

NOTICE OF MEETING

MEETING	LICENSING ACT 2003 SUB-COMMITTEE
DATE:	WEDNESDAY 9 NOVEMBER 2011
TIME:	9.30 am
VENUE:	VIERSEN ROOM - TOWN HALL
CONTACT:	<i>Gemma George; Senior Governance Officer</i> <i>Telephone: 01733 452268</i> <i>e-mail address: gemma.george@peterborough.gov.uk</i>
Despatch date:	<i>1 November 2011</i>

AGENDA

PAGE NO

1. **Apologies for Absence**
2. **Declarations of Interest**
3. **Application for Variation of Premises Licence - Bora Bora, 417 Lincoln Road, Peterborough, PE1 2PF** 1 - 84



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

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LICENSING ACT 2003 SUB-COMMITTEE		AGENDA ITEM No. 3
9 NOVEMBER 2011		PUBLIC REPORT
Contact Officers:	Adrian Day, Licensing Manager, Darren Dolby, Licensing Regulatory Officer	Tel: 454437 Tel. 453561

APPLICATION: Variation of a Premises Licence

LICENCE REFERENCE: MAU 062034

APPLICANT: Mr Bruno Fernando Azevedo Silva

PREMISES: Bora Bora, 417 Lincoln Road , Peterborough, PE1 2PF

GLOSSARY OF TERMS: Attached at **Appendix A – Page 5**

1. PURPOSE OF REPORT

1.1 To consider and determine this application for a variation to the premises licence for Bora Bora, 417 Lincoln Road, Peterborough, PE1 2PF taking into account the representations received from Environmental Pollution & Cambridgeshire Constabulary, both of whom are responsible authorities.

2. BACKGROUND INFORMATION

2.1 On the 9th May 2006 a new application for a premises licence was submitted by Mrs Sandra Pais no objections were received and the licence was granted. A copy of this original licence can be found at **Appendix B – Page 9**.

2.2 On the 2nd October 2006 a variation to the premises licence was applied for. This variation was to place live music and dancing to the licensable activities authorised at the premises. Again as there were no objections the variation to the licence was granted.

2.3 On the 13th October 2006 a review of the premises licence was requested by Cambridgeshire Fire & Rescue under the public safety objective. As a result of this review the designated premises supervisor was removed and the premises licence was suspended for a period of 3 months. Mrs Pais subsequently surrendered the premises licence on 4th January 2007.

2.4 On the 8th February 2007 a new premises licence application was made by Mr Nawaz Ali Ibrahim. After mediation with the Pollution Team the licence was granted. A copy of this premises licence can be found at **Appendix C – Page 21**.

2.5 There were three subsequent variations to the designated premises supervisor whilst Mr Ibrahim held the premises licence.

- 2.6 On the 9th July 2010 the premises licence was transferred to Mr Mohammed Attalah. The appointed designated premises supervisor was Mr Andreas Lefteri. A copy of this licence is attached at **Appendix D – Page 33.**
- 2.7 There were two further changes to the premises designated premises supervisor whilst Mr Attalah was the licence holder.
- 2.8 On 30th August 2011 the premises licence was transferred to Mr Silva. Mr Robert Mulholland is the nominated designated premises supervisor. A copy of the current premises licence is attached at **Appendix E - Page 45.**

3. SUMMARY OF VARIATION APPLIED FOR

- 3.1
- i) To extend the timings for licensable activities to 11am to Midnight from Sunday to Thursday and from 11am to 4am on Friday and Saturday.
 - ii) To amend the opening hours of the premises to 11am to 12.30am from Sunday to Thursday and from 11am to 4.30am on Friday and Saturday.
 - iii) To remove condition 33 from the licence ('Sufficient seating to accommodate 80% of the maximum capacity of the premises shall be provided.')
 - iv) To change the area of the licensed premises to include outdoor rear area and redesigned internal area.
 - v) To remove condition 11 from the licence (No customers will be admitted, or permitted to leave when carrying open or sealed bottles or glasses.')
 - vi) To remove or reword condition 14 of the licence ('The premises license holder shall be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.')
 - vii) To remove the provision of plays, films and indoor sporting events from the licence.

4. APPLICATION

- 4.1 Please refer to the application attached at **Appendix F – Page 59.**
- 4.2 Representations have been received from Environmental Pollution Control as a Responsible Authority under the prevention of public nuisance objective. A copy of the representation is attached at **Appendix G – Page 79.**
- 4.3 Representations have also been received from Cambridgeshire Constabulary as a Responsible Authority under the prevention of crime and disorder objective. A copy of the representation is attached at **Appendix H – Page 81.**
- 4.4 A plan indicating the premises and the proposed changes to the licensed area is attached at **Appendix I – Pages 83.**
- 4.6 No representations have been received from any of the other Responsible Authorities i.e. Cambridgeshire Fire and Rescue Service, Peterborough City Council Planning Department, Peterborough City Council Health and Safety Team, Peterborough City Council Child Protection, and Peterborough City Council Trading Standards.
- 4.7 Part P of the application sets out the applicants proposed conditions under the relevant objectives. These are also contained within the body of the report in section 7 and in accordance with paragraph 8.42 of the guidance have been translated into conditions.

5. RESPONSIBLE AUTHORITIES

5.1 Summary of issues raised:

- An increase in hours would lead to a rise in noise issues from music and premises customers.
- An increase in anti social behaviour in and around the premises.
- No current planning permission for the premises to be used as a drinking establishment / night club.
- The use of the rear area of the premises would lead to an increase in noise issues.
- The quality of life for local residents would suffer.
- Allegations of breaches of existing licensing conditions

6 MEDIATION

6.1 No mediation has taken place due to the strong objections to the grant of the licence variations from the responsible authorities.

7. APPLICANT'S PROPOSED CONDITIONS

7.1 Crime and disorder

- Video/CCTV equipment shall be installed inside/outside the premises and maintained in working order
- Video/CCTV equipment will be set to record all licensed areas from the time that the premises open to the public until the premises closes and all members of the public have left
- Digital images shall be retained for at least **one month** and shall be produced to an authorised officer on demand
- Notices advising that CCTV has been installed on the premises shall be posted up so that they are clearly visible to the public within the licensed premises
- An authorised person will be available at all times on the premises to show CCTV images immediately or to an authorised officer on demand
- CCTV images will be clear and comprehensible
- SIA registered door supervisors will be used or employed at all times when considered necessary by the licence holder or Police.
- A refusals / incident log book will be kept and all incidents will be recorded. This book will be available for inspection by an authorised officer.

7.2 Public safety

- A fire risk assessment required under the Regulatory Reform (Fire Safety) Order 2005 (as amended) will be completed and be available for inspection by an authorised officer.
- If it is proposed to play music (other than background music) a suitable cut out device, wired into the fire alarm system, should be installed so that in the event of the fire alarm sounding the music will be automatically shut down. Once installed this cut out relay must be tested on a weekly basis in conjunction with the fire alarm test

7.3 Prevention of public nuisance

- Prominent, clear and legible notices at all exits shall be displayed on the premises requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
- All areas of the licensed premises where music will be played will be sound-proofed.
- Litter shall be prevented at all times and where identified regularly cleared from the vicinity of the premises

7.4 **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.
- No children aged under 16 are permitted to be in the premises after 8pm
- Children under the age of 18 years on the premises must be supervised by an adult.

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 8
- Fundamental Principles, section 6 on Page 9
- Licensing Hours, section 8 on Page 12
- Other Legislation, section 10 on Page 14
- Licence Conditions, section 13 on Page 16 and 17
- Delegation / Decision Making / Administration, Section 16 on page 18 and 19

8.3 **Guidance Issued under Section 182 of the Licensing Act 2003 – October 2010**

- The Licensing Objectives, section 2 pages 18 to 25
- Determining applications, section 9 Pages 78 to 81
- Conditions attached to premises licences, section 10 pages 83 to 96
- Pools of conditions, Annex D page 133 to 149

9. **LEGAL OFFICER'S COMMENTS**

9.1 The Council (hereafter referred to as 'the licensing authority') is charged with implementing the provisions of the Licensing Act 2003. This is an application for the variation of a premises licence made under Section 34 of the Licensing Act.

9.2 In this case, the application was received at these offices on 23rd September 2011.

9.3 The application before this committee will be treated on its own merits, and the Licensing committee will make its decision based upon:

- The merits of the application
- The promotion of the four licensing objectives
- The statement of policy of the Licensing Authority
- The Guidance issued by the Secretary of State for Culture, Media and Sport March 2010 under section 182 of the Licensing Act 2003.

9.4 The licensing authority may determine the application, depending upon what is necessary for the promotion of the licensing objectives, in any of the following ways:

- decide to grant or vary the licence in the same terms as it was applied for
- decide to grant or vary the licence, but to modify or add conditions (to promote the licensing objectives);
- exclude from the scope of the licence a licensable activity
- decide to refuse to vary the licence

9.5 Conditions are modified if they are altered, omitted or any new condition added (Section 35(4) Licensing Act 2003.

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.

‘Interested parties’:

- a person living in the vicinity of the premises in question;
- a body representing persons living in that vicinity, e.g. a residents association;
- a person involved in a business in the vicinity of the premises in question;
- a body representing persons involved in such a business e.g. a trade association.
- a member of the relevant licensing authority e.g. a Councillor

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

‘Licensable Activities’ means: -

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

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

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

‘Licensing Objectives’

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

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

- The relevant Licensable Activities
- The times at which the Licensable Activities are to take place and any other times when premises are open to the public
- Information regarding the person who will be specified in the Premises Licence as the Premises Supervisor

- Where the Licensable Activities involve the supply of alcohol, whether it is for the supply on and/or off the premises
- The steps being taken to promote the Licensing Objectives

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

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

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

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

Or the provision of entertainment facilities:

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

- making music
- dancing
- entertainment of a similar description

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

‘Responsible Authority’ means any of the following: -

- Cambridgeshire Constabulary (The Chief Officer of Police)
- Cambridgeshire Fire and Rescue (The Fire Authority)
- Health and Safety Team, Peterborough City Council
- Planning authority, Peterborough City Council
- Trading Standards, Peterborough City Council
- Environmental Health – Pollution, Peterborough City Council
- Children’s Services – Child Protection & Review Manager
- 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 96 hours;
- 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 15 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

‘Vicinity’: Given the normal everyday meaning of being ‘near to’ when considering the relevance of representations received from individual’s residence or business.

Licensing Act 2003\glossary of terms 13 March 2007

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Premises Licence

Peterborough City Council, Environmental Services,
Bridge House, Town Bridge, Peterborough, PE1 1HU

Premises Licence Number

047937

Part 1 - Premises Details

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

Doce Mel 2
417 Lincoln Road

Post Town Peterborough

Post Code PE1 2PF

Telephone Number

Where the licence is time limited the dates

Start Date N/A
End Date N/A

Licensable activities authorised by the licence

Recorded Music

The recorded music will take place indoors

Provision of late night refreshment

The provision of late night refreshment will take place indoors

Sale by retail of alcohol

The supply of alcohol will be for consumption on the premises

The times the licence authorises the carrying out of licensable activities

Recorded Music

Monday to Sunday Between 09.00hrs and 00.00hrs

Provision of late night refreshment

Monday to Sunday Between 23.00hrs and 00.00hrs

Sale by Retail of Alcohol

Monday to Sunday Between 09.00hrs and 00.00hrs

The opening hours of the premises

Monday to Sunday Between 09.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption on the premises

Part 2

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

Mrs Sandra Filipa Pais
Peterborough

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

Mrs Sandra Filipa Pais
Peterborough

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	047890
Issuing Authority	Peterborough City Council

Annex 1 - Mandatory conditions

Licensees should note that the under enclosed Mandatory conditions should be read in conjunction with the granted licence and these conditions shall be enforceable where relevant to the operation of the premise and its activities.

Supply of alcohol (Premises Licence)

This registration authorises the supply of alcohol subject to the following conditions:

1. No supply of alcohol may be made at a time when
 - (a) there is no designated premises supervisor in respect of the premises licence, or
 - (b) when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Door Supervision (where supervisors are engaged this condition applies)

3. All door supervisors will be Security Industry Authority registered.

Annex 2 - Conditions consistent with the Operating Schedule

Crime and Disorder

4. No customers will be admitted, or permitted to leave when carrying open or sealed bottles or glasses.
5. Any person selling or supplying alcoholic drink under the authority of a personal licence holder must ask for a photo ID proof of age where they have reason to suspect that the individual may be under 18 years of age.
6. Any grills and / or alarms installed at the licensed premises shall be maintained in working order.

Public Safety

7. The premises license holder shall be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.
8. The premise license holder shall not participate or encourage flyposting of events or the venue and any leaflet distribution shall be managed in such a way as to prevent litter.
9. Escape routes and exits, including external exits, shall be maintained to ensure that they are not obstructed, in good order with non-slippery and even surfaces, free of trip hazards and clearly identified.
10. Where chairs and tables are provided, internal gangways are to be kept unobstructed.
11. All exit doors shall be easily openable and shall not require the use of a key, card, code or similar means.
12. Any removable security fastenings shall be removed whenever the premises are open to the public or occupied by staff.
13. All fire doors shall be maintained as effectively self-closing and not held open other than by approved devices.
14. Edges of the treads of steps and stairways are maintained so as to be conspicuous.
15. Safety checks are to be carried out before the admission of the public or club members and guests; and details of such checks are to be kept in a Log-book.
16. The fire brigade will be called at once on actuation of the fire alarm or to any outbreak of fire, however slight, and the details recorded in a Fire Log-book.

17. All staff shall be given instructions on the method and use of fire extinguishers and fire blankets on the licensed premises; the position of emergency switches, the use of normal and emergency exits and procedures to be followed in the event of an evacuation of the premises.
18. Management are responsible for ensuring that comprehensive arrangements exist to enable the safe evacuation of all disabled occupants in the event of an emergency.
19. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
20. In the absence of adequate daylight the lighting in any area accessible to the public shall be fully operational.
21. Any temporary electrical wiring and distribution systems shall comply with the recommendations of BS 7671 or where applicable BS 7909.
22. 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.
23. The premises shall not be altered in such a way as to make it impossible to comply with an existing licence condition, without first seeking a variation of the premises licence.
24. Free drinking water shall be available at all times the premises is open to the public.
25. Sufficient seating to accommodate 80% of the maximum capacity of the premises shall be provided.

Public Nuisance

26. The premises license holder shall take all necessary steps to ensure that noise or vibration is not noticeable at the façade of any noise sensitive premises.
27. Prominent, clear and legible notices at all exits shall be displayed on the premises requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
28. The placing of bottles into receptacles outside the premises shall take place at times that will minimise disturbance to nearby properties.
29. Any request by an authorised officer of the Council in relation to reducing noise levels shall be complied with.
30. Any ventilation system shall be fitted with or include suitable sound attenuation.

31. A person nominated by the premises licence holder shall be responsible for monitoring noise levels and instructed to implement changes in noise levels in accordance with any request by an authorised officer of the Council immediately and ensure that volume is maintained at the reduced level.
32. The premises licence holder shall implement a system to ensure that offensive smells from the licensed premises are not permitted so as to cause a nuisance to nearby properties and the premises are properly vented.
33. Receptacles for waste shall be emptied regularly to minimise nuisance smells.
34. The licensed premise shall provide an adequate number of public conveniences in accordance with the requirements of BS 6465 : Part 1 : 1994
35. Litter shall be prevented at all times and where identified regularly cleared from the vicinity of the premises.

Protection of Children from Harm

36. The premise license holder shall take all reasonable steps to prohibit the use of gaming machines to under aged persons.

Annex 3 - Conditions attached after a hearing by the licensing authority - NONE

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Annex 4 – Plans

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PART B

Premises licence summary

Peterborough City Council, Licensing Section,
 Bridge House, Town Bridge, Peterborough, PE1 1HU

Premises Licence Number

047937

Premises Details

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

Doce Mel 2
 417 Lincoln Road

Post Town Peterborough

Post Code PE1 2PF

Telephone Number

Where the licence is time limited the dates

Start Date N/A
 End Date N/A

Licensable activities authorised by the licence

Recorded Music

The recorded music will take place indoors

Provision of late night refreshment

The provision of late night refreshment will take place indoors

Sale by retail of alcohol

The supply of alcohol will be for consumption on the premises

The times the licence authorises the carrying out of licensable activities

Recorded Music

Monday to Sunday Between 09.00hrs and 00.00hrs

Provision of late night refreshment

Monday to Sunday Between 23.00hrs and 00.00hrs

Sale by Retail of Alcohol

Monday to Sunday Between 09.00hrs and 00.00hrs

The opening hours of the premises

Monday to Sunday Between 09.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption on the premises

Name, (registered) address of holder of premises licence

Mrs Sandra Filipa Pais
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

Mrs Sandra Filipa Pais

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

Restricted

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Premises Licence

Peterborough City Council, Environmental Services,
Bridge House, Town Bridge, Peterborough, PE1 1HU

Premises Licence Number

049536

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description Millfield Restaurant 417 Lincoln Road	
Post Town Peterborough	Post Code PE1 2PF
Telephone Number	

Where the licence is time limited the dates Start Date N/A End Date N/A
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<p>Licensable activities authorised by the licence</p> <p>Plays The performance will take place indoors</p> <p>Films The exhibition will take place indoors</p> <p>Indoor Sporting Events</p> <p>Live Music The live music will take place indoors</p> <p>Recorded Music The recorded music will take place indoors</p> <p>Performances of Dance The performance of dance will take place indoors</p> <p>Anything of a similar description to that of live music, recorded music or performances of dance The entertainment will take place indoors</p> <p>Making Music The activity will take place indoors</p> <p>Sale by retail of alcohol The supply of alcohol will be for consumption both on and off the premises.</p>

The times the licence authorises the carrying out of licensable activities

Plays

Monday to Sunday Between 06.00hrs and 23.00hrs

Films

Monday to Sunday Between 06.00hrs and 23.00hrs

Indoor Sporting Events

Monday to Sunday Between 06.00hrs and 23.00hrs

Live Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Recorded Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Performances of Dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Anything of a similar description to that of live music, recorded music or performances of dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Making Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Sale by Retail of Alcohol

Monday to Sunday Between 11.00hrs and 23.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption both on and off the premises.

Part 2

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

Mr Ibrahim Nawaz
Peterborough

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

Information not provided

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

Mr Domingos Alves
Grantham

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	5819
Issuing Authority	South Kesteven

Annex 1 - Mandatory conditions

Licensees should note that the under enclosed Mandatory conditions should be read in conjunction with the granted licence and these conditions shall be enforceable where relevant to the operation of the premise and its activities.

Exhibition of films

This registration authorises the exhibition of films subject to the following conditions:

1. I will not exhibit any film unless –
 - (a) it has received a "U", "PG", "12", "12A", "15" or "18" certificate from the British Board of Film Classification; or
 - (b) it is a current newsreel which has not been submitted to the British Board of Film Classification.
2. Where films are classified by the film classification body, (British Board of Film Classification) I will make sure that children (persons under 18) are only admitted in accordance with the classification of the film:

U – Universal – suitable for audiences aged 4 years and over;
PG – Parental Guidance – some scenes may be unsuitable for young children;
12 – viewing by persons aged 12 years and over;
12A – viewing by persons aged 12 years or older or persons younger than 12 when accompanied by an adult;
15 – viewing by persons aged 15 years and over;
18 – viewing by persons aged 18 years and over.
3. Where the Licensing Authority has made a recommendation on the restriction of admission of children to a film, I will make sure that notices are displayed both inside and outside the premises so that persons are aware of the classification.

Supply of alcohol (Premises Licence)

This registration authorises the supply of alcohol subject to the following conditions:

4. No supply of alcohol may be made at a time when
 - (a) there is no designated premises supervisor in respect of the premises licence, or
 - (b) when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

5. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 - Conditions consistent with the Operating Schedule

Crime and Disorder

6. No customers will be admitted, or permitted to leave when carrying open or sealed bottles or glasses.
7. Any person selling or supplying alcoholic drink under the authority of a personal licence holder must ask for a photo ID proof of age where they have reason to suspect that the individual may be under 18 years of age.
8. Any grills and / or alarms installed at the licensed premises shall be maintained in working order.
9. The premises license holder shall be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.
10. The premise license holder shall not participate or encourage flyposting of events or the venue and any leaflet distribution shall be managed in such a way as to prevent litter.

Public Safety

11. Escape routes and exits, including external exits, shall be maintained to ensure that they are not obstructed, in good order with non-slippery and even surfaces, free of trip hazards and clearly identified.
12. Where chairs and tables are provided, internal gangways are to be kept unobstructed.
13. All exit doors shall be easily openable and shall not require the use of a key, card, code or similar means.
14. Doors at exits shall be regularly checked to ensure that they function satisfactorily and a record of the check will be kept.
15. Any removable security fastenings shall be removed whenever the premises are open to the public or occupied by staff.
16. All fire doors shall be maintained as effectively self-closing and not held open other than by approved devices.
17. Edges of the treads of steps and stairways are maintained so as to be conspicuous.
18. Safety checks are to be carried out before the admission of the public or club members and guests; and details of such checks are to be kept in a Log-book.

19. The fire brigade will be called at once on actuation of the fire alarm or to any outbreak of fire, however slight, and the details recorded in a Fire Log-book.
20. All staff shall be given instructions on the method and use of fire extinguishers and fire blankets on the licensed premises; the position of emergency switches, the use of normal and emergency exits and procedures to be followed in the event of an evacuation of the premises.
21. Management are responsible for ensuring that comprehensive arrangements exist to enable the safe evacuation of all disabled occupants in the event of an emergency.
22. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
23. In the absence of adequate daylight the lighting in any area accessible to the public shall be fully operational.
24. Any temporary electrical wiring and distribution systems shall comply with the recommendations of BS 7671 or where applicable BS 7909.
25. 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.
26. The premises shall not be altered in such a way as to make it impossible to comply with an existing licence condition, without first seeking a variation of the premises licence.
27. Free drinking water shall be available at all times the premises is open to the public.
28. Sufficient seating to accommodate 80% of the maximum capacity of the premises shall be provided.

Public Nuisance

29. The premises license holder shall take all necessary steps to ensure that noise or vibration is not noticeable at the façade of any noise sensitive premises.
30. Prominent, clear and legible notices at all exits shall be displayed on the premises requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
31. The placing of bottles into receptacles outside the premises shall take place at times that will minimise disturbance to nearby properties.
32. Any request by an authorised officer of the Council in relation to reducing noise levels shall be complied with.
33. Any ventilation system shall be fitted with or include suitable sound attenuation.

34. A person nominated by the premises licence holder shall be responsible for monitoring noise levels and instructed to implement changes in noise levels in accordance with any request by an authorised officer of the Council immediately and ensure that volume is maintained at the reduced level.
35. The premises licence holder shall implement a system to ensure that offensive smells from the licensed premises are not permitted so as to cause a nuisance to nearby properties and the premises are properly vented.
36. Receptacles for waste shall be emptied regularly to minimise nuisance smells.
37. The licensed premise shall provide an adequate number of public conveniences in accordance with the requirements of BS 6465 : Part 1 : 1994
38. Litter shall be prevented at all times and where identified regularly cleared from the vicinity of the premises.
39. Doors and windows shall be kept closed (except for ingress and egress) to reduce noise nuisance from the premises.
40. The playing of live or recoded music in garden areas of the premises after 21.00hrs shall not be permitted.

Protection of Children from Harm

41. The premise license holder shall take all reasonable steps to prohibit the use of gaming machines to under aged persons.

Annex 3 - Conditions attached after a hearing by the licensing authority - NONE

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Annex 4 – Plans

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PART B

Premises licence summary

Peterborough City Council, Licensing Section,
 Bridge House, Town Bridge, Peterborough, PE1 1HU

Premises Licence Number

049536

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description Millfield Restaurant 417 Lincoln Road	
Post Town Peterborough	Post Code PE1 2PF
Telephone Number	

Where the licence is time limited the dates Start Date N/A End Date N/A
--

<p>Licensable activities authorised by the licence</p> <p>Plays The performance will take place indoors</p> <p>Films The exhibition will take place indoors</p> <p>Indoor Sporting Events</p> <p>Live Music The live music will take place indoors</p> <p>Recorded Music The recorded music will take place indoors</p> <p>Performances of Dance The performance of dance will take place indoors</p> <p>Anything of a similar description to that of live music, recorded music or performances of dance The entertainment will take place indoors</p> <p>Making Music The activity will take place indoors</p> <p>Sale by retail of alcohol The supply of alcohol will be for consumption both on and off the premises.</p>

The times the licence authorises the carrying out of licensable activities

Plays

Monday to Sunday Between 06.00hrs and 23.00hrs

Films

Monday to Sunday Between 06.00hrs and 23.00hrs

Indoor Sporting Events

Monday to Sunday Between 06.00hrs and 23.00hrs

Live Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Recorded Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Performances of Dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Anything of a similar description to that of live music, recorded music or performances of dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Making Music

Monday to Sunday Between 06.00hrs and 23.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption both on and off the premises.

Name, (registered) address of holder of premises licence

Mr Ibrahim Nawaz
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

Mr Domingos Alves

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

Restricted

PART A

Premises Licence

**Peterborough City Council, Environmental Services,
Bridge House, Town Bridge, Peterborough, PE1 1HU**

Premises Licence Number

059737

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description Mo Café Sport ltd 417 Lincoln Road	
Post Town Peterborough	Post Code PE1 2PF
Telephone Number	

Where the licence is time limited the dates Start Date N/A End Date N/A
--

Licensable activities authorised by the licence Plays The performance will take place indoors Films The exhibition will take place indoors Indoor Sporting Events Live Music The live music will take place indoors Recorded Music The recorded music will take place indoors Performances of Dance The performance of dance will take place indoors Anything of a similar description to that of live music, recorded music or performances of dance The entertainment will take place indoors Making Music The activity will take place indoors Sale by retail of alcohol The supply of alcohol will be for consumption both on and off the premises.
--

The times the licence authorises the carrying out of licensable activities

Plays

Monday to Sunday Between 06.00hrs and 23.00hrs

Films

Monday to Sunday Between 06.00hrs and 23.00hrs

Indoor Sporting Events

Monday to Sunday Between 06.00hrs and 23.00hrs

Live Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Recorded Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Performances of Dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Anything of a similar description to that of live music, recorded music or performances of dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Making Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Sale by Retail of Alcohol

Monday to Sunday Between 11.00hrs and 23.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption both on and off the premises.

Part 2

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

Mr Mohamed Attalah
Peterborough

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

Information not provided

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

Mr Andreas Lefteri
Peterborough

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	048781
Issuing Authority	Peterborough City Council

Annex 1 - Mandatory conditions

Licensees should note that the under enclosed Mandatory conditions should be read in conjunction with the granted licence and these conditions shall be enforceable where relevant to the operation of the premise and its activities.

Exhibition of films

This registration authorises the exhibition of films subject to the following conditions:

1. I will not exhibit any film unless –
 - (a) it has received a "U", "PG", "12", "12A", "15" or "18" certificate from the British Board of Film Classification; or
 - (b) it is a current newsreel which has not been submitted to the British Board of Film Classification.
2. Where films are classified by the film classification body, (British Board of Film Classification) I will make sure that children (persons under 18) are only admitted in accordance with the classification of the film:

U – Universal – suitable for audiences aged 4 years and over;
PG – Parental Guidance – some scenes may be unsuitable for young children;
12 – viewing by persons aged 12 years and over;
12A – viewing by persons aged 12 years or older or persons younger than 12 when accompanied by an adult;
15 – viewing by persons aged 15 years and over;
18 – viewing by persons aged 18 years and over.
3. Where the Licensing Authority has made a recommendation on the restriction of admission of children to a film, I will make sure that notices are displayed both inside and outside the premises so that persons are aware of the classification.

Supply of alcohol (Premises Licence)

This registration authorises the supply of alcohol subject to the following conditions:

4. No supply of alcohol may be made at a time when
 - (a) there is no designated premises supervisor in respect of the premises licence, or
 - (b) when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

5. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
6. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children–

 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to–
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on–
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
7. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
8. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Annex 2 - Conditions consistent with the Operating Schedule

Crime and Disorder

9. No customers will be admitted, or permitted to leave when carrying open or sealed bottles or glasses.
10. Any person selling or supplying alcoholic drink under the authority of a personal licence holder must ask for a photo ID proof of age where they have reason to suspect that the individual may be under 18 years of age.
11. Any grills and / or alarms installed at the licensed premises shall be maintained in working order.
12. The premises license holder shall be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.
13. The premise license holder shall not participate or encourage flyposting of events or the venue and any leaflet distribution shall be managed in such a way as to prevent litter.

Public Safety

14. Escape routes and exits, including external exits, shall be maintained to ensure that they are not obstructed, in good order with non-slippery and even surfaces, free of trip hazards and clearly identified.
15. Where chairs and tables are provided, internal gangways are to be kept unobstructed.
16. All exit doors shall be easily openable and shall not require the use of a key, card, code or similar means.
17. Doors at exits shall be regularly checked to ensure that they function satisfactorily and a record of the check will be kept.
18. Any removable security fastenings shall be removed whenever the premises are open to the public or occupied by staff.
19. All fire doors shall be maintained as effectively self-closing and not held open other than by approved devices.
20. Edges of the treads of steps and stairways are maintained so as to be conspicuous.
21. Safety checks are to be carried out before the admission of the public or club members and guests; and details of such checks are to be kept in a Log-book.

22. The fire brigade will be called at once on actuation of the fire alarm or to any outbreak of fire, however slight, and the details recorded in a Fire Log-book.
23. All staff shall be given instructions on the method and use of fire extinguishers and fire blankets on the licensed premises; the position of emergency switches, the use of normal and emergency exits and procedures to be followed in the event of an evacuation of the premises.
24. Management are responsible for ensuring that comprehensive arrangements exist to enable the safe evacuation of all disabled occupants in the event of an emergency.
25. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
26. In the absence of adequate daylight the lighting in any area accessible to the public shall be fully operational.
27. Any temporary electrical wiring and distribution systems shall comply with the recommendations of BS 7671 or where applicable BS 7909.
28. 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.
29. The premises shall not be altered in such a way as to make it impossible to comply with an existing licence condition, without first seeking a variation of the premises licence.
30. Free drinking water shall be available at all times the premises is open to the public.
31. Sufficient seating to accommodate 80% of the maximum capacity of the premises shall be provided.

Public Nuisance

32. The premises license holder shall take all necessary steps to ensure that noise or vibration is not noticeable at the façade of any noise sensitive premises.
33. Prominent, clear and legible notices at all exits shall be displayed on the premises requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
34. The placing of bottles into receptacles outside the premises shall take place at times that will minimise disturbance to nearby properties.
35. Any request by an authorised officer of the Council in relation to reducing noise levels shall be complied with.
36. Any ventilation system shall be fitted with or include suitable sound attenuation.

37. A person nominated by the premises licence holder shall be responsible for monitoring noise levels and instructed to implement changes in noise levels in accordance with any request by an authorised officer of the Council immediately and ensure that volume is maintained at the reduced level.
38. The premises licence holder shall implement a system to ensure that offensive smells from the licensed premises are not permitted so as to cause a nuisance to nearby properties and the premises are properly vented.
39. Receptacles for waste shall be emptied regularly to minimise nuisance smells.
40. The licensed premise shall provide an adequate number of public conveniences in accordance with the requirements of BS 6465 : Part 1 : 1994
41. Litter shall be prevented at all times and where identified regularly cleared from the vicinity of the premises.
42. Doors and windows shall be kept closed (except for ingress and egress) to reduce noise nuisance from the premises.
43. The playing of live or recoded music in garden areas of the premises after 21.00hrs shall not be permitted.

Protection of Children from Harm

44. The premise license holder shall take all reasonable steps to prohibit the use of gaming machines to under aged persons.

Annex 3 - Conditions attached after a hearing by the licensing authority - NONE

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PART B

Premises licence summary

Peterborough City Council, Licensing Section,
 Bridge House, Town Bridge, Peterborough, PE1 1HU

Premises Licence Number

059737

Premises Details

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

Mo Café Sport Ltd
 417 Lincoln Road

Post Town Peterborough

Post Code PE1 2PF

Telephone Number

Where the licence is time limited the dates

Start Date N/A
 End Date N/A

Licensable activities authorised by the licence

Plays

The performance will take place indoors

Films

The exhibition will take place indoors

Indoor Sporting Events

Live Music

The live music will take place indoors

Recorded Music

The recorded music will take place indoors

Performances of Dance

The performance of dance will take place indoors

Anything of a similar description to that of live music, recorded music or performances of dance

The entertainment will take place indoors

Making Music

The activity will take place indoors

Sale by retail of alcohol

The supply of alcohol will be for consumption both on and off the premises.

The times the licence authorises the carrying out of licensable activities

Plays

Monday to Sunday Between 06.00hrs and 23.00hrs

Films

Monday to Sunday Between 06.00hrs and 23.00hrs

Indoor Sporting Events

Monday to Sunday Between 06.00hrs and 23.00hrs

Live Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Recorded Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Performances of Dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Anything of a similar description to that of live music, recorded music or performances of dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Making Music

Monday to Sunday Between 06.00hrs and 23.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption both on and off the premises.

Name, (registered) address of holder of premises licence

Mr Mohamed Attalah
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

Mr Andreas Lefteri

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

Restricted

PART A

APPENDIX E

Premises Licence

Peterborough City Council, Operations Directorate,
 Bridge House, Town Bridge, Peterborough, PE1 1HU

Premises Licence Number

061965

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description Bora Bora 417 Lincoln Road	
Post Town Peterborough	Post Code PE1 2PF
Telephone Number	

Where the licence is time limited the dates Start Date N/A End Date N/A
--

<p>Licensable activities authorised by the licence</p> <p>Plays The performance will take place indoors</p> <p>Films The exhibition will take place indoors</p> <p>Indoor Sporting Events</p> <p>Live Music The live music will take place indoors</p> <p>Recorded Music The recorded music will take place indoors</p> <p>Performances of Dance The performance of dance will take place indoors</p> <p>Anything of a similar description to that of live music, recorded music or performances of dance The entertainment will take place indoors</p> <p>Making Music The activity will take place indoors</p> <p>Sale by retail of alcohol The supply of alcohol will be for consumption both on and off the premises.</p>

The times the licence authorises the carrying out of licensable activities

Plays

Monday to Sunday Between 06.00hrs and 23.00hrs

Films

Monday to Sunday Between 06.00hrs and 23.00hrs

Indoor Sporting Events

Monday to Sunday Between 06.00hrs and 23.00hrs

Live Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Recorded Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Performances of Dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Anything of a similar description to that of live music, recorded music or performances of dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Making Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Sale by Retail of Alcohol

Monday to Sunday Between 11.00hrs and 23.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption both on and off the premises.

Part 2

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

Mr Bruno Fernando Azeved Silva
Peterborough

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

Mr Robert Norman Mulholland
Wisbech

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	PERS0171
Issuing Authority	Fenland District Council

Annex 1 - Mandatory conditions

Licensees should note that the under enclosed Mandatory conditions should be read in conjunction with the granted licence and these conditions shall be enforceable where relevant to the operation of the premise and its activities.

Exhibition of films

This registration authorises the exhibition of films subject to the following conditions:

1. I will not exhibit any film unless –
 - (a) it has received a "U", "PG", "12", "12A", "15" or "18" certificate from the British Board of Film Classification; or
 - (b) it is a current newsreel which has not been submitted to the British Board of Film Classification.
2. Where films are classified by the film classification body, (British Board of Film Classification) I will make sure that children (persons under 18) are only admitted in accordance with the classification of the film:

U – Universal – suitable for audiences aged 4 years and over;
PG – Parental Guidance – some scenes may be unsuitable for young children;
12 – viewing by persons aged 12 years and over;
12A – viewing by persons aged 12 years or older or persons younger than 12 when accompanied by an adult;
15 – viewing by persons aged 15 years and over;
18 – viewing by persons aged 18 years and over.
3. Where the Licensing Authority has made a recommendation on the restriction of admission of children to a film, I will make sure that notices are displayed both inside and outside the premises so that persons are aware of the classification.

Supply of alcohol (Premises Licence)

This registration authorises the supply of alcohol subject to the following conditions:

4. No supply of alcohol may be made at a time when
 - (a) there is no designated premises supervisor in respect of the premises licence, or
 - (b) when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

5. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

6. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children–

 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to–
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on–
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

7. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

8. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

9. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
(2) The policy must require individuals who appear to the responsible

person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

10. The responsible person shall ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

Crime and Disorder

11. No customers will be admitted, or permitted to leave when carrying open or sealed bottles or glasses.
12. Any person selling or supplying alcoholic drink under the authority of a personal licence holder must ask for a photo ID proof of age where they have reason to suspect that the individual may be under 18 years of age.
13. Any grills and / or alarms installed at the licensed premises shall be maintained in working order.
14. The premises license holder shall be responsible for prevention and disposal of waste on the frontage of the premises and make provision for the emptying of litter bins in the vicinity of the premises.
15. The premise license holder shall not participate or encourage flyposting of events or the venue and any leaflet distribution shall be managed in such a way as to prevent litter.

Public Safety

16. Escape routes and exits, including external exits, shall be maintained to ensure that they are not obstructed, in good order with non-slippery and even surfaces, free of trip hazards and clearly identified.
17. Where chairs and tables are provided, internal gangways are to be kept unobstructed.
18. All exit doors shall be easily openable and shall not require the use of a key, card, code or similar means.
19. Doors at exits shall be regularly checked to ensure that they function satisfactorily and a record of the check will be kept.
20. Any removable security fastenings shall be removed whenever the premises are open to the public or occupied by staff.
21. All fire doors shall be maintained as effectively self-closing and not held open other than by approved devices.
22. Edges of the treads of steps and stairways are maintained so as to be conspicuous.
23. Safety checks are to be carried out before the admission of the public or club members and guests; and details of such checks are to be kept in a Log-book.

24. The fire brigade will be called at once on actuation of the fire alarm or to any outbreak of fire, however slight, and the details recorded in a Fire Log-book.
25. All staff shall be given instructions on the method and use of fire extinguishers and fire blankets on the licensed premises; the position of emergency switches, the use of normal and emergency exits and procedures to be followed in the event of an evacuation of the premises.
26. Management are responsible for ensuring that comprehensive arrangements exist to enable the safe evacuation of all disabled occupants in the event of an emergency.
27. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
28. In the absence of adequate daylight the lighting in any area accessible to the public shall be fully operational.
29. Any temporary electrical wiring and distribution systems shall comply with the recommendations of BS 7671 or where applicable BS 7909.
30. 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.
31. The premises shall not be altered in such a way as to make it impossible to comply with an existing licence condition, without first seeking a variation of the premises licence.
32. Free drinking water shall be available at all times the premises is open to the public.
33. Sufficient seating to accommodate 80% of the maximum capacity of the premises shall be provided.

Public Nuisance

34. The premises license holder shall take all necessary steps to ensure that noise or vibration is not noticeable at the façade of any noise sensitive premises.
35. Prominent, clear and legible notices at all exits shall be displayed on the premises requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
36. The placing of bottles into receptacles outside the premises shall take place at times that will minimise disturbance to nearby properties.
37. Any request by an authorised officer of the Council in relation to reducing noise levels shall be complied with.
38. Any ventilation system shall be fitted with or include suitable sound attenuation.

39. A person nominated by the premises licence holder shall be responsible for monitoring noise levels and instructed to implement changes in noise levels in accordance with any request by an authorised officer of the Council immediately and ensure that volume is maintained at the reduced level.
40. The premises licence holder shall implement a system to ensure that offensive smells from the licensed premises are not permitted so as to cause a nuisance to nearby properties and the premises are properly vented.
41. Receptacles for waste shall be emptied regularly to minimise nuisance smells.
42. The licensed premise shall provide an adequate number of public conveniences in accordance with the requirements of BS 6465 : Part 1 : 1994
43. Litter shall be prevented at all times and where identified regularly cleared from the vicinity of the premises.
44. Doors and windows shall be kept closed (except for ingress and egress) to reduce noise nuisance from the premises.
45. The playing of live or recoded music in garden areas of the premises after 21.00hrs shall not be permitted.

Protection of Children from Harm

46. The premise license holder shall take all reasonable steps to prohibit the use of gaming machines to under aged persons.

Annex 3 - Conditions attached after a hearing by the licensing authority - NONE

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Annex 4 – Plans

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PART B

Premises licence summary

Peterborough City Council, Licensing Section,
 Bridge House, Town Bridge, Peterborough, PE1 1HU

Premises Licence Number

061965

Premises Details

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

Bora Bora
 417 Lincoln Road

Post Town Peterborough

Post Code PE1 2PF

Telephone Number

Where the licence is time limited the dates

Start Date N/A
 End Date N/A

Licensable activities authorised by the licence

Plays

The performance will take place indoors

Films

The exhibition will take place indoors

Indoor Sporting Events

Live Music

The live music will take place indoors

Recorded Music

The recorded music will take place indoors

Performances of Dance

The performance of dance will take place indoors

Anything of a similar description to that of live music, recorded music or performances of dance

The entertainment will take place indoors

Making Music

The activity will take place indoors

Sale by retail of alcohol

The supply of alcohol will be for consumption both on and off the premises.

The times the licence authorises the carrying out of licensable activities

Plays

Monday to Sunday Between 06.00hrs and 23.00hrs

Films

Monday to Sunday Between 06.00hrs and 23.00hrs

Indoor Sporting Events

Monday to Sunday Between 06.00hrs and 23.00hrs

Live Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Recorded Music

Monday to Sunday Between 06.00hrs and 23.00hrs

Performances of Dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Anything of a similar description to that of live music, recorded music or performances of dance

Monday to Sunday Between 06.00hrs and 23.00hrs

Making Music

Monday to Sunday Between 06.00hrs and 23.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption both on and off the premises.

Name, (registered) address of holder of premises licence

Mr Bruno Fernando Azeved Silva
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

Mr Robert Norman Mulholland

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

Restricted

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4190

APPENDIX F

PETERBOROUGH CITY COUNCIL
23 SEP 2011
ENVIRONMENTAL HEALTH



L4

Application to vary a premises licence under the Licensing Act 2003

**Peterborough City Council, Licensing Section, Bridge House,
Town Bridge, Peterborough, PE1 1HU**

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 you records.

~~1/~~ BRUNO FERNANDO AZEVEDO SILVA, (Insert name(s) of applicant) being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

060737

Part 1 – Premises Details

BORA BORA

Postal address of premises or, if none, ordinance survey map reference, or description 417 LINCOLN ROAD	
Post town PETERBOROUGH	Post code PE1 2PF

Telephone number at premises (if any)

Non-domestic rateable value of premises

£ 11,250.00

Part 2 – Applicant Details (Please tick ✓)

Daytime Contact telephone number

Email address (optional)

Current address if different from premises address

LINCOLN ROAD

Post town PETERBOROUGH,

Post code PE1 2ND

Part 3 - Variation

Please tick Yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day

Month

Year

--	--	--

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (please see guidance note 1)

TO EXTEND THE OPENING AND BUSINESS ACTIVITIES TIMES AS SHOWN IN THIS DOCUMENT.

REMOVE CONDITION 33 FROM THE PREMISES LICENCE.

LICENSED AREA REDRAWN TO ALLOW CONSUMPTION IN REAR YARD. PLEASE SEE PLANS. ALSO RED LINE SHOWS CHANGE OF REQUIRED LICENSED AREA INTERNALLY.

REMOVE ~~6~~ CONDITION 11 FROM THE PREMISES LICENCE

REMOVE OR REWORD CONDITION 14 FROM THE PREMISES LICENCE.

REMOVE PROVISION FOR PLAYS, FILMS AND INDOOR SPORTING EVENTS.

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick ✓ Yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

Provision of entertainment facilities for:

- | | |
|--|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input checked="" type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	
Day	Start	Finish	Indoors	
			Outdoors	
			Both	
Mon			Please give further details here (please read guidance note 3)	
Tue				
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat				
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon				Please give further details here (please read guidance note 3)	Both	
Tue						
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Thur						
Fri						
Sat			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sun						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)			
Day	Start	Finish	Indoors	<input checked="" type="checkbox"/>		
			Outdoors	<input type="checkbox"/>		
			Both	<input type="checkbox"/>		
Mon	1100	2400	Please give further details here (please read guidance note 3)			
Tue	1100	2400				
Wed	1100	2400			State any seasonal variations for the performance of live music (please read guidance note 4)	
Thur	1100	0200				
Fri	1100	0400	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sat	1100	0400				
Sun	1100	2400				

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	1100	2400	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	1100	2400			
Wed	1100	2400	State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur	1100	0200			
Fri	1100	0400	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	1100	0400			
Sun	1100	2400			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	1100	2400	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	1100	2400	State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed	1100	2400	Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur	1100	0200			
Fri	1100	0400			
Sat	1100	0400			
Sun	1100	2400			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick <input checked="" type="checkbox"/> (please read guidance note 2)</u>	Indoors <input checked="" type="checkbox"/>
Mon	1100	2400		Outdoors
				Both
Tue	1100	2400	<u>Please give further details here</u> (please read guidance note 3)	
Wed	1100	2400		
Thur	1100	0200	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)	
Fri	1100	0400		
Sat	1100	0400	<u>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sun	1100	2400		

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing	
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	
Day	Start	Finish	Indoors	<input checked="" type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon	1100	2400	Please give further details here (please read guidance note 3)	
Tue	1100	2400		
Wed	1100	2400		
Thur	1100	0200		
			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)	
Fri	1100	0400		
Sat	1100	0400		
Sun	1100	2400	Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 2)	Indoors	<input checked="" type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon	1100	2400	Please give a description of the facilities for dancing you will be providing	Both	<input type="checkbox"/>	
Tue	1100	2400		Please give further details here (please read guidance note 3)		
Wed	1100	2400		State any seasonal variations for providing dancing facilities (please read guidance note 4)		
Thur	1100	0200				
Fri	1100	0400	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sat	1100	0400				
Sun	1100	2400				

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoor	<input checked="" type="checkbox"/>
Mon	1100	2400		Outdoor	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	1100	2400	Please give further details here (please read guidance note 3)		
Wed	1100	2400			
Thur	1100	0200	State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)		
Fri	1100	0400			
Sat	1100	0400	Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun	1100	2400			

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	2300	2400		Please give further details here (please read guidance note 3)	
Tue	2300	2400	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed	2300	2400	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Thur	2300	0200			
Fri	2300	0400			
Sat	2300	0400			
Sun	2300	2400			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption (Please tick box Y) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	1100	2400			
Tue	1100	2400			
Wed	1100	2400			
Thur	1100	0200			
Fri	1100	0400			
Sat	1100	0400			
Sun	1100	2400			

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8) **NONE KNOWN**

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	1100	0030	<p>Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p>
Tue	1100	0030	
Wed	1100	0030	
Thur	1100	0230	
Fri	1100	0430	
Sat	1100	0430	
Sun	1100	0030	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

AT PRESENT I AM UNAWARE OF ANY RESTRICTIONS
AS I HAVE NO ACCESS TO THE CURRENT LICENCE

Please Tick ✓ Yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

THE {PREVIOUS} LICENCE HOLDER HAS REMOVED
{CURRENT}
THE PREMISES LICENCE.

P

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation

a) General – all four licensing objectives (b,c,d,e) (see guidance note 9)

I WILL HAVE CCTV INSIDE AND OUTSIDE THE PREMISES. A FULL FIRE ALARM SYSTEM THROUGHOUT THE PREMISES. QUALIFIED APPROVED DOOR SECURITY STAFF WHEN APPROPRIATE FOR THE BUSINESS. A REFUSALS LOG AND CHALLENGE 25 IN OPERATION. DRUGS AND VIOLENCE POLICY, DISPERSAL NOTICE FOR CUSTOMERS. A STAFF TRAINING SCHEME TO COVER ALL FOUR LICENSING OBJECTIVES.

b) The prevention of crime and disorder

ZERO TOLERANCE POLICY WILL BE DISPLAYED, CCTV WILL BE IN OPERATION. SIA QUALIFIED STAFF WILL BE WORKING WHEN APPROPRIATE. I AM WILLING TO JOIN A PUBWATCH SCHEME OR SIMILAR. NO ONE DRUNK OR UNDER THE INFLUENCE OF DRUGS WILL BE ALLOWED ENTRANCE OR SERVED. A REFUSALS LOG WILL BE KEPT AND THE POLICE INFORMED WHERE NEEDED.

c) Public safety

ALL AREAS KEPT CLEAR TO AVOID OBSTRUCTION. FULL FIRE ALARM/EMERGENCY LIGHTING SYSTEM IN PLACE. LIASON WITH APPROPRIATE AGENCIES TO ENSURE SYSTEMS ARE MODERN AND COMPLIANT WITH LEGISLATION. STAFF TRAINED IN EMERGENCY EVACUATION. ALL DRINKS CONTAINERS COLLECTED REGULARLY. ALL EMERGENCY EXITS KEPT CLEAR AND UNLOCKED WHEN BUSINESS IS OPERATING.

d) The prevention of public nuisance

DISPERSAL NOTICE TO BE DISPLAYED. SOUND PROOFING OF MUSIC AREAS WILL BE INSTALLED. FRONT AND REAR OF THE PREMISES WILL BE KEPT CLEAR OF RUBBISH. SMOKING WILL BE ALLOWED AT THE REAR OF THE PREMISES TO AVOID USING LINCOLN ROAD. ANTI SOCIAL BEHAVIOUR WILL RESULT IN A BAN FROM THE PREMISES AND WHERE APPROPRIATE CONTACT WITH THE POLICE.

e) The protection of children from harm

A CHILDRENS POLICY WILL BE IN PLACE. NO CHILDREN WILL BE ALLOWED IN AFTER 2000 HRS (8PM) AND MUST BE SUPERVISED AT ALL TIMES.

Please tick ✓ Yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to the responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- 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 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (please read guidance note 11) **If signing on behalf of the applicant please state in what capacity.**

X
*
Signature
Date 22/08/11
Capacity APPLICANT

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12) **If signing on behalf of the applicant please state in what capacity.**

Signature
Date.....
Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) <u>417 LINCOLN ROAD</u>	
Post town <u>PETERBOROUGH</u>	Post code <u>PE1 2PF</u>
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Peterborough City Council is registered under the Data Protection Act 1998 for the purpose of processing personal data in the performance of its legitimate business. Any information held by the council will be processed in compliance with the eight principles of the Act. Further information relating to your rights under the Data Protection Act can be sent to you on request.

APPENDIX G

The Pollution Control Team are submitting a representation for the variation of the licence of Bora Bora at 417 Lincoln Road, Peterborough, on the grounds for preventing a public nuisance.

Opening Hours

The current licence allows the premises to be open until 23.00hrs. In the past 5 years the Pollution Control Team has received 4 complaints from 2 residential properties at the close vicinity of the premises. The complaints have detailed occasions where loud music caused an annoyance.

The nature of the disturbances caused during present licensable times, suggests that this type of disturbance will increase if premise would be open longer.

Although the premise licence holder will change, the location and neighbourhood of the premise remain the same. The premise is located at the area which is mixed residential and commercial. The noise nuisance can be caused by music from the premises as well as patrons leaving the premises at various times.

At the moment the premises have valid planning permission to operate as a café/restaurant. In opinion of this department it is not unusual for a restaurant to finish serving meals at 22.00hrs. There is no valid planning permission for use of this premises as drinking establishment/night club.

In consideration of the noise levels it is necessary to take into account time, duration, frequency and locality of events. Having regard to these issues, noise before 23:00 would be annoyance, but would represent a substantial interference to reasonable comfort if continued after this time.

Licensed area

The variation of the licence suggests using rear area for consumption of alcohol and smoking. Pollution Control Team is strongly objecting that suggestion due to location of the premises within residential area.

There is insufficient evidence at this time for the Pollution Control Team to be confident that an extension of the licensed area will not result in unacceptable disturbances and a statutory nuisance occurring.

Sound insulation

The applicant suggests that "sound proofing of music areas will be installed". In opinion of Pollution Control Team extensive works at great expense would have to take place to appropriately soundproof the premises due to location and type of the building. Additionally it is likely that premises will still cause the noise nuisance by customers smoking, entering and leaving premise at a later time.

Summary

A recent decision has been made by Peterborough City Council Licensing Committee to reduce closing hours for similarly situated restaurant at Lincoln Road to 23:00hrs on weekdays and 0:00hrs Friday to Saturday with recorded music allowed until 23:00hrs Monday to Sunday. The noise nuisance was reported by residents at Lincoln Road and Pollution Control investigation concluded that statutory noise nuisance occurred.

In opinion of Pollution Control Team permitting Bora Bora to be open after 23:00hrs will result in noise nuisance being caused to local residents by loud music and patrons of the premises.

Additionally, the premises are located within area of new multi–agency initiative *Operation CAN-do*, which is tackling drug and alcohol related crime in the area, and is designed to provide visible reassurance to the community. As part of the Neighbourhoods team, who is leading this operation, Pollution Control Team is in the opinion that extension of opening hours for the premises would be against the Operation’s objectives and should be carefully considered.

- 1. An objection to the proposed extended hours of opening is therefore made.**
- 2. An objection to the proposed extended hours for events involving live and amplified music is therefore made.**
- 3. An objection to the proposed extension of licensed area to rear garden is therefore made.**

APPENDIX H

Ref: 417 Lincoln Road / License Variations

Thursday 20th October 2011

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



Dear Darren,

Re: Application to vary premises license for 417 Lincoln Road

On 23rd September 2011 Cambridgeshire Constabulary received notification from the regulatory Officers at Peterborough County Council of an application to vary the current premises license for 417 Lincoln Road, Peterborough. This application was corroborated by a copy of the application submitted to this office shortly afterwards.

The applicant has not sought to seek consultation with Cambridgeshire Constabulary in relation to this application. It is therefore understood that the applicant asks to vary the supply of alcohol at the premises from the current 06:00 hours to 00:00 hours to 11:00 to 00:00 Sunday to Wednesday; 11:00 to 02:00 Thursday; and 11:00 to 04:00 Friday and Saturday, and extending opening time to customers to half an hour past the supply of alcohol times.

As the licensing Officer for Cambridgeshire Constabulary I would like to make representation in relation to this application. The property, in its previous guise was a restaurant of which the current license conditions are wholly applicable and suitable. I believe it is currently a hairdresser. When the previous restaurant was open numerous complaints were made to PC IRVINE (previous licensing officer) and the Police in relation to drunkenness, damage and alcohol related anti social behaviour and violent crime which was attributed to the venue due to many reasons. This location was a major point of discord amongst the local community. Once the premises closed down local residents commented on how the area had improved and that there quality of life had taken a turn for the better.

I appreciate that the applicant is new. However if the premises was to be given a late night license beyond what it already operates on I truly believe that we will see a return of anti social behaviour, damage, littering, drug abuse and alcohol related violent crime, within a community which is striving forward in improve the quality of life locally.

I also believe that should the variation be granted then the quality of life for the local community will suffer. The premise is in a residential area with residents in very close proximity to the property. The applicant talks of sound proofing and an extension to the rear of the premises to take the impact away from Lincoln Road and the residential properties across the road. However, has he considered the residents that live behind and to the side of the property, or those that live in and around where customers will disperse through?

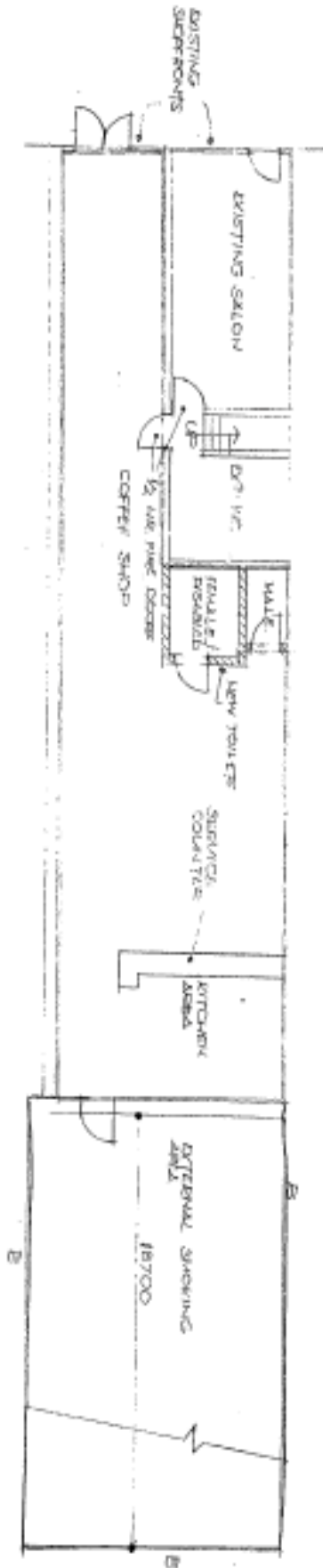
Extending the licensable area to include the rear of the property indicates that persons will congregate outside and ultimately bring some form of noise element with them. Potentially persons turned out onto the street at varying times through the night will have a severe and detrimental impact amongst those who live nearby. I believe this will quickly turn into a nuisance to the public and residents. The substance of the application indicates that there will be loud club music. Considering the residential position of the club this would be highly inappropriate and no amount of conditions would help the proprietor adhere to the principles of licensing.

The premise is located in Millfield and as such within the area of the new multi agency operation 'CAN-do'. This operation involves the Police and Peterborough City Council, along with multi agencies including the Millfield regeneration project. Its intention is to reclaim the streets - something which Operation Steam, a Police operation has been doing for several months now – tackle drug abuse and anti social behaviour and alcohol related crime and disorder whilst installing reassurance and confidence back into the community. Councilors' will be aware of the positive impact this approach has been having on the community with the closure of Dolce Mel, a long running drug haven. This premise is in the wrong location and an extension to their current license timings will only take the community the wrong way and against the objectives of Operation CAN-do and Operation Steam.

Cambridgeshire Constabulary submits this review of the application to vary the premises license of 417 Lincoln Road. I ask the Committee to seriously consider the potential implications of granting such variation and make it known that Cambridgeshire Constabulary object to any extension to current licensing hours realizing the potential impact this could have upon the local community.

Yours faithfully,

Grahame Robinson
Police Constable 1572
Licensing Officer
Northern Division
Cambridgeshire Constabulary



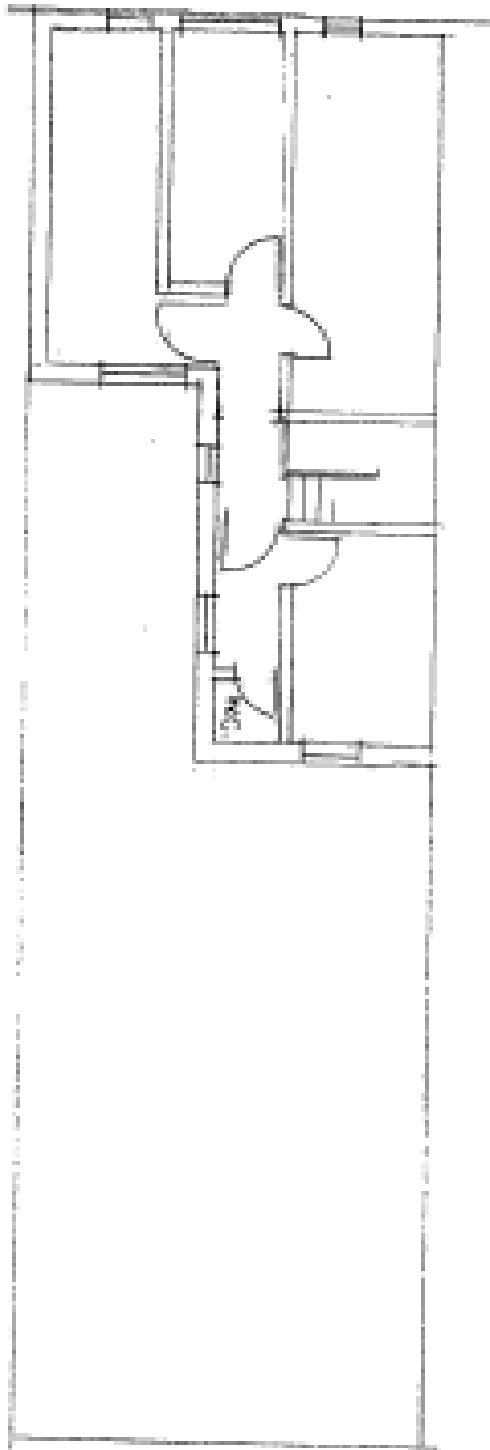
GROUND FLOOR PLAN 1:100



--- PROPOSED LICENCED AREA.

EMERGENCY USES & FIRE STAND TO MEET DEF. REQUIREMENTS

UNIVERSITY AND BAR AT
417 LINCOLN ROAD, PETERBOROUGH



FIRST FLOOR PLAN 1:100

ALL ROOMS FOR USE BY SALON