

LICENSING ACT 2003 SUB-COMMITTEE

MONDAY 3 DECEMBER 2012

1.30 PM

Council Chamber - Town Hall

AGENDA

Page No

1. Apologies for Absence

2. Declarations of Interest

At this point Members must declare whether they have a disclosable pecuniary interest, or other interest, in any of the items on the agenda, unless it is already entered in the register of members' interests or is a "pending notification" that has been disclosed to the Solicitor to the Council.

Members must also declare if they are subject to their party group whip in relation to any items under consideration.

3. Application for New Premises Licence for Central Food, 176 Lincoln Road, Peterborough, PE1 2NW **1 - 50**

Committee Members:

Councillors: Thacker (Chairman), Serluca 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
3 DECEMBER 2012		PUBLIC REPORT
Contact Officers:	Adrian Day, Licensing Manager, Darren Dolby, Licensing Regulatory Officer	Tel: 454437 Tel. 453561

APPLICATION: NEW PREMISES LICENCE APPLICATION

LICENCE REFERENCE: MAU 065897

APPLICANT: Mr Ergin Tasci

PREMISES: Central Food, 176 Lincoln Road, Peterborough. PE1 2NW

GLOSSARY OF TERMS: Attached at **Appendix A - Page 4**

1. PURPOSE OF REPORT

1.1 To consider and determine this application for a new premises licence for Central Food, 176 Lincoln Road, Peterborough, PE1 2NW taking into account the representations received from responsible authorities and other persons.

2. BACKGROUND INFORMATION

2.1 On the 17 October 2012 a new premises licence application was submitted to the Licensing Authority by Mr Ergin Tasci, attached at **Appendix B – Page 7**. The premises was formerly a motorcycle sales shop and has never had the benefit of any type of alcohol or public entertainment licence.

3. AUTHORISATIONS AND TIMES APPLIED FOR

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

Monday to Sunday 08.30 to 00.00

Bank Holiday Sundays / Christmas Eve / New Years Eve & Good Friday 08.30 to 03.00

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

Monday to Sunday 08.30 to 00.00

Bank Holiday Sundays / Christmas Eve / New Years Eve & Good Friday 08.30 to 03.00

4. REPRESENTATIONS

- 4.1 Representations against the application have been received from Cambridgeshire Constabulary, the Licensing Authority and the Local Health Authority in their capacities as responsible authorities. There have also been representations from the Millfield and New England Regeneration Partnership (MANERP), a local Councillor acting in his capacity as both a Councillor and as secretary of the Victoria Park Resident's Association and the Operation CAN-do Neighbourhood Delivery Team (NDT). The Councillor and the 3 organisations represent the interests of local residents in the area. We also received a representation from a local resident. This representation also contained a petition which was discounted as it was not in the correct format. These representations are attached at **Appendix C – Page 29** and summarised at 5.1 below.
- 4.2 There have been no representations in support of the application.
- 4.3 It is for members of the licensing sub-committee to decide to attach whatever weight to the documentation that it sees fit. Regulation 19(a) of the hearing regulations require authorities to disregard any information given by a party or person that is not relevant to the application. Members should note that the letters and documentation attached are in their entirety and 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
- 4.4 Representations have not been received from any other of the Responsible Authorities i.e. Cambridgeshire Fire and Rescue Service, Peterborough Trading Standards, Peterborough City Council Planning Department, Peterborough City Council Health and Safety Team and Peterborough City Council Child Protection.

5. 'NEGATIVE' REPRESENTATIONS RECEIVED

5.1 Summary of issues raised:

- An increase in anti social behaviour in the area.
- An increase in crime in the area.
- An increase in street drinking in the area
- Negative impact on the principles of the 'Operation CAN-do' initiative

6. MEDIATION

- 6.1 At the time of making this report there have been no agreements made nor representations withdrawn through mediation.

7. POLICY & GUIDANCE IMPLICATIONS

- 7.1 The following sections/paragraphs are applicable to this application:

7.2 Council's Statement of Licensing Policy

- Objectives, Section 4 on Page 5 and 6
- Fundamental Principles, Section 6 on Page 6
- 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

7.3 Guidance Issued under Section 182 of the Licensing Act 2003 October 2012

- The Licensing Objectives – Section 2 pages 11 to 17
- Applications for Premises Licenses – Section 8.1 to 8.42 pages 41 to 58
- Determining applications – Section 9 pages 58 to 64

8. LEGAL OFFICER'S COMMENTS

- 8.1 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 grant of a premises licence made under Section 17 of the Licensing Act.
- 8.2 In this case, the application was received at these offices on 17th October 2012.
- 8.3 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 Home Office in October 2012 under section 182 of the Licensing Act 2003.
- 8.4 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 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
- 8.5 Conditions are modified if they are altered, omitted or any new condition added (Section 35(4) Licensing Act 2003).

LICENSING ACT 2003 GLOSSARY OF TERMS

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.

‘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

**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 Ergin Tasci
 (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			
Central Food 176 Lincoln Road			
Post town	Peterborough	Post code	PE1 2nw

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£25000

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 <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Tasci			First names Ergin		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		25 Buchthorn Road Hampton Hargate			
Post Town	Peterborough		Postcode	PE7 8EE	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes

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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
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	3	1 1 2 0 1 2

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

Day	Month	Year

Please give a general description of the premises (please read guidance note1)
Please refer to the enclosed plan.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- 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:

- 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

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

E

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

F

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

G

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

H

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

I

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

J

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

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur					
Fri			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Sat					
Sun					
			<u>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</u> (please read guidance note 5)		

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 (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) N/A		
Mon	08:30	00:00			
Tue	08:30	00:00			
Wed	08:30	00:00			
Thur	08:30	00:00			
Fri	08:30	00:00			
Sat	08:30	00:00			
Sun	08:30	00:00			
			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) Non-Standards Hours- Bank Holiday Sundays/Christmas eve/New Year eve/ Good Friday 08:30 to 03:00		

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

Name Ergin Tasci	
Address 25 Buchthorn Road Hampton Hargate Peterborough	
Postcode	PE7 8EE
Personal Licence number (if known) 047597	
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)

N/A

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	08:30	00:00	N/A
Tue	08:30	00:00	
Wed	08:30	00:00	
Thur	08:30	00:00	
Fri	08:30	00:00	
Sat	08:30	00:00	
Sun	08:30	00:00	
			Non standard timings. Where you intend 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)
			Non-Standards Hours- Bank Holiday Sundays/ Christmas eve/New Year eve/ Good Friday 08:30 to 03:00

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 standard practices listed below will be maintained at all times. All reasonable steps will be taken to ensure that the premises will have a positive impact upon the local environment and its residents at all times.

b) The prevention of crime and disorder

CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable a frontal head and shoulders image of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.

c) Public safety

Appropriate fire safety procedures are in place along with appliances including fire extinguishers (Foam, H2O and CO2), fire blankets, internally illuminated fire exit signs, a smoke detector and emergency lighting. All appliances are checked annually and comply with relevant British Standards.

All fire escapes/escape routes will be clearly marked and kept free from obstructions at all times.

d) The prevention of public nuisance

All customers are asked to leave quietly. Clear and legible notices will be displayed to remind customers to leave quietly.

e) The protection of children from harm

To protect the children from harm we have following steps taken:

- 1- the premises are effectively and responsibly managed
- 2- provision of a sufficient number of people employed or engaged
- 3- appropriate instruction, training and supervision of those employed or engaged
- 4- to adopt challenge 21 policy

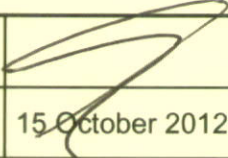
Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

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

Signature		
Date	15 October 2012	
Capacity	Authorised Agent	

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12) **If signing on behalf of the applicant please state in what capacity.**

Signature		
Date		
Capacity		

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Licensing Department
NARTS
53 Stoke Newington High Street

Post town	London	Post code	N16 8EL
Telephone number (if any)	020 7241 3636		

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
yuksel.uyran@narts.org.uk

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.

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To: Licensing Team, Peterborough City Council.

Reference: Premises Licence 065897 Application Central Food 176, Lincoln Road, Peterborough.

I am writing to make a representation to the application noted above as the Chair of the Operation CAN-do Neighbourhood Delivery Team (NDT).

Operational CAN-do is a 10+ year programme which aims to develop, enable, implement, evidence and measure a transformational, whole-systems approach to improve the quality of life, outcomes and outlook of people living and working in the Gladstone, Millfield and New England community of Peterborough.

The NDT is a multi agency partnership, led by the area's Neighbourhood Manager, designed to provide a simple mechanism for service providers (council services, police, health services, fire & rescue, housing associations, elected members, voluntary sector) to work together to take forward action to address issues that impact on how residents feel about their neighbourhoods.

All officers have an in depth understanding of their local community in terms of it's demographics and priority needs. The NDT is therefore committed to ensure services are delivered in the area to directly support the interests and needs of the local people.

Based on this understanding, both anecdotal and evidence, the NDT's representation aims to object in relation to

- The prevention of crime and disorder
- The prevention of public nuisance

Operation CAN do partners have and are driven by a wealth of statistical information regarding the levels of alcohol related crime and antisocial behaviour in this area of the city. This is further compounded by the overwhelming levels of service requests and complaints in direct relation to the sale or use of alcohol and since the introduction of the programme feel that a 'zero tolerance' approach is required to prevent these issues worsening. All partner agencies are subscribed to this approach.

The supermarket at 174-176 Lincoln Road does not currently have a licence for the sale of alcohol. This premises is situated in the heart of the CAN-do area which is densely populated with an already disproportionately high number of licenses premises. The application therefore would undermine the partnership interventions to improve the quality of life for the local communities. The NDT recognise that there are many responsible licensed premises in the area but aims to oppose any further applications being granted on the grounds of saturation in this area and therefore write on behalf of local service agencies and the community to challenge this application.

Kind regards
Cate Harding
Neighbourhood Manager

Central & East Locality

Dear Mr Day

Re: Application for Alcohol Licence at 178 Lincoln Road, reference: 65897

I am writing to you in my capacity as Secretary of the Victoria Park Residents Association, and also as Councillor for Park Ward, to object to the granting of a licence for the above named premises.. The Victoria Park Residents' Association's area of benefit is contiguous with the location of the premises applying for this licence.

Our objections relate to the Main Principles of the 2003 Licensing Act, namely:

- Prevention of crime and disorder;
- Prevention of public nuisance;
- Protection of children from harm.

Prevention of crime and disorder and Prevention of public nuisance.

There has been a rapid growth of alcohol off-sales outlets in the Millfield area of Peterborough over the recent past and this has contributed to a steep rise in anti-social behaviour. The Lincoln Road area of Millfield already has a significantly higher percentage of retail outlets selling alcohol than any other area of Peterborough, and one outcome of this is that the area has been designated as a DPPO. However in my experience, and that of the membership of the Victoria Park Residents' Association, this has been difficult to police with the result that there is still a high level of anti-social behaviour caused by the excessive consumption of alcohol. We believe that the large number of alcohol outlets on the Lincoln Road, Millfield, are more than sufficient for the area and should this application be successful it will inevitably worsen an already unacceptable situation.

The day and night time experience of many residents in the area is not only to feel intimidated by groups of alcohol dependent people gathering at various locations in the area, but also to regularly witness fights and scuffles in the street. As a councillor I am actively working with residents at two different addresses in the area whose teenage children will not leave their homes unaccompanied after seven or eight in the evening.

A by-product of this plethora of off-licence outlets in the area is the daily and unsightly mess left on the streets, and in front gardens, consisting of discarded cans and bottles as well as vomit and human excrement.

Protection of children from harm.

In addition to the experience of the children from two families I have cited above, and there must be many more, many children pass by the store under

consideration both in the morning and at the end of the school day. Indeed many of them use the store to purchase crisps, sweets and soft drinks and it is both undesirable and unacceptable that they should be forced to interact with alcohol-dependent people, as is the case in similar outlets in the area. Furthermore, it is very possible that some of the more impressionable children will be tempted to experiment with alcohol as a result of witnessing the behaviour of adults both within and outside the store.

In conclusion, we firmly believe that the successful application for a further alcohol licence in the area will lead to an increase in anti-social behaviour and would run counter to, and undermine the *raison d'etre* of the Council's own Operation CAN-do, that is to improve the quality of life for all people living and working in the Millfield, New England and Gladstone areas of the city.

Both the Victoria Park Residents' Association, and I as ward councillor, work closely with a range of different organisations to improve the area we call home. We cannot do this alone and we look to, and expect, the Licensing Committee to support us in our endeavours by rejecting this application.

Yours sincerely

John Shearman

John Shearman

**Secretary - The Victoria Park Residents' Association
and Councillor for Park Ward**

Our ref: AL/mw
Your ref:
13 November 2012

The Licensing Team
Peterborough City Council
4th Floor, Bayard Place
Broadway
Peterborough
PE1 1HU

Public Health
1st Floor
Town Hall
Peterborough
PE1 1HL

Direct: 01733 207172
Email: mandy.workman@peterborough.gov.uk
Web: www.peterborough.nhs.uk

Dear Licensing Team

Reference 065897 - 176 Lincoln Road

Thank you for forwarding us a copy of this license application.

I note that the application relates to a new licence in the "Operation CAN-Do" area of Millfield. The PCT supports this partnership response to concerns regarding community cohesion and anti-social behaviour in this locality. While I am not aware of any evidence in relation to the premises in question, we have seen police data showing crime and ASB to take place late into the evening in the Lincoln Road area and our own analysis shows the area to have the highest density of licensed outlets in the city already. The links between ASB and alcohol are well documented. 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 the effect of the number of alcohol-selling premises along Lincoln Road, this application would appear to run counter to the aspirations of Operation CAN-Do.

The national alcohol strategy, published in March 2012 indicated Government's intention to introduce a "health" ground for objection to granting licenses. This has not yet been added to the legislation. Once in place, our health concerns will have formal weight in the application process. However, some health data may be of use in respect to this and similar applications. Peterborough has a higher than average rate of alcohol-related hospital admissions and it is an objective to reduce these and the associated health burden upon individuals, families and the community. Admissions from the Millfield area are among the highest for any neighbourhood in Peterborough. The Millfield area enjoys a particularly diverse population, including many from other European Union countries and World Health Organisation data (2005) shows considerably higher rates of liver cirrhosis among people from Lithuania, Latvia, Poland and Portugal than the UK average. It is important that we strive to reduce alcohol harm among all people living in our city.

Please do not hesitate to contact if we can be of further assistance, on Peterborough 207172.

Yours faithfully



Dr Andy Liggins
Director of Public Health

65897

PETERBOROUGH CITY COUNCIL
09 NOV 2012
ENVIRONMENTAL HEALTH

Planning Department
Peterborough City Council
Stuart House
Peterborough

To Whom It May Concern:

CENTRAL FOOD
RE: 176 Lincoln Road, Peterborough, PE1 2NW

This petition is being submitted to object to the change of use at the above property.

We believe there are already too many off licenses within Central Ward, especially on Lincoln Road. As a result there has already been an increase on anti social behavior within the area and crime has risen as a result.

Peterborough City Council and the Police committed at the last Central and North Neighborhood meeting agreed that there are too many off licenses on Lincoln Road, so we are expecting the authority to stick to what they said.

Lincoln Road comes under the Op Can Do area, which is all about improving the area and giving ownership to the community which is why we the 'Community' are objecting to any new off licenses being proposed to be set up within the central ward.

I look forward to your response.

S. Manis
60504 STAFF
PETERBOROUGH
PE1 2ND

The Licensing Team
Peterborough City Council
Bayard Place
Peterborough

13th November 2012

Dear Sir/Madam

**Alcohol License Application 65897
Central Food, 176 Lincoln Road, Peterborough**

I am the Chair of Millfield & New England Regeneration Partnership (MANERP) which represents residents who live in the Millfield and New England areas of Peterborough. The reason for writing is to object to application No. 65897 – Central Food, 176 Lincoln Road, Peterborough to retail alcohol at these premises.

**Objections under the 2003 Licensing Acts' Main Principles.
Prevention of crime and disorder and;
Prevention of public nuisance**

As you are aware, the Millfield and New England area of Peterborough for several years has had a history of anti-social behaviour fuelled by alcohol and drug abuse. This has been exacerbated by the rapid growth of a number of outlets retailing alcohol by means of "off-sales." The area is also within the boundary of the "Operation Can-Do" initiative which has brought together the city council, police, NHS, Resident Associations and other partner agencies to jointly combat the serious issues being faced in this area.

Lincoln Road in Millfield already has several retailers selling "off-sales" alcohol at a significantly higher ratio than any other area of Peterborough. It is also designated as a Designated Public Places Order area. However, this has been very hard to police and there is still very high alcohol fuelled anti-social behaviour in the vicinity.

The "Operation Can-Do" initiative has been robust but it is still hasn't achieved the goals that it and its partners need to achieve. Last month for example the Mini-Mart at 415 Lincoln Road had its licensing hours extended from 8.00pm to 11.00pm and reports to us from local residents are that alcohol related issues have begun to slowly increase again as a result. The area is very sensitive and volatile and any more licenses will, we believe, ensure that alcohol related issues will worsen rapidly.

In Lincoln Road particularly, it is common for groups of alcohol dependent people to gather for long periods of time at many of the shops retailing alcohol, often shouting, swearing. They are often involved in scuffles and fights which is frightening and intimidating for residents, their children and visitors to the area. Some residents have stated that some of their visitors have ceased coming because of the problems.

The residents in the area enjoy little enough peace as it is and constantly have to clear their front gardens of discarded cans, bottles and also have to wash and clean their properties where intoxicated people have urinated and defecated. This is

something that is now almost taken for granted by local residents and with the deterioration of street cleaning in general the area is degenerating fast.

**Objections under the 2003 Licensing Acts' Main Principles.
Protection of children from harm.**

There is also a significant footfall of children that pass and gather near these premises in the morning and mid to late afternoon travelling to and from school. Many of them use the store to purchase confectionery and soft drinks. The sale of alcohol in this establishment will be an attraction to those people who are alcohol-dependent and which can be exemplified at similar retail outlets in the area which continue to pose issues when school children are forced to interact with them because of their mere presence. This is neither acceptable nor desirable, and will be totally outwith the direct control of any Designated Premises Supervisor or their staff.

In Summary

The granting of any Premises License would we fear, lead to even more anti-social problems that were prevalent prior to the commencement of "Operation Can-Do". We would also suggest that the granting of a license for the sale of alcohol would run directly contrary to three of the four Licensing Objectives under the 2003 Act.

In conclusion, the Millfield and New England area has a phenomenal increase in the number of outlets selling alcohol (around the seventy plus mark) in recent years which has contributed significantly to anti-social behaviour in the area. The current joint partnership between Peterborough City Council, Cambridgeshire Police and other partner agencies through "Operation Can-Do" has highlighted the need to reduce the number of outlets and hours that alcohol can be freely purchased if it is to make any further headway towards the goals that it is striving to achieve.

At MANERP our focus is to try to regenerate an area that has been sadly neglected for many years and the largest problem of all revolves around the ease, low cost and availability at which alcohol can be purchased and subsequently abused. Any increase in the number of outlets would be a major obstacle in attempting to improve this area of Peterborough.

We therefore respectfully request that this application be refused by the Licensing Committee for the reasons stated above.

Yours Sincerely

BRIAN W J GASCOYNE
Chair - Millfield and New England Regeneration Partnership

As the Responsible Authority for the Licensing Authority I wish to make a representation against the grant of the new premises licence application in relation to Central Food at 176 Lincoln Road.

My representation is in relation to the following licensing objectives:

- The prevention of crime and disorder
- The prevention of public nuisance
- Public safety

The application is requesting a premises licence to authorise off sales of alcohol Mon to Sun 8.30am to midnight, with an extension to these hours to 3am on Bank Holidays.

The premises is situated in the 'Op Cando' area of Peterborough, Op Cando is a multi agency partnership set up to address the various problems in this area and looks at ways to regenerate and resolve problems experienced by the community. This is a densely populated multicultural residential and retail area subjected to a high concentration of premises authorised to sell alcohol. This has had a negative effect on the licensing objectives, as many of the reported issues relate to the supply and use of alcohol, thus causing high levels of alcohol related anti social behaviour and public nuisance.

Paramount consideration has to be given to the wider community in which this premises is situated, anti social behaviour and nuisance associated with alcohol sales and consumption is well documented as blighting the every day life of residents in this locality. The Licensing Act 2003 provides a regulatory framework for ensuring that licences are only granted where it is deemed appropriate and the needs of local communities should be reflected in these decisions.

The Police remain the key enforcers of licensing law, their representation and supporting documentation against this application provides members with detailed information on the crime statistics available. Whilst each application must be determined on its own merits, the wider impact on the community must be considered, this area of Peterborough is subject to an excessive glut of licensed premises. Currently Peterborough does not have a cumulative impact policy (special policy); however the absence of a special policy does not prevent any responsible authority making representations on the grant of a licence on the grounds that the premises will give rise to a negative impact on one or more of the licensing objectives. (October 2012 Guidance issued under section 182 of the Licensing Act 2003.)

I also further support the representation from the Director of Public Health who provides information about alcohol related hospital admissions from the Millfield area and also considers the demographic of residents and the issues this causes to them, to the health service and to Peterborough generally. This all relates to the public safety objective, as persons consuming alcohol to excess leads to crime, disorder, public nuisance, a drain on hospital resources and deterioration on public health in the broader sense. The Governments Alcohol Strategy (March 2012) states '...alcohol is one of the three biggest lifestyle risk factors for disease and death in the United Kingdom after smoking and obesity.' It goes on to state '...alcohol related harm is now estimated to cost society £21 billion annually.' It further adds, 'The problem has developed for the following reasons: Cheap alcohol is too readily available and industry needs and commercial advantages have too frequently been prioritised over community concerns.'

The hours requested within the application are considered excessive for this residential area. The applicant does not seem to have considered section 8.35 of guidance which states, ' applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand: the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate: any risk posed to the local area by the applicants proposed licensable activities and any local initiative for example local crime reduction initiatives or voluntary schemes.....which may help to mitigate potential risks'. In fact within the general

description of the premises (on the application form) it only refers to the plan. This shows a lack of consideration to guidance, residents, and the locality.

As this is a new application for a premises licence no 'evidence' is available in relation to this premises, however, there is an abundance of evidence about the locality in which the premises wishes to operate. It is unmistakable that yet another premises licensed for the sale of alcohol in this area would, beyond any doubt, exacerbate existing issues thereby having a negative impact on the objectives. I therefore object to the grant of this premises licence.

Peter Gell
Strategic Regulatory Services Manager
Regulatory Services
Peterborough City Council
Bayard Place
Peterborough
PE1 1HZ

Analysis of Crime and Anti-Social Behaviour in the Op Can Do Area

Objective

To review the levels of crime and disorder in the Op Can Do area to establish whether there are any causal links between premises trading in the area and the level of crime and ASB. The results of this analysis will form part of the evidence to support the Police's Licensing Team.

Methodology

Crime and ASB data has been extracted from Police systems; crime data has been extracted from CrimeFile and incident data has been extracted from Command and Control 3 system, both via i2.

Crime and incident data has then been broken down to show the times and the days in which they occurred, to particularly evidence peak times for ASB and crime.

The time period covered by this analysis is 1st September 2011 – 31st August 2012, for comparison purposes, this time period has been split into six month periods.

The geographical area to be covered is highlighted in green on the map below, it includes the area of Lincoln Road from the junction with St Pauls Road to the north, to Taverners Road to the south, with a 100m buffer either side.



Crimes recorded in the buffer zone

Crimes which have been recorded in the area highlighted on the map on page 1 (buffer zone) are detailed in the table below¹.

Offence Type	01/09/11 to 28/02/12	01/03/12 to 31/08/12	Change
All Crime	202	212	▲
Theft and Handling	78	89	▲
Violent Crime	52	52	-
Burglary	27	19	▼
Criminal Damage	18	27	▲
Drug Offences	16	18	▲
Fraud and Forgery	9	6	▼
Other Offences	2	1	▼
Alcohol Related Offences	47	44	▼

Offence levels have shown very little change over the last six months, compared to the previous six months. Theft and handling and criminal damage offences have been the only offence types to show any particular increase.

Crimes which can be regarded as 'alcohol related'² accounted for approximately 23% of offences in the first six months, and 21% of offences in the second six months.

The timing of the offences which are likely to be most affected by alcohol are detailed in the table below; peak times for all offences are generally in the afternoon, whilst peak times for violent crime and criminal damage tend to be a little later in the afternoon/evening.

Time Occurred	All Crime	Violent Crime	Criminal Damage	Alcohol Related Offences
02:00-05:59	21	10	3	11
06:00-09:59	23	3	1	6
10:00-13:59	91	13	10	13
14:00-17:59	110	26	8	14
18:00-21:59	88	26	9	19
22:00-01:59	81	26	14	28
22:00-23:59	43	12	6	17
00:00-01:59	38	14	8	11

There are no peak days of the week for all offences, with crimes recorded over the last 12 months spread across the days of the week. In terms of violent crime, peak days of the week are over the weekend: there are no other significant trends in terms of the other crime types listed on this table.

¹ This is based on the earliest possible offence time. The default time is 00:01hrs and this may slightly skew the data.

² Crime notes were searched for the words 'drunk', 'drink' and 'intoxicated' to identify those offences where alcohol was possibly involved

Incidents recorded in the buffer zone

Incidents which have been recorded in the area highlighted in the map on page 1 (buffer zone) are detailed in the table below:

Incident Type	01/09/11 to 28/02/12	01/03/12 to 31/08/12	Change
All Incidents	646	646	-
ASB	128	109	▼
Alcohol Related Incidents	68	53	▼

Incident levels have shown little change over the last six months compared to the previous period, there has however been a slight decrease in the number of ASB and alcohol related incidents. Incidents with an 'alcohol' tag account for approximately 11% of total incidents in the first six months, and 8% of incidents in the second six months.

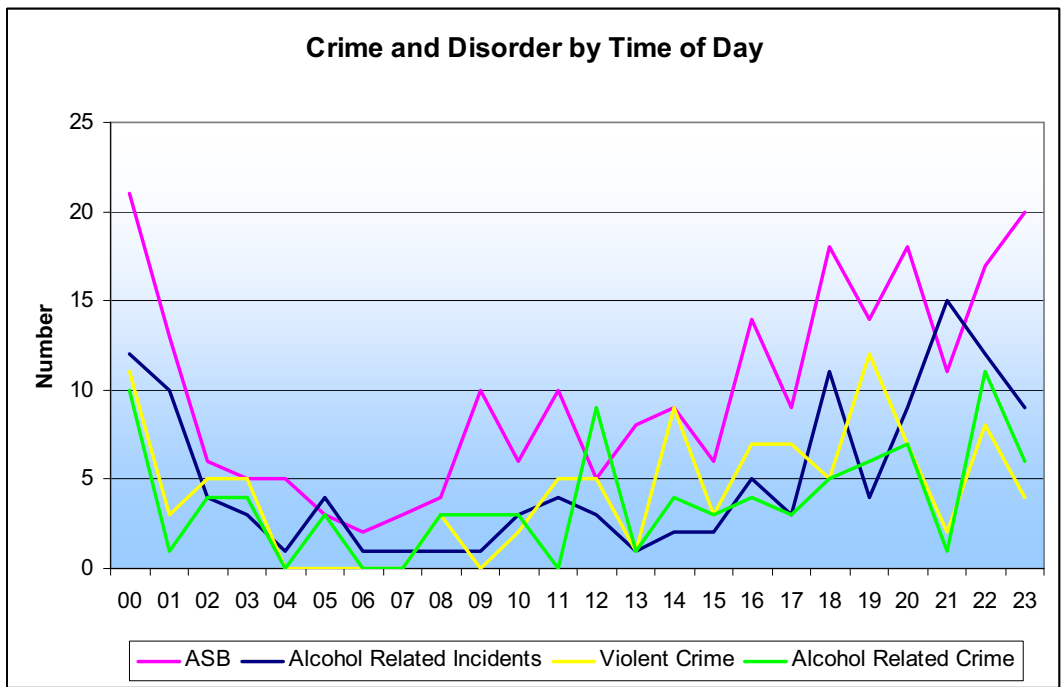
The timings of incidents which have been recorded in the area are detailed in the table below:

Time Occurred	All Incidents	ASB Incidents	Alcohol Incidents
02:00-05:59	80	19	12
06:00-09:59	100	19	4
10:00-13:59	240	29	11
14:00-17:59	321	38	12
18:00-21:59	328	61	39
22:00-01:59	223	71	43
22:00-23:59	119	37	21
00:00-01:59	104	34	22

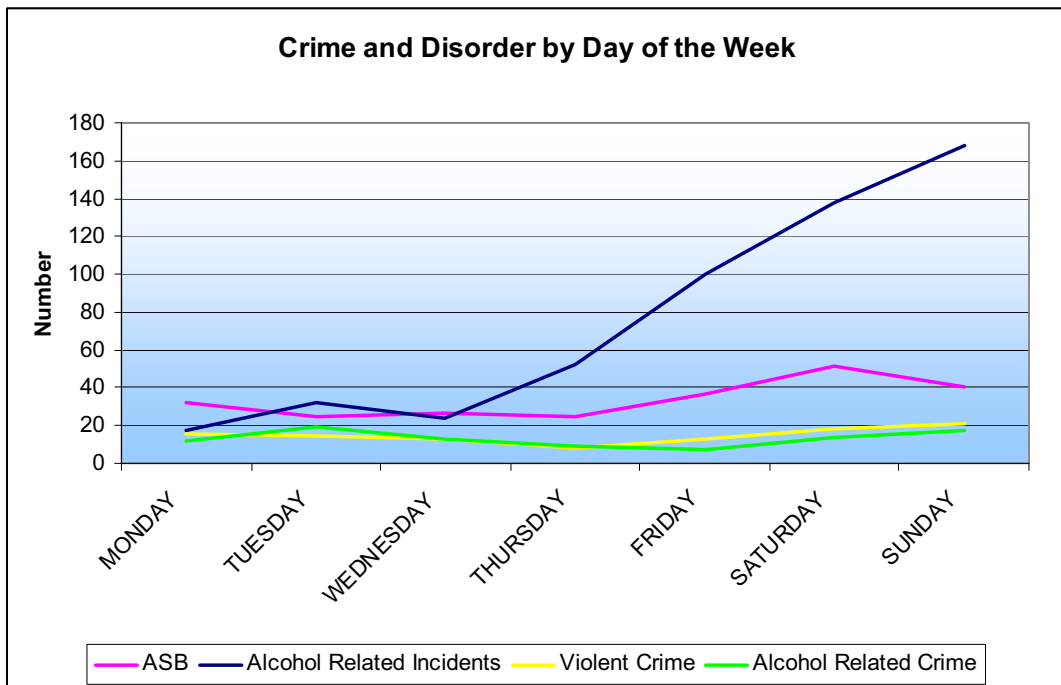
Peak days for ASB are Saturdays and Sundays, the same is also true of alcohol related incidents, with over 75% of incidents recorded on Friday, Saturday or Sunday.

Crime and Disorder Temporal Analysis

The graphs below show the levels of crime and disorder by time of the day: there are clear peaks for almost all crime and disorder types towards the late afternoon / evening



The graph below shows crime and disorder levels, which occur in the buffer zone, by day of the week; almost all crime and disorder types show a peak towards the end of the week.



Summary

- Overall crime and incident levels have shown very little change over the last six months, compared to the previous six months.
- ASB and alcohol related incidents have shown a slight reduction over the last six months. Higher levels of incidents may have been anticipated over the summer months as lighter nights and warmer weather historically correlate with higher levels of incidents, however this has not been the case in the area analysed.
- Crime is generally spread throughout the day, however those offence types which can be associated with alcohol tend to occur later in the evenings and at weekends. Similarly ASB and alcohol related incidents peak after 18:00 in the evening, with over 75% of alcohol incidents occurring at weekends.
- Alcohol related crime and incidents account for a significant proportion of total crime and disorder levels occurring in the area. The proportion of alcohol related incidents has shown a slight decrease over the recent months.

Ref: Central Food - 176 Lincoln Rd / License Applications



Thursday 08th November 2012

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

Dear Darren,

Re: New Premises License Application 065897 – 176 Lincoln Road, Peterborough, PE1 2NW – Police Representation

On 18th October 2012 Cambridgeshire Constabulary received official correspondence in relation to a new Premises License application in respect of Central Food, 176 Lincoln Road, Peterborough, PE1 2NW. A duplicate copy and notification was also received from the Licensing Officers at Peterborough City Council giving the application reference number 065897. Also attached was Part A – ‘Consent of individual to be specified as premises supervisor’, naming ERGIN TASCI, of 25 BUCKTHORN ROAD, HAMPTON HARGATE, PETERBOROUGH, PE7 8EE as the designated premises supervisor.

The license applicant ERGIN TASCI - a personal license holder No: 047597 issued by Peterborough City Council - wishes to apply for a premises license for the property located at 176 Lincoln Road. This venue has very recently become known as ‘CENTRAL FOOD’ Supermarket, and was formerly the ‘INFINITIE’ Motorcyclist outfitters. The premises is highlighted on the application as being open daily between the hours of 08:30am and 00:00pm (midnight). The applicant has applied for a premises license for the ‘Off’ sale of alcohol on a daily basis between 08:30am and midnight. It has also been highlighted within the application that Mr. Tasci intends to operate and sell alcohol between 08:30am and 03:00am on Bank Holiday Sundays, Christmas Eve, New Years Eve and Good Friday. A plan of the venue (attached at **Annex A**) suggests that alcohol will be served from behind the counter with the exception of two coolers located at the front far end of the store.

As the licensing Officer for Cambridgeshire Constabulary and acting on behalf of the Chief Constable Simon Parr I wish to make representation in relation to the fact that the application, if granted may be detrimental to the principles of licensing, namely preventing crime and disorder and the protection of children from harm and recommend that the licensing committee reject the application.

The premise is a commercial unit situated centrally within the Operation CAN-DO area. It is located near to residential properties with private homes all around the premises. Please refer to **Annex B** for a visual reference of the location of the property.

Operation CAN-DO is designed to develop, implement, evidence and measure a transformational, whole systems approach to improve the quality of life of people living and working in the Gladstone area of Central Ward, Millfield and New England. 176 Lincoln Road is centrally located within the CAN-DO area. The operation has support from Peterborough City Council, Cambridgeshire Constabulary, the National Health Service, Fire Service and many more organisations / agencies. Each partner has committed dedicated resources to Operation CAN-DO over its 10 year duration (for example the police have a team of 9 dedicated officers). This is testament - especially in the current economic climate - to how crucial the area is to the aims / objectives for each organisation / agency.

The area has been specifically identified as having disproportionately high levels of community tension, crime, anti social behaviour, dissatisfaction from all communities, and in particular, alcohol and licensing issues. There is a direct correlation between the location of licensed premises and reports of noise, littering, violence and other forms of anti social behaviour. This is not surprising when you consider that the Operation CAN-DO area is densely populated with families from a large variety of nationalities and backgrounds, living in housing stock which comprises mainly of Victorian style terracing. It is important to add that the licensed premises have grown up rapidly around people's homes in the last few years – not the other way round.

Sadly, the National Health service reports that Peterborough compares poorly with both the England and regional average on alcohol specific, attributable and related hospital admissions and is rising year on year for both men and women. Peterborough has a lower life expectancy than the average in the East of England and the national average. The operation CAN-Do partnership is keen to take a robust and consistent stance around anything to do with alcohol and alcohol licensing as it clearly has a massive impact of the lives of the community that live within it.

I wish to draw attention to Section 13 sub-para 32 under S.182 of the Licensing Act 2003 (Guidance). It states –

“ The absence of a special policy does not prevent any responsible authority or interested party making representation on a new application for the grant, or variation, of a license on the grounds that the premises will give rise to a negative cumulative impact on one or more of the licensing objectives”.

A Cumulative Impact Assessment is constantly being considered. Steps have been identified and implemented as guidance suggests identifying if a Special Policy is necessary. These steps are outlined in Section 182 of the Licensing Act 2003 – Section 13 sub-para 28. Operation CAN-DO officers are monitoring those steps on a daily basis and implementing action plans in an effort to drive down alcohol related violent crime and disorder and the fear of such activity. It can be said that there has been a marked improvement over the last 12 months however there is still a considerable amount of work to do and maintain. Concerns over crime and disorder, public safety, public nuisance and protection of children from harm are paramount within the CAN-DO area. Evidence exists to suggest there is a great deal of compromise against these principles. A boundary has been set up – a designated public place order installed and now movement towards a dispersal zone is being considered. Officers are constantly and consistently challenging people in the street for drinking alcohol in the street and taking whatever action they deem necessary to deal with those people. The CAN-DO area is one of the most diverse in Cambridgeshire as well as being one of the most transient. As such officers find that they have to challenge and educate residents constantly about the orders and actions in process. A Special Policy can be and will be considered as the final step in trying to maintain safety and control within an area saturated with alcohol retail premises. However the steps implemented are showing that they are reducing alcohol related crime and disorder.

A map of the Operation CAN-Do area of responsibility showing the store location and the analysed area can be found at **Annex C**. A Statistical Analysis in relation to Operation CAN-Do has been commissioned and can be found as an attachment to this document. The Analysis Report is self

explanatory. I wish to draw the Committees attention to the summary detailed on Page 5 of the report. It can be seen that there has been a small reduction in alcohol related crime and disorder over the last six months. This can be positively attributed to the actions implemented by Police and partner agencies – through Operation CAN-Do in setting down common standards and expectations across all licensed premises, and the robust consistent challenges on persons found drinking in the street or involved in alcohol related violent crime or disorder. The peak time of offending and anti social behaviour concerning alcohol is suggested as being after 18:00pm, with over 75% of alcohol related incidents occurring at the weekend. There is no substantial evidence to suggest any one crime is directly linked to 176 Lincoln Road, ultimately there is no evidence to suggest that any one crime is not directly or indirectly linked to this property. The applicant cannot be expected to know exactly where all of the alcohol he could potentially sell may end up, but it can be said he is fully aware of the problems the area is facing, after Mr. Dolby and I made a visit to Mr. Tasci to discuss his application. Section 8 Sub-Para 39 within Section 182 of the Licensing Act 2003 (Guidance) suggests that:

“Whilst applicants are not required to seek the views of responsible authorities before formally submitting their application, they may find them to be a useful source of expert advice on local issues that should be taken into consideration when making an application”.

Mr. Tasci was advised that his premises fall within the area of Operation CAN-Do and that any new license application may be represented against. Furthermore he was advised about Section 8 Sub-Para 40 within Section 182 of the Licensing Act 2003 (Guidance) which states:

“Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to promote the license objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises”

It appears to me that Mr. Tasci has not listened to or understood the advice given to him and has clearly made no attempt to achieve the above. It can be reasonably considered that his application is a blanket application with not consideration for the impact his application may impose on the local community.

The sale of alcohol in this area is prolific and can be considered the main causal problem which results in alcohol related crime and disorder and the fear of that crime or disorder and obviously other licensed premises may contribute to these figures either directly or indirectly. There are numerous references on the World Wide Web in particular crime mapping web applications, Neighbourhood statistics, local press releases and local authority web sites which would have assisted Mr Tasci in achieving this aim. I believe that a responsible licensee, armed with such information would consider his hours of operation in particular to the sale of alcohol.

I would like to draw upon 317 Lincoln Road as an example of impact upon crime and disorder and the local community. This premises is also a supermarket and owned and operated by the designated premises supervisor Mr. ERGIN TASCI. The premises operate between 08:00am and 02:00am on a daily basis. Since 01st January 2012 and 08th November 2012 thirty nine incidents have been reported whereby Police assistance has been expected for the postcode area PE1 2PH. Of those incidents 20 pertain to 317 Lincoln Road – Peterborough Supermarket. The licensee operates within his means and has adopted measures offered by the licensing authority; however of the 20 incidents reported all but four incidents have occurred after 20:00pm with the majority being after 23:00pm. Such incidents include violence towards staff from persons in drink, and rowdy and nuisance incidents involving street drinkers. This evidences the fact that despite there being no previous history on 176 Lincoln road it cannot be discounted that the addition of another licensed premises will undoubtedly bring with it similar problems and become an unnecessary drain on resources. Furthermore I wonder if Mr Tasci taking on another large licensed venue as the designated premises supervisor, whilst it is clear his

work is cut out for him at 317 Lincoln Road, is a productive move. I would argue that it isn't and another effective DPS would need to be considered separately.

176 Lincoln Road is situated in the South part of Lincoln Road which constitutes an area saturated with alcohol retail premises and as stated above these licensed premises have grown up rapidly around people's homes in the last few years – not the other way round. There are 15 premises within a half mile stretch. They constitute a petrol station, 2 large national chain supermarkets, 4 local supermarkets (one being 176 Lincoln Road), 5 coffee shops, a snooker hall and 3 off licenses – one of these being the largest venue in this area selling wall to wall alcohol 100 yards across the road.

All licensed premises within the Operation CAN-Do area have significantly in their own right contributed either directly or indirectly towards the anti social and criminal issues which blight the local community. We now find Op CAN-DO partners particularly Police Officers attempting to clear up the mess, making the area a better area to live and give back the community a better quality of life. The extension or addition of another licensed premises will undoubtedly hinder this effort and will contribute to the already every present issues. Evidence shows that if this application if granted in its current guise it will contribute considerably towards the impact alcohol has within the area mainly in the early morning and late at night. I see no other person other than the problematic street drinker or local alcoholic benefitting from the lengthy hours of service. In today's climate of recession licensees are being forced to open longer and later in order to maximise profits, some at great expense to the principles of licensing.

I understand that ultimately the decision is with the Licensing Committee in determining as to whether a license should be granted or not - after being given all the facts by representation from interested parties and the applicant themselves. I am mindful that the Committee may issue a license. I would like the committee to consider **Annex D** – 'License recommendations and conditions' should this be the case. However I wish to re-iterate that Cambridgeshire Constabulary maintain support towards Operation Can-Do and its partners and its drive towards consistency and License regulation and monitoring in the CAN-Do operation area and ask for this license application to be rejected.

Yours faithfully,

Grahame Robinson
Police Constable 1572
Licensing Officer
Northern Division



Central Food – 176 Lincoln Road, Peterborough, PE1 2NW



South View – Lincoln Road junction with Green Lane

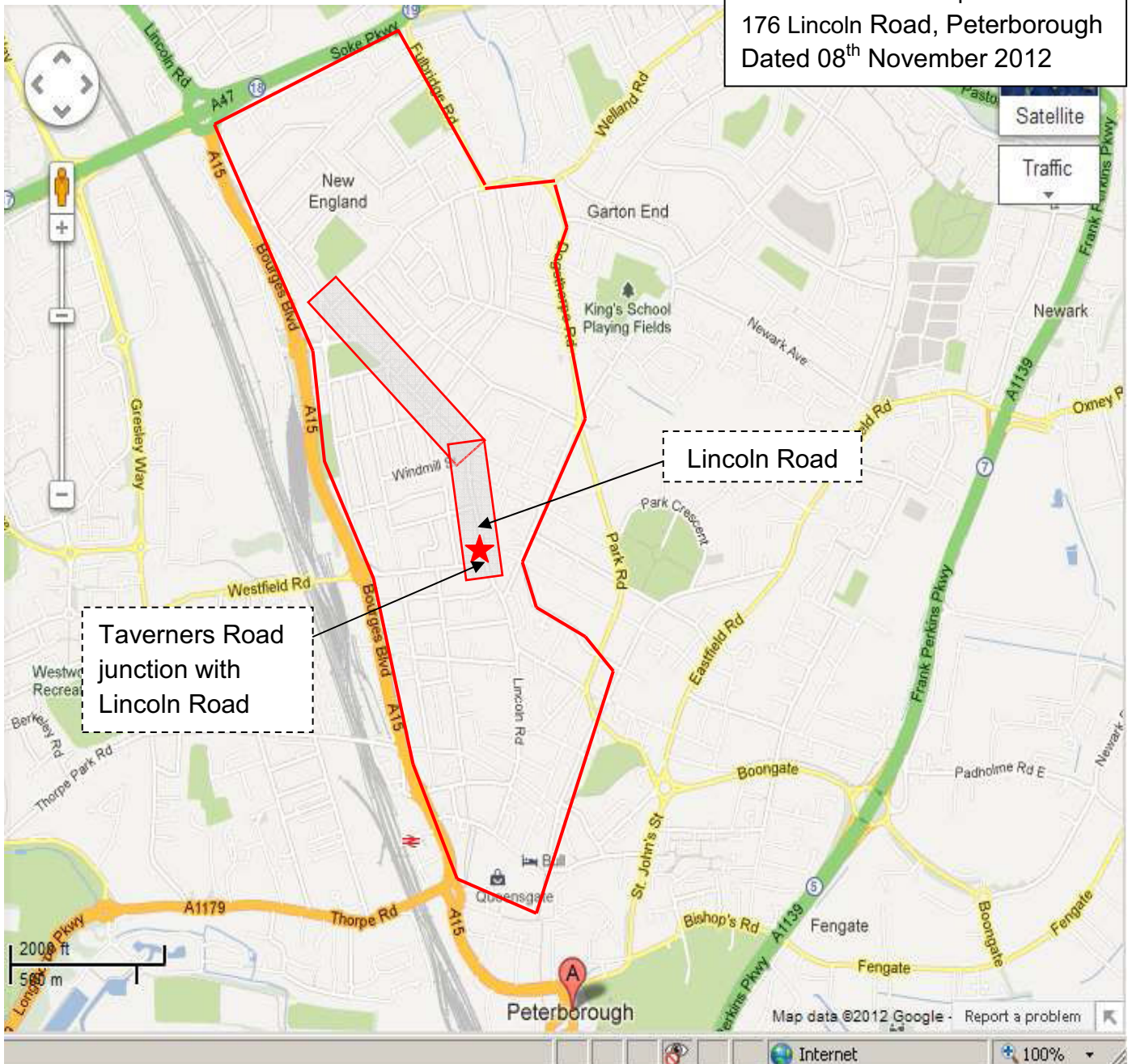





West view – Front aspect of shop



North View – Lincoln Road junction with Taverners Road

Annex C to Police representation
 176 Lincoln Road, Peterborough
 Dated 08th November 2012



-  - Boundary of Operation Can-do area.
-  - Location of Central Food – 176 Lincoln Road, Peterborough.
-  - Operation Can-do Statistical Analysis corridor. An area covered from Lincoln Road junction with St Pauls Road (North) to Lincoln Road junction with Taverners Road (South), with a 100 metre buffer either side of Lincoln Road.

'License recommendations and conditions'

1. Alcohol sales will be between the hours of 10:00am and 22:30pm daily, and all alcohol will be secured from public view outside of these hours.
2. All alcohol on sale will be secured behind the service / till area.
3. 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. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions in particular facial recognition. Cameras shall encompass all entrances and exits to the premises, fire exits and all area where the sale / supply of alcohol occurs.
5. CCTV equipment must be maintained in good working order, be correctly time and date stamped. Recordings must be kept in date order, numbered sequentially and kept for a period of 31 days and handed to the Police on demand.
6. The Premises License Holder must ensure at all times a Designated Premises Supervisor or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format to the Police / Local Authority on demand.
7. The recording equipment and discs / usb pen drives shall be kept in a secure environment under the control of the DPS or other responsible named individual.
8. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings of the system actions taken are to be recorded.
9. In the event of a technical failure of the CCTV equipment the Premises License Holder / Designated Premises Supervisor must report the failure to the Police or local authority immediately.
10. 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.
11. A means of two way communication will be maintained between the premises and the local Police or CCTV monitoring centre to report incidents.
12. No customers will be admitted, or permitted to leave with open vessels or bottles of alcohol.
13. The premises license holder will 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.
14. No single vessel of beer, lager or cider to be offered for sale.
15. No beer, lager or cider beverage above 6.5% abv to be displayed or offered for sale.
16. No alcoholic drink to be offered for sale below the value of £1.20. This includes group discount / saver schemes where it can be established that a single drink within that deal will fall below the £1.20 price restriction.