



**Meeting of the Licensing Act 2003 Sub-Committee
held at the Town Hall, Peterborough on 28 September 2017 10:30AM**

RECORD OF PROCEEDINGS

1. Apologies for Absence	There were no apologies for absence received.
2. Declarations of Interest	There were no declarations of interest.
3. Application	Review of Premises Licence
3.1 Application Reference	MAU: 075823
3.2 Sub-Committee Members	Councillor Ayres Councillor Brown Councillor Saltmarsh
3.3 Officers	Darren Dolby, Regulatory Officer Colin Miles, Lawyer – Legal Advisor to the Sub-Committee Karen S Dunleavy, Democratic Services Officer – Clerk to the Sub-Committee
3.4 Applicant	Cambridgeshire Constabulary
3.5 Nature of Application	<p><u>Application Type</u></p> <p>Application for a Premises Licence Review.</p> <p><u>Summary of Premises Licence Review</u></p> <p>To consider and determine an application for the review of a Premises Licence under Section 51 of the Licensing Act 2003 for Priory Road Store, 44 Priory Road Peterborough.</p> <p>A summary of the issues raised by the applicant included:</p> <ul style="list-style-type: none"> ● A serious violent incident took place outside the premises which involved the premises licence holder. ● A failure by the premises licence holder to assist Police by refusing to supply CCTV footage of the violent incident mentioned in the report. ● Criminality believed to be taking place at the premises

3.6	Licensing Objective(s) under which representations were made	Prevention of Crime and Disorder
3.7	Parties/Representatives and witnesses present	<p><u>The Licensing Authority</u></p> <p>The Regulatory Officer, who presented the case on behalf of the Licensing Authority.</p> <p><u>Responsible Authority</u></p> <p>PC Grahame Robinson who presented the case on behalf of Cambridgeshire Constabulary.</p> <p><u>Licence Holder</u></p> <p>Mr Mahmood, Priory Road the Premises Licence Holder, who presented his case.</p>
3.8	Pre-hearing considerations and any decisions taken by the Sub-Committee relating to ancillary matters	There were no pre-hearing considerations.
3.9	Exclusion of the Press and Public	In accordance with regulation 14 of the Licensing Act Hearing Regulations and with standing orders the Committee AGREED that the Premises Licence Review for Priory Road Store – 44 Priory Road, Peterborough, PE1 9ED, which contained information relating to any action taken or to be taken in connection in the prevention or investigation or prosecution of crime, as defined by Paragraph 7 of Schedule 12A of Part 1 of the Local Government Act 1972, would be held in exempt session and the press and public were excluded from the meeting when this item was discussed.
3.10	Written representations and supplementary material taken into consideration	<p><u>Applicant</u></p> <p>Consideration was given to the application for a Premises Licence Review, attached to the Sub-Committee report.</p>
3.11	Facts/Issues in dispute	<p><u>Issue 1</u></p> <p>Whether the premises licence application would further support the 'Prevention of Crime and Disorder' Licensing Objective.</p>
4.	Decision	<p>The Sub-Committee listened to all the evidence put before it and also took into account the contents of the application and all representations and submissions made in relation to it. The Sub-Committee considered the information put before it and took into account the following facts:-</p>

- A serious violent incident took place outside the premises which involved the premises licence holder.
- A failure by the premises licence holder to assist Police by refusing to supply CCTV footage of the violent incident mentioned in the report.
- Criminality believed to be taking place at the premises, which was heard in private.

The Premises Licence Holder, Mr Mahmood, in response stated that:

- He was the victim of an assault.
- He denied knowledge of the matters raised in private session.
- Members of staff were responsible for the issues raised in private.

The Sub-Committee believed that criminal activity was associated with the premises and that the premises was not promoting the licence objective of crime prevention, therefore the Committee had considered revocation in the first instance, in line with paragraph 11.28 of the Guidance.

The Sub-Committee considered other options available but believed that these would not promote the licensing objective of the Prevention of Crime and Disorder.

Therefore, it was the Committee's decision to **REVOKE** the Premises Licence for the premises, known as Priory Road Store, and situated at 44 Priory Road, Peterborough, in its entirety.

Any party in objection to the decision may appeal to the Peterborough Magistrates Court within 21 days.

Chairman
10:30 am – 12:00 pm