Public Document Pack



LICENSING ACT 2003 SUB-COMMITTEE

WEDNESDAY 8 AUGUST 2012 9.30 AM

Council Chamber - Town Hall

AGENDA

Page No

- 1. Apologies
- 2. Declarations of Interest
- 3. Application for new premises Licence Seven Eleven, 335 Lincoln 1 40 Road, PE1 2PF



There is an induction hearing loop system available in all meeting rooms. Some of the systems are infra-red operated, if you wish to use this system then please contact Gemma George on 01733 452268 as soon as possible.

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Committee Members:

Councillors: P Thacker (Chairman), P Hiller and B Saltmarsh

Substitutes: Councillors: P Kreling, Johnson and D Harrington

Further information about this meeting can be obtained from Gemma George on telephone 01733 452268 or by email – gemma.george@peterborough.gov.uk



LICENSING ACT 2	2003 SUB COMMITTEE	AGENDA ITEM No. 3	
8 AUGUST 2012		PUBLIC REPORT	
Contact Officers:	Adrian Day, Licensing Manager Terri Martin, Licensing Regulatory Officer Darren Dolby, Licensing Regulatory Officer		Tel: 454437 Tel. 453561 Tel. 453561

APPLICATION: NEW PREMISES LICENCE

APPLICANT: Seven Eleven PL Limited

REFERENCE NO: 064478

PREMISES: 335 Lincoln Road, Peterborough, PE1 2PF

GLOSSARY OF TERMS: Attached at Appendix A on Page 6

1. PURPOSE OF REPORT

1.1 To consider and determine this application for a <u>new</u> premises licence for 335 Lincoln Road, Peterborough, taking into account the representation received from a Responsible Authority as detailed in section 5 of this report.

2. BACKGROUND INFORMATION

- 2.1 This is a new licence application for this premises. There has been no previous licence to sell alcohol at this premises.
- 2.2 As per the application (under general description) the premises will be used as a general store and off licence.

3. AUTHORISATIONS AND TIMES APPLIED FOR

Sale of alcohol for consumption off the premises

Monday to Saturday 09.00 to 21.00

Sunday 10.00 to 20.00

Hours premises are open to the public

Monday to Saturday 09.00 to 21.00

Sunday 10.00 to 20.00

4. APPLICATION

- 4.1 The application was submitted to the Licensing Authority on 15th June 2012 and was then forwarded to the required Responsible Authorities by the licensing department in accordance with the regulations and section 8.24 of Guidance. Please refer to the application attached at **Appendix B** page 9.
- 4.2 Representations were received from Cambridgeshire Constabulary and Peterborough City Council Licensing Authority in their capacity as responsible authorities. After a period of mediation the representation from Peterborough City Council Licensing Authority was withdrawn. Therefore the only current representation is from Cambridgeshire Constabulary (Appendix C page 33).
- 4.3 No representations have been received from any of the remaining Responsible Authorities i.e. Cambridgeshire Fire and Rescue Service, Peterborough City Council Planning Department, Local Health Authority, Peterborough City Council Health & Safety Department, Peterborough City Council Children's Services, or Peterborough City Council Environmental Pollution Team. No representations have been received from any other persons..
- 4.4 Part P of the application sets out the applicant's proposed conditions under the licensing objectives, these being, 'The Prevention of Public Nuisance', 'Public Safety', 'Prevention of Crime and Disorder' and 'The Protection of Children from Harm'. These are also contained within the body of this report (in section 7) and in accordance with section 10.9 and 10.11 of the Guidance have been interpreted into enforceable conditions. Only those appropriate and proportionate for the promotion of the licensing objectives have been included in the Operating Schedule.
- 4.5 Also in accordance with section 10.17, conditions proposed which should be included in a fire risk assessment required by the Regulatory Reform (Fire Safety) Order 2005 cannot be included within the licence.
- 4.6 A copy of the 'Notice' that was displayed in the newspaper in accordance with Part 4 No. 25 of Statutory Instruments 2005 No. 42 The licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 is attached at **Appendix D page 37.**

5. RESPONSIBLE AUTHORITY REPRESENTATION

5.1 Summary of issues raised :

- Premises is located centrally in the Operation CAN-DO area; and
- Granting the licence would contribute to anti social behaviour and violent behaviour in the area.

6. MEDIATION

6.1 Mediation has taken place between the applicant and the responsible authorities who had made representations. As a result of this mediation the applicant has agreed to all of the proposed conditions that were contained in the representations. However, the applicant has not agreed to reduce the hours that they wish to sell alcohol, as per Cambridgeshire Constabulary's representation. Therefore the only issue that needs to be determined at the hearing is the hours that the premises is authorised to sell alcohol. A copy of the mediated additional conditions are attached at **Appendix E - page 39**.

7. APPLICANT'S PROPOSED AND MEDIATED CONDITIONS UNDER THE LICENSING OBJECTIVES:

7.1 Crime and disorder

- Staff training in relation to identifying and preventing sales of alcohol to any person who
 is, or appears to be drunk should be undertaken on a monthly basis. This training,
 together with ongoing training to prevent underage sales, such as challenge 25, should
 be recorded in a written format and be available to an authorised officer upon demand
- The designated premises supervisor will ensure that all staff training should be ongoing.
- No alcoholic drinks will be purchased by the store owners or staff from sellers calling at the store
- All invoices (originals or copies) for all alcoholic goods for retail sale on the premises will be kept at the shop and made available to Police, Council and HMRC Officers upon request
- A strict stock control system will be introduced so that the licensee can quickly identify where and when alcoholic drinks have been purchased
- An ultra-violet light will be available and maintained at the store for the purpose of checking the UK Duty Stamp on all spirits as soon as practical after they have been purchased
- If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to the Trading Standards department and HMRC as soon as possible
- CCTV recording equipment shall be installed and associated cameras will be maintained once a week, and will record and store digital images for a period not less than 28 days.
 A record of maintenance is to be kept and made available to an authorised officer upon demand
- CCTV cameras will be positioned so that they cover the front aspect / entrance of the property in addition to internal public rooms and the customer service area
- Notices advising that CCTV has been installed on the premises shall be posted so that they are clearly visible to the public within the licensed premises
- A means of two way communication will be maintained between the premises and the local Police or CCTV monitoring centre to report incidents
- No customers will be admitted, or permitted to leave with open vessels or bottles of alcohol
- No alcohol shall be consumed on the premises
- The designated premises supervisor will provide a book to record instances where sales are refused. This book will be made available to an authorized officer upon request.
- No single vessel of beer, lager or cider to be offered for sale
- No beer, lager or cider beverage above 6.5% abv to be displayed or offered for sale
- All alcohol must be displayed from behind the counter and therefore not accessible to the public
- No alcohol to be stored in any area of the premises where the public have access

7.2 **Public Safety**

- A fire risk assessment required under the Regulatory Reform (Fire Safety) Order 2005
 (as amended) will be completed and be available for inspection by an authorised officer.
- A valid public liability insurance certificate shall be on display.

7.3 **Protection of Children from Harm**

- The 'Challenge 25' initiative to prevent sales of alcohol to persons under 18 years of age will be implemented at the premises.
- Signage will be prominently placed within the premises advertising the fact that the premises operates the 'Challenge 25' initiative.

7.4 Prevention of Public Nuisance

- Receptacles for refuse shall be maintained in a clean condition
- The premises license holder will be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.

8. POLICY & GUIDANCE IMPLICATIONS

8.1 The following sections/paragraphs are applicable to this application:

8.2 Council's Statement of Licensing Policy

- Objectives, Section 4 on Page 5 and 6
- Fundamental Principles, Section 6 on Page 6
- Cumulative Effect, Section 11 on Page 8 to 10
- Licensing Hours, Section 12 on Page 10
- Licence Conditions, Section 14 on Page 11 and 12
- Delegation / Decision Making / Administration, Section 17 on Page 13 and 14

8.3 Guidance Issued under Section 182 of the Licensing Act 2003 April 2012

- The Licensing Objectives Section 2 pages 8 to 18
- Applications for Premises Licenses Section 8.1 to 8.44 pages 47 to 55
- Determining applications Section 9 pages 68 to 75
- Conditions Attached to Premises Licences Section 10 page 76 to 89

9. LICENSING OFFICER'S COMMENT (FOR INFORMATION)

- 9.1 Regulation 19(a) requires authorities to disregard any information given by a party or person that is "not relevant" to the application.
- 9.2 Members should note that the letters attached are in their entirety and that not all matters raised within the representations are relevant matters for consideration under the Licensing Act 2003. It is up to the Committee to decide upon what 'weight' they attach to these areas.

10. LEGAL OFFICER'S COMMENTS

- 10.1 The Licensing Authority (hereafter referred to as "the Council) is charged with implementing the provisions of the Licensing Act 2003. This is an application for a new licence made under Section 17 of the Licensing Act.
- 10.2 In this case, the application was received at these offices on 15th June 2012.
- 10.3 The application before this committee will be treated on its own merits, and the Licensing committee will make its decision based upon:
 - The merits of the application
 - The promotion of the four licensing objectives
 - The statement of policy of the Licensing Authority
 - The Guidance issued by the Secretary of State for Culture, Media and Sport under section 182 of the Licensing Act 2003 – April 2012.
- 10.4 The licensing authority may determine the application, depending upon what is appropriate for the promotion of the licensing objectives, in any of the following ways:

- Decide to grant the licence in the same terms as it was applied for
- Decide to grant the licence, but to modify or add conditions (to promote the licensing objectives)
- Exclude from the scope of the licence a licensable activity
- Decide to refuse to grant the licence
- 10.5 Conditions are modified if they are altered, omitted or any new condition added (Section 35(4) Licensing Act 2003.

LICENSING ACT 2003 GLOSSARY OF TERMS

Note: In this document, the following definitions are included to provide an explanation of certain terms included in the Act. In some cases they are an abbreviation of what is stated in the Licensing Act 2003 or an interpretation of those terms. For a full definition of the terms used, the reader must refer to the Licensing Act 2003.

'Child'

- (a) means an individual aged under 16
- (b) a child is unaccompanied if he is not in the company of an individual aged 18 years or over

DCMS: Department for Culture Media and Sport

'Designated Premises Supervisor' means the person (who must be a Personal Licence Holder), in the case of premises selling alcohol, who will normally have been given the day to day responsibility for running the premises by the holder of the Premises Licence or will be the Premises Licence holder.

'Other Persons':

- persons who live, or are involved in a business, in the relevant licensing Authorities area and who are likely to be affected by the application and are not a Responsible Authority.

'Late Night Refreshment' means the supply of hot food or hot drink to members of the public (whether for consumption on or off the premises) between the hours of 11.00 pm and 5.00 am.

'Licensable Activities' means: -

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of Regulated Entertainment
- The provision of Late Night Refreshment

'Licensing Authority': - is the licensing function of Peterborough City Council

'Licensed Premises' includes club premises and events unless the context otherwise requires.

'Licensing Objectives'

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

'Operating Schedule' means a document containing a statement of the following matters (and any others that may be prescribed): -

- The relevant Licensable Activities
- The times at which the Licensable Activities are to take place and any other times when premises are open to the public
- Information regarding the person who will be specified in the Premises Licence as the Premises Supervisor
- Where the Licensable Activities involve the supply of alcohol, whether it is for the supply on and/or off the premises
- The steps being taken to promote the Licensing Objectives

'Rateable Value': as regards a premises, is the value for the time being in force for the premises entered in the local non-domestic rating list for the purposes of Part III of the Local Government Finance Act 1988(b).

'Regulated Entertainment' (Schedule 1 of the Act) means: -

- A performance of a play
- · An exhibition of a film
- An indoor sporting event
- A boxing or wrestling entertainment
- A performance of live music
- Any playing of recorded music
- A performance of dance

Or entertainment of a similar description falling within the last three of the categories listed above, where the entertainment takes place in the presence of and for the purposes of entertaining that audience or spectators.

Or the provision of entertainment facilities:

Facilities for enabling persons to take part in entertainment of the following description for the purpose or purposes, which include the purpose of being entertained:

- making music
- dancing
- entertainment of a similar description

'Relevant Licensing Authority': is the Authority in the area the premises are situated.

'Responsible Authority' means any of the following: -

- Cambridgeshire Constabulary (The Chief Officer of Police)
- Cambridgeshire Fire and Rescue (The Fire Authority)
- Health and Safety Team, Peterborough City Council
- Planning authority, Peterborough City Council
- Trading Standards, Peterborough City Council
- Environmental Health Pollution, Peterborough City Council
- Children's' Services Child Protection & Review Manager
- Primary Care Trust or Local Health Board (Director of Public Health)
- The Relevant Licensing Authority, Peterborough City Council
- Maritime & Coastguard Agency, Walton on Naze. (For vessels carrying more than 12 passengers.)
- Environment Agency, Peterborough (For vessels carrying 12 or less passengers).

'Supply of alcohol':

- the sale by retail of alcohol, or
- the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.

'Temporary Event Notice' means a Permitted Temporary Activity involving one or more Licensable Activities subject to the following various conditions and limitations: -

- Duration they are limited to events lasting for up to 168 hours (7 days);
- Scale they cannot involve the presence of more than 499 people at any one time;
- Use of the same premises the same premises cannot be used on more than 12 occasions in a calendar year, but are subject to the overall aggregate of 21 days irrespective of the number of occasions on which they have been used; and

 The number of notices given by an individual within a given period of time – a Personal Licence Holder is limited to 50 notices in one year and another person to 5 notices in a similar period.

(In any other circumstances, a full Premises Licence or Club Premises Certificate will be required for the period of the event).

'the Act': means the Licensing Act 2003



Application for a premises licence to be granted ONMENTAL HEALTH 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.

apply desc the r	I/We SEVEN ELEVEN PL LIMITED (Insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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 Part 1 – Premises Details								
SEV 335 I	Postal address of premises or, if none, ordnance survey map reference or description SEVEN ELEVEN PL 335 LINCOLN ROAD								
Post	tow	n PETERBOROUGH			Post code	PE1 2PF			
Tele	phon	e number at premises (if any)							
		estic rateable value of premises	£14500			20,000			
		pplicant Details ate whether you are applying for a		ence a					
a)	an ir	ndividual or individuals *			please comple	te section (A)			
b)	а ре	rson other than an individual *							
	i.	as a limited company		\boxtimes	please comple	te section (B)			
	ii.	as a partnership			please complete section (B)				
	iii.	as an unincorporated association	n or		please comple	te section (B)			
	iv.	other (for example a statutory co	rporation)		please comple	te section (B)			
c)	a re	cognised club			please comple	responsible and response of the state of the			
d)	a charity								

e)	the proprietor of an educational estab	olishment		please comp	olete section (B)			
f)	a health service body							
g)	a person who is registered under Par Care Standards Act 2000 (c14) in res independent hospital			please comp	olete section (B)			
h)	the chief officer of police of a police for England and Wales	orce in		please comp	olete section (B)			
* If y	ou are applying as a person described	l in (a) or (b) pl	ease	confirm:				
0000					Please tick yes			
•	I am carrying on or proposing to car the premises for licensable activities		ss wh	ich involves t	he use of			
0	I am making the application pursua	nt to a						
	o statutory function or	hua of Har Maia	oh d	prorogativo	니			
	 a function discharged by virt 	tue of Her Maje	sty s	prerogative	ш			
(A) I	NDIVIDUAL APPLICANTS (fill in as a	pplicable)						
Mr	☐ Mrs ☐ Miss ☐	Ms 🗌		er Title (for nple, Rev)				
Surr	name	First na	mes					
l am	18 years old or over			☐ Plea	se tick yes			
addi	rent postal ress if different n premises ress							
Post	t Town			Postcode				
Day	time contact telephone number							
	ail address ional)							
SEC	OND INDIVIDUAL APPLICANT (if ap	plicable)						
Mr	☐ Mrs ☐ Miss ☐	Ms 🗌		er Title (for nple, Rev)				
Surr	name	First na	mes					
I am	I am 18 years old or over							

Current post address if di from premis address	ifferent						
Post Town					Postcode		
Daytime con	tact tele	phor	ne number				
E-mail addre	ess			•			
(B) OTHER APPLICANTS Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.							
Name SEVEN ELE	VEN PL L	IMIT	ED				
	Address 335 LINCOLN ROAD PETERBOROUGH						
Registered n 07663131	umber (w	here	applicable)				
Description of LIMITED	Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED						
Telephone no	umber (if	any)					
E-mail addre			nail.com				
Part 3 Opera	ating Sch	edul	е				
When do you	ı want the	e prer	mises licence	to start?	Day	Month Year	
If you wish th you want it to		to be	e valid only fo	r a limited period, when	n do Day	Month Year	

Please give a general description of the premises (please read guidance note1) GENERAL STORE AND OFF LICENCE						
	000 or more people are expected to attend the premises at any time, please state the number expected to attend.					
Wha	at licensable activities do you intend to carry on from the premises?					
	ase see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and nsing Act 2003)	2 to the				
Prov	vision of regulated entertainment	Please tick yes				
a)	plays (if ticking yes, fill in box A)					
b)	films (if ticking yes, fill in box B)					
c)	indoor sporting events (if ticking yes, fill in box C)					
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)					
e)	live music (if ticking yes, fill in box E)					
f)	recorded music (if ticking yes, fill in box F)					
g)	performances of dance (if ticking yes, fill in box G)					
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)					
Prov	vision of entertainment facilities:					
i)	making music (if ticking yes, fill in box I)					
j)	dancing (if ticking yes, fill in box J)					
k)	entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)					
Prov	vision of late night refreshment (if ticking yes, fill in box L)					
Sup	ply of alcohol (if ticking yes, fill in box M)					
In a	Il cases complete boxes N, O and P					

A

Plays Standard days and timings (please read			Will the performance of a play take place indoors or outdoors or both – please tick	Indoors		
guidance note 6)			(please read guidance note 2)	Outdoors		
Day	Start	Finish		Both		
Mon			Please give further details here (please read gu	uidance note 3)		
Tue						
Wed			State any seasonal variations for performing plays (please guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend to us for the performance of plays at different times the column on the left, please list (please read	to those liste	d in	
Sat					#c	
Sun			-			

В

Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
guidance note 6)			galadiloc flote 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	(
Tue					
Wed			State any seasonal variations for the exhibition read guidance note 4)	n of films (plea	ase
Thur					
Fri			Non standard timings. Where you intend to us for the exhibition of films at different times to to column on the left, please list (please read guid	those listed in	
Sat					
Sun	iş.				

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri	10 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0		,
Sat	***************************************		
Sun			

D

Boxing or wrestling entertainments Standard days and		80	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors			
timings (please read guidance note 6)		ead	<u></u>	Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read gu	idance note 3)	8		
Tue							
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)				
Thur							
Fri			Non standard timings. Where you intend to us for boxing or wrestling entertainment at differentiated in the column on the left, please list (please)	ent times to th	ose		
Sat			note 5)				
Sun							

E

Live music Standard days and timings (please read			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors		
guidance note 6)			(picase read guidantee note 2)	Outdoors		
Day	Start	Finish		Both		
Mon			Please give further details here (please read gu	iidance note 3)		
Tue						
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend to us for the performance of live music at different t listed in the column on the left, please list (ple	imes to those		
Sat			note 5)			
Sun						

F

Recorded music Standard days and timings (please read		and	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ice note 6		(picase read guidantee note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	8
Tue					
Wed			State any seasonal variations for the playing of (please read guidance note 4)	of recorded mu	usic
Thur					
Fri			Non standard timings. Where you intend to us for the playing of recorded music at different t listed in the column on the left, please list (please list)	imes to those	
Sat	***************************************		note 5)		
Sun					

G

Performances of dance Standard days and			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
timings	(please r ce note 6	read	(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for the performation (please read guidance note 4)	nce of dance	
Thur					
Fri			Non standard timings. Where you intend to us for the performance of dance at different times the column on the left, please list (please read	s to those liste	ed in
Sat					
Sun					

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertable providing	inment you w	<u>ill</u>
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon			outdoors or both – please tick (please read guidance note 2)	Outdoors	
				Both	
Tue			Please give further details here (please read gu	idance note 3)	
Wed					
Thur	****************		State any seasonal variations for entertainment description to that falling within (e), (f) or (g) (guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to us for the entertainment of a similar description to within (e), (f) or (g) at different times to those I column on the left, please list (please read guidents)	o that falling isted in the	<u>es</u>
Sun					

I

for ma Standa timings	ion of fac king mus rd days a (please i ce note 6	sic and read	Please give a description of the facilities for m will be providing	aking music y	<u>rou</u>
			Will the facilities for making music be indoors or outdoors or both – please tick	Indoors	
			(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read		
Sat			guidance note 5)		
Sun					

J

for dan	Provision of facilities for dancing Standard days and Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)		Indoors		
	ra days a (please r		note 2)	Outdoors	
	ce note 6)			Both	
			Please give a description of the facilities for da providing	ancing you wi	ill be
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3))
Tue					
Wed			State any seasonal variations for providing da (please read guidance note 4)	ncing facilitie	<u>s</u>
Thur					
Fri			Non standard timings. Where you intend to us for the provision of facilities for dancing enter different times to those listed in the column or	tainment at	
Sat			list (please read guidance note 5)		
Sun					

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			Please give a description of the type of enterta you will be providing	inment facility	L	
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (please read	Indoors		
Mon			guidance note 2)	Outdoors		
				Both		
Tue			Please give further details here (please read guidance note 3)			
Wed						
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 4)			
Fri						
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sun						

L

Standa	ight refre	and	Will the provision of late night refreshment take place indoors or outdoors or both –	Indoors		
	(please ce note 6		please tick (please read guidance note 2)	Outdoors		
Day	Start	Finish		Both		
Mon			Please give further details here (please read gu	idance note 3)		
Tue						
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read			
Sat			guidance note 5)			
Sun						



Standa	Supply of alcohol Standard days and		Will the supply of alcohol be for consumption (Please tick box) (please read	On the premises	
	(please rece note 6)		guidance note 7)	Off the premises	
Day	Start	Finish		Both	
Mon	9°am	9 pan	State any seasonal variations for the supply of read guidance note 4)	f alcohol (plea	se
Tue	9 am	9 pm			
Wed	gam	9 pm			
Thur	9am	9 pm	Non standard timings. Where you intend to us for the supply of alcohol at different times to t column on the left, please list (please read guid	<u>hose listed in</u>	the
Fri	9 am	9 pm			
Sat	9 am	9 pm			
Sun	10 am	8 pm			

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

Name	MRS MONIKA BORKOWSKA
Address	368 EAGLE WAY, HAMPTON CENTRE GETERBOROUGH
Postcode	9E7-8GR
Personal Licence num	ber (if known) 063467
Issuing licensing auth PETERBOROUGH CIT	ority (if known) Y COUNCIL

Please highlight any 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 (please read guidance note 8)

0



Hours premises are open to the public Standard days and timings (please read guidance note 6)		llic nd ead	State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	9 am	9 pm	
Tue	gam	9 pm	
Wed	9 am	9 pan	Non standard timings. Where you intend the premises to be
Thur	9 am	9 pm	open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	gam	9 pm	
Sat	gam	9pm	
Sun	10am	8 pm	

P Describe the steps you intend to take to promote the four licensing objectives:
a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)
The business will run responsibly.
Video/CCTV equipment shall be installed inside the premises and maintained in working order. Video/CCTV equipment will be set to record from the time that the premises open to the public until the premises close and all members of the public have left. Digital images shall be retained for at least one month and shall be produced to an authorised officer on demand. Notices advising that CCTV has been installed on the premises shall be posted up so that they are clearly visible to the public within the licensed premises. The Designated Premises Supervisor will ensure that staff receive training and supervision to ensure that they fully understand their responsibilities in relation to age restricted products, in particular to the sale of alcohol so as to prevent sales to persons under the age of 18. The Designated Premises Supervisor will ensure that all staff training is ongoing. The Designated Premises Supervisor will provide a book for all staff to record instances where sales are refused. This book will be available to any authorised officer upon request. Any person selling or supplying alcoholic drink under the authority of a personal licence holder must ask for a photo ID proof of age where they have reason to suspect that the individual may be under 25 years of age.
c) Public safety
A fire risk assessment required under the Regulatory Reform (Fire Safety) Order 2005 (as amended) will be completed and be available for inspection by an authorised officer. A valid public liability insurance certificate shall be on display.
d) The prevention of public nuisance
Receptacles for refuse storage shall be maintained in a clean condition. Litter shall be prevented at all times and where identified regularly cleared from the vicinity of the premises.

e) The protection of children from harm										
The 'Challenge 25' initiative to prevent sales of alcohol to persons under 18 years of age will be mplemented at the premises.										
Signage will be prominently placed within the premises advertising the fact that the premises operates the 'Challenge 25' initiative.										
	Please ticl	k yes								
I have made	de or enclosed payment of the fee									
 I have enc 	losed the plan of the premises	9								
	t copies of this application and the plan to responsible authorities and ere applicable									
	losed the consent form completed by the individual I wish to be premises , if applicable	d								
 I understar 	nd that I must now advertise my application	4								
 I understar be rejected 	nd that if I do not comply with the above requirements my application will									
IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION										
Part 4 – Signat	ures (please read guidance note 10)									
Signature of apguidance note 1	oplicant or applicant's solicitor or other duly authorised agent (See 1). If signing on behalf of the applicant please state in what capacity.									
Signature	Coliable									
Date	ALOGIZANT									
Capacity AUGLICANT										
For joint applications signature of 2 nd applicant or 2 nd applicant's solicitor or other authorised agent. (please read guidance note 12). 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 13)						
Post town	Post code					
Telephone number (if any)						
If you would prefer us to correspon	nd with you by e-mail your e-mail address (optional)					

Notes for Guidance

- Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives.
 Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
- Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
- For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- For example (but not exclusively), where the activity will occur on additional days during the summer months.
- For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 6. Please 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.
- 7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
- 8. Please 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, the presence of gaming machines.
- 9. Please list here steps you will take to promote all four licensing objectives together.
- 10. The application form must be signed.
- 11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.

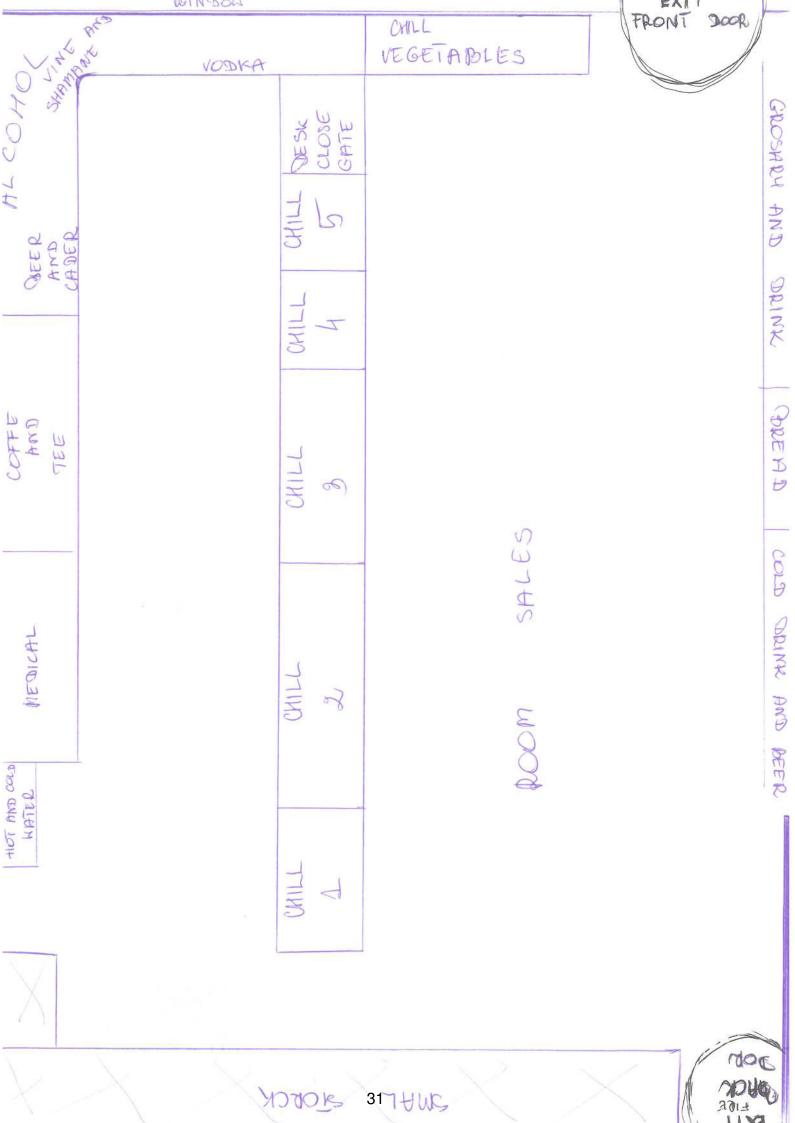
L8

07835750652 Moentho

Part A

Consent of Individual to being specified as premises supervisor

0: 150
SEVEN ELEVEN (4L LID) [full name of prospective premises supervisor]
of 368 EAGLE WAY HAMPION GET-86R GETERBODOUGH [home address of prospective premises supervisor]
hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for TRE NOTES UCENCIE[type of application] by SEVEN ELEVEN JL LTD
by SCVETI CLEVETY IL CTO name of applicant
relating to a premises licence
for 333 Lineary Sien Vien Living
[name and address of premises to which the application relates] and any premises licence to be granted or varied in respect of this application made by
SEVEN FLEVEN GC LTD [name of applicant] concerning the supply of alcohol at 355 LINCOLN GOAD
[name and address of premises to which application relates]
I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.
Personal licence number 063467 [insert personal licence number, if any]
Personal licence issuing authority 9cc
[insert name and address and telephone number of personal licence issuing authority, if any]
NONIKA BORKOUSK name (please print)
/4. OG - 2012 dated



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Ref: 7/11 – 335 Lincoln Road - License Applications

Thursday 05th July 2012

Darren Dolby
Regulatory Officer (Licensing)
Peterborough City Council
Bridge House
Peterborough
PE1 1HU

Creating a safer

Cambridgeshire

Dear Darren,

Re: New Premises License Application – 7/11, 335 Lincoln Road, Peterborough – Police Representation.

On 15th June 2012 Cambridgeshire Constabulary received notification from the Licensing Officers at Peterborough County Council of an application for a new premises license for Seven Eleven, 335 Lincoln Road, Peterborough, PE1 2PF (Application No: 064478). A duplicate copy of that license application has been received by Cambridgeshire Constabulary.

The applicant Monika Borkowska wishes to apply for a new premises license for the supply of alcohol Monday to Saturday between the hours of 09:00am and 21:00pm, and between 10:00am and 20:00pm each Sunday. The registered business No: 07663131 will be the expressed license holder and detailed as being Seven Eleven PL Ltd, 335 Lincoln Road, Peterborough, PE1 2PF. It is understood that the designated premises supervisor will be Monika Borkowska.

As the Licensing Officer for Cambridgeshire Constabulary I would like to make representation in relation to this application concerning the prevention of crime and disorder.

The premise is a mid terrace property situated centrally within the **Operation CAN-DO area**. It is located within a densely occupied retail area with residential properties nearby. Operation CAN-DO is designed to develop, implement, evidence and measure a transformational, whole systems approach to improve the quality of life of people living and working in the Gladstone area of Central Ward, Millfield and New England.

The operation has support from Peterborough City Council, Cambridgeshire Constabulary, the National Health Service, Fire Service and many more organisations / agencies. Each partner has committed dedicated resources to Operation CAN-DO over its 10 year duration (for example the police have a team of 9 dedicated officers). This is testament (especially in the current economic climate) to how crucial the area is to the aims / objectives for each organisation / agency.

The area has been specifically identified as having disproportionately high levels of community tension, crime, anti social behaviour, dissatisfaction from all communities, and in particular, alcohol and licensing issues. There is a direct correlation between the location of

licensed premises and reports of noise, littering, violence and other forms of anti social behaviour. This is not surprising when you consider that the Operation CAN-DO area is densely populated with families from a large variety of nationalities and backgrounds, living and working in housing stock which comprises mainly of Victorian style terracing. It is important to add that the licensed premises have grown up rapidly around people's homes in the last few years – not the other way round.

The area is a hotspot for alcohol related anti social behaviour, litter and is associated with street drinkers and drunks hanging around on the streets. Local residents have been subjected on many occasions to having street drinkers and drunks - linked to alcohol sales from this area - in their front gardens and having to clean up the litter they have left, and deal / live with their anti social attitude and crimes.

The area immediately around 335 Lincoln Road is already saturated with alcohol retail premises and as stated above these licensed premises have grown up rapidly around people's homes in the last few years – not the other way round. There are 7 'Off-License' premises and 6 other licensed premises including two large supermarkets, which have significantly in their own right contributed towards the anti social and criminal issues which blight the local residents. We now find Op CAN-DO partners particularly Police Officers attempting to clear up the mess, making the area a better area to live and give back the community a better quality of life. The addition of another licensed premises will undoubtedly hinder this effort and will contribute to the already every present issues.

I wish to draw attention to Section 13 sub-para 32 under S.182 of the Licensing Act 2003 (Guidance). It states "The absence of a special policy does not prevent any responsible authority or interested party making representation on a new application for the grant, or variation, of a license on the grounds that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives". A Cumulative Impact Assessment is currently being assessed and considered for this area.

In the period between the 01st JUNE 2011 and 01st JULY 2012 the following issues have been dealt with, primarily by Police and supported by partner agencies. The area under scrutiny covers PARK WARD and CENTRAL NORTH WARD.

Alcohol related incidents:

Park Ward - 238 Central North Ward - 513

Violent Crime:

Park Ward - 223 Central North Ward - 425

- Between 01st January 2012 and 05th July 2012, within the Postcode locality of PE1 2PF there have been 73 incidents reported to the Police. A total of 35 incidents were of a violent / rowdy nuisance or drug related issue. Within the same time scale and postcode location there have been 28 documented crimes.
- Numerous intelligence items relating to the area relating to drug use and drug dealing.
- Street drinking was a Neighbourhood Panel Priority requested by the community for that area from August 2011 until February 2012 and is still an ongoing Action Plan for Operation CAN-DO due to the severity of the situation.
- Op CAN-DO officers are constantly on a daily basis confiscating alcohol from people

drinking in the Lincoln Road area despite the area being under a Designated Public Place Order (DPPO).

 In the majority of cases people are found first thing in the morning and last thing in the evening worse for wear in possession of single cans or bottles of alcohol which have been purchased from the nearest shop.

Evidence shows that if this application is granted in its current guise it could contribute considerably towards the impact street drinkers currently have within the area mainly in the early morning and late at night. The licensing authority have encouraged new premises license applicants to amend and reduce their hours of sale of alcohol and adopted other measures to assist the local community and Operation Can-do to impact against problematic drinking practices, particularly the restriction on the sale of individual high abv alcoholic vessels of beer, lager and cider. This has been positively adopted by all recent applicants. I would urge Monika Borkowska to follow suite and seriously consider the following conditions and apply them to the Premises License application with immediate effect. Current licensees with longer hours are being monitored and will ultimately be dealt with in accordance with the Licensing Act 2003 should their activity have a detrimental impact on the community. Under today's current climate of recession I believe licensees feel pressured into applying for longer hours on their licenses in an effort to maximize profits and sales. This I suspect could prove detrimental to upholding the licensing principles in particular risking increased alcohol related ASB / violence and harm to children.

The applied licensable hours of 09:00am to 21:00pm Monday to Saturday and 10:00am to 20:00pm on Sunday (as per application) to be reduced to 09:00am to 18:00pm – Monday to Saturday and 10:00 to 18:00pm on Sundays.

Aside from those conditions already offered by the applicant Mrs. Borkowska is encouraged to adopt the following conditions in addition:

- Staff training in relation to identifying and preventing sales of alcohol to any person who is, or appears to be drunk should be undertaken on a monthly basis. This training, together with ongoing training to prevent underage sales, such as challenge 21 or challenge 25, should be recorded in a written format and be available to an authorised officer upon demand.
- 2. No alcoholic drinks will be purchased by the store owners or staff from sellers calling at the store.
- 3. All invoices (originals or copies) for all alcoholic goods for retail sale on the premises will be kept at the shop and made available to Police, Council and HMRC Officers upon request.
- 4. A strict stock control system will be introduced so that the licensee can quickly identify where and when alcoholic drinks have been purchased.
- A ultra-violet light will be available and maintained at the store for the purpose of checking the UK Duty Stamp on all spirits as soon as practical after they have been purchased.
- 6. If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to the Trading Standards department and HMRC as soon as possible.
- 7. CCTV recording equipment shall be installed and associated cameras will be

maintained once a week, and will record and store digital images for a period not less than 28 days. A record of maintenance is to be kept and made available to an authorised officer upon demand.

- 8. CCTV cameras will be positioned so that they cover the front aspect / entrance of the property in addition to internal public rooms and the customer service area.
- 9. Notices advising that CCTV has been installed on the premises shall be posted so that they are clearly visible to the public within the licensed premises.
- 10. A means of two way communication will be maintained between the premises and the local Police or CCTV monitoring centre to report incidents.
- 11. No customers will be admitted, or permitted to leave with open vessels or bottles of alcohol.
- 12. No alcohol shall be consumed on the premises.
- 13. The premises license holder will be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.
- 14. No single vessel of beer, lager or cider to be offered for sale.
- 15. No beer, lager or cider beverage above 6.5% aby to be displayed or offered for sale.

These conditions are considered necessary to assist the licensee maintain the principles of licensing in particular not to become a public nuisance within the community and contributing to the already present alcohol related crime and disorder.

Yours faithfully,

Grahame Robinson
Police Constable 1572
Licensing Officer
Thorpewood Police Station
Peterborough, PE3 6SD
Cambridgeshire Constabulary

Tel: 101 Ext:4438

Email: grahame.robinson@cambs.pnn.police.uk

Mobile: 07921095030

Licensing Act 2003 NOTICE OF APPLICATION FOR A PREMISES LICENCE

Notice is given that Seven Eleven PL Limited has on the 15th June 2012 applied to Peterborough City Council as the Licensing Authority for a Premises Licence for Seven Eleven PL Limited, 335 Lincoln Road, Peterborough PE1 2PF.

For the off sales of alcohol Monday to Saturday 09.00 to 21.00 and Sundays from 10.00 to 20.00.

Anyone wishing to make representations concerning this application should do so in writing to: Peterborough City Council, Licensing Section, 4th Floor, Bayard Place, Broadway, Peterborough, PE1 1HZ

Representations in respect of this application must reach the licensing authority by 13th July 2012.

Persons wishing to inspect the register of record of this application may do so by attending the office of the licensing section, during office hours, Monday to Friday inclusive.

It is an offence knowingly or recklessly to make a false statement in connection with an application, the maximum fine for which on summary conviction is £5000.

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- Staff training in relation to identifying and preventing sales of alcohol to any person who is, or appears to be drunk should be undertaken on a monthly basis. This training, together with ongoing training to prevent underage sales, such as challenge 21 or challenge 25, should be recorded in a written format and be available to an authorised officer upon demand.
- 2. No alcoholic drinks will be purchased by the store owners or staff from sellers calling at the store.
- All invoices (originals or copies) for all alcoholic goods for retail sale on the premises will be kept at the shop and made available to Police, Council and HMRC Officers upon request.
- 4. A strict stock control system will be introduced so that the licensee can quickly identify where and when alcoholic drinks have been purchased.
- A ultra-violet light will be available and maintained at the store for the purpose of checking the UK Duty Stamp on all spirits as soon as practical after they have been purchased.
- 6. If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to the Trading Standards department and HMRC as soon as possible.
- 7. CCTV recording equipment shall be installed and associated cameras will be maintained once a week, and will record and store digital images for a period not less than 28 days. A record of maintenance is to be kept and made available to an authorised officer upon demand.
- 8. CCTV cameras will be positioned so that they cover the front aspect / entrance of the property in addition to internal public rooms and the customer service area.
- Notices advising that CCTV has been installed on the premises shall be posted so that they are clearly visible to the public within the licensed premises.
- 10. A means of two way communication will be maintained between the premises and the local Police or CCTV monitoring centre to report incidents.
- 11. No customers will be admitted, or permitted to leave with open vessels or bottles of alcohol.
- 12. No alcohol shall be consumed on the premises.

SEVEN ELEVEN PREMISES LICENCE APPLICATION

- 13. The premises license holder will be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.
- 14. No single vessel of beer, lager or cider to be offered for sale.
- 15. No beer, lager or cider beverage above 6.5% abv to be displayed or offered for sale.
- 16 The applied licensable hours of 09:00am to 21:00pm Monday to Saturday and 10:00am to 20:00pm on Sunday (as per application) to be reduced to 09:00am to 18:00pm Monday to Saturday and 10:00 to 18:00pm on Sundays.
- 17 All alcohol must be displayed from behind the counter and therefore not accessible to the public.
- 18 No alcohol to be stored in any area of the premises where the public have access.
- 19 A refusals log must be kept and made available to an authorised officer upon request.
- 20 Any persons selling alcohol must be trained and the relevant training records kept up to date.
- 21 Regular staff training must be carried out in relation to the sale of alcohol and training records updated.

BEVELL

22 Where the DPS is not onsite a specific member of staff must be specified as responsible for the sale of the alcohol

I agree to the above conditions being placed u Seven Eleven, 335 Lincoln Road, Peterboroug	
Signed Forliable	MONIKA BORNOWSKA 335 LINCOLN ROAD PET 2PF PETERSOPPUSH VAT: GB \$\$\frac{1}{2}\$\$\frac{1}{2}\$\$\frac{1}{2}\$
Name MONIKA BOLKOWSKA	
Date 11.07.2012	