

**LICENSING ACT 2003 SUB-COMMITTEE**

**THURSDAY 12 JANUARY 2012**

**9.30 AM**

**Council Chamber - Town Hall**

**AGENDA**

**Page No**

1. **Apologies for Absence**
2. **Declarations of Interest**
3. **Application for New Premises Licence - Paradise Cafe, 83 Eastfield Road, Peterborough, PE1 4AS** **1 - 48**

**Committee Members:**

**Councillors: Dobbs (Chairman), Benton and Swift**

Further information about this meeting can be obtained from Gemma George on telephone 01733 452268 or by email – [gemma.george@peterborough.gov.uk](mailto:gemma.george@peterborough.gov.uk)



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 as soon as possible.

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<b>LICENSING ACT 2003 SUB-COMMITTEE</b>		<b>AGENDA ITEM No. 3</b>
<b>12 JANUARY 2012</b>		<b>PUBLIC REPORT</b>
Contact Officers:	Adrian Day, Licensing Manager, Darren Dolby, Licensing Regulatory Officer	Tel: 454437 Tel. 453561

**APPLICATION: NEW PREMISES LICENCE**

**LICENCE REFERENCE:** MAU 062402

**APPLICANT:** Paradise Peterborough Limited

**PREMISES:** Paradise Café, 83 Eastfield Road, Peterborough, PE1 4AS

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

**1. PURPOSE OF REPORT**

1.1 To consider and determine an application for a new premises licence for Paradise Peterborough Limited, 83 Eastfield Road, Peterborough, PE1 4AS taking into account the representations received from PC Grahame Robinson of Cambridgeshire Constabulary, as a Responsible Authority, and a valid representation from a member of the public in their capacity as an Interested Party.

**2. BACKGROUND INFORMATION**

- 2.1 On the 15 November 2011 a new application for a premises licence was submitted by Paradise Peterborough Limited.
- 2.2 There is a current premises licence in place for part of 83 Eastfield Road (licence number 062047) which authorises the sale of alcohol until 23.00pm, **Appendix B – Page 9**.
- 2.3 Should the licence be granted to Paradise Peterborough Limited this will incorporate the existing licence.

**3. SUMMARY OF AUTHORISATIONS APPLIED FOR**

- 3.1
  - i) To allow the retail sale of alcohol for both on and off the premises on Monday to Sunday from 07.00am to 01.00am.
  - ii) To allow recorded music on Monday to Sunday from 07.00am to 23.00pm
  - iii) To allow the premises Late Night Refreshment on Monday to Sunday from 07.00am to 01.00am.
  - iii) To allow the premises to be open on Monday to Sunday from 06.00am to 01.00am

**4. APPLICATION & PROPOSED CONDITIONS**

4.1 Please refer to the application attached at **Appendix C – Page 21**.

4.2 The applicant has proposed the following conditions be placed upon the licence to meet the four licensing objectives. For clarity and as per paragraph 8.42 of the guidance, these conditions have been translated in to clear and understandable conditions.

#### 4.3 **The Prevention of crime and disorder**

i) CCTV equipment shall be installed inside/outside the premises and maintained in working order.

ii) CCTV recording equipment and associated cameras will be maintained once a week and will record and store digital images for a period not less than 28 days. A record of maintenance is to be kept and made available to an authorised officer upon request. CCTV images are to be produced to an authorised officer upon request

iii) CCTV cameras will be positioned so that they cover the front aspect / entrance of the property in addition to internal public rooms and the customer service area.

iv) Notices advising that CCTV has been installed on the premises shall be posted so that they are clearly visible to the public within the licensed premises.

#### 4.4 **Public Safety**

(CCTV conditions as per above)

i) Fire Risk Assessment

#### 4.5 **The prevention of public nuisance**

i) Receptacles for refuse storage shall be maintained in a clean condition

ii) Litter shall be prevented at all times and where identified regularly cleared from the vicinity of the premises.

#### 4.6 **The protection of children from harm**

i) Staff training in relation to identifying and preventing sales of alcohol to any person who is, or appears to be drunk should be undertaken on a monthly basis. This training, together with ongoing training to prevent underage sales, such as challenge 21 or challenge 25, should be recorded in a written format and be available to an authorised officer upon demand.

4.7 Representations have been received from the Cambridgeshire Constabulary and a member of the public in their capacity as an interested Party. There was also a representation from the council's Pollution Team under the objective of the prevention of public nuisance, later withdrawn due to successful mediation. A copy of the representations are attached at **Appendix D – Page 45**.

4.8 The applicant, through mediation, has agreed to a number of further conditions being placed upon the licence. These agreed conditions are shown at paragraph 7.

### 5. **RESPONSIBLE AUTHORITIES**

#### 5.1 **Summary of issues raised:**

The extension to the alcohol hours would have a detrimental effect on the local community where issues of noise and disorder will be increased causing further suffering to the local residents.

## **6 MEDIATION**

- 6.1 Some mediation has taken place between the applicant and the concerning responsible authorities and the applicant has agreed to additional conditions being placed upon the licence.

## **7. APPLICANT'S AGREED ADDITIONAL CONDITIONS**

### **7.1 Crime and disorder**

i) CCTV recording equipment and associated cameras will be maintained once a week and will record and store digital images for a period not less than 28 days. A record of maintenance is to be kept and made available to an authorised officer upon request. CCTV images are to be produced to an authorised officer upon request

ii) CCTV cameras will be positioned so that they cover the front aspect / entrance of the property in addition to internal public rooms and the customer service area.

### **7.2 Public Nuisance**

#### **i) Noise Control Measures**

The licensee shall take reasonable steps to prevent and control noise nuisance caused by persons using the Licensed Premises and also ensure patrons and visitors arrive and depart from the premises in a manner which will not cause annoyance to nearby residents.

#### **ii) Noise Control Measures**

Prominent, clear notices shall be displayed at all exits and outside trading area's, requesting customers and staff to respect the needs of local residents and leave the premises and the area quietly. Staff must be given adequate instruction and training to prevent them causing unnecessary noise when they leave the premises.

#### **iii) Noise Control Measures**

All external doors and windows must be kept closed, other than for access and egress, in all rooms when events involving amplified music or speech are taking place

#### **iv) Noise Control Measures**

The premises License holder shall take all necessary steps to ensure that noise or vibration is not noticeable inside or at the façade of any noise sensitive premises.

#### **v) Noise Control Measures**

The holder of the premises licence or responsible person shall ensure that no noise shall emanate from the Licensed Premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance or unreasonable disturbance to the occupiers of premises in the vicinity of the Licensed Premises.

#### **vi) Noise Control Measures**

Any request by an authorised officer of the Council in relation to reducing noise levels shall be complied with.

#### **vii) Noise Control Measures**

The placing of bottles into receptacles outside the premise shall take place at times that will minimise disturbance to nearby properties.

### **viii) Odour Control Measures**

All ventilation of steam and cooking fumes to the atmosphere shall be suitably filtered to avoid nuisance from smell, grease or smoke to persons in neighbouring or nearby properties.

### **ix) Noise Control Measures**

Speakers should be located away from the noise sensitive premises, avoiding locations close to the joining wall.

## **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 Licensing Authority (hereafter referred to as 'the Council') 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 28<sup>th</sup> October 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



**PART A**

**Premises Licence**

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

**Premises Licence Number**

062047

**Part 1 - Premises Details**

<b>Postal address of premises, or if none, ordnance survey map reference or description</b> O Sonho Cafe & shop 83 Eastfield Road Eastfield	
<b>Post Town</b> Peterborough	<b>Post Code</b> PE1 4AS
<b>Telephone Number</b> 01733 704635	

<b>Where the licence is time limited the dates</b> Start Date N/A End Date N/A
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<b>Licensable activities authorised by the licence</b>  <b>Recorded Music</b> The recorded music will take place indoors <b>Provision of late night refreshment</b> The provision of late night refreshment will take place both indoors and outdoors <b>Sale by retail of alcohol</b> The supply of alcohol will be for consumption both on and off the premises.
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<b>The times the licence authorises the carrying out of licensable activities</b>  <b>Recorded Music</b> Monday to Sunday Between 06.00hrs and 00.00hrs <b>Provision of late night refreshment</b> Monday to Sunday Between 23.00hrs and 00.00hrs <b>Sale by Retail of Alcohol</b> Monday to Sunday Between 08.00hrs and 23.00hrs
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<b>The opening hours of the premises</b> Monday to Sunday Between 06.00hrs and 00.00hrs
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**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 Jose Guerreiro  
271 Eastfield Road  
Eastfield  
Peterborough  
PE1 4BH

Miss Antonia Maria Silva Pinhao  
99 Eastfield Road  
Eastfield  
Peterborough  
PE1 4AU

**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 Jose Guerreiro  
271 Eastfield Road  
Eastfield  
Peterborough  
PE1 4BH

**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	049659
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.
3. 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.

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–

Games or other activities which require or encourage, or are designed to require or encourage, individuals to–

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

Drink as much alcohol as possible (whether within a time limit or otherwise);

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);

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;

Provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on–

The outcome of a race, competition or other event or process, or

The likelihood of anything occurring or not occurring;

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.

4. 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).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
6. 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.  

(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
7. 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**

8. No customers will be admitted, or permitted to leave when carrying open bottles or glasses.
9. The consumption of alcohol is restricted to the areas identified on the plan attached to the operating schedule.
10. The maximum occupancy of the licensed premises is restricted at any one time to: 50
11. 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.
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.

### **Public Safety**

13. 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.
14. Where chairs and tables are provided, internal gangways are to be kept unobstructed.
15. All fire doors shall be maintained as effectively self-closing and not held open other than by approved devices (for example, electromagnetic releases operated by smoke detectors).
16. 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.
17. Hangings, curtains and temporary decorations shall be arranged so as not to obstruct exits, fire safety signs or fire-fighting equipment.
18. 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.
19. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.



20. The following systems shall be maintained and inspected by suitably qualified professional persons in accordance with any British Standards and at intervals recommended in national guidance, and records kept of such inspections available for inspection by authorised officers on request:

Building Electrical Installation  
Fire Warning System  
Suspended ceilings  
Portable fire fighting equipment

### **Public Nuisance**

21. 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.
22. 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.
23. The placing of bottles into receptacles outside the premises shall take place at times that will minimise disturbance to nearby properties.
24. The playing of live or recorded music in garden areas of the premises after shall not be permitted.
25. Any request by an authorised officer of the Council in relation to reducing noise levels shall be complied with.
26. The outside area will be closed by 21.00 everyday
27. Receptacles for waste shall be emptied regularly to minimise nuisance smells.
28. Flashing or particularly bright lights on or outside the licensed premises must not cause a nuisance to nearby properties, {whilst balancing the need for lighting in the interests of prevention of crime and disorder}.
29. Receptacles for refuse storage shall be maintained in a clean condition.

### **Protection of Children from Harm**

30. Children under the age of 12 require to be accompanied by adults after 8 pm in the evening.

**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**

062047

**Premises Details**

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

O Sonho Cafe & shop  
 83 Eastfield Road  
 Eastfield

**Post Town** Peterborough

**Post Code** PE1 4AS

**Telephone Number** 01733 704635

**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 both indoors and outdoors

**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**

**Recorded Music**

Monday to Sunday Between 06.00hrs 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 08.00hrs 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 Jose Guerreiro  
271 Eastfield Road  
Eastfield  
Peterborough  
PE1 4BH

Miss Antonia Maria Silva Pinhao  
99 Eastfield Road  
Eastfield  
Peterborough  
PE1 4AU

**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 Jose Guerreiro

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

Restricted

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PETERBOROUGH CITY COUNCIL  
 15 NOV 2011  
 ENVIRONMENTAL HEALTH



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

**Application for a premises licence to be granted under the  
 Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

I/We PARADISE PETERBOROUGH Limited (Insert name(s) of applicant) apply  
 for a premises licence under section 17 of the Licensing Act 2003 for the  
 premises described in Part 1 below (the premises) and I/we are making  
 this application to you as the relevant licensing authority in accordance  
 with section 12 of the Licensing Act 2003

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description 83 EASTFIELD ROAD PETERBOROUGH PE1 4AS	
Post town PETERBOROUGH	Post code PE1 4AS

Telephone number at premises (if any)

01733 89 3221

Non-domestic rateable value of premises

£ 4,600

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as  
 Please tick ✓ yes

- a) an individual or individuals\*  please complete section (A)
- b) a person other than an individual\*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)

- iii. as an unincorporated association or  please complete section (B)
- iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\*If you are applying as a person described in (a) or (b) please confirm:

- Please tick  yes
- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a - statutory function or
- a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

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

**Surname**

**First names**

I am 18 years old or over

Please tick  yes

**Current postal address if different from premises address**

**Post Town**

**Postcode**

**Daytime contact telephone number**

**E-mail address (optional)**



**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

Surname

First names

Please tick  yes

I am 18 years old or over

Current postal  
address  
if different from  
premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address  
(optional)

**(B) OTHER APPLICANTS.**

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

Name	PARADISE PETERBOROUGH Limited
Address	83 EASTFIELD ROAD PETERBOROUGH PE1 4AS
Registered number (where applicable)	7462448
Description of applicant (for example partnership, company, unincorporated association etc)	company
Telephone number (if any)	-
E-mail address (optional)	

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
1	4	11 2011

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

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

Please give a general description of the premises (please read guidance note1)

The premises will be a coffee shop which will sell alcoholic and non-alcoholic drinks (beverages). The coffee shop will also have sandwiches, snacks and cakes. The premises will be selling alcohol for consumption inside and off the premises.

What licensable activities do you intend to carry on from the premises?  
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Please tick ✓ yes

**Provision of regulated entertainment**

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

**Provision of entertainment facilities for:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

**Supply of alcohol** (if ticking yes, fill in box M)



**In all cases complete boxes N, O and P**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (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)	Indoors		
				Outdoors		
Day	Start	Finish		Both		
Mon			<b>Please give further details here</b> (please read guidance note 3)			
Tue						
Wed				<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur						
Fri			<b>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</b> (please read guidance note 5)			
Sat						
Sun						

**C**

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

# D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 2)</b>	Indoors	
				Outdoors	
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
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)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Wed			<b>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</b> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick [Y]</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	07	23	<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
	00	00			
Tue	07	23			
	00	00			
Wed	07	23		<b>State any seasonal variations for playing recorded music</b> (please read guidance note 4)	
	00	00			
Thur	07	23			
	00	00			
Fri	07	23			<b>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</b> (please read guidance note 5)
	00	00			
Sat	07	23			
	00	00			
Sun	07	23			
	00	00			



# 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	
				Outdoors	
Day	Start	Finish	Both		
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment you will be providing</u></b>	
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors
Mon				Outdoors
				Both
Tue			<b><u>Please give further details here</u> (please read guidance note 3)</b>	
Wed				
Thur			<b><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)</b>	
Fri				
Sat			<b><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)</b>	
Sun				

<b>Provision of facilities for making music</b> 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)		Indoors						
			Outdoors								
			Both								
Day	Start	Finish	Please give further details here (please read guidance note 3)								
Mon											
Tue											
Wed						State any seasonal variations for the provision of facilities for making music (please read guidance note 4)					
Thur											
Fri									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)		
Sat											
Sun											

# J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b>Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 2)</b>	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give a description of the facilities for dancing you will be providing</b>		
Tue			<b>Please give further details here (please read guidance note 3)</b>		
Wed			<b>State any seasonal variations for providing dancing facilities (please read guidance note 4)</b>		
Thur					
Fri			<b>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)</b>		
Sat					
Sun					

# K

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment facility you will be providing</b>		
Day	Start	Finish	<b>Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoor	
Mon				Outdoor	
				Both	
Tue			<b>Please give further details here (please read guidance note 3)</b>		
Wed			<b>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)</b>		
Thur			<b>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)</b>		
Fri					
Sat					
Sun					

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 type="checkbox"/>		
Mon	07	01	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>		
	00	00					
Tue	07	01					
	00	00					
Wed	07	01		State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	Both	<input type="checkbox"/>	
	00	00					
Thur	07	01					
	00	00					
Fri	07	01			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)	Both	<input type="checkbox"/>
	00	00					
Sat	07	01					
	00	00					
Sun	07	01					
	00	00					

**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		
Day	Start	Finish		Off the premises		
Mon	07	01	State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both	<input checked="" type="checkbox"/>	
	00	00				
Tue	07	01				
	00	00				
Wed	07	01				
	00	00				
Thur	07	01		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
	00	00				
Fri	07	01				
	00	00				
Sat	07	01				
	00	00				
Sun	07	01				
	00	00				

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

Name FARLEY ROMERO DA FONSECA SEIXAS DE PASSOS

Address 59 DUNSBERRY,  
BRETON

PETERBOROUGH

Postcode PE3 8LB

Personal Licence number(if known) 048326

Issuing licensing authority (if known) PETERBOROUGH CITY COUNCIL

**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)

There will be no adult entertainment or services, that may give a rise to concern in respect of children safety.



O

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	06:00	01:00	There will be no seasonal variation.
Tue	06:00	01:00	
Wed			
	06:00	01:00	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)  NOT APPLICABLE
Thur	06:00	01:00	
	06:00	01:00	
Fri	06:00	01:00	
	06:00	01:00	
Sat	06:00	01:00	
	06:00	01:00	
Sun	06:00	01:00	
	06:00	01:00	

P

Describe the steps you intend to take to promote the four licensing objectives:

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

The coffee shop will run responsibly to, prevent crime and disorder, public safety, to prevent public nuisance and to protect children from harm, by following all rules of the "Licensing Act 2003"

**b) The prevention of crime and disorder**

- video CCTV equipment will be installed inside the premises and maintained in working order.
- notices will be displayed advising that CCTV has been installed on the premises.
- Any person selling or supplying alcoholic drink under the authority of a personal license holder must ask for photo ID or proof of age.

**c) Public safety**

A fire risk assessment will be completed under the regulatory reform (Fire safety) order 2005 and it will be available for an authorised inspection officer.

**d) The prevention of public nuisance**

Litter shall be prevented at all times and where identified regularly cleared from vicinity of the premises. Receptacles for refuse storage shall be maintained in a clean condition.

**e) The 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. The premises will be containing signage.



Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

### Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

L8

Part A

Consent of Individual to being specified as premises supervisor

I FARLEY DE PASSOS [full name of prospective premises supervisor]

of 59 DUNSBERRY ROAD [home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for.....New Premises Application . [type of application]

by .....Paradise P'Boro Ltd.....[name of applicant]

relating to a premises licence .....tbc.....[number of existing licence, if any]

for 83 Eastfield Road, PE1 4AS [name and address of premises to which the application relates] and any premises licence to be granted or varied in respect of this application made by

Paradise P'Boro Ltd .....[name of applicant]

concerning the supply of alcohol at .....83 Eastfield Road, PE1 4AS

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number 048326... [insert personal licence number, if any]

Personal licence issuing authority PCC

[insert name and address and telephone number of personal licence issuing authority, if any]

FARLEY signed

FARLEY DE PASSOS name (please print)

15-11-2011 dated

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Ref: Paradise / License Applications

Tuesday 13<sup>th</sup> December 2011

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



Dear Darren,

Re: New Premises License Application – Paradise – 83 Eastfield Road, Peterborough

On 22<sup>nd</sup> November 2011 Cambridgeshire Constabulary received notification from the regulatory Officers at Peterborough County Council of an application for a new premises license for a venue called 'Paradise' at 83 Eastfield News, Peterborough, PE1 4AS. A duplicate copy of that license application, and consent of designated premises supervisor, namely Farley De Passos has also been received by Cambridgeshire Constabulary in accordance with the Licensing Act 2003.

I understand that the applicant wishes to apply for a new premises license for a coffee shop / cafeteria and supply, both on and off premises, alcohol daily between the hours of 07:00am and 01:00am. It is also understood that as part of this the applicant wishes to convert the vacant next door premises and intends to incorporate that premises into the current 'Paradise' café as one larger venue.

As the licensing Officer for Cambridgeshire Constabulary I would like to make representation in relation to this request. The premises lies within a residential area whose residents have already made complaints to the local Neighborhood Policing Team about issues concerning excessive noise, alcohol related crime and antisocial behaviour. This unnecessary and unacceptable behaviour can be linked to the numerous alcohol retail premises along the short stretch of Eastfield Road which includes the current 'Paradise' venue. I believe the current license conditions are appropriate for this business to operate as a café / coffee shop. It is perceived that if the license was to be granted, extending alcohol licensing to 01:00am, then this will have a detrimental effect on the local community where issues of noise and disorder will be increased causing further suffering to the local residents. Local Police Officers are working in partnership with other agencies to reduce crime and disorder and improve the local area for the community. I truly believe that by maintaining the current license conditions the applicant will be showing his willingness to adhere to the principles of licensing and his obligation to reduce crime and disorder and in particular not become a nuisance to the community. The current license authorises the sale of alcohol until 23:00pm.

Furthermore, I would like the applicant to seriously consider and adopt the following license conditions onto the license application. These conditions are deemed necessary in assisting and supporting the licensee and his staff and will prove to protect the licensee, staff, customers and property in line with the objectives of licensing:

1. Staff training in relation to identifying and preventing sales of alcohol to any person who is, or appears to be drunk should be undertaken on a monthly basis. This training, together with ongoing training to prevent underage sales, such as challenge 21 or challenge 25, should be recorded in a written format and be available to an authorised officer upon demand.
2. A personal licence holder shall be on the premises at all times they are open for the hours authorised on the premises licence for the sale of alcohol off the premises.
3. CCTV recording equipment and associated cameras will be maintained once a week and will record and store digital images for a period not less than 28 days. A record of maintenance is to be kept and made available to an authorised officer upon request. CCTV images are to be produced to an authorised officer upon request
4. CCTV cameras will be positioned so that they cover the front aspect / entrance of the property in addition to internal public rooms and the customer service area.
5. Notices advising that CCTV has been installed on the premises shall be posted so that they are clearly visible to the public within the licensed premises.

Yours faithfully,

Grahame Robinson  
Police Constable 1572  
Licensing Officer  
Northern Division  
Cambridgeshire Constabulary  
Tel: 0345 456 4564 Xtn:4438  
Email: [grahame.robinson@cambs.pnn.police.uk](mailto:grahame.robinson@cambs.pnn.police.uk)  
Mobile: 07921095030



Dear Sirs,

It came to my notice that a cafe named as Paradise at 81a Eastfield Road, has applied for an alcohol licence during the week days between 12.00 and 23.30 and weekend until 01.30 and Sundays up to 23.30.

As a resident in the immediate area residing at Gloucester Place, off Monument Street, I must strongly object to the issue of such a licence, due to the already experienced issues with the same 'Cafe'.

I must point out that this establishment portrays itself as a cafe, but in reality is used in particular the Portuguese residents in the surrounding area. That in itself is not an issue at all, but in practise most of the frequenters are heavy smokers and are outside at the front of the same premises and are very loud indeed, particularly late at night causing my family and direct neighbours in Gloucester Place not having a restful night at all at frequent occasions. The mere fact that more than often under age children are seen at the place among a heavy drinking crowd seems to us not exactly what this community does want either. Noise at night travels far; we back on to the Eastfield cemetery and get the noise direct from these premises at the back and cannot sleep at times with windows open due to this noise.

Slamming doors and screeching tyres, together with loud music is not what brings piece to this neighbourhood and we implore you to keep the progress made in the last years in mind, since the old pub at the corner of Eastfield Road/Monument Street has turned successfully into a mini supermarket. Many shops have raised their game by installing new shop fronts and cleaned up their act. A potential alcoholics den and probable drug dealing place is the last thing we want to see developing

An even more serious issue is also at stake here, which is the local nuisance and upsets, caused by alcoholics that have entered this area in the last few months, seemingly going to this cafe to top up their spirit level, often starting in the morning well before the proposed 12.00 time. This is nothing more than disguising a cafe into a Pub and thus getting away with no regulations that otherwise would be in place. After all a few doors away there is already a pub present, which seems to follow the general rule to our experience so far.

Any addition to the alcohol already sold (for off premises) in this area is more than enough and will only enhance the vagrancy and alcoholics problem and put pressure on the councils resources.

I trust and hope that the council will make a common sense decision in curtailing the alcohol licence for use to sell only up to 10 PM and then for use on premises only, to avoid this going out of hand.

I look forward to future comments.

Yours sincerely

Pierre Nieuwenhof  
3, Gloucester Place, Monument Street, Peterborough PE1 4AL

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