



Licensing Service
Hackney Council
1 Hillman Street
London
E8 1DY

Sajjad Popal
Topaloglu Food and Wine
478 Kingsland Road
London E8 4AE

0208 356 2431
Mike.smith@hackney.gov.uk

9 July 2020

Dear Sir/Madam,

**LICENSING ACT 2003: Application to Review Premises Licence
RE: Topaloglu Food and Wine, 478 Kingsland Road, E8 4AE**

I refer to the meeting of the Licensing Sub-Committee held on 17th June 2020 to consider the application to review the premises licence at Topaloglu Food and Wine, 478 Kingsland Road, E8 4AE.


The Licensing Sub-Committee, in considering this decision from the information presented to them within the report and at the hearing and having regard to the promotion of the licensing objectives:


- The prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- The protection of children from harm,

and in particular the prevention of crime and disorder and public safety, made the following determination:

1. To modify the conditions of the licence with the conditions proposed by Environmental Enforcement set out in the report.

2. Additional conditions to be applied to the licence:

- CCTV covering the interior and exterior of the shop premises must be installed and be kept operational at all times the premises are open to the public.
 - The CCTV system shall be capable of taking a head and shoulders shot of persons entering the premises.
- 

- The CCTV system will be capable of storing images for a minimum of 31 days and a member of staff trained and capable of downloading images shall be on duty at all times the premises are open to the public. Images will be provided to the Metropolitan Police or Authorised Officers on request.
 - Challenge 25 will be in operation at the premises as the proof of age policy. Only the following credible photographic evidence may be accepted as proof of age: a passport, photographic driving licence, UK Armed Forces ID card or a proof of age card with the PASS hologram/ logo on it. Refusals of the sale of alcohol must be recorded in the relevant section of the Incident Book.
 - Relevant notices will be prominently displayed by the entry/exit door and counter as appropriate advising customers that:
 - CCTV and Challenge 25 are in operation;
 - Advising customers of the provisions of the Licensing Act regarding underage and proxy sales;
 - Asking customers to respect nearby residents, to leave quietly, not to drink outside the shop or in the street and not loiter outside the shop.
 - No alcohol may be consumed in the shop at any time.
 - Alcohol will not be supplied in an open container.
 - An incident book is to be kept at the premises and made available to the Police or Authorised Officers which will record the following
 - a) All crimes reported;
 - b) Lost property;
 - c) All ejections of customers;
 - d) Any complaints received;
 - e) Any incidents of disorder;
 - f) Any seizure of drugs or offensive weapons;
 - g) Any faults in the CCTV system;
 - h) Any refusal in the sale of alcohol;
 - i) Any visit by a relevant authority or emergency service;
 - j) A CAD number where Police are called;
 - Staff will be trained on induction and be given refresher training at 6 monthly intervals in the operation of Challenge 25. Training will include identifying persons under 25, making a challenge, acceptable proof of age and checking it, making and recording a refusal, not serving intoxicated persons, avoiding conflict, responsible alcohol retailing, operating the CCTV system and downloading images and safeguarding children.
- 

- A written training record will be kept for each staff member and will be made available to the Police and Authorised Officers on request.
- Management and staff will monitor the outside of the shop to check that persons are not loitering or drinking outside and will politely ask any that do to leave the area quickly and quietly.

3. To remove the Designated Premises Supervisor

The current Designated Premises Supervisor (DPS) is to be removed and a new DPS to be appointed after liaising with the Police and the Licensing Authority.

4. To suspend the licence for a period of up to 3 months or until a new independent Designated Premises Supervisor has been appointed (whichever is the earliest), and all the staff at the premise have been trained on the licensing objectives to the satisfaction of the Licensing Authority. The nature of the training to be agreed with the Licensing Authority.


The Reasons for the Decision:

The Licensing Sub-Committee felt, after carefully considering the application from the Metropolitan Police and their additional information along with the Licensee's representations, representations from the Licensee's representative, and the supporting evidence, decided that the appropriate and necessary course of action given the seriousness of the incident forming the basis of the Police's application was to modify the conditions of the licence, remove the existing Designated Premises Supervisor (DPS), and suspend the premises licence for a period of up to 3 months or until a new independent Designated Premises Supervisor has been appointed (whichever occurs earliest), and all the staff have been trained on the licensing objectives to the satisfaction of the Licensing Authority. The nature of the training is to be agreed with the Licensing Authority.

The Sub-Committee considered the behaviour and lack of control of the Designated Premises Supervisor was unacceptable and had very serious concerns about the ability of the licence holder to uphold the licensing objectives particularly ensuring public safety while the DPS remained in post. The Sub-Committee felt that the removal of the DPS was appropriate in this case to prevent such an incident re-occurring. They took into consideration that, while the DPS was supervising the premises, he allowed offensive weapons to be stored on the premises, and failed to prevent his staff from being involved in the incident described to the Sub-Committee by the Police, which undermined the licensing objectives.

The Sub-Committee heard in evidence that offensive weapons were found on the premises with the intention to harm, which is unlawful in itself.

The Sub-Committee considered that there was significant evidence that the licence holder/DPS and his staff were involved in the incident.

Decorative graphic element consisting of several curved, overlapping lines in shades of green, located at the bottom right of the page.

It was noted that the DPS was of previous good character, and no incidents related to the premises had been reported in the past. However, the seriousness of this incident and the fact that the DPS appeared to take the law into his own hands (which is unlawful and cannot be condoned) justify the removal of the DPS.

The Sub-Committee recognise there was provocation preceding the incident, however, the DPS has a duty to uphold the law and the four licensing objectives at all times, and to lead by example to the staff on the premises. The DPS should have reported any previous incidents and difficulties the premises were experiencing to the Metropolitan Police to investigate, rather than taking matters into his own hands, which is not acceptable at any time. This showed poor judgement on the part of the DPS.

The Sub-Committee felt that with good and well-designed training for all staff, the premises would be run in a manner that complied with the conditions of the licence, upholding the licensing objectives in the future.

The evidence presented by the Metropolitan Police as to this serious incident, together with the breaches of the conditions of the licence, caused the Sub-Committee to have no confidence that the current management of the premises (who is also the DPS) is capable of upholding or promoting the licensing objectives.

The Sub-Committee, when making their decision, took into consideration the fact that the Metropolitan Police was seeking revocation of the premises licence due to the seriousness of the incident. However, on balance the Sub-Committee felt there was insufficient evidence to revoke the licence on this occasion and, therefore, the Sub-Committee considered the other options available to them. The Sub-Committee felt that replacing the DPS with someone who would and could effectively manage the premises, should result in an improved management, and running of the premises in the future. By also suspending the licence for sufficient time to allow staff to be retrained in their legal obligations to support the licensing objectives, the Sub-Committee felt such failings should be remedied. This will also improve the operation of the premises to ensure that all staff are fully and regularly trained, and compliance with the additional and modified conditions on the licence.

Details

- **Licence Number: 057222**
- **Date of Grant: 24/11/2005**



Approved activities/hours:

Supply of Alcohol	Standard Hours:
	Mon 00:00-23:59
Premises	Tue 00:00-23:59
	Wed 00:00-23:59
	Thu 00:00-23:59
	Fri 00:00-23:59
	Sat 00:00-23:59
	Sun 00:00-23:59

Opening hours:

Premises	Standard Hours:
	Mon 00:00-23:59
	Tue 00:00-23:59
	Wed 00:00-23:59
	Thu 00:00-23:59
	Fri 00:00-23:59
	Sat 00:00-23:59
	Sun 00:00-23:59

Alcohol sales type:
Off Premises

Where the licence is time limited the dates:
N/A

This licence is subject to the following conditions:

Mandatory Conditions:

Supply Of Alcohol(Off)

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.
 - (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.
3. 3.1.The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the

sales or supply of alcohol. 3.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

3.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

- (a) a holographic mark or
- (b) an ultraviolet feature.

Minimum Drinks Pricing

4. 4.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

4.2 For the purposes of the condition set out in paragraph 4.1 above -

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula - $P = D + (D \times V)$

Where -

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

4.3 Where the permitted price given by Paragraph 4.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.4 (1) Sub-paragraph 4.4(2) below applies where the permitted price given by Paragraph 4.2(b) above on a day (“the first day”) would be different from the

permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Conditions derived from operating schedule

5. CCTV Cameras shall be in operation at all hours the premises are open.;
6. The 'Red Care' Alarm System, providing direct connection to the police station, shall be maintained;
7. Fire alarms and fire extinguishers shall be installed and maintained on the premises;
8. A minimum of three employees shall be on the premises between 12.00 midnight and 7.00am

Conditions derived from committee hearing

9. CCTV covering the interior and exterior of the shop premises must be installed and be kept operational at all times the premises are open to the public.
10. The CCTV system shall be capable of taking a head and shoulders shot of persons entering the premises.
11. The CCTV system will be capable of storing images for a minimum of 31 days and a member of staff trained and capable of downloading images shall be on duty at all times the premises are open to the public. Images will be provided to the Metropolitan Police or Authorised Officers on request.
12. Challenge 25 will be in operation at the premises as the proof of age policy. Only the following credible photographic evidence may be accepted as proof of age: a passport, photographic driving licence, UK Armed Forces ID card or a proof of age card with the PASS hologram/ logo on it. Refusals of the sale of alcohol must be recorded in the relevant section of the Incident Book.
13. Relevant notices will be prominently displayed by the entry/exit door and counter as appropriate advising customers that:
 - CCTV and Challenge 25 are in operation;
 - Advising customers of the provisions of the Licensing Act regarding underage and proxy sales;
 - Asking customers to respect nearby residents, to leave quietly, not to drink outside the shop or in the street and not loiter outside the shop.

14. No alcohol may be consumed in the shop at any time.

15. Alcohol will not be supplied in an open container.

16. An incident book is to be kept at the premises and made available to the Police or Authorised Officers which will record the following

- a) All crimes reported;
- b) Lost property;
- c) All ejections of customers;
- d) Any complaints received;
- e) Any incidents of disorder;
- f) Any seizure of drugs or offensive weapons;
- g) Any faults in the CCTV system;
- h) Any refusal in the sale of alcohol;
- i) Any visit by a relevant authority or emergency service;
- j) A CAD number where Police are called

17. Staff will be trained on induction and be given refresher training at 6 monthly intervals in the operation of Challenge 25. Training will include identifying persons under 25, making a challenge, acceptable proof of age and checking it, making and recording a refusal, not serving intoxicated persons, avoiding conflict, responsible alcohol retailing, operating the CCTV system and downloading images and safeguarding children.

18. A written training record will be kept for each staff member and will be made available to the Police and Authorised Officers on request.

19. Management and staff will monitor the outside of the shop to check that persons are not loitering or drinking outside and will politely ask any that do to leave the area quickly and quietly.

20. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their responsibility as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.

21. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

22. The Licensee's premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee's waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as his/her waste carrier arrives to collect the refuse.

23. The Licensee shall instruct members of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.

24. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.

25. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in Topaloglu Food & Wine. This should remain unobstructed at all times and should clearly identify:-

- the name of the registered waste carrier
- the date of commencement of trade waste contract
- the date of expiry of trade waste contract
- the days and times of collection
- the type of waste including the European Waste Code

The premises licence shall run until it is surrendered or revoked and will lapse upon the death, incapacity or insolvency of the licence holder, (but may be reinstated if an application for transfer is made within 28 days).

I confirm that, if you are aggrieved by any term, condition or restriction attached to this decision, you have the right to appeal to Thames Magistrates at **Thames Magistrates Court, 58 Bow Road, London E3 4DJ** within 21 days of the date of this letter.

If you have any queries, please do not hesitate to contact me.

Yours faithfully

Mike Smith
Principal Licensing Officer

RESTRICTED (when completed)

MG 11 (T)

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of **PC Neal HUNWICK**..... URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer**.....

This statement (consisting of: ... 1..... pages 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 anything in it which I know to be false, or do not believe to be true.

Signature:  Date: 16th JANUARY 2021

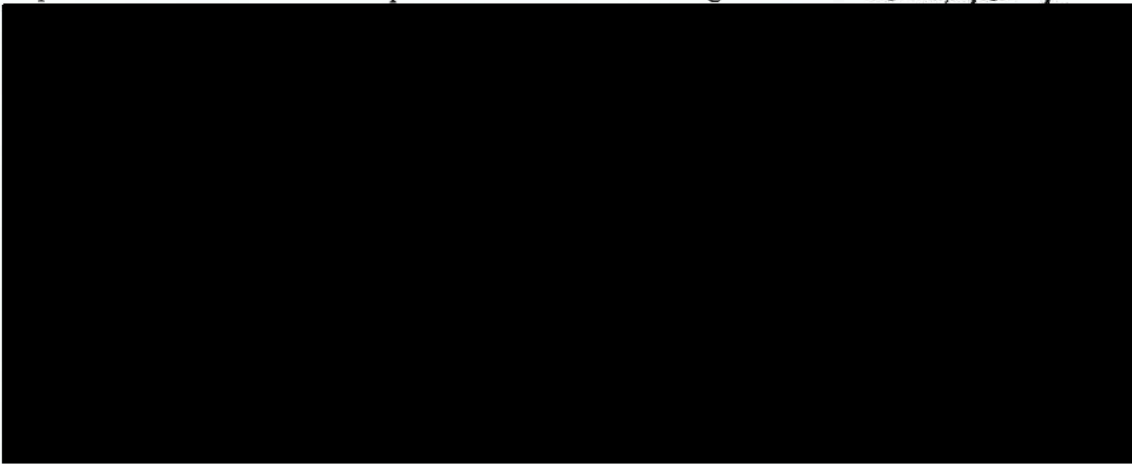
Tick if witness evidence is visually recorded (supply witness details on rear)


I am the above named Police Officer. My shoulder number is PC3590CE. I am currently posted as a Licensing Officer based at STOKE NEWINGTON POLICE STATION.

As part of my duties and responsibilities I carry out regular licensing checks on premises within the London Borough of Hackney, which regularly involved working a night shift.

I am making this statement in regards to a visit that I made to TOPOLOGLU, 478 KINGSLAND ROAD, LONDON, E8 4AE.

At about 2145hrs on THURSDAY 31st DECEMBER 2020 I was passing the above named venue in an unmarked vehicle when I looked into the shop and could see alcohol was on display as usual. I pulled over by the side of the road where I could see into the shop counter where I witnessed one male and one female standing at the counter with a bottle of white wine and 4 cans of lager. I watched the male touch his card against the card reader before the couple picked up the alcohol which had been placed in a white carrier bag before leaving the shop. /



Signature:  Signature witnessed by: N/A

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of PC Neal HUNWICK..... URN: [] [] [] []

Age if under 18 Over 18..... (if over 18 insert 'over 18') Occupation: Police Officer.....

This statement (consisting of: 1..... pages 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 anything in it which I know to be false, or do not believe to be true.

Signature: [Redacted]

Date: 28th September 2020

Tick if witness evidence is visually recorded (supply witness details on rear)

I am the above named Police Officer. My shoulder number is PC3590CE. I am currently posted as a Licensing Officer based at STOKE NEWINGTON POLICE STATION.

As part of my duties and responsibilities I carry out regular licensing checks on premises within the London Borough of Hackney, which regularly involved working a night shift.

I am making this statement in regards to a visit that I made to TOPOLOGLU, 478 KINGSLAND ROAD, LONDON, E8 4AE.

At 0010hrs on SATURDAY 1st AUGUST 2020 I was in company with PC GRIGGS when we had occasion to park up outside the venue and whilst outside I watched an IC1 male enter the premises. He went out of view for a moment before standing in front of the counter where I could see a bottle of white wine in his hand. He paid for the item before leaving the shop. He did not have a bottle of wine in his hand when he went into the shop.

At 2315 hours on FRIDAY 11th SEPTEMBER 2020 I parked outside the venue in company with PC GRIGGS who got out of the car, entered the venue and returned with two (2) cans of Magners Cider.

At 0050 hours on SATURDAY 19th SEPTEMBER 2020 I parked outside the venue in company with PC GRIGGS who got out of the car, entered the venue and returned with two (2) cans of Magners Cider.

At 2310 hours on FRIDAY 25th SEPTEMBER 2020 I parked outside the venue in company with PC GRIGGS who got out of the car, entered the venue and returned with two (2) cans of Magners Cider.

Signature: [Redacted]

Signature witnessed by: N/A

WITNESS STATEMENT


(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of **PC Mark PERRY** URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer**.....

This statement (consisting of: 1..... pages 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 anything in it which I know to be false, or do not believe to be true.

Signature:  Date: 2/10/2020

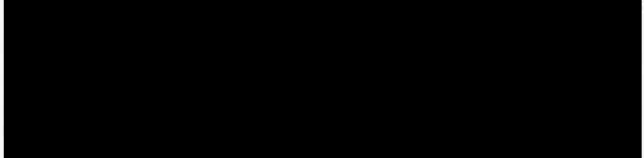
Tick if witness evidence is visually recorded (supply witness details on rear)

I am the above named Police Officer. My shoulder number is PC1478CE. I am currently posted as a Licensing Officer based at STOKE NEWINGTON POLICE STATION.

As part of my duties and responsibilities I carry out regular licensing checks on premises within the London Borough of Hackney, which regularly involved working a night shift.

I am making this statement in regards to a visit that I made to TOPOLOGLU, 478 KINGSLAND ROAD, LONDON, E8 4AE.

At 2331 hours on FRIDAY 7th AUGUST 2020 I entered the venue where I picked up a bottle of Carlsberg Lager and as I waited to pay I watched a male in front of me purchase some cans of beer. Then paid for the bottle of Carlsberg before leaving the shop.



Signature: Signature witnessed by:

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

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Statement of: Sian Giles

Age if under 18: over 18 (if over 18 insert 'over 18') Occupation: Police Constable

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.

Witness Signature:



Date: 29/09/2020

On 24th July 2020 I was on duty in plain clothes when I had means to visit the off licence TOPOLOGU 478 KINGSLAND ROAD E8 4EA. At 1905 I conducted a test purchase on the venue, this consisted of the purchase of one bottle of MAGNERS which was positioned in the refrigerated display cabinets to the left of the shop.

I selected my drink along with two soft drinks and paid for all of the items, the male behind the till placed items into a bag and I then exited the shop.

Witness Signature



Signature Witnessed by Signature:

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of PC Bethany WARD

URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer P241272**.....

This statement (consisting of: 2..... pages 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 anything in it which I know to be false, or do not believe to be true.

Signature: 


Date: 30/09/2020

Tick if witness evidence is visually recorded (supply witness details on rear)

This statement is in relation to TOPALOGLU FOOD AND WINE, 478 KINGSLAND ROAD, DALSTON, LONDON, EC1V 1NR.

On Friday 4th September 2020 at 23:05 I was on duty in plain clothes in an unmarked police car with PC Neal Hunwick from the licensing unit on licensing patrols. I previously worked within the licensing unit up until JULY 2020 and although I am now in another job role, I work with the licensing unit when needed.

PC Hunwick pulled up outside Topaloglu and I have entered the premises and started browsing the alcohol on the shelf. A member of staff asked if he could help me in which I asked if they had any chilled ciders. He directed me over to the fridge, asked which cider it was I wanted, to which I said 'MAGNERS', he has picked up a Magners from the shelf and asked how many I wanted, I replied 'ONE PLEASE'. He has taken the Magners over to the till and rung it up in which I then paid in cash for it.

As I was leaving the store I witnessed the same member of staff serve another customer a bottle of alcohol. 

Signature: 

Signature witnessed by:

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of PC Bethany WARD

URN:

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Age if under 18

Over 18.....

(if over 18 insert 'over 18')

Occupation:

Police Officer P241272.....

This statement (consisting of: 2..... pages 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 anything in it which I know to be false, or do not believe to be true.

Signature:



Date:

30/09/2020

Tick if witness evidence is visually recorded

(supply witness details on rear)

This statement is in relation to TOPALOGLU FOOD AND WINE, 478 KINGSLAND ROAD, DALSTON, LONDON, EC1V 1NR.

On Friday 4th September 2020 at 23:05 I was on duty in plain clothes in an unmarked police car with PC Neal Hunwick from the licensing unit on licensing patrols. I previously worked within the licensing unit up until JULY 2020 and although I am now in another job role, I work with the licensing unit when needed.

PC Hunwick pulled up outside Topaloglu and I have entered the premises and started browsing the alcohol on the shelf. A member of staff asked if he could help me in which I asked if they had any chilled ciders. He directed me over to the fridge, asked which cider it was I wanted, to which I said 'MAGNERS', he has picked up a Magners from the shelf and asked how many I wanted, I replied 'ONE PLEASE'. He has taken the Magners over to the till and rung it up in which I then paid in cash for it.

As I was leaving the store I witnessed the same member of staff serve another customer a bottle of alcohol.



Signature:



Signature witnessed by:

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of **PC Amanda GRIGGS**..... URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer**.....

This statement (consisting of: 1..... pages 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 anything in it which I know to be false, or do not believe to be true.

Signature:  Date: 28/9/20

Tick if witness evidence is visually recorded (supply witness details on rear)

I am the above named Police Officer. My shoulder number is PC3288CE. I am currently posted as a Licensing Officer based at STOKE NEWINGTON POLICE STATION.

As part of my duties and responsibilities I carry out regular licensing checks on premises within the London Borough of Hackney, which regularly involved working a night shift.


I am making this statement in regards to four visits that I made to TOPOLOGLU, 478 KINGSLAND ROAD, LONDON, E8 4AE.

At 0010 hours on SATURDAY 1st August 2020 I was in company with PC 3590CE HUNWICK when we parked up in the road outside the venue. An IC1 male walked into the venue and I could see through the door that he had picked up a bottle of white wine and was standing at the counter where he paid for the item before leaving.

At 2315 hours on FRIDAY 11th SEPTEMBER 2020 I visited the venue in plain clothes where I picked up and purchased two (2) cans of Magners Cider.

At 0050 hours on SATURDAY 19th SEPTEMBER 2020 I again entered the venue in plain clothes and again purchased two (2) cans of Magners Cider.

At 2310 hours on FRIDAY 25th SEPTEMBER 2020 I again walked into the venue and successfully purchased two (2) cans of Magners Cider.

Signature:  Signature witnessed by:

→ Hackney

LA08

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 Hijrat Popal

(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

LBH-PRE-T-0035

Part 1 – Premises details

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

Topaloglu Food & Wine
478 KINGSLAND ROAD
HACKNEY

Post town

LONDON

Post code (if known)

E8 4AE

Telephone number (if any)

Description of premises (please read guidance note 1)

Supermarket

Part 2

Full name of proposed designated premises supervisor

Hijrat Popal

Nationality

[REDACTED]

Place of birth

[REDACTED]

Date of birth

[REDACTED]

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

[REDACTED]

Full name of existing designated premises supervisor (if any)

Sajjad Popal

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

[REDACTED]

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971] FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND, PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

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 Mostak Ahmod Askor

.....

Date 1/10/2020

.....

Capacity **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 1/10/2020

.....

Capacity

.....

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

Mostak Ahmod Askor
Clearview Resources Limited

.....
.....

.....


Post town

Post Code

L [REDACTED]	[REDACTED]
Telephone number (if any)	[REDACTED]
If you would prefer us to correspond with you by e-mail your e-mail address (optional) [REDACTED]	

Guidance notes

1. Describe the premises. For example the type of premises it is.
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.

I Hijrat Popal
<i>[full name of prospective premises supervisor]</i>
of

<i>[home address of prospective premises supervisor]</i>
hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for
Variation of designated premises supervisor
<i>[type of application]</i>
by
Hijrat Popal
<i>[name of applicant]</i>
relating to a premises licence LBH-PRE-T-0035
<i>[number of existing licence, if any]</i>
for
Topaloglu Food & Wine 478 KINGSLAND ROAD HACKNEY LONDON E8 4AE
<i>[name and address of premises to which the application relates]</i>

and any premises licence to be granted or varied in respect of this application made by
Hijrat Popal
<i>[name of applicant]</i>
concerning the supply of alcohol at
Topaloglu Food & Wine 478 KINGSLAND ROAD HACKNEY LONDON E8 4AE

<i>[name and address of premises to which application relates]</i>
I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.
Personal licence number
██████████
<i>[insert personal licence number, if any]</i>
Personal licence issuing authority
██████████
<i>[insert name and address and telephone number of personal licence issuing authority, if any]</i>

Signed	
Name (please print)	██████████
Date	

Premises Licence Holder
Topaloglu
478 Kingsland Road
London
E8 4AE

**GD - Hackney Borough
GN - Stoke Newington Police
Station**

Stoke Newington Police Station
33 Stoke Newington High Street
London
N16 8DS

Telephone: 0207 275 3022
Facsimile:
Email: HackneyLicensingUnit-
GN@met.police.uk
www.met.police.uk

Your ref:
Our ref: CCTV
16th October 2020

Dear Sirs,

As a result of the review of the premises licence that was carried out this year you were issued with a decision letter on the 9th July wherein it listed the additional conditions that had been imposed on the licence. These included conditions relating to the CCTV system which should be capable of storing images for 31 days and that footage should be made available to the Police upon request.

In this regard we ask for the following footage to be downloaded by you and made available for us to collect. We need the footage from the 25th September 2020 between 2300-2330hrs and for the 26th September 2020 between 2015-2100hrs. When this is ready please email us at the address above.

Please do not hesitate contacting us if you have any questions on 0207 275 3146

Yours sincerely,

PC590GD Neal Hunwick
CE Licensing Unit

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 Sherkhan 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

LBH-PRE-T-0035

Part 1 – Premises details

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

Topaloglu Food and Wine
478 Kingsland Road
Hackney

Post town
London

Post code (if known)
E8 4AE

Telephone number (if any)

Description of premises (please read guidance note 1)

Licensed Premises

Part 2

Full name of proposed designated premises supervisor

BABAR POPAL

Nationality

██████████

Place of birth

██████████

Date of birth

██████████

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

██████████

██

Full name of existing designated premises supervisor (if any)

SAJJAD POPAL

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

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
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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 15/01/2021

.....

Capacity Applicant’s Solicitor

.....

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)

Dadds LLP

██████████

██████████

Post town

██████████

Post Code

██████████

Telephone number (if any)

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

Guidance notes

1. Describe the premises. For example the type of premises it is.
2. The application form must be signed.
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5. This is the address which we shall use to correspond with you about this application.