

Ref: Personal Licence Holder Mr Bhakta Bahadur Bishwokarma



Creating a safer  
**Cambridgeshire**

Tuesday 24<sup>th</sup> October 2023

Licensing Authority  
Peterborough City Council  
Sand Martin House,  
Bittern Way,  
Peterborough  
PE2 8TY.

Licensing Officer,

**Re: Personal Licence 076891- Mr Bhakta Bahadur Bishwokarma (09/10/1979) & objection to DPS re Application 123857.**

Mr Bhakta Bahadur Bishwokarma who holds an Alcohol Personal Licence 076891 with Peterborough City Council, recently applied to be the DPS (Designated Premises Supervisor) of the Marigold Tavern, 41 Crowland Road, Eye Green, Peterborough. Having carried out due diligence checks on Police Computer systems it has been established that Mr Bishwokarma has a relevant conviction that has never been disclosed to the Peterborough City Council, Licensing Department.

I can confirm that Mr Bishwokarma was convicted at 25/03/22 Convicted at Cambridgeshire Magistrates Court (ref 22/1949/18978W) for Driving a motor vehicle with excess alcohol on 21/02/22 and received the following penalty.

1. Fine £597.00
2. Costs £105.00
3. Disqualification from driving reduced if course completed
4. Disqualified from driving - Obligatory 12 Months
5. Victim Surcharge £60.00

Driving a vehicle when under the influence of drink or drugs contrary to the Road Traffic Act 1988 section 4, is a relevant offence under the Licensing Act 2003. Unfortunately, the courts did not deal with his Alcohol Personal Licence at the time and Mr Bishwokarma failed to inform Peterborough City Council, Licensing Department.

Section 138 of the Policing and Crime Act 2017 amended the Licensing Act 2003 and gave licensing authorities the power to revoke or suspend personal licenses with effect from 6th April 2017. Cambridgeshire Constabulary respectfully requests that the licensing authorities consider the use of this power, and the process to retrospectively suspend the personal licence as set out at section 132A of the Licensing Act 2003.

**Cambridgeshire Constabulary**, Police Licensing Officer, Thorpewood Police Station, Peterborough, PE3 6SD  
[Tel:01733424438](tel:01733424438) Email:licensingnorth@cambs.pnn.police.uk

Whilst the future of Mr Bishwokarma Personal Licence is being debated, Cambridgeshire Constabulary formally objects to Mr Bishwokarma being the DPS (Designated Premises Supervisor) of the Marigold Tavern, 41 Crowland Road, Eye Green, Peterborough, which was made within the Premises Licence Application (123857).

Yours faithfully,

*Paul Hawkins*

PC2094 Paul Hawkins  
Police Licensing Officer  
Partnership & Operational Support  
Thorpewood Police Station  
Cambridgeshire Constabulary  
Peterborough  
PE3 6SD  
Email: [licensingnorth@cambs.police.uk](mailto:licensingnorth@cambs.police.uk)

**Licensing Act 2003 (Section 125) and (Personal Licences)  
Regulations 2005**

**PERSONAL LICENCE**

**Mr Bhakta Bahadur Bishwokarma**

Of

**█ Bedford Street  
Peterborough  
PE1 4DN**

**Personal Licence Number : 076891**

**Relevant and foreign offences:**

**Relevant Offences: Conviction Date: Sentence Imposed:**

**Foreign Offences: Conviction Date: Sentence Imposed:**

Resources  
Peterborough City Council, Town Hall  
Bridge Street, Peterborough, PE1 1FA

## FURTHER INFORMATION ON PERSONAL LICENCES

### 1. CHANGE OF NAME/ADDRESS

The holder of a Personal Licence has a duty to inform the Council (the Licensing Authority), as soon as is reasonably practicable, of any change of name or address as stated in the Personal Licence. The Personal Licence and the correct fee should accompany this (see PART 7 of the 'Guidance Notes For Applicants'). Any person failing to do this will be committing an offence.

### 2. CONVICTIONS

- 2.1 The holder of a Personal Licence has a duty to notify the Council of any convictions for relevant offence or comparable foreign offence as soon as reasonably practicable following conviction (see PART 6 of the 'Guidance Notes For Applicants'). Similarly the Courts are required to inform the Council of convictions, whether or not they have ordered the suspension or forfeiture of the licence. If a licence is suspended or declared forfeit, then the Council will contact the Personal Licence holder, requesting the licence. The Council will retain any licence declared forfeit. Allied to these provisions is the duty of a Personal Licence holder when charged with a relevant offence to either produce to the Court the Personal Licence or if that is not practicable notify the Court of the existence of the Personal Licence and the identity of the relevant licensing authority along with the reasons why he cannot produce the licence. This MUST be done no later than the time he makes his first appearance in a Magistrates' Court.

### 3. RECORDS

- 3.1 The Council will maintain accessible records of licences issued. It will also provide a service that will enable the police in any area and other licensing authorities to be advised of details on Personal Licence holders. A central database containing the details of all Personal Licence holders is likely to be developed in due course (the Secretary of State to detail).

### 4. SURRENDER OF LICENCE

- 4.1 A Personal Licence issued by Peterborough City Council may be surrendered upon notice to the Council, provided the notice is accompanied by the licence or if not practicable, a statement of the reasons for failing to provide the licence. The Personal Licence will lapse upon receipt of the notice of surrender by the authority.

### 5. THEFT, LOSS, ETC

- 5.1 In the event of a Personal Licence being lost, stolen, damaged or destroyed, Personal Licence holders can apply to the Council for a copy, provided it is the authority that issued the original licence. You must satisfy the Council that the licence has been lost, stolen, damaged or destroyed and that where lost or stolen, the holder has reported such to the police.
- 5.2 Applications for a replacement should also be accompanied by:
- i) the correct fee (see PART 7 of 'Guidance Notes For Applicants');
  - ii) a photograph (endorsed as a true likeness by a person of professional standing e.g. solicitor, notary, teacher, lecturer or other professional person).