

LICENSING ACT 2003 SUB-COMMITTEE

THURSDAY 12 JULY 2012

1.30 PM

Council Chamber - Town Hall

AGENDA

Page No

1. **Apologies for Absence**
2. **Declarations of Interest**
3. **Application for New Premises Licence - 77 Mayors Walk,
Peterborough, PE3 6EX** **1 - 42**

Committee Members:

Councillors: Thacker (Chairman), Hiller and Saltmarsh

Further information about this meeting can be obtained from Gemma George on telephone 01733 452268 or by email – 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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LICENSING ACT 2003 SUB-COMMITTEE		AGENDA ITEM No. 3
12 JULY 2012		PUBLIC REPORT
Contact Officers:	Adrian Day, Licensing Manager Terri Martin, Licensing Regulatory Officer Darren Dolby, Licensing Regulatory Officer	Tel: 454437 Tel. 453561 Tel. 453561

APPLICATION: NEW PREMISES LICENCE

APPLICANT: Evelina Balzakeviciene

REFERENCE NO: 064340

PREMISES: 77 Mayors Walk, Peterborough, PE3 6EX

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

1. PURPOSE OF REPORT

1.1 To consider and determine this application for a new premises licence for 77 Mayors Walk, Peterborough, taking into account the representations received from Responsible Authorities and other persons as detailed in sections 5 and 6 of this report.

2. BACKGROUND INFORMATION

2.1 77 Mayors Walk was formerly a licensed premises called Baltica. An application was submitted by Miss Aurika Zukauskienė (as DPS and premises licence holder) in November 2010 and as no representations were received, it was granted in December 2010. The licence was surrendered on 28/7/2011 following a review application served by Trading Standards on 29/6/11. Therefore the premises is currently unlicensed.

2.2 As per the application (under general description) the premises will be used as a food shop and off licence.

3. AUTHORISATIONS AND TIMES APPLIED FOR

- **Sale of alcohol for consumption off the premises**

Monday to Sunday 09.00 to 22.00

- **Hours premises are open to the public**

Monday to Sunday 09.00 to 22.00

4. APPLICATION

- 4.1 The application was submitted online via ELMS (Electronic Licensing Management system). The application was then forwarded to the required Responsible Authorities by the licensing department in accordance with the regulations and section 8.24 of Guidance. Please refer to the application attached at **Appendix B – Page 9**
- 4.2 Representations have been received from a local Councillor and a resident as ‘other persons’. Representations have also been received from the following Responsible Authorities, Cambridgeshire Constabulary, Trading Standards and The Licensing Authority. A letter was also received from The Director of Public Health providing observations regarding the locality and the condition within the application in relation to the protection of children from harm objective. (To comply with the Data Protection Act all letters have been distributed to Committee Members and the applicant, but are not for public circulation).
- 4.3 Part P of the application sets out the applicant’s proposed conditions under the licensing objectives, these being, ‘The Prevention of Public Nuisance’, ‘Public Safety’, ‘Prevention of Crime and Disorder’ and ‘The Protection of Children from Harm’. These are also contained within the body of this report (in section 7) and in accordance with section 10.9 and 10.11 of the Guidance have been interpreted into enforceable conditions. Only those appropriate and proportionate for the promotion of the licensing objectives have been included in the Operating Schedule.
Also in accordance with section 10.17, conditions proposed which should be included in a fire risk assessment required by the Regulatory Reform (Fire Safety) Order 2005 cannot be included within the licence.
- 4.4 No representations have been received from any of the remaining Responsible Authorities i.e. Cambridgeshire Fire and Rescue Service, Peterborough City Council Planning Department, Peterborough City Council Health & Safety Department, Peterborough City Council Children’s Services, or Peterborough City Council Environmental Pollution Team.
- 4.5 A copy of the ‘Notice’ that was displayed in the newspaper in accordance with Part 4 No. 25 of Statutory Instruments 2005 No. 42 – The licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 is attached at **Appendix C – Page 29**

5. OTHER PERSONS

LICENSING OBJECTIVE:	REPRESENTATIVE:
Public Nuisance Crime and Disorder Protection of Children from Harm	2 representations: 1 from a local Councillor and one from a nearby resident. Appendix D – Pages 31 to 32

- 5.1 **‘Any Other Person’ is defined as:-** persons who live, or are involved in a business, in the relevant licensing Authorities area and who are likely to be affected by the application and are not a Responsible Authority
- 5.2 **Summary of issues raised**
- Potential increase of existing alcohol related incidents and anti social behaviour in the area
 - Premises has a history of illegal activity
 - The number of premises in the vicinity selling alcohol
 - Not appropriate for the locality with schools, residents and church near to the premises

6. Responsible Authorities

LICENSING OBJECTIVE:	REPRESENTATIVE:
Public Safety Crime and Disorder Protection of Children from Harm	Licensing Authority Trading Standards Cambridgeshire Constabulary Appendix D – Pages 33 to 40

6.1 **Summary of issues raised**

- History of problems at the premises including:
 - a) Three HMRC seizures of illicit goods on the following dates; May 2010, April 2011 and May 2012.
 - b) Underage sale (failure of test purchase) June 2011
- Established link with prior owner and staff of new applicant
- Ambiguity over ownership, responsibility and control of business
- Questioning the ability of applicant to uphold objectives

6.2 A letter containing observations was received from The Director of Public Health. Whilst they do not directly oppose the licence being granted, their observations have been included for member's consideration. **Appendix D – Page 41**

7. **APPLICANT'S PROPOSED CONDITIONS UNDER THE LICENSING OBJECTIVES:**

7.1 **Crime and disorder**

- A personal licence holder will be on the premises at all times when sales of alcohol take place.
- CCTV will be installed and working to the satisfaction of the Police and Licensing Authority.
- CCTV recordings will be maintained and retained for a period of one month.
- If the CCTV equipment fails, the Police and Licensing Authority will be informed as soon as possible and immediate steps will be taken to put the equipment back into action.
- 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.
- All instances of serious crime and disorder will be reported to the police as soon as reasonably practicable.

7.2 **Public Safety**

- Access for emergency vehicles will be kept clear and free from obstruction.
- An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
- Valid public liability insurance (to the minimum sum of £1 million) must be kept in force and a copy of the schedule shall be available for inspection by an authorised officer on request.

7.3 **Protection of Children from Harm**

- The premises licence holder shall take all reasonable steps to prohibit the sale of alcohol to persons under the age of 18.

7.4 **Prevention of Public Nuisance**

- Prominent clear and legible notices will be displayed at all exits, requesting customers to respect the needs of local residents and to leave the premises and the area quietly.
- Receptacles for refuse shall be maintained in a clean condition.
- Flashing or particularly bright lights on or outside the licensed premises must not cause a nuisance to nearby properties.

- The premises licence 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 directly outside the premises.

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 5 and 6
- Fundamental Principles, Section 6 on Page 6
- Cumulative Effect, Section 11 on Page 8 to 10
- Licensing Hours, Section 12 on Page 10
- Licence Conditions, Section 14 on Page 11 and 12
- Delegation / Decision Making / Administration, Section 17 on Page 13 and 14

8.3 Guidance Issued under Section 182 of the Licensing Act 2003 April 2012

- The Licensing Objectives – Section 2 pages 8 to 18
- Applications for Premises Licences – Section 8.1 to 8.44 pages 47 to 55
- Determining applications – Section 9 pages 68 to 75
- Conditions Attached to Premises Licences – Section 10 page 76 to 89

9. LICENSING OFFICER'S COMMENT (FOR INFORMATION)

9.1 Regulation 19(a) requires authorities to disregard any information given by a party or person that is "not relevant" to the application.

9.2 Members should note that the letters attached are in their entirety and that not all matters raised within the representations are relevant matters for consideration under the Licensing Act 2003. It is up to the Committee to decide upon what 'weight' they attach to these areas.

10. LEGAL OFFICER'S COMMENTS

10.1 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 a new licence made under Section 17 of the Licensing Act.

10.2 In this case, the application was received at these offices on 18 May 2012.

10.3 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 under section 182 of the Licensing Act 2003 – April 2012

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

- Decide to grant the licence in the same terms as it was applied for
- Decide to grant 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 grant the licence

10.5 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.

‘Other Persons’:

- persons who live, or are involved in a business, in the relevant licensing Authorities area and who are likely to be affected by the application and are not a Responsible Authority.

‘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
- Primary Care Trust or Local Health Board (Director of Public Health)
- The Relevant Licensing Authority, Peterborough City Council
- 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 168 hours (7 days);
- 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 21 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

01733 863 877 or 863 811 064340



Peterborough City Council
Application for a premises licence
Licensing Act 2003

For help contact
 eh.licensing@peterborough.gov.uk
 Telephone: 01733 747474

* required information

Section 1 of 22

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

95763

This is the unique reference for this application generated by the system.

Your reference

PL102

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

 Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

EVELINA

* Family name

BALZAKEVICIENE

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone.

Is the applicant:

 Applying as a business or organisation, including as a sole trader Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is the applicant's business registered in the UK with Companies House?

 Yes No

* Is the applicant's business registered outside the UK?

 Yes No

* Business name

FOOD SHOP

If the applicant's business is registered, use its registered name.

* VAT number

-

NONE

Put "none" if the applicant is not registered for VAT.

Continued from previous page...

* Legal status * Applicant's position in the business Home country

The country where the applicant's headquarters are.

Applicant Business Address

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

* Building number or name * Street District * City or town County or administrative area * Postcode * Country **Agent Details*** First name * Family name * E-mail Main telephone number

Include country code.

Other telephone number Indicate here if you would prefer not to be contacted by telephone

Are you:

 An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

 A private individual acting as an agent**Agent Business*** Is your business registered in the UK with Companies House? Yes No* Registration number * Business name

If your business is registered, use its registered name.

* VAT number

Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

The information given here will be saved and will be pre-filled in future forms.

Section 2 of 22

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Continued from previous page...

Reference number of
electronic application (if
known)

95763

If the application or variation form is already
submitted, ask its applicant for the form's
'system reference' or 'your reference'.

Premises Licence Holder

* Name

EVELINA BALZAKEVICIENE

Address Of Premises

* Building number or name

77

* Street

MAYORS WALK

District

* City or town

CITY OF PETERBOROUGH

County or administrative area

CAMBRIDGESHIRE

Postcode

PE3 6EX

Premises

Premise licence number

* Name of premises

FOOD SHOP

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

32UFA11068

Personal licence issuing
authority name

PETERBOROUGH CITY COUNCIL

Address Of Personal Licence Issuing Authority

Building number or name

Street

District

City or town

County or administrative area

Postcode

Contact Details Of Personal Licence Issuing Authority

Telephone number

Section 3 of 3

DECLARATION

Continued from previous page...

* Legal status

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Applicant Business Address

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

A private individual acting as an agent

Agent Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page... Non-domestic rateable
value of premises (£)

5,808

Section 3 of 22

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following

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

Section 4 of 22

INDIVIDUAL APPLICANT DETAILS

Continued from previous page...

Applicant Name

Is the name the same as (or similar to) the details given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

Yes No

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

Section 5 of 72

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Continued from previous page...

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

Provide a general description of 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.

FODD SHOP AND OFF-LICENCE

Section 6 of 22

PROVISION OF PLAYS

Will you be providing plays?

- Yes No

Section 7 of 22

PROVISION OF FILMS

Will you be providing films?

- Yes No

Section 8 of 22

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes No

Section 9 of 22

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 22

PROVISION OF LIVE MUSIC

Will you be providing live music?

- Yes No

Section 11 of 22

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes No

Section 12 of 22

Continued from previous page...

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Section 13 of 22

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Section 14 of 22

PROVISION OF FACILITIES FOR MAKING MUSIC

Will you be providing facilities for making music?

Yes No

Section 15 of 22

PROVISION OF FACILITIES FOR DANCING

Will you be providing facilities for dancing?

Yes No

Section 16 of 22

PROVISION OF FACILITIES FOR ENTERTAINMENT OF A SIMILAR DESCRIPTION TO THOSE PROVIDED FOR MAKING MUSIC OR DANCING

Will you be providing facilities similar in nature to those provided for making music or dancing?

Yes No

Section 17 of 22

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 18 of 22

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start 09:00 End 22:00

Start End

THURSDAY

Start 09:00 End 22:00

Start End

FRIDAY

Start 09:00 End 22:00

Start End

SATURDAY

Start 09:00 End 22:00

Start End

SUNDAY

Start 09:00 End 22:00

Start End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

[Empty box for seasonal variations]

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

[Empty box for non-standard timings]

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

[Empty box for supervisor details]

Continued from previous page...

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 19 of 22

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

There will be no adult entertainment.

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Section 21 of 22

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Our main business is a food shop at all times when the premises are open.
Generally, alcohol is sold in addition to food in order to increase the turnover.
A person holding the National Licensee's Certificate will be on the premises at all times when alcohol is being served or regulated entertainment provided.

b) The prevention of crime and disorder

CCTV will be installed and working to the satisfaction of the Police and Licensing Authority.
CCTV recordings will be maintained for an appropriate period of time (generally one month - but to be agreed with Police and Licensing Authority).
If the CCTV equipment fails, the Police and Licensing Authority will be informed as soon as possible and immediate steps will be taken to put the equipment back into action.
A notice will be displayed at the entrance to the premises advising that CCTV is in operation.
All instances of crime and disorder will be reported to the police as soon as reasonably practicable via CCTV.

c) Public safety

Exit doors are regularly checked to ensure they function satisfactorily. Records of these checks are kept and can be produced on request.
Notices detailing the actions to be taken in the event of fire or other emergency are prominently displayed and maintained in good condition
Access is provided for emergency vehicles and kept clear and free from obstruction.
An evacuation policy will be in place that is to the satisfaction of the Fire Authority. All staff members will be trained in the evacuation policy;
Exit doors open outwards or are secured in the open position if this is not the case.
Adequate arrangements exist at the premises to enable the safe evacuation of disabled people in the event of an emergency.
Disabled people are made aware of these arrangements.
Adequate and appropriate first aid equipment and materials are available on the premises.
Fire safety signs are adequately illuminated.
The premises has suitable public liability insurance in the sum of £ 1 million. A certificate is obtained each year and displayed at the premises.
The premises have a certificate of inspection for portable fire fighting equipment. An inspection is carried out every year and a new certificate obtained each time.

d) The prevention of public nuisance

Doors and windows will be kept closed whenever necessary.
Prominent, clear and legible notices are displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quiet.
Refuse receptacles are cleaned with disinfectant every month.
We do not use flashing or bright lights on or outside the premises and any security or access lighting is installed and operated so as not to cause a nuisance to nearby properties.
Two litter receptacles are placed outside the premises for customers to use. These are emptied daily.
The premises has a waste collection contract with Local Authority who remove waste twice a week.
Staff undertake a litter pick to a distance of 5 metres around the premises every week.

e) The protection of children from harm

Continued from previous page...

Capacity 5000-9999	£1,000.00
Capacity 10000-14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

ATTACHMENTS

Consent form of premises supervisor	electronic
Premises plan	electronic

DECLARATION

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Digital signature The form must be digitally signed, this will be verified and passed to the authority.

When you are satisfied that you have completed the form correctly, save it and continue with the application process. If the online application screen is no longer available in your browser, [click here](#) to resume.

OFFICE USE ONLY

Applicant reference number	PL102
Fee paid	190.00
Payment provider reference	Pu3AAAAAAIrA
ELMS Payment Reference	95763
Payment status	Paid
Payment authorisation code	016987
Payment authorisation date	May 16, 2012
Date and time submitted	May 16, 2012 4:25:06 PM
Approval deadline	Jun 20, 2012
Error message	
Is Digitally signed	<input checked="" type="checkbox"/>

Digital Signature Information

Signer's name	Deividas Povilonis
Signer's contact information	
Signing time	2012-05-16T14:15:36
Signer status	Identity Unknown - Identity Verification of the
Signature status	Status Unknown - Signature validation on the
Certificate issuer	

* required information

Section 1 of 3

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

95854

This is the unique reference for this application generated by the system.

Your reference

PL102-1

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

EVELINA

* Family name

BALZAVEVICIENE

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is the applicant's business registered in the UK with Companies House?

Yes No

* Is the applicant's business registered outside the UK?

Yes No

* Business name

FOOD SHOP

If the applicant's business is registered, use its registered name.

* VAT number

- none

Put "none" if the applicant is not registered for VAT.

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

The information given here will be saved and will be pre-filled in future forms.

Section 2 of 3

CONSENT

Name Of Proposed Premises Supervisor

* First name

* Family name

Address Of Proposed Premises Supervisor

* Building number or name

* Street

District

* City or town

County or administrative area

Postcode

* Country

I hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the following application, and any premises licence to be granted or varied in respect of this application concerning the supply of alcohol at the premises

* Type of application

For instance 'Application for a premises licence' or 'Variation of a premises licence'

Is the application or variation that this consent is being submitted in connection with being supplied electronically to the authority

Yes No Don't know

Continued from previous page...

Alcohol is not be sold for younger than 18 years old.

Section 22 of 22

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Continued from previous page...

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

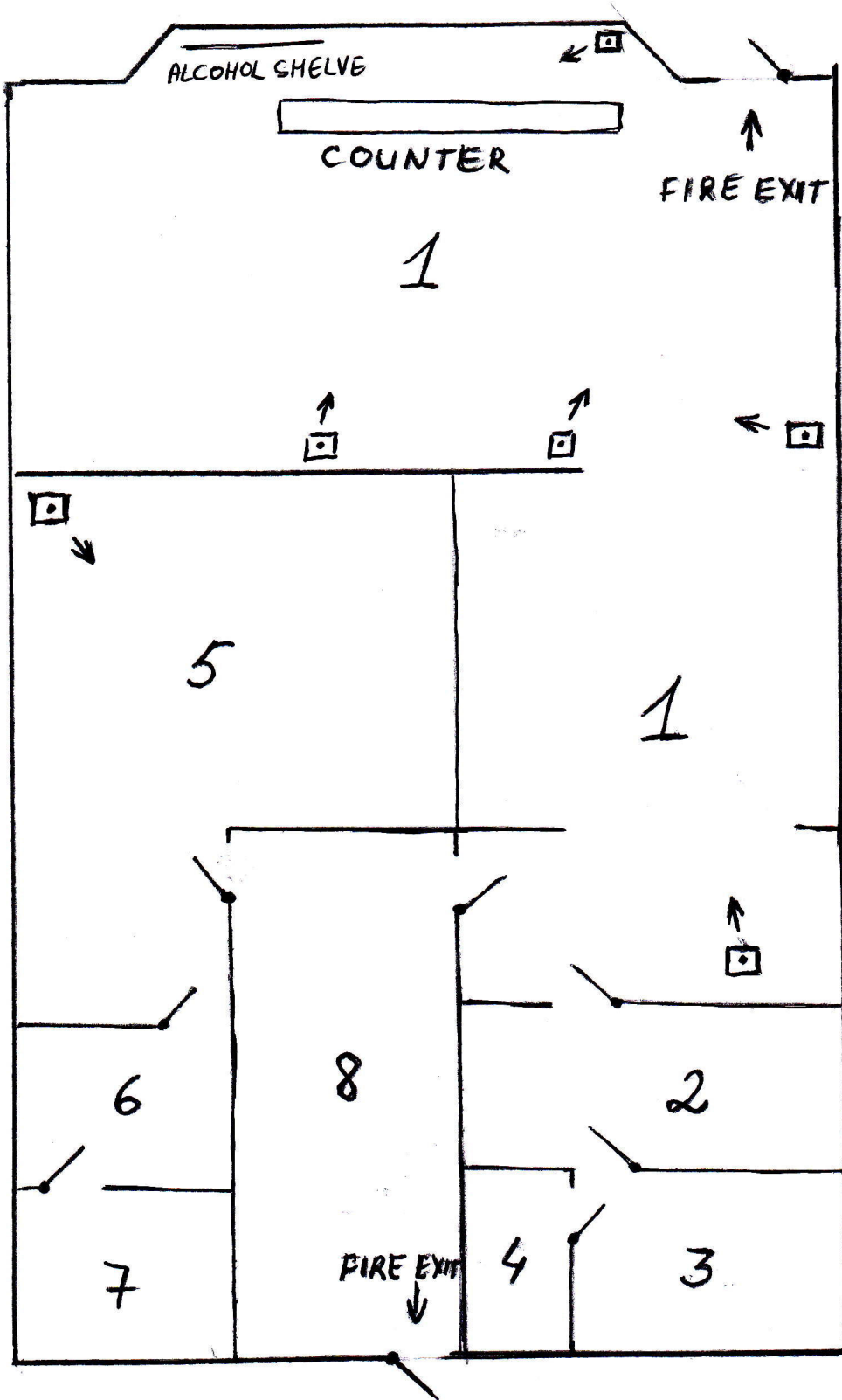
* Capacity

Date (dd/mm/yyyy)

Add another signatory

SHOP PLAN

MAYORS WALK



- | | | | | | |
|--|-------|-----------|---------------|-----------|----------------|
| | DOORS | 1 | SHOP SHOWROOM | 5. | MAIN STOREROOM |
| | WALL | 2. | STORE ROOM | 6. | WASHROOM |
| | CCTV | 3. | STORE ROOM | 7. | TOILET |
| | | 4. | TOILET | 8. | STAFFROOM |

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07957 644662

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01733 222653

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Public Notices

NOTICE

I, Mrs Evelina Balzarevicene, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises of 77 Mayors Walk, City of Peterborough, Cambridgeshire, PE3 6EX and I am making this application to Licensing - alcohol and entertainment, Operations Directorate, Bayard Place, Broadway, Peterborough, PE1 1FB as the licensing authority in accordance with section 12 of the Licensing Act 2003. There is a list of licensable activities that it is proposed to be carried on or from the premises:

1. Sales (supply) of alcohol

Any interested party or responsible authority may make representations by 15th June 2012.

All representations shall be made in writing to Licensing - alcohol and entertainment, Operations Directorate, Bayard Place, Broadway, Peterborough, PE1 1FB.

It is an offence knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is level 5 on the standard scale.

Huntingdonshire DISTRICT COUNCIL

Huntingdonshire Local Plan to 2036

Initial Consultation - Issues and Options

Consultation documents will be available from 5pm on Monday 21st May 2012 on Huntingdonshire District Council's consultation website:

<http://consult.huntingdonshire.gov.uk/portal>

This initial consultation will run from 5pm on Monday 21st May to 5pm on Monday 11th June 2012.

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Representation from Councillor Ed Murphy

Hello,

I am concerned that an application has been made to sell alcohol from the premises at 77 Mayor's Walk and believe that this should not be accepted as there are a number of concerns which I have set out below:-

If alcohol is sold here I believe there may be crime and disorder. There was legal action and a prosecution in April 2011 because illicit items were being sold in significant quantities. In July there were test purchases made and it is clear that sales were made to minors which is also an offence. Alcohol can lead to disorder and there is a clear link between anti social behaviour and alcohol particularly from those outlets operating in the evenings. Parking is also an issue in this area.

I am aware of recent operations undertaken by the Police Service in West Town to deal with drugs misuse. I have regularly seen bottles and cans from alcoholic drinks in these crime hot spots near to Mayors Walk, An additional outlet here will exasperate the problem and result in public nuisance from anti social behaviour including littering The sale of alcohol by an outlet which has operated with poor standards and a disregard to public safety to date and where there has been the illegal sale of items, combined with concerns resident have of customers arriving by vehicles in this area raises fears for public safety. Some of the alcohol sold has come from dubious and potentially dangerous sources. Mayors Walk is a predominantly residential area with a limited capacity for parking at all times of the day. Residents have expressed concerns that an increase in outlets for alcohol in this area will have potential to create public nuisance and the consumption of alcohol in the vicinity will also exasperate nuisance from anti social activity.

Living on Mayors Walk there are a number of families with children, there are children's pre schools operating from St John's Hall nearby and the church on the corner of Mayors Walk and Midland Road. Behind the premises is the local primary school. I believe the safety of children is an important and pertinent issue if there are more people consuming alcohol and purchasing it in the area and I am very concerned that the outlet have sold alcohol to minors. The premises did apply for a license in 2010 and many of the problems I have outlined above arose and action had to be taken to protect children, public safety and to mitigate nuisance.

Please do not hesitate to contact me if you require any further information or clarification.

Ed Murphy
Labour and Co-operative Councillor for Ravensthorpe

MR A HUSSAIN
MAYORS WALK
PETERBOROUGH
PE3

05222482

To Whome IT MAY CONCERN

15.06.12

I UNDERSTAND THAT THE LOCAL SHOP HAS APPLIED FOR A ALCOHOL TRADING LICENSE AT 77 MAYORS WALK WEST TOWN PETERBOROUGH.

I AM MR HUSSAIN AND LIVE AT 9 MAYORS WALK WEST TOWN PETERBOROUGH AND I WISH TO OPPOSE THE LICENSE AWARD TO THE PREMISES AS FIRSTLY HE WAS TRADING ILLIGALLY TO MINORS AND WITHOUT A LICENSE. SECONDLY DUE TO THE RISE IN ALCOHOL RELATED INCIDENTS AND NOISE,

MY DAUGHTERS AND NEPHEWS HAVE BEEN SHOUTED AT AND SWORN AT WHILST THEY WALK PAST THE PREMISES WHICH I AM SERIOUSLY NOT HAPPY ABOUT.

ON THE 8TH OR 9TH OF JUNE 2012 MY DAUGHTER TOLD ME SHE'S BEEN THROWN BEER CANS AT WHICH IS UNACCEPTABLE AS SHE IS 4 YEARS OLD.

WE ALREADY HAVE THREE OFF LICENCES WITHIN SHORT DISTANCES OF EACH OTHER AND I DO NOT FEEL WE NEED A FOURTH AS THEY ARE SECURE TRUSTWORTHY ESTABLISHED.

KIND REGARDS
PP

PETERBOROUGH CITY COUNCIL
15 JUN 2012
ENVIRONMENTAL HEALTH

Representation from Mr Adrian Day, Licensing Manager

Dear Terri

Supplementary representation further to email dated 15/6/12

As the Responsible Authority for the Licensing Authority I would like to bring this application to the attention of the Sub Committee for them to determine. Based on the details within the application, the conditions in the operating schedule and the applicant. I would like the committee to consider if it is appropriate to grant a premises licence to allow off sales of alcohol at 77 Mayors Walk, Peterborough. I raise objections under the crime and disorder objective, due to the history of the premises and it's association with prior breaches in several pieces of legislation and poor practices ultimately resulting in prosecution.

I understand the Police, Trading Standards, HMRC and the Environmental Health Department have all had particular concerns when trying to assist this premises to comply with legislation, to no avail in some circumstances, resulting in a prosecution by Environmental Health. Trading Standards have details of an underage sale, two HMRC seizures etc. Full details of which will be provided by them at the hearing, as will the issues raised by the police.

In considering this application I had to scrutinise the association in regards to the ownership of the business. I therefore tasked one of my officers to send an email to establish the applicant's involvement with the premises also requesting dates, providing sufficient information as to why we were requesting this additional information, due to the history. When I received the reply from their legal agent, I found it unsatisfactory and attach it to this supplementary representation for members consideration.

Whilst applicants have to show how they are going to actively promote the four objectives, consideration also has to be given to protecting the public and local residents from crime and disorder caused by irresponsible licensed premises. As each application has to be determined on it's own merits, examination of the history of the issues at this premises have to be scrutinised, this includes the ownership, the connection to the new applicant and other persons employed to work there. This premises and application gives rise to genuine concerns about the competency and structure of management who are charged with this responsibility.

The essential purpose of the licence is to regulate the sale of alcohol, whilst conditions can be added to try and promote the objectives, they have to be practical and achievable. Therefore would be ineffective if the owner /manager does not either adhere or actively promote them. I feel the applicant must convince the committee that they would be upheld and previous problems would not resurface. I have concerns that as Mrs Evelina Balzakeviciene is only the manager (as detailed with the application) that she is not the controlling influence in regards to decision making within the business.

In an effort for the applicant to demonstrate to the committee that a licence to sell alcohol should be granted and how the objectives will be upheld, I feel a hearing is required.

As you may be aware this premises was previously licensed, however, it was called into review by trading standards but was surrendered prior to the hearing.

Unless the applicant can establish to the satisfaction of the committee that they are in no way connected to the prior owner during the 'period of offences', I would think that a grant of a licence would be wholly inappropriate and therefore object.

Historically this premises has taken up a considerable amount of officer time and valuable resources from most regulatory services. Whilst I understand that not all issues raised fall within the objectives, full consideration must be made of the ability of the licence holder to actively promote all four of the objectives and therefore sell alcohol responsibly.

Should the applicant convince the committee that there is no connection with herself and the prior history of the premises and that she is the controlling mind and influence, then I would like an additional condition added to those put forward by the police and trading standards. That being~:

'No alcohol advertisements shall be on the window or the exterior of the premises'

Under the crime and disorder objective, as I feel it would prohibit the advertisement of cheap alcohol promotions.

Regards

Adrian Day
Licensing Manager
Strategic Regulatory Services
Peterborough City Council
Bayard Place
Peterborough.
PE1 1HZ

Email: adrian.day@peterborough.gov.uk
Telephone: 01733 454437

From: Day Adrian
Sent: 15 June 2012 10:23
To: Martin Teresa
Subject: Premise Licensing Application - Baltica 77 Mayors Walk, Peterborough.
Importance: High

Hi Terri

With reference to the above application, I would like to make a representation in relation to Crime and Disorder.

I have serious concerns in the way the premises is likely to managed insofar as officers have struggled to clearly identify who will have the overall management responsibility. The applicant has indicated in her application that she holds a position of manager; however I have been informed that during their normal lines of enquiries officers from Responsible Authorities have not been able to clarify who is involved in the business. This is relevant as the history of the premises itself indicates serious breaches of legislation and criminal activity. It is therefore my suspicion that these activities may be continued if a licence is granted and if persons previously involved in the business still have control in some capacity.

Please would you accept this as my summary representation, I will be submitting a full detailed representation very shortly.

In my capacity of Responsible Authority for the Licensing Authority.

Regards

Adrian Day
Licensing Manager
Strategic Regulatory Services
Peterborough City Council
Bayard Place
Peterborough.
PE1 1HZ

Email: adrian.day@peterborough.gov.uk
Telephone: 01733 454437

Dear Teeri Martin,

The owners of the business are Mrs Evelina Balzakeviciene and Mr Tomas Balzakevicius. Mrs Evelina Balzakeviciene will be running the business.

Kind regards,

Dave Pavilion
Accountancy & Law Firm (London) Ltd.
684 High Road Leytonstone
London E11 3AA
M 077 6528 0033
P 020 8556 7628
F 020 3130 0470
E dave@pinigai.co.uk
S david-ucl

on 14/6/12 10:20 AM, Martin Teresa <teresa.martin@peterborough.gov.uk> wrote:

Dear Mr Povilonis

Due to the historic problems with this premises in the past, Responsible Authorities have requested that I ask for further information from you in relation to the above application, premises and it's management structure.

The application has been submitted by Evelina Balzakeviciene in the Capacity as manager of the business. But they would like to know who is the owner of the business. (This does not mean who is the owner of the building).

If the business is has recently changed hands the names and dates of these changes, and if the business has joint interests the names of those persons.

Therefore please could you provide this extra information as soon as possible to avoid any unnecessary representations and clarify the situation.

I can further advise that if this information is not forthcoming or is inconsistent with known facts then representations are likely to be received from Trading Standards the Police and the Licensing Authority. The result of which will mean that the application will have to be determined by a committee at a hearing.

I look forward to receiving your prompt reply.

Kind regards

Terri Martin
Regulatory Officer (Licensing)
Peterborough City Council
Operations Directorate
Fourth Floor
Bayard Place
Broadway
Peterborough
PE1 1HZ

Representation from Trading Standards

The Trading Standards team are submitting an objection to the grant of a premises licence for **77 Mayors Walk Peterborough PE3 6EX** on the grounds of the prevention of crime and disorder and the protection of children from harm.

Trading Standards have had a number of dealings with the premises and been the recipient of numerous complaints relating to the sale of alcohol to children and selling illicit tobacco.

In April 2011 Trading Standards and HM Revenue and Customs visited the shop following intelligence of illicit alcohol and tobacco.

HMRC officers seized 49 Litres of Spirits, 72 Litres of Beer and 2920 Cigarettes. The revenue due on the seized goods was £1472.42.

In May 2010 HMRC also seized 0.5 kilos of Hand Rolling Tobacco.

In June 2011 a test purchase of alcohol was made at the premises by Trading Standards and Cambridgeshire Police. The two volunteers both aged 16 were able to purchase 2 bottles of Grand Beer.

The seller of the alcohol did not challenge the volunteers on their ages or ask for identification and she could not effectively communicate due to her inability to speak English.

A review of the licence was served by Trading Standards in June 2011 and the licence was surrendered in July 2011 prior to any formal hearing.

On the 15th May 2012 an inspection of the premises was carried out by Trading Standards and HMRC following complaints of selling illicit tobacco. HMRC officers seized 5320 cigarettes from the premises. There was also beer at the premises and this was claimed to be for personal use.

Our records show that Audrius Stalioraitis and Tomas Balzaravicius are joint owners of the business and are also registered as the food business operators.

In a recent Trading Standards investigation, Audrius advised that from February 2012 he no longer works for the business, however a food inspection was carried out in March 2012 where Audrius signed the report as Manager.

It has been alleged a new owner took over in February 2012 and from 1st June 2012 Tomas has taken on full ownership of the business and changed the name of the premises.

To date this new business and ownership has not been registered within our Environmental Health Department.

In working in partnership with Cambridgeshire Police and the Licensing Department, Trading Standards have concerns with the ambiguity over who is concerned with the premises and who in fact is responsible of running the shop.

The applicant Evelina Balzakeviciene wishes to apply for a new premises licence in the role of a Manager. If the licence is granted and persons previously involved in the business still have control in some capacity then further concerns that reports of illegal activity would continue and would not promote or uphold the licensing objectives.

Whilst we would strenuously object, if the Licensing Committee decide that the applicant be granted with the licence then we would like to see the following conditions added –

- No alcohol drinks will be purchased by the store owners or staff from sellers calling at the store
- All invoices (original and copies) for all alcoholic goods for sale on the premises will be kept at the shop and made available to Police, Council and HMRC officers upon request
- A strict control system will be introduced so that the licensee can quickly identify where and when alcoholic drinks have been purchased
- An ultra-violet light will be available at the premises for the purposes of checking the UK Duty Stamp on all spirits as soon as practical after they have been purchased
- If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or otherwise suspicious, the licensee shall identify the supplier to Trading Standards and HMRC as soon as possible
- Staff training in relation to identifying and preventing sales of alcohol to underage children such as challenge 21 or challenge 25 and be recorded in a written format and be available to an authorised officer upon request
- Any person employed at the premises must be able to verbally challenge any customer attempting to purchase alcohol

Ref: 77 Mayors Walk / License Applications



Thursday 14th June 2012

Teresa Martin
Regulatory Officer (Licensing)
Peterborough City Council
Bayard Place
Peterborough
PE1 1Hz

Dear Terri,

Re: New Premises License Application – 77 Mayors Walk (Baltica), Peterborough.

On 15th May 2012 Cambridgeshire Constabulary received notification from the Licensing Authority at Peterborough City Council of an application for a new premises license for 77 Mayors Walk, Peterborough, PE3 6EX. A duplicate copy of that license application has been received by Cambridgeshire Constabulary.

The applicant Evelina Balzakeviciene wishes to apply for a new premises license for the supply of alcohol Monday to Sunday between the hours of 09:00am and 22:00pm, and wishes to apply herself as the designated premises supervisor (DPS).

This premises is known to me. I have had a number of dealings with the management and property since taking up my post in June 2011, and I am aware of issues which pre-date that. The current manager is Audrius Stalioraitas who continues to work at the store. He has verbally registered his intention with the licensing authority to hand over the business to Evelina Balzakeviciene and her partner Tomas Balzarevicius once the premises license has been granted. There is no guarantee of this.

The premises has been the recipient of numerous complaints relating to the unauthorized sale of alcohol and tobacco and allegations of being involved in the sale of counterfeit and/or illicit goods. These complaints have been made by local residents and the local councillor. Various test purchase visits have taken place, conducted by Cambridgeshire Constabulary, Trading Standards, Her Majesty's Revenue & Customs (HMRC) and Peterborough City Council Licensing Officers. Please find listed below a list of those visits and eventual outcome:

1. 07/10/2010 – following complaints from local residents about the sale of alcohol where there was no license in place, 252 cans of alcohol were found on the premises and the manager Audrius stated they were for his own consumption. Although kept within the store Audrius does not live at or near to the premises.
2. 19/04/2011 – an inspection of the premises was carried out by HMRC & Trading Standards – 2920 cigarettes, 49 litres of spirits and 72 litres of beer were seized with a total duty evasion of £1472.42. A license was in place during this period. A review of the premises license was served by Trading Standards on 29th June 2011, but the license was surrendered on 28th July 2011 prior to any formal hearing.

Cambridgeshire Constabulary, Bridge Street Police Station, Bridge Street, Cambridgeshire, PE1 1EQ
Telephone: 0345 456 456 4, Website: www.cambs.police.uk

3. 15/05/2012 – an inspection of the premises was carried out by HMRC and Trading Standards following complaints of non duty paid cigarettes being sold. 5320 illicit cigarettes were seized. There was also beer at the premises but this again was claimed to be for personal use.
4. Further complaints have been received about the sale of alcohol. On these occasions I have made visits to the store but have not found anything untoward or illegal.

On receiving the application for a new premises license I arranged a visit to the premises with Teresa Martin on 22/0/2012 to discuss the issue with Audrius. He explained that he was in 50:50 business with the applicant until the middle of June 2012 whereby he would hand over the business to the applicant and work in the butchery / meat serving place in the shop. It was also mentioned that the applicant was a friend. Food items were found to be out of date.

I am advised by Teresa Martin that during her enquiries she has identified that a Food Registration form dated October 2010 had the business operators for 77 Mayors Walk listed as Audrius and Tomas.

On 03rd April 2012 Audrius stated he was going to apply for a premises license. He was advised against this.

I have experienced that throughout my enquiries in partnership with either Trading Standards or Peterborough City Council Licensing Authority there appears to be a very real sense of ambiguity over who is concerned with the premises and who is in fact responsible and who will be running the business. Tomas appears to be involved with Audrius at this premises and another in Lincolnshire. Tomas was present at an interview at the store when Ms Martin and I attended to speak to the applicant and her legal advisor and state he would be working at the store.

Cambridgeshire Constabulary wish to make representation against this license application on the grounds of crime and disorder and public safety. It is highly suspected that given the recent circumstances that current reports of illegal activity would continue if a license were to be granted. The applicant is concerned with Tomas who is believed to have a vested interest in the premises and business over several months, and can be linked to Audrius. There is no guarantee that despite this, they would not be a direct influenced over the partner / applicant.

Should the license application be considered I would ask that the following conditions are added to the license to assist in preventing any further breaches to the principles 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. No alcoholic drinks will be purchased by the store owners or staff from sellers calling at the store.
3. All invoices (originals or copies) for all alcoholic goods for retail sale on the premises will be kept at the shop and made available to Police, Council and HMRC Officers

upon request.

4. A strict stock control system will be introduced so that the licensee can quickly identify where and when alcoholic drinks have been purchased.
5. A ultra-violet light will be available and maintained at the store for the purpose of checking the UK Duty Stamp on all spirits as soon as practical after they have been purchased.
6. If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to the Trading Standards department and HMRC as soon as possible.
7. CCTV recording equipment shall be installed 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 demand.
8. 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.
9. 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.
10. No single vessel of beer, lager or cider to be offered for sale.
11. No beer, lager or cider beverage above 6.5% abv to be displayed or offered for sale.

These additional conditions are deemed necessary to effectively protect the licensee, staff, customers and property from any negative issues which may impact upon the principles of licensing.

Yours faithfully,

Grahame Robinson
Police Constable 1572
Licensing Officer
Northern Division
Cambridgeshire Constabulary
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Email: grahame.robinson@cambs.pnn.police.uk

Our ref: AL/mw/77mayorswalk
Your ref: 95763
12 June 2012



NHS Cambridgeshire and NHS Peterborough
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Dear Licensing Team

Reference 95763 – 77 Mayors Walk

Thank you for sending us a copy of this faxed application. I confirm that as Director of Public Health I have not received a copy of this application directly from the applicant.

While we have no grounds upon which to oppose this license, we have observations on the application in relation to the protection of children from harm. While the statement “alcohol is not to be sold for younger than 18 years old” (sic) indicates compliance with the law, further clarification of how this will be achieved - and notably responding to the relevant points in Section 13 of the Peterborough City Council *Statement of Licensing Policy* such as proof of age – would be welcomed.

I also note that granting this licence will create a further outlet for alcohol sales in a relatively short distance of Mayor’s Walk. There has not yet been formal discussion of a Cumulative Impact Policy for Peterborough, but in the light of concerns in the Millfield area about effect of the number of alcohol-selling premises along Lincoln Road, we ought to be concerned for other neighbourhoods in the city, too.

Please do not hesitate to contact if we can be of further assistance, on Peterborough 758526.

Yours faithfully

Dr Andy Liggins
Director of Public Health

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