Deniz Altun OPS/PLH
Email/Tel: ellie.green@enfield.gov.uk	Email/Tel:

Application forms can be downloaded at <https://new.enfield.gov.uk/services/business-and-licensing/>.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at http://www.enfield.gov.uk/downloads/download/2316/compliance_documents



Mr Eren Govtepe
Zilan Food Centre
236 Hertford Road
Enfield
EN3 5BL

Please reply to: Charlotte Palmer
Licensing Enforcement Officer
Pollution Control, Planning and
Licensing Enforcement Team
Regulatory Services
Tel: 0208 379 3965
Fax: 0208 379 2190
Minicom:
Email: charlotte.palmer@enfield.gov.uk
My Ref: WK/215068091
Your Ref:
Date: 23rd December 2015

Dear Mr Govtepe,

Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL
Storage unit at the rear of 232 Hertford Road, Enfield, EN3 5BL

I write in further to the visit made to the above premises on Monday 21st December 2015.

The statutory power on the 'Notice of the powers to search premises and the rights of occupiers Police and Criminal Evidence Act 1984 Code of Practice' should have read the 'Consumer Rights Act 2015'.

Yours sincerely

Charlotte Palmer
Licensing Enforcement Officer

Ian Davis
Director - Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN1 3XY

Phone: 020 8379 1000
Website: www.enfield.gov.uk



The Government Standard

? If you need this document in another language or format call Customer Services on 020 8379 1000, or email enfield.council@enfield.gov.uk



Mr Deniz Altun
Zilan Food Centre
236 Hertford Road
Enfield
EN3 5BL

Please reply to: Charlotte Palmer
Licensing Enforcement Officer
Pollution Control, Planning and
Licensing Enforcement Team
Regulatory Services
Tel: 0208 379 3965
Fax: 0208 379 2190
Minicom:
Email: charlotte.palmer@enfield.gov.uk
My Ref: WK/215068091
Your Ref:
Date: 23rd December 2015

Dear Mr Altun,

Zilan Food Centre, 236 Hertford Road, Enfield, EN3 5BL
Storage unit at the rear of 232 Hertford Road, Enfield, EN3 5BL

I write in further to the visit made to the above premises on Monday 21st December 2015.

The statutory power on the 'Notice of the powers to search premises and the rights of occupiers Police and Criminal Evidence Act 1984 Code of Practice' should have read the 'Consumer Rights Act 2015'.

Yours sincerely

Charlotte Palmer
Licensing Enforcement Officer

Ian Davis
Director - Environment
Enfield Council
Civic Centre, Silver Street
Enfield EN1 3XY

Phone: 020 8379 1000
Website: www.enfield.gov.uk

CUSTOMER
SERVICE
EXCELLENCE



The Government Standard

CPX / Papers / 03

L.B. ENFIELD TRADING STANDARDS INFORMATION TO THE OCCUPIER

Notice of the powers to search premises and the rights of occupiers Police and Criminal Evidence Act 1984 Code of Practice

Real of Logitech IT services

CPX / Bpres / 05

Address of Premises: [Redacted]

232, Hefford Rd, Enfield

Type of Premises Retail

Occupier Aydın Aslan / Mr Deniz Altun

POWER UNDER WHICH SEARCH MADE (TICK WHICH APPLIES) WARRANT (Officers powers are summarised overleaf)

[] under _____ Act _____ Date granted _____ By _____

STATUTORY POWER (These powers are summarised overleaf)

[x] Statutory powers under: Trade Description Act 1968 / Consumer Protection Act 1987.

WRITTEN CONSENT (TICK THOSE WHICH APPLY AND OBTAIN A SIGNATURE)

With the written consent of a person entitled to grant entry (only applicable if not under warrant or statutory powers)

[x] I HEREBY CONSENT TO OFFICERS OF THE L.B. ENFIELD TRADING STANDARDS SEARCHING THE ABOVE NAMED PREMISES. I UNDERSTAND THAT ANYTHING FOUND MAY BE USED IN COURT PROCEEDINGS.

[] I HEREBY CONSENT TO THE OFFICER MAKING USE OF EQUIPMENT ON THESE PREMISES, NAMELY A TILL SCANNER OR OTHER SIMILAR EQUIPMENT FOR THE PURPOSE OF CHECKING PRICES ON THESE PREMISES. I UNDERSTAND THAT ANY INFORMATION PRODUCED MAY BE USED IN COURT PROCEEDINGS.

Signature [Signature] 21st Dec 2015 Name (Capitals) Aydın Aslan

Status relative to premises Manager. Mr Deniz Altun

OFFICER IN CHARGE OF SEARCH

Name: Charlotte Palmer

Position: Licensing Enforcement Officer

Date 21/12/15

Time Start 10.56 Finish 19.17

Premises Searched Record

OFFICERS PRESENT AT SEARCH

(Show Name & Organisation)

Charlotte Palmer

Ellie Green

Victor Ktorakis

Mike Harris (Operation Wagtail)

Entry Forced: YES / NO - If yes state reasons: No keys available

Damage - caused on entry or during search and circumstances: 2 locks forced by Bonnet Lock Safe Company lock smith

Arrangements to Secure Premises:

Extent of Search:

Search Register No:

Cpx 21



**Current Appointments Report for:
ENFIELD FOOD STORE LIMITED
09960522**

Created: 22/01/2016 10:15:28

Companies House is a registry of corporate information. We carry out basic checks to make sure that documents have been fully completed and signed, but we do not have the statutory power or capability to verify the accuracy of the information that corporate entities send to us. We accept all information that such entities deliver to us in good faith and place it on the public record. The fact that the information has been placed on the public record should not be taken to indicate that Companies House has verified or validated it in any way.

Company Register Information

Company Number:	09960522	Date of Incorporation: 20/01/2016
Company Name:	ENFIELD FOOD STORE LIMITED	
Registered Office:	UNIT 5 25-27 THEBURROUGHS LONDON UNITED KINGDOM NW4 4AR	
Company Type:	Private Limited Company	
Country of Origin:	United Kingdom	
Status:	Active	
Nature Of Business (SIC):	None Supplied	
Number of Charges:	(0 outstanding / 0 part satisfied / 0 satisfied)	

Previous Names

No previous name information has been recorded over the last 20 years.

Key Filing Dates

Accounting Reference Date:	31/01
Last Accounts Made Up To:	(NO ACCOUNTS FILED)
Next Accounts Due:	20/10/2017
Last Return Made Up To:	
Next Return Due:	17/02/2017
Last Bulk Shareholders List:	Not available

Current Appointments

Number of current appointments: 1

DIRECTOR:	GOVTEPE, EBRU	
Appointed:	20/01/2016	Date of Birth: **/04/1976
Nationality:	BRITISH	
No. of Appointments:	1	
Address:	50 PARSONAGE LANE ENFIELD ENGLAND EN2 0AH	
Country/State of Residence:	ENGLAND	

This Report excludes resignations

Recent Filing History

Documents filed since 20/01/2016

DATE	FORM	DESCRIPTION
20/01/2016	NEWINC	CERTIFICATE OF INCORPORATION GENERAL COMPANY DETAILS & STATEMENTS OF OFFICERS, CAPITAL & SHAREHOLDINGS, GUARANTEE, COMPLIANCE MEMORANDUM OF ASSOCIATION ARTICLES OF ASSOCIATION
20/01/2016	LATEST SOC	20/01/16 STATEMENT OF CAPITAL, GBP 1
20/01/2016	MODEL ARTICLES	MODEL ARTICLES ADOPTED: PRIVATE LIMITED BY SHARES (AMENDED PROVISIONS)

This Report excludes 88(2) Share Allotment documents

C PX 22



**Current Appointments Report for:
NEW HERTFORD FOOD STORE LIMITED
09636302**

Created: 28/01/2016 14:40:16

Companies House is a registry of corporate information. We carry out basic checks to make sure that documents have been fully completed and signed, but we do not have the statutory power or capability to verify the accuracy of the information that corporate entities send to us. We accept all information that such entities deliver to us in good faith and place it on the public record. The fact that the information has been placed on the public record should not be taken to indicate that Companies House has verified or validated it in any way.

Company Register Information

Company Number:	09636302	Date of Incorporation: 12/06/2015
Company Name:	NEW HERTFORD FOOD STORE LIMITED	
Registered Office:	236 HERTFORD ROAD ENFIELD UNITED KINGDOM EN3 5BL	
Company Type:	Private Limited Company	
Country of Origin:	United Kingdom	
Status:	Active	
Nature Of Business (SIC):	None Supplied	
Number of Charges:	(0 outstanding / 0 part satisfied / 0.satisfied)	

Previous Names

No previous name information has been recorded over the last 20 years.

Key Filing Dates

Accounting Reference Date:	30/06
Last Accounts Made Up To:	(NO ACCOUNTS FILED)
Next Accounts Due:	12/03/2017
Last Return Made Up To:	
Next Return Due:	10/07/2016
Last Bulk Shareholders List:	Not available

Current Appointments

Number of current appointments: 1

DIRECTOR:	GOVTEPE, SEFER MR	
Appointed:	19/10/2015	Date of Birth: **/10/1973
Nationality:	BRITISH	
No. of Appointments:	1	
Address:	236 HERTFORD ROAD ENFIELD UNITED KINGDOM EN3 6BL	
Country/State of Residence:	ENGLAND	

This Report excludes resignations

Recent Filing History

Documents filed since 12/06/2015

DATE	FORM	DESCRIPTION
19/10/2015	AP01	DIRECTOR APPOINTED MR SEFER GOVTEPE
19/10/2015	TM01	APPOINTMENT TERMINATED, DIRECTOR DENIZ ALTUN
12/06/2015	NEWINC	CERTIFICATE OF INCORPORATION GENERAL COMPANY DETAILS & STATEMENTS OF OFFICERS, CAPITAL & SHAREHOLDINGS, GUARANTEE, COMPLIANCE MEMORANDUM OF ASSOCIATION ARTICLES OF ASSOCIATION
12/06/2015	LATEST SOC	12/06/15 STATEMENT OF CAPITAL; GBP 10000
12/06/2015	MODEL ARTICLES	MODEL ARTICLES ADOPTED: PRIVATE LIMITED BY SHARES (AMENDED PROVISIONS)

This Report excludes 88(2) Share Allotment documents

STATEMENT OF WITNESS

Statement of : Mr Sefer Govtepe

Age Of Witness: Over 18

Occupation: Shop Keeper

Residential Address: 50 Parsonage Lane, London Enfield EN2 0AH

This statement consisting of two pages, signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

I and my partner Mr Erdogan sold the business at 236 Hertford Road to Mr Deniz Altun in 2015. Please see Appendix-1 from Sal & Co who was my solicitor at the time of selling the business to Mr Deniz Altun. We sold the premise for £80,000 to Mr Altun. I agreed to give £40,000 to Mr Suleyman Erdogan which was the initial payment I got from Mr Altun. I was going to get my share of payment by end on 2015.

The valuation of the stock carried out on 26th June 2015 (Appendix -2) and Mr Altun sent the payment from his solicitors' account on 26th June 2015 for the initial payment. (Appendix -3)

Premises Licence was transferred to Mr Deniz Altun. I have attached consent forms for the transfers and consent for DPS forms in Appendix-4.

Since the premise sale I had not relation to the business at all until I received a call from Mr Altun in October'15. He said he can not manage the business anymore. He wants to give it back to me as he owed me money. I accepted to get the premise back so I can sell it for a better price. We had transferred the company to my name in October'15. He was rushing to transfer the licence and lease to me. I said to him that I had problems before so I can not get it back. I had asked him to give me some times

for the completion of lease transfer. I was planning to get back the premises by 1st January 2016.

I also instructed my solicitor (Appendix-5) and he has instructed his solicitor (Appendix-6) I have transferred the money he had paid Mr Erdogan to Mr Altun's solicitor which was £40,000 on 18th November 2015 (Appendix-7). And the assignment of lease was completed on 26th November 2015. However we did not changed the ownership of the business until 24th December 2015.

I asked my son Eren Govtepe to be at the premise so he can learn about stocking and shelving until we take over. He began to work at the shop from the date we assigned the lease which was 26th November 2015.

My son and Deniz Altun called me when I was in Turkey with my wife and other son on 21st December 2015. (Appendix-8 for proof of my holiday with passports) They have told me what had happened. Mr Deniz Altun said : 'I do want to move out immediately. I had put myself in trouble a lot'

I have asked my wife if she can take over the management of the business until I sell the business. She did accept to be a manager of the shop on our return to London. She took over the day to day management of the business as of 24th December 2015.

I state that I do not have any link of counterfeit cigarette which were seized at the shop in October and December 2015. Mr Deniz Altun had been the sole owner of the shop since June 2015 to 24th December 2015. He is the person who is responsible for what has been seized.

My wife formed a company named Enfield Food Store Limited. She is the sole director of the company. Although the business is owned by me I do not have day to day management of the premise. We are selling the business. We got a buyer who is waiting for these issues to be resolve before they can take over the business.

Dated the 15th February 2016

Signed.....



Appendix - 1



191 ANGEL PLACE
FORE STREET
EDMONTON
LONDON N1B 2UD

TEL: 020 8807 5888
FAX: 020 8807 3888
DX: 36212 EDMONTON
WWW.SALANDCO.CO.UK
INFO@SALANDCO.CO.UK

Our ref : HS/09235/15/GOVTEPE
17th June 2015

Mr Sefer Govtepe
50 Parsonage Lane
Enfield
Middlesex
EN2 0AH

Dear Mr Govtepe

RE: 236 Hertford Road Enfield Middlesex EN3 5BL

Thank you for instructing us to act on your behalf in the sale of the above property at a price of £40,000.00. We at Sal & Co Solicitors will do our best to make sure that your purchase proceeds as smoothly as possible for you.

We can also confirm that Messrs Gulsen & Co Solicitors are acting for the purchaser Deniz Altun and we should be in a position to complete the sale of the above property by 23rd June 2015.

We hope this letter addresses your immediate concerns but please feel free to contact our office if you have any further queries.

Yours faithfully,


Sal & Co Solicitors



MUNICIPAL YEAR 2016/17 REPORT NO.

COMMITTEE :
Licensing Sub-Committee
20 April 2016

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
SUBJECT : Transfer & Review Application	
PREMISES : New Hertford Food Store Limited, 236 Hertford Road, ENFIELD, EN3 5BL.	
WARD : Enfield Highway	

SUPPLEMENTARY REPORT
TRANSFER AND REVIEW APPLICATIONS

1. In order to avoid duplication of documents within the Licensing Sub-Committee reports, the following table states where the relevant exhibits can be found:

Application	Reference	Description	LSC Report Dated 24/2/16	LSC Report Dated 20/4/16
Transfer	GM/1	Charlotte Palmer statement	Page 16	Exhibits CPX1 to CPX21 also produced from page 71
Transfer	GM/2	Victor Ktorakis	Page 169	
Transfer	GM/3	Photograph of alcohol for sale	Page 195	
Transfer	GM/4	Companies House records produced by applicant		Between Pages 22 and 41
Transfer	GM/5	Companies House records produced by applicant		Between Pages 22 and 41
Review	Police Representation	Supporting review application		Page 49

2. Amendment required to the LSC Review report dated 20 April 2016, Section 3, Page 53: The Metropolitan Police **have** made representations to support the Licensing Authority's review application.
3. This representation was received on 2 March 2016 by the Licensing Authority and was provided to the premises licence holder on 9 March 2016.

Background Papers :
None other than any identified within the report.

Contact Officer :
Ellie Green on 020 8379 8543