

## LICENSING ACT 2003 SUB-COMMITTEE

**THURSDAY 11 JUNE 2015**  
**10.30 AM**

**Council Chamber - Town Hall**

### AGENDA

Page No

1. **Apologies for Absence**
2. **Declarations of Interest**

At this point Members must declare whether they have a disclosable pecuniary interest, or other interest, in any of the items on the agenda, unless it is already entered in the register of members' interests or is a "pending notification " that has been disclosed to the Solicitor to the Council.

Members must also declare if they are subject to their party group whip in relation to any items under consideration.

3. **Application for Review of Premises Licence - Madina Kebab House - 65 Gladstone Street, Millfield, Peterborough, PE1 2BN** 3 - 38
4. **Application for New Premises Licence - Nectar Stanground, 2 Central Square, Stanground, Peterborough, Cambridgeshire, PE2 8RH** 39 - 64



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 Philippa Turvey on 01733 452460 as soon as possible.

#### **Emergency Evacuation Procedure – Outside Normal Office Hours**

*In the event of the fire alarm sounding all persons should vacate the building by way of the nearest escape route and proceed directly to the assembly point in front of the Cathedral. The duty Beadle will assume overall control during any evacuation, however in the unlikely event the Beadle is unavailable, this responsibility will be assumed by the Committee Chair.*

#### Committee Members:

Councillors: A Coles, J Davidson and N Shabbir

Further information about this meeting can be obtained from Philippa Turvey on telephone 01733 452460 or by email – [philippa.turvey@peterborough.gov.uk](mailto:philippa.turvey@peterborough.gov.uk)



<b>LICENSING ACT 2003 SUB COMMITTEE</b>		AGENDA ITEM No 3
11 JUNE 2015		PUBLIC REPORT
Contact Officers:	Donna Hall, Public Protection Manager Terri Martin, Licensing Regulatory Officer	Tel. 453514 Tel. 453561

**APPLICATION:** Review of Premises Licence

**PREMISES:** Madina Kebab House – 65 Gladstone Street, Millfield, Peterborough, PE1 2BN

**REFERENCE NUMBER:** MAU: 071291

**GLOSSARY OF TERMS:** Attached at **Appendix A** on **Page 6**

**1. PURPOSE OF REPORT**

1.1 To consider and determine an application for the review of a Premises Licence under Section 51 of the Licensing Act 2003 served by Cambridgeshire Constabulary in relation to the above premises. Taking into account the representations in support of the review made by the Licensing Authority as a Responsible Authority and representations from other persons. The review was bought under the Prevention of Crime and Disorder objective.

**2. BACKGROUND INFORMATION**

2.1 A new application served by Mr Amjid Hussain for a premises licence to provide Late Night Refreshment was received on 2 May 2013, the application failed to meet the requirements of the regulations and was rejected on 20 May 2013. Another application was received on 20 May 2013, again this failed to meet the regulations and was rejected on 18 June 2013. A subsequent application was served on 22 July 2013, during the consultation process, pollution control requested modification of the conditions offered in the application, this was agreed and the application was granted on 20 August 2013 as no representations were received. A copy of the current licence (with conditions added) is attached at **Appendix B Page 9**.

**3. APPLICATION**

3.1 In accordance with section 51 of the Licensing Act 2003 following the submission of an application to review the premises licence from Cambridgeshire Constabulary, a Responsible Authority, the licensing authority must hold a hearing.

3.2 A copy of the application to review was received on 23 April 2015, a copy of this application is attached at **Appendix C – Page 17**.

- 3.3 Supplementary documentation in the form of a witness statement from Police Sergeant Pryke, has been received. Sgt Pryke covers the 'Op Can Do' area, in which this premises is located, a copy of this statement is attached at **Appendix D – Page 23**.
- 3.4 Further information detailing Operation Deagon and an illegal working impact statement from Immigration Enforcement has been provided to support the review application. A copy of this letter is attached at **Appendix D – Page 24**.
- 3.5 A statutory 'Notice' was displayed on the premises in accordance with Part 5 no. 38 of Statutory Instruments 2005 No. 42 – The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 (**Appendix E - Page 25**).
- 3.6 Representations in support of the review were received from the Licensing Authority as a Responsible Authority. No other representations have been received from any of the remaining Responsible Authorities. A Copy of this representation is attached at **Appendix F - Page 27**.
- 3.7 Representations from residents in the form of two petitions, (one with 17 names and one with 20 names, (it is noted that some people have signed both)) and two letters have also been received, requesting revocation of the late night refreshment licence. A copy of these letters and petitions are attached at **Appendix G Page 29**.
- 3.8 An email from Safer Peterborough Partnership supporting the police request for revocation is attached at **Appendix H Page 37**.

#### **4. SUMMARY OF ISSUES RAISED**

- Breach of Crime and disorder objective for employing illegal workers at the premises;
- Section 11.27 and 11.28 of Guidance recommends revocation where the objectives are undermined through the premises being used to further crimes;
- Illegal working has harmful social and economic effects in the UK, exploiting migrant workers and undercutting other businesses operating within the law;
- Questioning the management's ability to promote the objectives;
- Complaints from residents received alleging trading past authorised hours and unreasonable disturbance caused by the premises;
- Allegations of anti-social behaviour, drug problems, litter, noise disturbance causing sleep deprivation, all associated with the premises and its patrons; and
- Operating too late for a residential area.

#### **5 LICENSING OFFICER COMMENTS**

- 5.1 It is for members of the Licensing Sub-Committee to decide to attach whatever 'weight' to the documentation and petitions that it sees fit.
- 5.2 Regulation 19(a) requires authorities to disregard any information given by a party or person that is "not relevant" to the application.

#### **6. POLICY & GUIDANCE IMPLICATIONS**

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

##### **6.2 Council's Statement of Licensing Policy**

- Objectives: *section 4 on Page 5*
- Other Legislation : *section 7 page 7*
- Reviews: *section 16 on Page 15 and 16*
- Delegation / Decision Making / Administration: *Section 17 page 16 and 17*

### 6.3 **Guidance Issued under Section 182 of the Licensing Act 2003 (March 2015)**

- Reviews: *Section 11 pages 75 to 80*
- Determining applications: *Section 9 pages 55 to 62*

## 7. **LEGAL OFFICER'S COMMENTS**

7.1 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 review of a premises licence following the application by Cambridgeshire Constabulary (Responsible Authority) to review the premises licence made under section 51 of the Licensing Act 2003.

7.2 In this case, the application was received at these offices on 23 April 2015.

7.3 The application before this Committee will consider –

- (i) The application to review the licence; and
- (ii) Any relevant representations.

7.4 The Committee will take such of the steps as it considers that action is appropriate for the promotion of the licensing objectives. The steps are:

- (a) to modify the conditions of the premises licence;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premises supervisor from the licence;
- (d) to suspend the licence for a period not exceeding three months; or
- (e) to revoke the licence.

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

7.5 In addition the guidance issued under section 182 of the Licensing Act 2003 states:

'The licensing authority may decide that the review does not require it to take any further steps appropriate to promote the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder. However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to concerns, licensing authorities should not merely repeat that approach and should take this in to account when considering what further action is appropriate.'

## 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

**‘Challenge 25’** means that a retailer will ask for proof of identification if they have reason to believe that the person making a purchase of alcohol is under the age of 25.

**‘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

Except where there is an exemption under the Live Music Act 2012 or Statutory Instrument 2013 No. 1578 The Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013.

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.

**‘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

**PART A****Premises Licence**

Peterborough City Council, Governance Directorate,  
Bayard Place, Broadway, Peterborough, PE1 1HZ

**Premises Licence Number**

067719

**Part 1 - Premises Details****Postal address of premises, or if none, ordnance survey map reference or description**

Madina Kebab House  
65 Gladstone Street  
Millfield

**Post Town** Peterborough**Post Code** PE1 2BN**Telephone Number** 01733 558666**Where the licence is time limited the dates**

Start Date N/A  
End Date N/A

**Licensable activities authorised by the licence****Provision of late night refreshment**

The provision of late night refreshment will take place both indoors and outdoors.

**The times the licence authorises the carrying out of licensable activities****Provision of late night refreshment**

Monday to Sunday Between 23.00hrs and 01.00hrs

**The opening hours of the premises**

Monday to Sunday Between 10.00hrs and 01.00hrs

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Mr Amjid Ali Hussain  
12 Craig Street  
Millfield  
Peterborough  
07837135132

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

N/A

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Licence Number N/A  
Issuing Authority N/A

## **Annex 1 - Mandatory conditions**

Mandatory conditions are not applicable as there are no sales of alcohol.

## **Annex 2 - Conditions consistent with the Operating Schedule**

### **Crime and Disorder**

1. Video/CCTV equipment shall be installed inside the premises and maintained in working order.
2. Video/CCTV equipment will be set to record from the time that the premises open to the public until the premises closes and all members of the public have left.
3. Digital images shall be retained for at least one month and shall be produced to an authorised officer upon reasonable demand.
4. 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.

### **Public Safety**

5. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
6. Valid public liability insurance shall be kept in force and a copy of the schedule shall be available for inspection by an authorised officer on request.

### **Public Nuisance**

7. Receptacles for waste shall be emptied regularly to avoid causing a public nuisance through smells or odours and shall be maintained in a clean condition.
8. Any litter or refuse generated must be contained within the boundaries of the premises and regularly cleared.
9. Prominent, clear notices shall be displayed at all exits requesting customers, youth members and staff to respect the needs of local residents and leave the premises and the area quietly.
10. All ventilation of steam and cooking fumes to the atmosphere shall be suitably filtered to avoid nuisance from smell, grease or smoke to persons in neighbouring or nearby properties.
11. Disposal of waste bottles into external receptacles where noise will be audible to neighbouring properties must not occur between 23:00 and 07:00 hours

**Annex 3 - Conditions attached after a hearing by the licensing authority**

**Annex 4 – Plans**

**PART B**

**Premises licence summary**

Peterborough City Council, Governance Directorate,  
 Bayard Place, Broadway, Peterborough, PE1 1HZ

**Premises Licence Number**

067719

**Premises Details**

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

Madina Kebab House  
 65 Gladstone Street  
 Millfield

**Post Town** Peterborough

**Post Code** PE1 2BN

**Telephone Number** 01733 558666

**Where the licence is time limited the dates**

Start Date N/A  
 End Date N/A

**Licensable activities authorised by the licence**

**Provision of late night refreshment**

The provision of late night refreshment will take place both indoors and outdoors.

**The times the licence authorises the carrying out of licensable activities**

**Provision of late night refreshment**

Monday to Sunday Between 23.00hrs and 01.00hrs

**The opening hours of the premises**

Monday to Sunday Between 10.00hrs and 01.00hrs

**Where the licence authorises supplies of alcohol whether these are on and/ or off supplies**

N/A

**Name, (registered) address of holder of premises licence**

Mr Amjid Ali Hussain  
 12 Craig Street  
 Millfield  
 Peterborough

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

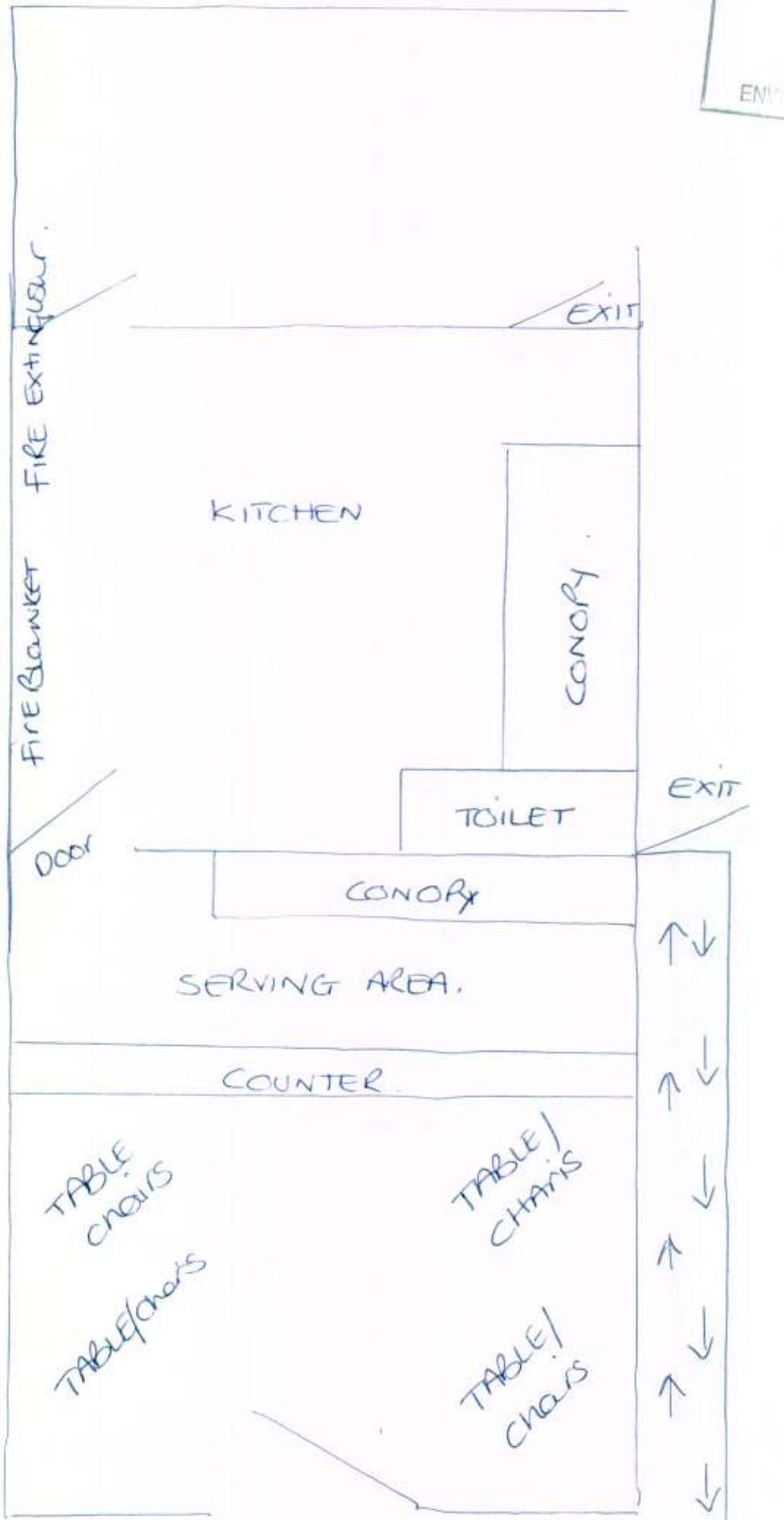
**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol**

N/A

**State whether access to the premises by children is restricted or prohibited**

Restricted

PETERS  
23 APR 2013  
ENIT



LC1



**Peterborough City Council, Licensing Section, Bayard Place,  
Broadway, PE1 1HZ**

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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.  
You may wish to keep a copy of the completed form for your records.

**I, Simon Parr, Chief Constable of Cambridgeshire Constabulary apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or club premises, or if none, ordnance survey map reference or description</b>	
Madina Kebab House, 65 Gladstone Street	
<b>Post town</b>	<b>Post code (if known)</b>
PETERBOROUGH	PE1 2BN

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>
Mr Amjid Ali Hussain, 12 Craig Street, Millfield, Peterborough

<b>Number of premises licence or club premises certificate (if known)</b>
067719

## Part 2 - Applicant details

Please tick ✓ yes

I am

- |    |   |                                     |
|----|---|-------------------------------------|
| 1) | an interested party (please complete (A) or (B) below)                                | <input type="checkbox"/>            |
| a) | a person living in the vicinity of the premises                                       | <input type="checkbox"/>            |
| b) | a body representing persons living in the vicinity of the premises                    | <input type="checkbox"/>            |
| c) | a person involved in business in the vicinity of the premises                         | <input type="checkbox"/>            |
| d) | a body representing persons involved in business in the vicinity of the premises      | <input type="checkbox"/>            |
| 2) | a responsible authority (please complete (C) below)                                   | <input checked="" type="checkbox"/> |
| 3) | a member of the club to which this application relates<br>(please complete (A) below) | <input type="checkbox"/>            |

### (A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

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

**Surname**

**First names**

I am 18 years old or over

Please tick ✓ yes

**Current address**

**Post Town**

**Postcode**

**Daytime contact telephone number**

**E-mail address  
(optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address
Telephone number (if any)
E-mail (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Cambridgeshire Constabulary Hinchingbrooke Park Huntingdon Cambridgeshire PE29 6NP
Telephone number (if any) 01733 424438
E-mail (optional) Grahame.robinson@cambs.pnn.police.uk

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

- Please tick one or more boxes
- 1) the prevention of crime and disorder
  - 2) public safety
  - 3) the prevention of public nuisance
  - 4) the protection of children from harm

**Please state the ground(s) for review** (please read guidance note1)

This application to review the premises license for Madina Kebab House is based on evidence which shows a breaches to the licensing objective of:

- Crime & Disorder – for knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person’s leave to enter the UK.

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

Re: License Review – Madina Kebab House, 65 Gladstone Street, Peterborough.

Madina Kebab House is a Late Night Refreshment (LNR) establishment and operates under a premises license (PL No: 067719) issued by Peterborough City Council (PCC). The premises license holder is Amjid Ali Hussain, 12 Craig Street, Millfield, Peterborough. The license was issued in accordance with the Licensing Act 2003 to allow the sale of hot food and drink between 23:00pm and 01:00am daily. The premises is open between 10:00am and 01:00am daily.

On 13<sup>th</sup> March 2015, a joint team from Immigration Enforcement and Cambridgeshire Police executed a Section 28B Warrant at the premises. Five persons were found within the kitchen staff area, 4 were identified as illegally working, and confirmed as illegal immigrants / over stayers and arrested. The premises license holder was contacted and invited to attend the premises. He declined.

Notably, In December 2014 Immigration officers had to abandon an inspection at the same premises on the advice from the Police due to escalating tension and threats of violence during the visit. Information gathered at the time identified up to 7 illegal workers at the premise and it was therefore deemed essential to revisit and tackle the issue of illegal workers.

This case - investigated by Immigration Enforcement who have served notice on the premises license holder - remains an ongoing investigation. The premises and premises license holder (owner) is connected with the employment of numerous persons who cannot lawfully be employed. This is a serious breach to the licensing objective of preventing crime and disorder.

Cambridgeshire Constabulary wish to review the premises license for Madina Kebab House. S.182 Guidance of the Licensing Act 2003 - para 11.27 –

*“There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously” –*

Such activity includes –

*“ . . . knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person’s leave to enter”.*

Para 11.28 –

*“Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the license – even in the first instance is seriously considered”.*

Illegal working has harmful social and economic effects within the UK, it undercuts British businesses and their workers that stay within the law and exploits migrant workers. As long as there are opportunities for illegal working, the UK will remain an attractive place for illegal immigrants. Partners are working very hard to impact and disrupt employers breaking the law by taking tough action against those who do so.

There is evidence that illegal workers are paid less than the minimum wage, do not pay tax, and may be doing work that breaches health and safety regulations. Employers who use illegal workers may do so to exploit a vulnerable person, may be connected with human trafficking and avoid providing national minimum standards such as the minimum wage or paid holiday. This is extremely harmful to the exploited workers and enable dishonest employers to gain an unfair advantage over competitors who operate within the law of the United Kingdom.

**Please tick**

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

If yes please state the date of that application      Day    Month    Year  

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**Suggested Recommendation:**

Cambridgeshire Constabulary recommend that the premises license for Madina Kebab House is revoked with immediate effect.

**Please tick ✓ yes**

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
  
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

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

Signature: GRAHAME PAUL ROBINSON.....

Date: 23<sup>rd</sup> April 2014.....

Capacity: Police Licensing Officer, Northern District, Cambridgeshire Constabulary.

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

**Notes for Guidance**

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

## Witness Statement

Page 1 of 1

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

URN:

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Statement of: **Keith Pryke**Age if under 18 (if over insert "over 18"): **Over 18** Occupation: **Police Sergeant 0977**

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

Signature:


Date: **25/04/2015**

I am Police Sergeant 0977 of Cambridgeshire Police, I am currently based at Bridge Street Police Station, Peterborough. I currently manage a small team of Police Officers and Community Support Officers that cover the Central Ward area of Peterborough, this area is known as the Op Can Do area and we work closely with other partners such as the Local Authority, Trading Standards, HMRC, Health, Licensing etc.

One of the key areas that we are currently looking at and have been for some time is Anti-Social Behaviour around the areas of Gladstone Street, Russell Street and Cromwell Road. I am aware of the action taken by the Immigration Service at the Madina Kebab House, 65 Gladstone Street that involved Immigration, Police and Licensing.

The Madina kebab House is situated in the heart of a residential street and is currently open until 01.00hrs. The Kebab House always appears to have custom and through the later hours it appears to attract groups of youths and young men. I have personally seen groups of young men and youths hanging around outside the kebab house on the front concourse area late at night. Although the Kebab house closes at 01.00hrs local youths do not appear to completely vacate the area until the staff have left which is often after 01.00hrs due to cleaning up times. The issue has been exacerbated recently as I understand that some local youths/young men are now employed at the premises and their own circle of friends are hanging about within and outside the premises into the early hours. I have witnessed groups hanging around outside the premises, my team have had cause to speak with persons hanging around outside and the groups hanging about inevitably create noise. It is my opinion that local residents are affected by the groups and noise that emanate from around the premises and a closure time of 0100hrs is very late for a kebab House that is situated in a residential area. It is also my opinion that some local residents are intimidated by the groups that frequent the location and will not challenge them and nor will they report the issues to the police or local authority.

I would support any review or action that may lead to a reduction in the opening times of the Madina Kebab House. I feel that this would lessen the impact on the local residents and improve their quality of life.

Signature:


Signature Witnessed by: **N/A**



**Immigration  
Enforcement**

**East Midlands  
Immigration, Compliance & Enforcement**  
PO Box 1004  
Peterborough  
PE1 9GH

**Tel** 01733 847818

**Fax** 01733 847830

### **Operation DEAGON**

On 13 March 2015, a joint team of Immigration and Police, led by myself as the Officer In Charge, conducted a visit MADINA Kebab House in Peterborough and arrested four Pakistani nationals for being illegally present in the United Kingdom.

The area had community tensions and a previous visit conducted on 17<sup>th</sup> December 2014 had been abandoned by Immigration officers on the advice of the police due to escalating tensions and threats of violence during the visit. Checks made by the ICE team after the initial visit confirmed that there were seven offenders identified working at the premises and therefore a revisit was deemed essential to tackle the issue of illegal working. Local police from the Op Can Do team and Licensing were keen to support the visit and were involved in the planning of the operation to ensure it was conducted safely and effectively taking into account the community tensions previously experienced.

The four individuals arrested on 13<sup>th</sup> March 2015 are currently detained pending their removal from the United Kingdom. A referral notice was served by myself to the business owner Amjad ALI for the four illegal workers found on the premises for a potential fine of up to £80,000.

### **Illegal working impact statement**

Illegal working has harmful social and economic effects on the UK; it undercuts British businesses and their workers that stay within the law and exploits migrant workers. As long as there are opportunities for illegal working, the UK will remain an attractive place for illegal migrants. That is why we need to put a stop to employers breaking the law by taking tough action against those who do so.

There is evidence that some illegal workers are paid less than the minimum wage, do not pay tax, and may be doing work that breaches health and safety regulations. Employers who use illegal workers may do so in order to avoid providing minimum standards, such as the National Minimum Wage and paid holidays. This is harmful to the workers involved and enables dishonest employers to gain an unfair advantage over competitors who operate within the law.

We work closely with employers to raise awareness of their responsibilities in tackling illegal working to ensure that people with no right to work in the UK cannot obtain work here. We take robust action to deal with those who attempt to work in the UK unlawfully and we take tough action against employers who use illegal workers.

We carry out regular, intelligence-led operations (often in partnership with other agencies and partners such as Police, Trading Standards, Health and Safety Executive and HM Revenue and Customs) to target illegal working. Any person found working illegally is liable to prosecution and, or removal from the UK.

**Yours sincerely**

**Patrick Rush  
Immigration Officer**

## LICENSING ACT 2003

### NOTICE OF REVIEW OF PREMISES LICENCE

Notice is given that Peterborough City Council, as the Licensing Authority, has on the 23<sup>rd</sup> of April 2015 been asked to review the Premises Licence by Simon Parr, Chief Constable of Cambridgeshire Constabulary for the following licensed premises:

Madina Kebab House, 65 Gladstone Street, Peterborough,  
PE1 2BN

The grounds for review are made under the Licensing Objective 'The Prevention of Crime & Disorder'  
Anyone wishing to make representations concerning this review should do so in writing to:

Peterborough City Council, Licensing Section, 1st Floor  
Bayard Place, Peterborough. PE1 1AY

Representations in respect to this review must reach the Licensing Authority by 21<sup>st</sup> of May 2015

Persons wishing to inspect the review application may do so by attending the office of the licensing section during office hours, Monday to Friday. Alternatively the review application may be viewed on the public register section of the Licensing Authorities website,

[http://www.peterborough.gov.uk/business/licensing\\_and\\_permits/licensing\\_act\\_2003/public\\_register.aspx](http://www.peterborough.gov.uk/business/licensing_and_permits/licensing_act_2003/public_register.aspx)

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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**From:** Hall Donna  
**Sent:** 20 May 2015 17:45  
**To:** Martin Terri  
**Subject:** FW: Licensing Act 2003 - Police review - Madina Kebab House at 65 Gladstone Street

FAO Licensing Department

Representation: Madina Kebab House, 65 Gladstone Street

As licensing authority it is our duty to carry out our functions under the Licensing Act 2003 with a view to promoting the licensing objectives. I am acting in the capacity of responsible authority by making a representation in support of the review application served by Cambridgeshire Constabulary on 23/4/15. Removal of the late night refreshment licence would restrict the opening hours of the business until 11pm, enabling the business to continue trading until this time.

A number of issues have been raised and recorded on the Regulatory Services database which call into question the management of Madina Kebab House and their ability to promote the licensing objective of the prevention of crime and disorder:

On the 31<sup>st</sup> March 2013 a complaint was received that the premises was selling hot food past 11pm without a licence. It was established that the premise was operating without a licence. The premise was contacted and an application was received on 2<sup>nd</sup> May 2013. However the application was rejected as it was not advertised in time. A further application was received on 20<sup>th</sup> May 2015 however this was rejected again as the business failed to advertise.

On 16<sup>th</sup> July 2013 a complaint was received that the business was trading until 3am without a licence. An enforcement letter was sent on the 18<sup>th</sup> July and subsequently an application was received on 25<sup>th</sup> July. The licence was granted subject to some requested amendments to the operating schedule in respect of noise pollution.

On 7<sup>th</sup> July 2014 a complaint was received alleging that the premises was trading until 4am causing noise disturbance, alleging that people were living above the shop and it was not safe.

On 15<sup>th</sup> July a complaint was received alleging that there was a fight at the premise which the police could not control. The information was sent to the police who had also received anonymous complaints about people congregating outside the premise in the early hours.

On the 19<sup>th</sup> November 2014 a complaint was received alleging that the premises was open until 3am most days causing disturbance. This is 2 hours beyond the opening hours that the licence permits. There were also allegations of drug dealing and that residents were too scared to complain. This was put through to the police to look into.

On the 13<sup>th</sup> March 2015 a joint operation with Cambridgeshire police and Immigration Enforcement was executed leading to the arrest of 4 persons who were identified as illegal immigrants/over stayers.

On the 19<sup>th</sup> March 2015 the food safety team visited the premise following concerns raised by the police. Some structural and management issues were found during the inspection, leading to the premise receiving a rating of 1 under the Food Hygiene Rating Scheme. The business did not have a documented food hygiene safety system. The food business operator Amjid Hussain provided with a detailed letter outlining the actions they must take to meet food hygiene legislation. A revisit has been scheduled for June 2015 to check compliance.

The information outlined above, and which I have been made aware of as licensing authority, demonstrates a pattern of non-compliance with legal requirements and poor management practices. This representation supports the view that the business is not promoting the licensing objective of the

prevention of crime and disorder. I support the application from Cambridgeshire Constabulary to revoke the licence. It would not be appropriate to add conditions in respect of the activity of employing illegal workers as this activity is already prohibited under existing legislation.

Donna Hall  
Public Protection Manager  
Peterborough City Council  
Bayard Place  
Broadway  
Peterborough  
PE1 1HZ

E mail: [donna.hall@peterborough.gov.uk](mailto:donna.hall@peterborough.gov.uk)

Telephone: 01733 453514

To find out more about Peterborough City Council please go to: [www.peterborough.gov.uk](http://www.peterborough.gov.uk)

Please consider the environment before printing this email

To: Licensing Team, Government Directorate, Peterborough City Council! 1<sup>st</sup> Bayard Place,  
Broadway, Peterborough, PE1 1FD

For the attention of: Terri Martin

Copy to: Simon Parr, Chief Constable, Cambridgeshire

Date: 20.05.15

I, Mr Shariq Khan, is writing you a complaint with regards to the opening hours of Madina Takeaway, 65 Gladstone Street, Peterborough.

I suggested that Gladstone Street being a residential area and accordingly as other fast foods and takeaways closing early, Madina Takeaway should comply with the same regulations which I consider to be closed for 11.00pm everyday due to the disturbance and noise within the area and especially myself, as I live next to the takeaway, 67 Gladstone Street. We are disturbed every night with all the noise coming from the takeaway, they work in the kitchen washing their heavy pans in the sink, talking loudly and watching the television loudly, during the late hours of the night, from the noises of the tables and chairs being moved around every night things being shuffled and banged loudly. Loud noise and laughter coming through my walls until they close at 2.00am whilst they clean and moped. Also my children are very effected with the noise from the takeaway, we cannot sleep until they close and go home and it is a issue every day with the children getting up early for school. They are disturbed and due to this lack of concentration at school they are so mentally tired on a daily basis because of the noise coming through our walls.

I have also made many complaints to the police regarding the noise and disturbing my children and family every night. I have had an argument so many times with the owner of Madina takeaway during the late hours of the night, but there is no outcome.

Also, because orders are made via the telephone, youngsters are always horning in the middle of the night from their cars to collect their orders and making noises and loud music from their cars while we are trying to sleep and upon telling them on several occasions to turn the music off or stop making noise, I am bullied and ignored and nobody listens. Due to all this my family and I are unable to sleep every night until they are closed at 2.00pm. These youngsters are always outside until 2.00pm waiting for the takeaway to close and then they leave, always making disturbance to me.

Also during the summer nights youngsters are always hanging out and shouting making noise and they do not let us sleep till the takeaway is closed, the the following day so much litter is found outside my shop from the takeaway and nothing is being done about this. Who should I raise my voice too? I am also aware drugs are handled outside and other anti social behaviour outside my property. I strictly oppose to the opening hours and accordingly close at 11.00pm. I bring this matter for your attention, please can you understand my concern regarding this matter and solved accordingly.

Anyway, the owner of Madina Takeaway has only got the takeaway licence, takeaway meaning take away. Who gave him the permission to convert the takeaway to a restaurant because he has the sitting arrangements about 20-25 seats and I cannot understand why the council cannot do anything then why was the notice put outside Madina Takeaway to represent the concern of the late opening hours. Further to the notice out against Madina Takeaway I was please to see matters will be sorted and somebody is taking action through Peterborough City Council and Chief Constable of Cambridgeshire, Simon Parr.

I also bring to your attention that I have been living at 67 Gladstone Street for fourteen years, and now I have had really enough sorting it out with the owner or workers without causing grief, but they are not compromisable, so therefore I have had to raise the issue now. But, on several occasions damage has caused to our car, breaking the side window, my vehicle tyres have been cut and window wipers being broken, also eggs have been thrown to my shop shutter and also vomiting right outside my doorstep many times. So where do I go from here?

Also next month in respect of Ramadan starting, the month of fasting, Madina Takeaway are always open until 4.00pm, which will cause more chaos and my family and I are unable to sleep with the youngsters making all the noise, which will raise another issue for the fasting month.

Upon seeing the notice put up on Madina Takeaway , for reviewing the licence for opening hours against Madina Takeaway, made me very happy that action is being noticed and therefore I am sending a copy of this letter to Mr Simon Parr, Chief Constable, Cambridgeshire who alleged this notification on behalf of the City Council.

I await to hear the outcome, and matters sorted urgently.

Very annoyed neighbour

Please note for your further investigation you can attend my home and listen to all the loud noises of speaking, banging and moving of furniture and even noises of their equipment utensils used at the takeaway.

Mr Shariq Khan and Mrs Gulshad Khan  
█ Gladstone Street  
Peterborough  
PE1 2BN

Email: sh█

**Mr SHARIQ KHAN, [REDACTED] GLADSTONE STREET, PETERBOROUGH, PE1 2BN**

21<sup>ST</sup> May 2015

To, The licensing Department, Bayard Place Peterborough, PE1 1FZ

Ref: Medina Take away 65 Gladstone street, Peterborough, PE1 2BN

Dear sir/madam,

Further to our letter from the Gladstone Street neighbourhood dated 27th April 2015 (as attached) to which you have blatantly ignored. In your reply date 13th May, you state that you instigated a site inspection and voiced our concern. As turns out, that none of the residence of the neighbourhood were approached on this burning issue and it is now quite apparent that you have "brushed" our concerns "under the carpet" in favour of the proprietor.

In essence, you have made your decision on "just paper", but have completely neglected to raise our issue to your licensing committee. This can only be described as an insidious attempt to degrade our area. I live next door to the take away and the disturbance that I have to tolerate continues to the early hours of every morning. My wife and children are suffering due to sleep deprivation. I am a business man trading and residing next door to the take away and along with other residence in close proximity to the take away are also having to put up with the irritating noise from the screeching of the chairs and the movement of heavy machinery up to 2 or even 3am of every day.

Further to this, need I remind the licensing committee that I am also a tax payer along with other people in the city? It appears that you have chosen to favor the Take away on political terms internally in the city council, neglecting all those who are affected by Medina take away.

My appeal to you is that you impose time restriction on the opening hours of the take away and also advise the proprietor of the conduct of his business and the proper use of the area. The police has been called several times on illegal operations of this business particularly illegal migrant workers, disturbance and not mention the suspicion of distribution of narcotics. The Take clearly attracts nuisance in the area.

However, it appears that the Peterborough City council wishes to facilitate this business despite the dispositions of the establishment and turn a "blind eye" to all ethics, rules and regulations.

To further my concern I have written to Elizabeth Truss MP Secretary of State for Environment, Food and Rural Affairs, The Rt Hon: Sajid Javid MP Secretary of State for Business and also to the Prime Minister's office at 10 Downing Street.

Look forward to an actionable response soon!

**S M KHAN**

[REDACTED]

06 MAY 2015

PETERBOROUGH CITY COUNCIL

27<sup>th</sup> April 2015

- 8 MAY 2015

To  
**The environment Department**

**LICENSING**

Peterborough Direct,  
Peterborough City Council,  
Town Hall, Bridge Street,  
Peterborough, PE1 1QT

Dear sir/ Madam,

We the residence of Gladstone street who live in close proximity the "Madina Take away/restaurant" 65 Gladstone Street, Peterborough PE1 2BN do here by make a formal complaint to the Peterborough city council.

Over the last several months, we the whole neighbourhood have been subject to out of hours of unbearable noise and hooliganism display of behaviour by some of the customers from this establishment. We have confronted the owner of the business of our concerns several times, consequently we have been found to pay a heavy price of our damaged vehicles.

Further to this, the take away/ Restaurant is open till the early hours of every morning seven days a week. More disturbingly, distribution of class A drugs have been seen being purchased by the very young boys using the Madina house. Needless to say the litter and over parking in our "residence-only parking" by the customers using the restaurant are a nuisance to the whole area.

We the whole neighbourhood are suffering beyond toleration by any means. We have made several complaints to the local police and informed our local councillors, sadly we have been compelled to approach the City Council regarding this business that trades in unethical affairs.

Please address our voice on this issue with actionable response.

Yours faithfully

**Gladstone Street Neighbourhood**

28/4/15

- MR. RAJA TARIQ KHAN [REDACTED] A - GLADSTONE STREET RAJA TARIQ KHAN
- MR. M. ISHAQ [REDACTED] GLADSTONE STREET [REDACTED] 28/4/15
- MR. A. IGBAL [REDACTED] GLADSTONE STREET [REDACTED] 28/4/15
- MISS S. MAHMOOD [REDACTED] GLADSTONE STREET [REDACTED] 28/4/15
- MRS BUTAL RANA [REDACTED] GLADSTONE STREET [REDACTED] 28/4/15
- MR KHALID MAHMOOD SHEIKH [REDACTED] [REDACTED] 28/4/15
- MR SHARIQ MAHMOOD KHAN [REDACTED] [REDACTED] 28/4/15
- Mrs S. Kasir [REDACTED] 30/4/15 90 Gladstone St. Peterborough PE1 2BE
- MR PEDRO SOAO PEIREIRA LOURENCO 73 P GLADSTONE STREET

Tahir Mahmood - [REDACTED] GLADSTONE ST P.BORO - PE1 2BL - [REDACTED] 30/4/15  
 MUHAMMAD GULZARIN [REDACTED] - GLADSTONE STREET P.BOROUGH [REDACTED] PE1 2BN [REDACTED] 30-04-15  
 Mable Odun [REDACTED] [REDACTED] [REDACTED] 30-4-15  
 K M KAYANI [REDACTED] GLADSTONE STREET PETERBOROUGH PE1 2BL [REDACTED]  
 K Hussain [REDACTED] Gladstone Street Peterborough PE1 2BL. KNARE 12-  
 MANUJA COSUA [REDACTED] GLADSTONE STREET [REDACTED] 30/04/2015  
 MA LUIS LOPE [REDACTED] GLADSTONE STREET [REDACTED] 30/04/15  
 MR. M. IQBAL [REDACTED] GLADSTONE ST [REDACTED] 30/4/15  
 MR ANTONIO PEDROBARBOSA [REDACTED] Gladstone street [REDACTED] 1-5-15  
 MA QADR NASUL [REDACTED] Gladstone Street [REDACTED] 1-3-15  
 ARAM UMER [REDACTED] GLADSTONE STREET [REDACTED] 01-05-15

P0877/88/R - Break of contract - opening hours.

7

TO THE LICENSING ISSUING TEAM,  
PETERBOROUGH CITY COUNCIL,  
BAYARD PLACE,  
BROADWAY,  
PETERBOROUGH  
PE1 1FZ

21<sup>st</sup> May 2015

**REPRESENTATIONS TO THE TRADING OF: Medina Take-away 65 Gladstone street,  
Peterborough, PE1 2BN**

We, the residence of Gladstone street neighbourhood hereby under sign that the operation license of Medina take-away mentioned at the above location be revoked on the following grounds:

**Unlawful drug use or dealing**, particularly from the rear of the property at night time, where punters use the access road.

**Exploitation of a child or related activities**: Several under age children have complained to parents of staff "trying" on the children. Parents have been discouraged to put up this shameful gesture due to cultural and religious reasons.

**Participation in a Criminal Organization offence**. Anyone from the neighbourhood that has made a complain to the proprietor has had their property and vehicles damaged,

**Facilitating of illegal migrant workers**. This can be confirmed by the Local Police.

**Protection of children**: (take-away litter is found everywhere in the area) this can be confirmed by the city street cleaners and in addition to point -2 as above. The children in close proximity to the take-away are subject to sleep deprivation by the noise and out of hour activity, gravely affecting their education.

**Prevention of public nuisance**: Customers of the take-away are encouraged to wait and horn outside for the food to be delivered in the vehicles. Further to this, loud music is blasted out by the customers waiting impatiently in their cars for their order, all through-out the day and early hours of the mornings.

**Public safety**: The staff of the take-away are encouraged to use the dustbins of other people in the neighbourhood to dispose of their rubbish. The bins are found to be overladen by the excess rubbish from the takeaway and hence the rubbish is found to be littered on the street causing safety hazards, particularly to the young children walking to schools and nurseries in the morning. Furthermore, the customers use the residence parking places at all hours of the day, compelling the residences to park on the double yellow lines attracting heavy fines. In addition to this the emergency services particularly fire-engine trucks are unable to drive through our neighbourhood when the cars are parked on both sides of the road. This can also be confirmed by the fire services.

We sincerely hope that the licensing issuing team recognises and addresses the above issues by implementing the appropriate ruling for the residences of Gladstone Street neighbourhood.

Signed:

MR. SHARIQ KHAN [REDACTED] GLADSTONE ST. [REDACTED]

KHARIM ILMU [REDACTED] GLADSTONE STREET. [REDACTED]

K.M. KAYANI [REDACTED] GLADSTONE STREET [REDACTED]

(2)

Tahid HAMMAD [REDACTED] GLADSTONE ST [REDACTED]

MRS BUTUL RAN [REDACTED] GLADSTONE ST MRS. B [REDACTED]

MR KHAND SHEIKH [REDACTED] GLADSTONE ST [REDACTED]

MR. RAJA TARIQ KHAN [REDACTED] GLADSTONE ST RAJA TARIQ [REDACTED]

MR. & MRS GOLZAREEN + Shama Shazadi 81 GLADSTONE SHAMA  
DIRETO [REDACTED] GLADSTONE STREET [REDACTED]

ANNA COSTA [REDACTED] GLADSTONE STREET [REDACTED]

PEDRO JOAO PEREIRA LOURENCO

[REDACTED] GLADSTONE STREET PETERBOURGH

VONICA FERREIRA [REDACTED] GLADSTONE STREET [REDACTED]

Mohammad S. Syed [REDACTED] Gladstone Street [REDACTED]

Luis Lopes de Jesus [REDACTED] GLADSTONE STREET [REDACTED]

Antonio Pedro BARGOSA [REDACTED] GLADSTONE STREET

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**From:** Clark Graeme  
**Sent:** 08 May 2015 10:00  
**To:** Licensing  
**Subject:** FW: Licensing Act 2003 - application for the review of a premises licence

Hi

The Eastern Neighbourhood Delivery Team (NDT) is fully supportive of the review of the licence for the Medina Kebab House, 65 Gladstone Street. The NDT strongly supports the need to revoke the licence based on the fact that the crime and disorder objective within the licence has being breached.

Crime and disorder is an issue the NDT works in partnership to tackle and it believes issues such as what have been uncovered at this location should, on this occasion, be dealt with by taking robust action in respect of the licence.

Thanks

**Graeme Clark**  
**Tasking Manager**  
 Safer Peterborough Partnership  
 Peterborough City Council  
 4<sup>th</sup> Floor  
 Bayard Place  
 Broadway  
 Peterborough  
 PE1 1HZ  
 Email: [Graeme.clark@peterborough.gov.uk](mailto:Graeme.clark@peterborough.gov.uk)

Tel: 01733 317495  
 Mob: 07920 160445

For more information about the Safer Peterborough Partnership visit [www.saferpeterborough.org.uk](http://www.saferpeterborough.org.uk)

For more information about Peterborough City Council visit [www.peterborough.gov.uk](http://www.peterborough.gov.uk)



**From:** Licensing  
**Sent:** 27 April 2015 15:13  
**To:** Andy Wright; David Rees; Dolby Darren; Clark Graeme; Hall Donna; Heather Day; Helen Knighton; Kilburn Patrick; Leen Mary; Martin Terri; Neighbourhoods; Ogle-Welbourn Wendi; PC Robinson; Png Control Enquiries; Pollution; Robin Liz; Woods Karen  
**Subject:** Licensing Act 2003 - application for the review of a premises licence

We have received an application for the review of a premises licence (067719) under the Licensing Act 2003 for which you are a responsible authority.

As a responsible authority you have 28 consecutive days to make any representations regarding this application, **from the date we received the application** (which is not necessarily today). If we have not heard from you by the end of **21<sup>st</sup> of May 2015** then we will assume that you have no representations to make regarding this application, and we will process it in accordance with the Act.

Please note that any representations must be related to the four objectives of the Act.

Please quote 071291 in any correspondence regarding this application.

Regards

The Licensing Team

<b>LICENSING ACT 2003 SUB COMMITTEE</b>		AGENDA ITEM No. 4
11 JUNE 2015		PUBLIC REPORT
Contact Officers:	Peter Gell, Head of Regulatory Services Darren Dolby, Licensing Regulatory Officer	Tel: 453419 Tel. 453540

**APPLICATION: NEW PREMISES LICENCE**

**APPLICANT:** Polish Deli Peterborough Ltd

**REFERENCE NO:** 071225

**PREMISES:** Nectar Stanground, 2 Central Square, Stanground, Peterborough, Cambridgeshire, PE2 8RH

**GLOSSARY OF TERMS:** Attached at **Appendix A** on **Page 43**

**1. PURPOSE OF REPORT**

1.1 To consider and determine this application for a new premises licence for Nectar Stanground, 2 Central Square, Stanground, Peterborough taking into account the representation in the form of a petition containing 72 signatories against the grant of the premises licence.

**2. BACKGROUND INFORMATION**

2.1 There has been no previous premises licence application for this premises.

**3. AUTHORISATIONS AND TIMES APPLIED FOR**

- **Sale of alcohol for consumption off the premises**

Monday to Saturday 09.00 to 22.00  
Sunday 10.00 to 22.00

- **Hours premises are open to the public**

Monday to Saturday 09.00 to 22.00  
Sunday 10.00 to 22.00

**4. APPLICATION**

4.1 Please refer to the application attached at **Appendix B – Pages 47 to 58**.

4.2 A Representation against the application has been received in form of a petition containing 72 signatories, each in their capacity as ‘other persons’. This is attached at **Appendix C on Page 59**.

4.3 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 10.5 of 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. Additional conditions have also been agreed by the applicant as a result of a mediation meeting and are contained within this section.

- 4.4 No representations have been received from any of the Responsible Authorities i.e. Cambridgeshire Constabulary, Peterborough City Council Trading Standards, Public Health Authority, Cambridgeshire Fire and Rescue Service, Licensing Authority, Peterborough City Council Planning Department, Peterborough City Council Health & Safety Department, Peterborough City Council Environmental Pollution Team, or Children's Services. There have been no representations in support of the application.
- 4.5 A 'Notice' 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 (**Appendix D – Page 63**).

## **5. REPRESENTATIONS**

- 5.1 Summary of issues raised by persons objecting to the application:
- Already sufficient premises in the area where alcohol can be purchased;
  - Premises is on a school route which could lead to an increase in underage consumption of alcohol; and
  - Detrimental to the visual appearance of the area.
- 5.2 There were no representations in support of the application.

## **6. MEDIATION**

- 6.1 Mediation has not been attempted between the applicant and the petitioners.

## **7. APPLICANT'S PROPOSED CONDITIONS UNDER THE LICENSING OBJECTIVES :**

### **7.1 Crime and disorder**

- The premises licence holder will ensure that a digital CCTV system is fully compliant with the guidance contained in the Information Commissioner's Office (ICO) guidance document ([www.informationcommissioner.gov.uk](http://www.informationcommissioner.gov.uk)) regarding installation of CCTV is provided at the premises.
- Digital CCTV images shall be retained for a minimum of 28 days and should be produced to a Police Officer (including PCSOs) or Local Authority Officer immediately upon demand There shall be 'CCTV in Operation' signs prominently displayed at the premises.
- A digital CCTV system shall cover all areas of the premises to which the public have access including any outside areas
- Written staff training records will be documented and updated on a 12 monthly basis. These training records will be produced to an authorised officer on demand.
- A 'till prompt' system will be on operation on each sales register to warn staff and ensure they age verify any customer wishing to purchase alcohol.

### **7.2 Prevention of Public Nuisance**

- All staff will be aware in their training documents that they should not allow persons who appear to be under the influence of alcohol the ability to purchase alcohol.

### 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.
- A refusals register (whether kept and written or electronic form) will be maintained at the premises and will be made available for inspection upon request by an authorised Officer of the Police or the Local Authority.

### 7.4 **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.

## 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
- Licence Conditions, Section 14 page 14 and 15
- Delegation / Decision Making / Administration, Section 17 on Page 16 and 17

### 8.3 **Guidance Issued under Section 182 of the Licensing Act 2003 March 2015**

- The Licensing Objectives – Section 2 pages 6 to 13
- Applications for Premises Licences – Section 8 pages 39 to 54
- Determining applications – Section 9 pages 55 to 62
- Conditions Attached to Premises Licences – Section 10 page 63 to 74

## 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 and emails 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 15 April 2015.

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; and

- The Guidance issued by the Secretary of State for Culture, Media and Sport under section 182 of the Licensing Act 2003 – October 2014.
- 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, where there are more than one licensable activity and as appropriate; and
  - 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

**'Challenge 25'** means that a retailer will ask for proof of identification if they have reason to believe that the person making a purchase of alcohol is under the age of 25.

**'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

Except where there is an exemption under the Live Music Act 2012 or Statutory Instrument 2013 No. 1578 The Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013

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.

**'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

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**Peterborough**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[eh.licensing@peterborough.gov.uk](mailto:eh.licensing@peterborough.gov.uk)  
 Telephone: 01733 747474

\* required information

### Section 1 of 19

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  This is the unique reference for this application generated by the system.
- Your reference  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? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
- Yes  No

### Applicant Details

- \* First name
- \* Family name
- \* E-mail
- Main telephone number  Include country code.
- Other telephone number
- Indicate here if you would prefer not to be contacted by telephone

Are you:

- 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

### Applicant Business

- \* Is your business registered in the UK with Companies House?  Yes  No

- \* Registration number
- \* Business name  If your business is registered, use its registered name.
- \* VAT number   Put "none" if you are not registered for VAT.
- \* Legal status

*Continued from previous page...*

\* Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Section 2 of 19**

**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

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 19**

**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- 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
- Other (for example a statutory corporation)

**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

**Section 4 of 19**

**NON INDIVIDUAL APPLICANTS**

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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

COMPANY

**Address**

Building number or name	<input type="text" value="13"/>
Street	<input type="text" value="BOZEAT WAY"/>
District	<input type="text"/>
City or town	<input type="text" value="PETERBOROUGH"/>
County or administrative area	<input type="text" value="CAMBS"/>
Postcode	<input type="text" value="PE3 7JF"/>
Country	<input type="text" value="United Kingdom"/>

**Contact Details**

E-mail	<input type="text" value="NECTARFOODLTD@GMAIL.COM"/>
Telephone number	<input type="text" value="07725944135"/>
Other telephone number	<input type="text"/>

**Section 5 of 19**

**OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
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

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.

The premises will be known as "Nectar" a grocery store of approximately 250 square meters. Selling polish goods imported directly from Poland, comprising particularly raw and smoked meat, fruits & veg, catering for a 75% of polish customer base. This is a new business with the opening day approximately on the last week of April 2015. Prior to its use as a grocery store, there was a CO-OP PHARMACY business. It is situated in the Stangraund area which has a large development site. The premises itself is in the little chain of ground floor small business and situated not far away from TESCO EXPRESS. At the moment the premises is under refurbishment and the inside of the store will be fitted out completely from new including the installation of cooked and raw meat deli counters, dairy remote fridges, fruit & veg chiller, pastries, bread & rolls display and etc. It is natural progression for the business to provide alcohol for sale for its customers and the intention to have small stock of polish beers and spirits displayed in a beer fridge and small area of shelving with wine and spirits

*Continued from previous page...*

bottles.

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

**Section 6 of 19**

**PROVISION OF PLAYS**

Will you be providing plays?

- Yes  No

**Section 7 of 19**

**PROVISION OF FILMS**

Will you be providing films?

- Yes  No

**Section 8 of 19**

**PROVISION OF INDOOR SPORTING EVENTS**

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 19**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will you be providing boxing or wrestling entertainments?

- Yes  No

**Section 10 of 19**

**PROVISION OF LIVE MUSIC**

Will you be providing live music?

- Yes  No

**Section 11 of 19**

**PROVISION OF RECORDED MUSIC**

Will you be providing recorded music?

- Yes  No

**Section 12 of 19**

**PROVISION OF PERFORMANCES OF DANCE**

Will you be providing performances of dance?

- Yes  No

**Section 13 of 19**

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

*Continued from previous page...*

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

- Yes  No

**Section 14 of 19**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Section 15 of 19**

**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

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

*Continued from previous page...*

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.

The business will be open every day of the year except Easter Sunday, Christmas Day and New Year Day.

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.

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

**Name**

First name

Family name

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

Continued from previous page...

**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'.

**Section 16 of 19**

**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.

None.

**Section 17 of 19**

**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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

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.

The business will be open throughout the year except for Easter Sunday, Christmas Day and New Year Day.

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.

**Section 18 of 19**

**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)

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

The business will be run by the Mr. Zhuravel and his wife Olena Hrabovenska, who are also the owners of a similar business Nectar Food Ltd in Peterborough (Bourges Boulevard) and Huntingdon (George Street) established in 2008. I have lived in Peterborough over 15 years with my wife and 7 year old daughter. I have not experienced any issues involving the four licensing objectives in running my businesses to date but fully appreciates that the sale of alcohol in new shop incur new responsibilities. There also will be 5 sales assistant working at different times during a week to whom full training will be provided to comply with the specific requirements of alcohol licence and objectives of 2003 Licencing Act.

b) The prevention of crime and disorder

A total of twenty five HD CCTV cameras are to be installed inside and outside the premises as shown on the attached plan. There are also 3 outside cameras at the front of the shop and two at the back of the premises. The staff will be trained in respect of under-age sales and Mr.Zhuravel will devise a policy for staff procedures in this respect and public information posters will be displayed. Proof of age will be required when any question of attempted under-age purchase arise. Three new digital tills are to be installed that automatically shows a warning to staff for each sale of alcoholic goods.

c) Public safety

Please see b) above with regards to under-age sales of alcohol. The premises are fully fitted for fire safety and prevention.

*Continued from previous page...*

Procedures for maintaining very high hygiene standards will be in place. Both of two existing businesses run by Mr. Zhuravel have been issued with a five star hygiene certificate in July 2012 and January 2015.

d) The prevention of public nuisance

The alcohol sales policy for the store will include a bar on the sale of alcohol to customers who show any signs of intoxication. Otherwise, please see b) above in respect of under-age sales.

e) The protection of children from harm

As stated above, a strict under-age sales policy will be in place and followed by the business owner as well as all staff employed in the business. A written policy will be kept to hand in the shop at all the times.

## Section 19 of 19

### 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](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

*Continued from previous page...*

Capacity 70000-79999	£48,000.00
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

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/peterborough/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 ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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**

**OFFICE USE ONLY**

Applicant reference number	<input type="text" value="NECTAR STANGRAUND"/>
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"/>

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This is a petition to object to the licensing application for the new shop in  
**Stanground,**  
**Nectar, 2 Central Sq PE3 7JF. Ref 071225**

PETERBOROUGH CITY COUNCIL

13 MAY 2015  
**LICENSING**

Submitted by  
 Alfio Restaino  
 ■ Rayner Avenue  
 Stanground  
 Peterborough  
 PE2 8TS

The reasons for the objection are thus;

There is already Tescos, not 50yds away that sells alcohol, the Applegreen garage just down the road, the Co-oP and Premier stores on Lawson Avenue and finally, Aldi on Whittelsey road. I do not want to see this lovely area become another Millfield with licensed premises in everyother outlet.

The sitting of the shop is also on a school route, which could increase problems of underage drinking amongst the pupils who frequent the take-away and existing local shops.

In conclusion, with local public houses closing, I do not see the need for another outlet for cheap alcohol. I hope that you will take this objection seriously when you consider the application.

NAME	ADDRESS	SIGNATURE
G. Socore	ALAN AVENUE	
M. Socore	" "	
E. Socore	" "	
L. Loxton	Rayner Avenue	
C. Caporaso	RAYNER AVENUE	
J. HEDGE	RAYNER AVENUE	
N. HOLLIS	RAYNER AVENUE	
L. Caporaso	2. Rayner Ave	
E. Caporaso	2. Rayner Ave	
D. Jackson	RAYNER AVE	
K. JACKSON	2 RAYNER AVE	
D. MORRIS	RAYNER AVE	
D. MORRIS	RAYNER AVE	
L. Galasso	RAYNER AV	
V. Galasso	RAYNER AV	
R. Galasso	RAYNER AVE	
R. Galasso	RAYNER AVE	
D. Galasso	RAYNER AVE	
C. Bleckman	RAYNER AVE	
L. Bleckman	RAYNER AVE	
H. Bleckman	RAYNER AVE	
E. Bleckman	RAYNER AVE	
L. Bleckman	RAYNER AVE	
G. KOTI	RAYNER AVE	

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In conclusion, with local public houses closing, I do not see the need for another outlet for cheap alcohol. I hope that you will take this objection seriously when you consider the application.

NAME	ADDRESS	SIGNATURE
Paula Mounier	Desborough Ave	
S. DAVENPORT	" "	
A. Ingham	Desborough Ave	
S. BROWN	Desborough Ave	
A. READ	Desborough Ave	
N. COOPER	Desborough Ave	
A. Chapman	Desborough Ave	
D. BARRON	Desborough Ave	
S. KERR	Desborough Ave	
N. BAKER	Desborough Ave	
R. BAKER	Desborough Ave	
J. HARRIS	Desborough Ave	
D. JONES	Desborough Ave	
C. ROSE	Desborough Ave	
M. SMITH	RAYNER AVE	
M. E. SMITH	RAYNER AVE	
T. ANTONY	RAYNER AVENUE	
G. CAPUTO	RAYNER AVENUE	

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• Leaking Conservatory  
Ring for a FREE consultation on **01778 343 868**  
email windowdoctor@bt.com | www.windowrepairslincs.com

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**Cheap Motor Insurance**  
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Search over 80 brands on the phone  
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Call may be recorded. T3Ampgptelco. 3/2014

## Public Notices

### Public Notices

**THE COMMUNITY INFRASTRUCTURE LEVY ENGLAND AND WALES PLANNING ACT 2008 (AS AMENDED), LOCALISM ACT 2011, THE COMMUNITY INFRASTRUCTURE LEVY REGULATIONS 2010 (AS AMENDED)**

**APPROVAL AND PUBLICATION OF A CHARGING SCHEDULE (REGULATION 25) THE COMMUNITY INFRASTRUCTURE LEVY NOTICE OF ADOPTION PETERBOROUGH CITY COUNCIL**

This notice is hereby made in accordance with Regulation 25 of the Community Infrastructure Levy Regulations 2010 (as amended) pursuant to Section 213 of the Planning Act 2008 (as amended). Peterborough City Council approved its Community Infrastructure Levy Charging Schedule on 15<sup>th</sup> April 2015, and it will take effect on 24<sup>th</sup> April 2015.

The Community Infrastructure Levy, introduced by the Planning Act 2008 (as amended), is a tool for local authorities in England and Wales to help deliver infrastructure to support development in their area. The funds collected will be spent on infrastructure in Peterborough.

William Fieldhouse BA(HONS) MA, MRTPI, an Independent Examiner appointed by the Secretary of State for Communities and Local Government examined Peterborough City Council's Community Infrastructure Levy Charging Schedule. The Examiner's Report, with its recommendations was received by the Council on 16<sup>th</sup> February 2015 and is published on the Council's website. The adopted Charging Schedule contains the Examiner's recommendations.

**Inspection of documents**  
Copies of the Community Infrastructure Levy Charging Schedule and associated documents, including the Inspector's Report are available for inspection at:

- Peterborough City Council Customer Service Centre, Bayard Place, Broadway, Peterborough, PE1 1FZ from 9AM to 5PM, Monday to Friday; and
- The Council's website - <https://www.peterborough.gov.uk/council/planning-and-development/licensing-and-regulation/community-infrastructure-levy-examination/>

**LINCOLNSHIRE COUNTY COUNCIL ROAD TRAFFIC REGULATION ACT 1984 TEMPORARY RESTRICTION TO TRAFFIC (SHEPEAU STOW - B1166 HULLS DROVE)**

NOTICE IS HEREBY GIVEN THAT LINCOLNSHIRE COUNTY COUNCIL intends to make an Order on B1166 Hulls Drove to allow for essential maintenance works to be carried out.

The effect of the Order will be to close the road to general traffic.

Access will be maintained to properties on the affected length of road but may be subject to delays.

The works are expected to take place during a four month period commencing on or about 4 May 2015 and lasting for approximately 9 days at each location.

The Order will come into operation on 4 May 2015 and will continue in force for a period of 18 months or the completion of the works whichever is the sooner.

The restriction shall only apply during such times and to such extent as shall from time to time be indicated by traffic signs prescribed by the Traffic Signs Regulations and General Directions 2002.

**R A WILLS, EXECUTIVE DIRECTOR (ENVIRONMENT & ECONOMY)**

### MIDDLE LEVEL COMMISSIONERS

NOTICE IS HEREBY GIVEN that a Special Meeting of the Middle Level Commissioners will be held at the Middle Level Offices, March of 13.15pm on Thursday the 23<sup>rd</sup> April 2015 for the purpose of making drainage rates and special levies for the year ending on the 31<sup>st</sup> day of March 2016.

Direct this 2nd day of April 2015

**I. A. D. SMITH**  
Chief Executive to the Commissioners  
Middle Level Offices  
85 Whimsey Road  
March  
PE15 0AH

## Public Notices

**PETERBOROUGH CITY COUNCIL**  
Applications requiring advertising  
**Planning Application(s) affecting the character or appearance of a Conservation Area:**

Ref: 15/00529/H/FUL Peterborough Replacement of single glazed windows on front elevation with double glazed UPVC windows 1 Laurel Villa 112 Broadway Peterborough PE1 4DS • Ref: 15/00422/H/FUL Thornthwaite Extension to garage, widening of external dining room door opening and new dormer window 13 Russell Hill Thornthwaite Peterborough PE6 6HL • Ref: 15/00514/H/FUL Castor First floor side and ground floor rear extensions, extension to front porch, change existing single storey side extension roof from flat to single pitched and addition of solar tube to Peterborough PE7 7AX • Ref: 15/00120/FUL Peterborough Replacement of shopfront 2 Westgate Arcade Westgate Peterborough PE1 1PY •

**Planning Application(s) affecting the character or appearance of a Conservation Area and setting of a Listed Building:**  
Ref: 15/00428/ADV Peterborough 1 x non-illuminated stainless steel month with LCD screen Adjacent to Norman Arch Cathedral Square Peterborough •

**Major Development:**  
Ref: 15/00511/REM Peterborough Construction of filtration basin, including drainage, landscaping and associated works Land Off Colindale Drive Hampton Vale Peterborough •

The applications may be inspected online at [www.peterborough.gov.uk/publicaccess](http://www.peterborough.gov.uk/publicaccess) including the internet terminals in public libraries and online at the Customer Service Centre at Bayard Place, Broadway (opening times are 9am-5pm Monday/Tuesday/Thursday/Friday and 11am-5pm on Wednesday - excluding Bank Holidays). Comments should be submitted to the Director of Growth and Regeneration no later than 21 days from publication date - please see the Council's website [www.peterborough.gov.uk/representation](http://www.peterborough.gov.uk/representation) on how to comment.

### Licensing Act 2003

Giuseppina Zazzarino is applying for the grant of a premises licence for 24 Park Road, Peterborough, PE1 2TD.

This licence if granted is to enable the following activities to take place:  
Sale of alcohol on the premises with food Monday - Sunday 10am to 11.30pm.

Any person wishing to make representations in relation to this application may do so by writing to the licensing section, Peterborough city council, bayard place, Broadway, Peterborough, PE1 1FD. Representations may be made for 28 consecutive days from the date of this notice.

A copy of the application for the grant of the above licence is kept by the licensing section, Peterborough City Council, Bayard Place, Broadway, Peterborough, PE1 1FD. The application can be viewed Monday and Tuesday 9am to 4:30pm, Wednesday 9am to 1pm, Thursday 9am to 4pm and 9am to 3:30pm on Fridays, except bank holidays.

It is an offence knowingly or recklessly to make a false statement in connection with an application to the maximum fine for which a person is liable on summary conviction for making a false statement is a level 5 fine on the standard scale.

### Licensing Act 2003

**NOTICE OF APPLICATION OR A PREMISES LICENCE**

Notice is hereby given that we Polish Deli Peterborough Ltd have on the 15th of April 2015 applied to Peterborough City Council as the Licensing Authority for a Premises Licence for: Nectar, 2 Central Square, Stanground, PE2 8RH

For Supply of Alcohol & Opening Hours - Monday to Saturday 09.00 to 22.00, Sunday 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 May 2015.

Persons wishing to inspect the register or the 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.

**GWENDOLINE SYLVIA JOHNSON (deceased)**  
Pursuant to the Trustee Act 1925 any persons having a claim against or an interest in the Estate of the abovesaid deceased late of 22, Winton Way, Finesil, Peterborough PE7 3EU, who died on 08/12/2015, are required to send particulars thereof in writing to the undersigned Solicitors on or before 28/06/2015, after which date the Estate will be distributed. This notice regard only to claims and interests of which they have had notice.

**HECFCROFT MOTTON**  
Tutor House 2 Litchborne Road, Sevenage Hertfordshire SG1 9HU  
Contact us!  
peterboroughtoday.co.uk  
Classified  
01733 555222

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