



Licensing Sub-Committee

26th April 2022

10:30am

Title	Nazar Food & Wine 46 Cricklewood Lane London NW2 1HD
Report of	Trading Standards & Licensing Manager
Wards	Childs Hill
Status	Public
Urgent	N/A
Key	No
Enclosures	<i>Report of the Licensing Officer</i> Annex 1 – Application Form Annex 2 – Representations Annex 3 – Matters for Decision
Officer Contact Details	Zekiel.Cudjoe 0208 359 3110 Zekiel.cudjoe@barnet.gov.uk

Summary

This report asks the Sub-Committee to consider an application for a New Premises Licence, under section 17 of the Licensing Act 2003

Officers Recommendations

1. This report asks the Sub-Committee to consider an application for a New Premises Licence, under section 17 of the Licensing Act 2003 for Nazar Food & Wine 46 Cricklewood Lane London NW2 1HD

1. WHY THIS REPORT IS NEEDED

- 1.1 The licensing authority having received valid representations against the application for a premises licence is expected to hold a hearing to consider those representations. The application can be determined by the licensing authority without a hearing in certain circumstances.

2. REASONS FOR RECOMMENDATIONS

- 2.1 Where a representation is submitted under Section 18 (3) of the Licensing Act 2003 the authority must hold a hearing to consider such representations, unless the representation is withdrawn, the applicant or any party or responsible authority who has made a valid representation agrees or where the authority considers that the representations are frivolous or vexatious.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 The Licensing Sub-Committee is required to give appropriate weight to the representations (including supporting information) presented by all the parties, the Guidance issued pursuant to section 182 of the Licensing Act 2003, the Council's statement of licensing policy and the steps that are appropriate to promote the four licensing objectives.

Having considered those relevant matters, the Licensing Sub-Committee is required to take such of the following steps (if any) as it considers appropriate for the promotion of the licensing objectives.

The steps are—

- (a) To grant the licence subject to—

(i) conditions that are consistent with the operating schedule accompanying the application modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and

(ii) any condition which must under section 19, 20 or 21 of the Licensing Act 2003 be included in the licence;

- (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;

- (c) to refuse to specify a person in the licence as the premises supervisor;

(d) to reject the application

For the purposes of 3.1(a) (i) above, the conditions of the licence are modified if any of them are altered or omitted or any new conditions added.

4. POST DECISION IMPLEMENTATION

4.1 The decision will have immediate effect

5. IMPLICATIONS OF DECISION

5.1 Corporate Priorities and Performance

5.1.1 Members are referred to the Council's Licensing Policy for consideration

5.1.2 Timely legal and fair decisions support objectives are contained within the Corporate Plan. In particular in relation to a "successful London borough" by ensuring that only legal, well-regulated licensable activities occur within the borough.

5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

5.2.1 N/A

5.3 Legal and Constitutional References

5.3.1 The Licensing Act 2003 sets out how applications for premises licences should be dealt with where valid representations have been submitted.

5.3.2 Under the Council's Constitution, Article 7, the licensing sub-committee has responsibility delegated to it (from the Licensing Committee) for licensing hearings concerning all licensing matters.

5.4 Risk Management

5.4.1 N/A

5.5 Equalities and Diversity

5.5.1 Licence applications are dealt with according to the provisions of the Licensing Act 2003 and associated Regulations which allow both applications and representations to applications to be made by all sectors.

5.6 Consultation and Engagement

5.6.1 The statutory consultation process has been followed in accordance with the Licensing Act 2003.

6. BACKGROUND PAPERS

6.1 The application and report of the Licensing Officer and appendices are attached to this report.

Officers Report

LICENSING ACT 2003 OFFICERS REPORT

**Nazar Food & Wine
46 Cricklewood Lane
London
NW2 1HD**

1. The Applicants

The application was submitted by Atlas Licensing Ltd on behalf of Huseyin Kul.

Application

The application before the sub-committee was submitted on 25th February 2022 under Section 17 of the Licensing Act 2003 for an application for a New Premises Licence. The application seeks to apply for the following. :-

The Sale by Retail of Alcohol(off supplies only)

Monday	08:00hrs – 01:00hrs
Tuesday	08:00hrs – 01:00hrs
Wednesday	08:00hrs – 01:00hrs
Thursday	08:00hrs – 01:00hrs
Friday	08:00hrs – 01:00hrs
Saturday	08:00hrs – 01:00hrs
Sunday	08:00hrs – 01:00hrs

A full copy of the application form and the plan can be seen attached to this report in **Annex 1**.

2. Representations

The Licensing Team received three valid representations from two local residents and the Police. The representations relate to the Licensing objectives of crime and disorder & the prevention of public nuisance

The full representations can be found in **Annex 2**.

3. Attaching conditions

The operating schedule, which is part of the application, includes certain additional steps that the applicant will take to protect the licensing objectives. These will become enforceable conditions, should the licence be granted. Additional conditions may be attached to the licence if the committee thinks it appropriate.

The Committee must have regard to all of the representations made and the evidence it hears and is asked to note that it may not attach conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

In relation to conditions, the statutory guidance at chapter 10.8 states that “The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not

necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives. In order to promote the crime prevention licensing objective conditions may be included that are aimed at preventing illegal working in licensed premises. This provision also applies to minor variations.

Full Copies of the Councils Statement of Licensing Policy, the Statutory Guidance to the Act and the Council's Guide to Good Practice at Licensed Premises will be available at the Licensing Sub Committee hearing or in advance if required.

Zekiel Cudjoe
Licensing Officer

Annex 1 – Application Form
Annex 2 – Representations
Annex 3 – Matters for Decision

Application Form

* required information

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

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="PL/NW21HD"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant? <input checked="" type="radio"/> Yes <input type="radio"/> No		Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name	<input type="text" value="Huseyin"/>	
* Family name	<input type="text" value="Kul"/>	
* E-mail	<input type="text" value="xxxxxxxxxxxxx"/>	
Main telephone number	<input type="text" value="xxxxxxxxx"/>	Include country code.
Other telephone number	<input type="text"/>	

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

Is the applicant:

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

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

Continued from previous page...

Address

* Building number or name	XXXXXXXX
* Street	XXXXXXXXXX
District	
* City or town	London
County or administrative area	
* Postcode	N7 xxx
* Country	United Kingdom

Agent Details

* First name	Atlas
* Family name	Licensing
* E-mail	admin@atlaslicensing.co.uk
Main telephone number	02088817466
Other telephone number	

Include country code.

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

Are you:

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

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

Agent Business

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

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

Registration number	13463174
Business name	Atlas Licensing Ltd
VAT number	- none
Legal status	Private Limited Company
Your position in the business	Manager
Home country	United Kingdom

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	<input type="text" value="453"/>
Street	<input type="text" value="West Green Road"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="N15 3PW"/>
Country	<input type="text" value="United Kingdom"/>

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PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name	<input type="text" value="Nazar Food & Wine"/>
Street	<input type="text" value="46 Cricklewood Lane"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="NW2 1HD"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="12,000"/>

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☒ An individual or individuals
- ☐ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

Confirm The Following

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

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INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- ☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- ☒ Yes ☐ No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or nameXXXXXXXXXXXX

StreetXXXXXXXXXXXX

District

City or townLondon

County or administrative area

PostcodeXXXX

CountryUnited Kingdom

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mailXXXXXXXXXXXXXXXX

Telephone numberXXXXXXXXXX

Other telephone number

* Date of birth

xx

/

xx

/

xxxx

dd

mm

yyyy

* Nationality

British Citizen

Right to work share code

Documents that demonstrate entitlement to work in the UK
Right to work share code if not submitting scanned documents

Add another applicant

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OPERATING SCHEDULE

When do you want the premises licence to start?

25

/

03

/

2022

dd

mm

yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end

/

/

dd

mm

yyyy

Provide a general description of the premises

Continued from previous page...

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

This Premises is a Off-Licence.

The new applicant has recently sub-leased the premises and is happy to provide you with further information.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Continued from previous page...

Will you be providing recorded music?

☐ Yes ☒ No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

☐ Yes ☒ No

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

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes ☒ No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes ☒ No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the sale of alcohol be for consumption:

☐ On the premises ☒ Off the premises ☐ Both

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

State any seasonal variations

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

N/A

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

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

N/A

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text" value="XXXXXXXXXXXXXXXXXX"/>
Street	<input type="text" value="XXXXXXXXXXXXXXXXXX"/>
District	<input type="text"/>
City or town	<input type="text" value="XXXXXXXX"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="XXXXXXX"/>
Country	<input type="text" value="XXXXXXXXXX"/>
Personal Licence number (if known)	<input type="text" value="XXXXXXXXXXXXXXXXXX"/>
Issuing licensing authority (if known)	<input type="text" value="London Borough Of Islington"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

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

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

N/A

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

Continued from previous page...

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations

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

N/A

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

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

N/A

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LICENSING OBJECTIVES

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

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

Continued from previous page...

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

The Licensee, that is the person in whose name the premises licence is issued, shall ensure that all times when the premises are for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. The Licensee shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training and refresher training.

b) The prevention of crime and disorder

Any incidents of a criminal nature that may occur on the premises will be reported to the Police. The Licensee will install comprehensive CCTV coverage at the premises and it is operated and maintained at the premises. The CCTV system shall conform to the following points: 1. Cameras must be sited to observe the entrance and exit doors both inside and outside. 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 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 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 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.

c) Public safety

Appropriate fire safety procedures are in place including fire extinguishers, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations). All appliances are inspected annually. All emergency exits shall be kept free from obstruction at all times.

d) The prevention of public nuisance

All customers will be asked to leave quietly. Clear and legible notices will be prominently displayed to remind customers to leave quietly and have regard to our neighbours.

e) The protection of children from harm

The licensee and staff will ask persons who appear to be under the age of 25 for photographic ID such as proof of age cards, the Connexions Card and Citizen Card, photographic driving licence or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer. All staff will be trained for UNDERAGE SALES PREVENTION regularly. A register of refused sales shall be kept and maintained on the premises.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

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If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

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

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

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

Section 21 of 21

PAYMENT DETAILS

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

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

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

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

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

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

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00

Continued from previous page...

Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

[Add another signatory](#)

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

1. Save this form to your computer by clicking file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/barnet/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

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

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="PL/NW21HD"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

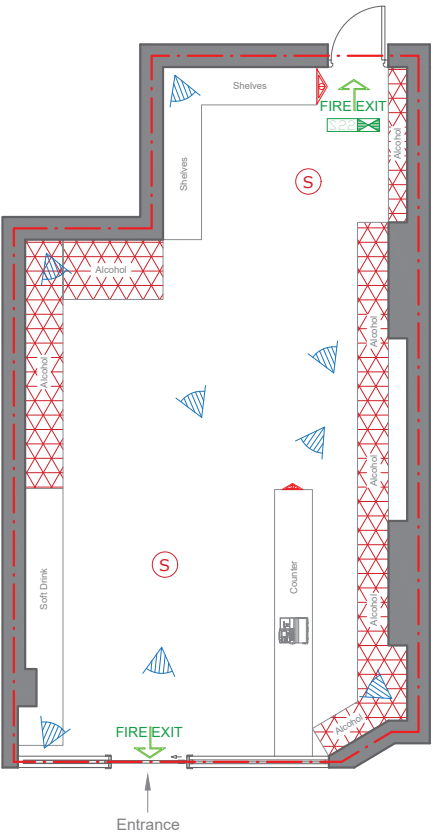
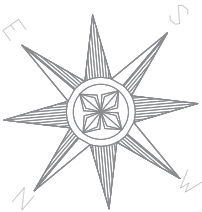
Notes

1-This drawing is not for construction.

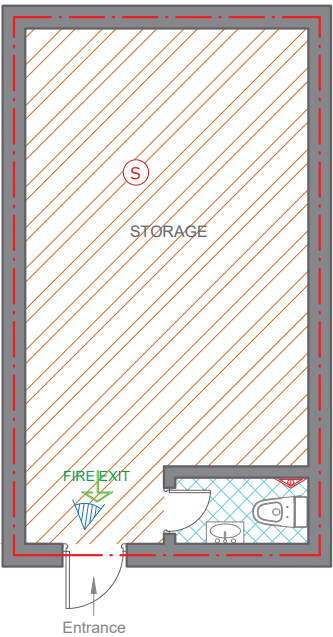
2-All dimensions are to be checked on site and the Architect is to be inform of any discrepancies before construction commences.

3-All references to drawings refer to current revision of that drawing.

4-The drawings are ADA GROUP property and should not be copied, reproduced or disclosed without written permission.



Ground Floor Plan



Ground Floor Plan

DRAWING SYMBOL KEY

- AMBIT OF PREMISES
- ALCOHOL
- STORAGE
- WC AREA
- SMOKE DETECTOR
- CCTV
- INTERNALLY ILLUMINATED FIRE ESCAPE SIGN
- FIRE EXTINGUISHER

ADDRESS
46 Cricklewood Lane, Barnet, London, NW2 1HD

SHEET
1/1

SCALE
1/100 @A4

PROJECT
Ground Floor Plan

DATE
26-01-2022

CLIENT

REV

REFERENCE NUMBER
CL-2601-GFP

DRAWN BY

CHECKED BY

ADA GROUP
453 West Green Road
London N15 3PW
info@adagroup.org.uk
0208 881 7466



Representations



**METROPOLITAN
POLICE**

TOTAL POLICING

London Borough of Barnet

London Borough of Barnet
8th Floor
2 Bristol Avenue
Colindale
London
NW9 4EW

**LICENSING OFFICE
Harrow POLICE STATION
74 Northolt Road
Harrow
HA2 0DN**

Telephone: 07387120370

e-mail:

NWMailbox.LicensingBarnet@met.police.uk

Date: 24/03/2022

Our ref: Nazar Food & Wine 46 Cricklewood Lane London NW2 1HD

**CC: London Borough of Barnet & Applicants agent Atlas Licensing–
admin@atlaslicensing.co.uk**

Police Make Representations to the following application made under

Section(s)	17						Licensing Act 2003
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Application Given To Police On: **25th February 2022**

Premises: **Nazar Food & Wine 46 Cricklewood Lane London NW2 1HD**

Representations	
a) plays (box A)	
b) films (box B)	
c) indoor sporting events (box C)	
d) boxing or wrestling entertainment (box D)	
e) live music (box E)	
f) recorded music (box F)	
g) performances of dance (box G)	
h) anything of a similar description to that falling within (e), (f) or (g) (box H)	
i) making music (box I)	
j) dancing (box J)	
k) entertainment of a similar description to that falling within (i) or (j) (box K)	
l) late night refreshment (box L)	
m) alcohol sale by retail (box M)	X
n) adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (box N)	
o) Hours premises are open to the public (box O)	

Sale of alcohol (off the premises only) Monday to Sunday 08:00hrs-01:00hrs

“This Premises is an Off-Licence. The new applicant has recently sub-leased the premises and is happy to provide you with further information.”

Prior to the application being made, there were a number of issues with the way the store was being run under Mr Culcu.

- 27th Sept 2019 – It becomes apparent that the Culcu family are involved in the running of the shop due to a police stop and account on a son of the owner who states his parents own the shop
- 31st December 2020 – An off duty officer witnesses males sitting on seats outside the premises and the smell of cannabis, noted that shop staff appeared to be familiar with these males.
- 7th July 2021 – Suspicion of drug dealing reported to police. It was noted that the shop staff make no attempt to move on people loitering outside the shop.
- The premises licence for this venue was surrendered by the licence holder (Jay Adams) some time ago. The current owner, Mr Culcu has been operating without a licence since – Zekiel Cudjoe of LBB Licensing will need to confirm the exact date this was done. This is information I have been given verbally over the phone on 24th January 2022.
- The Police tasking team conducted a licensing inspection on 11th January 2022 where cannabis was found within the shops storage area. Ownership of this was claimed by Mr Culcu's son at the premises – see attached statement from PC BERESFORD – **to remain restricted from the public records.**
- On 11th January 2022, Mr Culcu has admitted to an officer that he has purchased non duty paid alcohol (Perla Black) from a 'man in a van' who calls at the venue. HMRC are aware of this. I have yet to hear back as to what they intend to do.
- 22nd January 2022, A child was sold alcohol
(xx)
- Mr CULCU made an application to transfer the licence in to his name and appoint himself as DPS January 2022 (application sent to Police from LBB for consultation 24th January 2022) As there was no licence to transfer, this was unsuccessful.
- Mr CULCU submits applications for Temporary Event Notices on 27th January 2022 (covering 03/02/2022 - 08/02/2022 08:00 – 01:00 & 10/02/2022 - 15/02/2022 08:00 – 01:00) Police made representations to both due to the ongoing issues at this venue. One was a Late TEN, so was refused due to the objections and the other was withdrawn.
- I requested proof of the 'obtained sub-lease' from the agent on 1st March 2022, I was assured that day they had requested it from their client and would provide it once they had it. I have yet to receive any kind of communication since about this since.
- On this application. It states within section 5 of 21 "The new applicant has recently sub-leased the premises and is happy to provide you with further information" I have yet to see any proof that he has obtained this lease. Furthermore I have an email from the landlord of the property stating that he has not consented to this sub-let and that Mr CULCU's lease is still in place for around 8-10 years.
This email from the landlord proves that this statement made on the application was false.
- On Thursday 10th March 2022 I attended the area to visit the shop to ensure the application Blue Notice was on display as legally required and see if by chance I could meet Mr KUL. On that occasion

he was not there. I also met with the landlord of the properties that are within this parade on Cricklewood Lane. I was informed that he has received a number of complaints from his other tenants who are very unhappy.

- On 18th March I attended to meet with the applicant, Mr Kul. I was told that he would be running the shop on behalf of a Mr Hasan Polat, who was potentially buying the business from Mr Culcu. However, as it stands, this has all yet to be agreed. Mr Culcu was present at the shop during this meeting.

Until we can be satisfied that Mr CULCU, or any of his family, will no longer be involved in the operation of this premises and that there is completely new ownership who are fully promoting the licensing objectives, we would respectfully request that this application be rejected.

If Mr Kul and/ or Mr Polat can provide satisfactory evidence that they have obtained ownership of this business and that they will fully promote the licensing objectives which includes excluding Mr CULCU and his family from the premises we would request that the following conditions be imposed;

- A CCTV system comprising of a multi camera system will be installed at the premises capable of the following;
 - a) The head unit (recorder) for storing the images will store such data on a hard drive or a similar quality medium (locally or accessible from a central location)
 - b) If the head unit (recorder) is kept on the premises it must be located in a secure cabinet or other secure area, preferably out of the sight and reach of the public.
 - c) A CD/DVD burner, USB type device or media storage database (i.e. Cloud) will also form part of the system to facilitate making copies of the footage
 - d) The quality of the images must be of a sufficiently high standard to allow identification of the subject matter
 - e) Cameras will cover key areas identified by the operator and Police. These will include clear headshots of persons entering the premises, any till areas and areas where alcohol are displayed for sale. This will also include the footpath area immediately outside the shop.
 - f) Images must be retained for a minimum period of 31 days before overwriting
 - g) The images will be made available in reasonable time on demand by the Police and authorised officers of the London Borough of Barnet
 - h) CCTV footage must be provided in an immediately viewable format and must include any software, etc. which is required to view the footage. Any discs, portable drives or other storage media onto which the footage is transferred must be provided by the premises.
 - i) A member of staff who is trained to operate the CCTV system and supply the footage must be present at the premises at all times when licensable activities are taking place. This system will be fully maintained at all times to ensure correct operation
- A refusals / incidents register shall be maintained at the premises recording
 - a) All known incidents of crime and disorder occurring at the premises with dates and times
 - b) Details of occasions when the emergency services are called to the premises
 - c) All refusals of alcohol sales and ejections from the premises.

This register will be available for inspection by a police officer or other authorised officer on request
- The premises shall operate a challenge 25 policy. Anyone attempting to purchase alcohol who appears under the age of 25 years shall be required to produce valid photo ID (such as a photo card driving licence, passport or PASS accredited age verification card) to prove they are 18 years or older. Failure to produce acceptable ID shall result in a refusal of the sale. This refusal shall be documented in the refusals / incident log.
- All alcohol stored/sold at the premises must be sourced from a wholesaler registered with HMRC and has an AWRS Unique Reference Number
- All staff involved in licensable activity shall receive training relating to age verification, the licensing objectives and laws relating to the sale of alcohol. This training shall be given at the start of employment

(prior to carrying out any licensable activity) and be refreshed at least every 6 months. The training shall be documented and be made available for inspection at the request of police or other responsible authority.

- There will be no sales/ supplies of beers, ales, lagers or ciders or anything similar of 6.5% ABV or above.
- Neither Mr Ahmet CULCU, Mr Halil CULCU, Mr Mehmet MERT or any member of their immediate family are to have any financial interest or control over the day to day running of the business.
- The licence holder must report any crime that takes place within the venue or which takes place outside and provide CCTV as per the CCTV condition above.
- The licence holder must not provide any facility to or permit anyone to sit outside this shop
- The licence holder / DPS must actively discourage anti-social behaviour such as loitering and drug misuse outside this shop – This can be achieved by calling the police and actively engaging with the local neighbourhood team.
- The licence holder shall ensure that the windows are free from visible obstruction and not filled with advertising stickers and stock stacked up inside. At least the top half of the windows must be kept clear.

PC Wilcock
Licensing Officer- SPOC Barnet Borough.

WITNESS STATEMENT

Criminal Procedure Rules, r 16. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

22

Statement of: xxxxxxxxxxxx

Age if under 18: over 18

(if over 18 insert 'over 18')

Occupation: Police Officer

This statement (consisting of 3 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.

2

Witness Signature: Date: 24/03/22

I am the above named officer attached to the North West Partnership and Prevention Licensing Team based at Harrow Police Station.

This statement relates to the application made by Mr Huseyin KUL of XXXXXXXXXXXXXXXX for a premises licence at 46 Cricklewood Lane NW2 for the licensable activity of Sale of Alcohol daily from 8am till 1am.

Witness Signature:

Signature Witnessed by Signature:

Continuation of Statement of:

.

Witness Signature: *190-1349NW*
Signature Witnessed by Signature:.....

Continuation of Statement of:

[Handwritten signature]

.....

Witness Signature: *[Handwritten signature]*.....

Signature Witnessed by Signature:.....

Munta Jabbar's Representation

From: Munta Jabbar <xxxxxxxxxxxxxx>
Sent: 21 March 2022 15:12
To: LicensingAdmin <LicensingAdmin@barnet.gov.uk>
Subject: 46 cricklewood lane

**** Warning External Email ****

Laprei /22/65641

Re 46 cricklewood lane nw2 1hd

Dear sir. I would like to object to the above license for number of reasons

1. A large gathering of people on a daily basis. Creating noise and disturbing
2. Fighting
3. Last but not less unacceptable cannabis smell

Thank you regards the above matters

My name muntather Jabbar owner of bestie xx cricklewood lane nw2 xxx

David Rowley & Robert MacDonald' representation

XXXXXXXXXX
XX Cricklewood Lane,
London. NW2 XXX
Tel/ Fax. 0208 452 4999
VAT No.743696693

23/03/22

Re: Express Food,
46, Cricklewood Lane,
London
NW2

Ref CAPREI/22/6541

Dear Sir/Madam,

We have been trading at the above address for 23yrs.
We have never had problems here before, until the new people took over at
46.
Over the last couple of years, we have had a lot of anti-social behavior all
centered
around the premises at 46.
Since the alcohol license has been removed things have much better,
No anti – social behavior and the best thing no drug dealers hanging around.
We are Opposing the new license.

Kind Regards,

David Rowley
Robert MacDonald

Proprietors.

XXXXXXXXXXXX

Matters for Decision

MATTERS FOR DECISION

Nazar Food & Wine
46 Cricklewood Lane
LondonNW2 1HD

The Sale by Retail of Alcohol(off supplies only)
Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
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			
Sunday	08:00	01:00			

Added conditions, if any:

Reasons for decisions above: