

Ref: '327 Lincoln Road / License Application



Creating a safer  
**Cambridgeshire**

Tuesday 23<sup>rd</sup> September 2014

Teresa Martin  
Licensing Officer  
Peterborough City Council  
Bayard Place  
Broadway  
Peterborough  
PE1 1HZ

Dear Darren,

Re: Premises License Application – 327 Lincoln Rd, Peterborough

On 09<sup>th</sup> September 2014 Cambridgeshire Constabulary Licensing Department (Peterborough District) received e-mail notification from Peterborough City Council Licensing Authority of an application for a new Premises License at 327 Lincoln Road, Peterborough, PE1 2PF. The application has been submitted electronically by Mr. Mahir Kilic of Liebermann Law Ltd who is acting on behalf of the applicant and proposed Designated Premises Supervisor – Mr. Ergin Tasci, 25 Buckthorn Rd, Peterborough, PE7 8EE. Mr. Tasci holds an Alcohol Personal License issued by PCC Licensing Authority reference: 047597.

This application seeks to install a new premises license at 327 Lincoln Road with the premises open and the supply of alcohol 'Off Premises' between 08:00pm and 22:00pm daily. No other licensable activity has been applied for.

327 Lincoln Road is located centrally within the CAN-DO Operational area, on Lincoln Road and ultimately within the Cumulative Impact Area (Special Policy) drawn up and adopted on 18<sup>th</sup> April 2013. It has been positively identified that there is a significant concentration of licensed premises within the CAN-DO area. This premises was formerly an Asian supermarket which did not sell alcohol. Evidence exists of a negative impact on the statutory objectives caused by alcohol within the CAN-DO area. Peterborough City Council's 'Statement of Licensing Policy', 'Special Policy on Cumulative Effect' - Paragraph 11.6 states:

*"This special policy creates a rebuttable presumption that applications within the Op Can Do area for **new premises** or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused, if relevant representations are received about the cumulative impact on the licensing objectives, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced".*

Para 11.7 states:

*“Applications will need to address the special policy issues in their operating schedules in order to rebut such a presumption”.*

The formal application - part M states:

*“Describe the steps you intend to take to promote the four licensing objectives”.*

The applicant has asked for the standard conditions to be added to the license which include CCTV, refusal register, and proof of age scheme – conditions routinely applied for given normal circumstances. In my professional opinion as the Cambridgeshire Constabulary Licensing Officer for Peterborough District this application is likely to add to the existing cumulative impact. Alcohol is having a significant impact on the local community specifically to the community around the proposed shop location. There already exist a high number of licensed premises within a 100 metre radius making this the focal saturation point within the CAN-DO area. Unfortunately no formal suggestions by the applicant or his representative have been received that would satisfactorily demonstrate that the application, if granted, would **not contribute** towards the cumulative impact already being experienced.

Whilst this is yet another licensed premise application within the Cumulative impact area ultimately the decision on granting the license lies with the Licensing Sub-Committee. I am conscious that with a new license in place there is a real risk of a significant additional impact from the sale of alcohol on the local and wider community. As alluded to previously this premises was a supermarket without an alcohol license – a food registration certificate was submitted by Mr. Mohammed Zubair in 2012. I suspect that alcohol is applied for in order to boost and maximise profits sometimes found at the expense of the licensing objectives and ultimately impacting upon the community.

Furthermore Mr. Tasci is already the Premise License holder and Designated Premises Supervisor for Peterborough Food & Wine at 317 Lincoln Road – a large supermarket with an extensive stock of alcohol a few door down the street. I do not believe that given the nature of the area and the sensitivity surrounding the alcohol issues that he could effectively maintain supervision over both shops.

Cambridgeshire Constabulary do not support this application and appeal to the Licensing sub-committee to seriously consider the Special Policy and reject the application. Should a rejection of the application be considered as unsuitable in this case and the application is granted, may I ask that the following conditions are added to the license to support the licensee in upholding the Licensing Objectives.

### **The Prevention of Crime and Disorder:**

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions in particular facial recognition. Cameras shall encompass all entrances and exits to the premises, fire exits and all area where the sale / supply of alcohol occur. A camera will be positioned outside the premises covering the shop frontage.
2. CCTV equipment must be maintained in good working order, be correctly time and date stamped. Recordings must be kept in date order, numbered sequentially and kept

for a period of 28 days.

3. The Premises License Holder must ensure at all times a Designated Premises Supervisor or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format and hand this footage over to the Police / Local Authority on demand.
4. The recording equipment and discs / usb pen drives shall be kept in a secure environment under the control of the DPS or other responsible named individual.
5. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings of the system actions taken are to be recorded.
6. In the event of a technical failure of the CCTV equipment the Premises License Holder / Designated Premises Supervisor must report the failure to the Police or local authority immediately.
7. Notices advising that CCTV has been installed on the premises shall be posted so that they are clearly visible to the public within the licensed premises.
8. Staff training in relation to identifying and preventing sales of alcohol to any person who is, or appears to be drunk should be undertaken on a monthly basis. This training, together with on-going training to prevent underage sales (Challenge 25) should be recorded in a written format and be available to an authorised officer upon demand.
9. A refusals log will be maintained on a daily basis recording all refused attempted purchases of alcohol, carried out by drunks or underage persons.
10. No alcoholic drinks will be purchased by the store owners or staff from sellers calling at the store.
11. All invoices (originals or copies) for all alcoholic goods for retail sale on the premises will be kept at the licensed premises and made available to Police, Council and HMRC Officers upon request.
12. A strict stock control system will be introduced so that the licensee can quickly identify where and when alcoholic drinks have been purchased.
13. A ultra-violet light will be available and maintained at the store for the purpose of checking the UK Duty Stamp on all spirits as soon as practical after they have been purchased.
14. If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to the Trading Standards department and HMRC as soon as possible.
15. No single measures of Beer, Lager or Cider above 6.5% Abv (alcohol content) will be offered for sale in the premises.

**Promote Public Safety -**

16. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
17. 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.
18. No person will be allowed to enter or leave the licensed premises (as defined by the plan) with an open vessel of alcohol and the licensee will actively discourage and prevent anyone congregating or drinking outside the premises.

**The Protection of Children from Harm –**

19. Signage will be prominently placed within the premises advertising the fact that the premises operate the 'Challenge 25' initiative.
20. Any person selling or supplying alcoholic drink under the authority of a personal licence holder must ask for a photo ID proof of age where they have reason to believe that the individual may be less than 21 years of age.
21. A refusal log will be accurately maintained on every refusal made in relation to the attempted purchase of alcohol by a juvenile or intoxicated person.

Kind regards

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