

LICENSING ACT 2003 SUB-COMMITTEE

WEDNESDAY 2 APRIL 2014
9.30 AM

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**

- | | | |
|-----|---|----------------|
| 3.1 | Tesco Stores Ltd - 140 Oundle Road | 3 - 26 |
| 3.2 | Littlejohn & Co Ltd | 27 - 50 |



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 Karen S Dunleavy on 01733 452233 as soon as possible.

Emergency Evacuation Procedure – Outside Normal Office Hours

In the event of the fire alarm sounding all persons should vacate the building by way of the nearest escape route and proceed directly to the assembly point in front of the Cathedral. The duty Beadle will assume overall control during any evacuation, however in the unlikely event the Beadle is unavailable, this responsibility will be assumed by the Committee Chair.

Committee Members:

Councillors: P Thacker (Chairman), P Kreling and B Saltmarsh

Further information about this meeting can be obtained from Karen S Dunleavy on telephone 01733 452233 or by email – karen.dunleavy@peterborough.gov.uk

This page is intentionally left blank

LICENSING ACT 2003 SUB COMMITTEE		AGENDA ITEM No. 3.1
2 APRIL 2014		PUBLIC REPORT
Contact Officers:	Adrian Day, Licensing Manager Darren Dolby, Licensing Regulatory Officer	Tel: 454437 Tel. 453561

APPLICATION: NEW PREMISES LICENCE

APPLICANT: Tesco Stores Ltd

REFERENCE NO: 068867

PREMISES: Tesco, 140 Oundle Road, Peterborough, PE2 9PJ

GLOSSARY OF TERMS: Attached at **Appendix A** on **Page 7**

1. PURPOSE OF REPORT

1.1 To consider and determine this application for a new premises licence for Tesco, 140 Oundle Road, Peterborough, taking into account the representations received from 47 persons and one local Councillor who are all, under the Licensing Act 2003, defined as 'other persons'.

2. BACKGROUND INFORMATION

2.1 The premises had, until 14 October 2013 been operating as a public house under the authority of a premises licence. The premises had been called The Boys Head and The Boro Bar.

2.2 The premises licence was initially granted on 4 August 2005 after being converted under 'grandfather rights' from the previously held Justices Licence. The premises had been subject to a number of different premises licence holders and designated premises supervisors since the initial granting of the licence.

2.3 On 14 October 2013 the premises licence was surrendered by Star Pubs & Bars.

3. AUTHORISATIONS AND TIMES APPLIED FOR

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

Monday to Sunday 06.00 to 23.00

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

Monday to Sunday 06.00 to 23.00.

4. APPLICATION

- 4.1 Please refer to the application attached at **Appendix B – Page 11 - 22**
- 4.2 Representations have been received from one local Councillor and 47 ‘other persons’. These are attached at **Appendix B on Page 23**.
- 4.4 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 10.5 of 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.
- 4.5 No representations have been received from any of the Responsible Authorities i.e. Cambridgeshire Constabulary, Peterborough City Council Trading Standards, Public Health Authority, Cambridgeshire Fire and Rescue Service, Licensing Authority, Peterborough City Council Planning Department, Peterborough City Council Health & Safety Department, Children’s Services or Peterborough City Council Environmental Pollution Team.
- 4.6 A ‘Notice’ 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.

5. OTHER PERSONS

- 5.1 Summary of issues raised:
- If granted it would contribute to an increase in street drinking in the area;
 - If granted it could lead to a rise in anti social behaviour; and
 - If granted it would lead to an increase in noise and disturbance in the area.

6. MEDIATION

- 6.1 No mediation has taken place.

7. APPLICANT’S PROPOSED CONDITIONS UNDER THE LICENSING OBJECTIVES:

7.1 Crime and disorder

- Digital CCTV recording equipment shall be installed inside the premises and maintained in working order;
- Digital CCTV images will be clear and comprehensible and shall be retained for at least 21 days. The images shall be produced to an authorised Police or Licensing Authority Officer on demand; and
- 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.

7.2 Prevention of Public Nuisance

- Store management will proactively liaise with both the Police and Local Authorities if required.

7.3 Protection of children from harm

- Any person selling or supplying alcohol under the authority of a personal licence holder must ask for a photo ID proof where they have reason to suspect the individual may be under 25 years of age;

- Signage will be prominently placed within the premises advertising the fact that the premises operates the 'Think 25' initiative;
- Staff training will be ongoing and reviewed regularly; and
- A till prompt will appear on the initial sale of alcohol that will remind the seller to adopt the 'Think 25' policy.

7.4 **Public Safety**

- The store will adhere to all rules and regulations relating to public safety.

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
- Children and Licensed Premises, Section 13 on Page 10 and 11
- Licence Conditions, Section 14 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 June 2013**

- The Licensing Objectives – Section 2 pages 11 to 16
- Applications for Premises Licences – Section 8 pages 42 to 48
- Determining applications – Section 9 pages 58 to 64
- Conditions Attached to Premises Licences – Section 10 page 65 to 74

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 5 February 2014.

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 – October 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).

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.

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: -

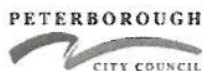
- Duration – they are limited to events lasting for up to 168 hours (7 days);
- Scale – they cannot involve the presence of more than 499 people at any one time;
- Use of the same premises – the same premises cannot be used on more than 12 occasions in a calendar year, but are subject to the overall 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

This page is intentionally left blank



Peterborough
Application for a premises licence
Licensing Act 2003

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

* required information

Section 1 of 19

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	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	Tesco - Peterborough	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? <input type="radio"/> Yes <input checked="" type="radio"/> 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	Tesco Stores Ltd.,	
* Family name	Tesco	
* E-mail	licensing.team@uk.tesco.com	
Main telephone number		Include country code.
Other telephone number		
<input type="checkbox"/> Indicate here if you would prefer not to be contacted by telephone		

Are you:

- 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

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

* Registration number	519500	
* Business name	Tesco Stores Ltd	If your business is registered, use its registered name.
* VAT number	GB 220430231	Put "none" if you are not registered for VAT.
* Legal status	Public Limited Company	

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

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

Non-domestic rateable value of premises (£)

Section 3 of 19

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 19

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Add another applicant

Section 5 of 19

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

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.

Retail Premises (supermarket) selling a range of goods and services. This includes the sale of alcohol for consumption off the premises. Sales of alcohol for consumption off the premises are made from the supermarket sales floor as shown on the enclosed plan.

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

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Section 13 of 19

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 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Section 15 of 19

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

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

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.

Continued from previous page...

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.

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

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'.

Continued from previous page...

Section 16 of 19

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.

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

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

Continued from previous page...

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.

Section 18 of 19

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.

We are a national retailer that sells alcohol as part of a broad offering of goods and services. We have held off-licences in our stores for many years and are an approved British Institute of Inn-keeping examination centre. We have written training policies and formal training programmes are in place, which ensure our people are equipped to meet all licensing objectives. All training and revision/refresher materials are reviewed regularly. All stores currently comply with our 'Think 25' policy, this is brought to customer's attention through point of sale material within the store. We take legal compliance very seriously and in addition to local training we employ a central alcohol licensing compliance manager and have a compliance committee.

b) The prevention of crime and disorder

The premises will have digital CCTV system that covers many areas of the shop floor, including the proposed area which will be used for beer and wine, should we be successful with our application.

Images will be retained for a minimum of 21 days and made available on enforcement request.

Ordinarily, a member of the Management team will be on the premises all the time the store is open. A person will have responsibility for the premises whilst the premises are open.

c) Public safety

A person will have responsibility for the premises whilst the premises are open. Management will be trained to support the running of the premises including looking after our customers and staff. The store will adhere to all rules and regulations relating to public safety.

d) The prevention of public nuisance

We intend to be an active member of the community.

We welcome the opportunity to liaise with Police and enforcement authorities should the need arise.

Continued from previous page...

e) The protection of children from harm

All staff will be trained and regularly refreshed in the corporate 'Think 25' Policy. Staff will be trained to look at the customer and 'Think 25' when selling alcohol.

A till prompt will appear on the initial sale of alcohol that will remind the seller of their responsibilities including not to sell alcohol to anyone under the age of 18.

The store will display signage around the premises informing both staff and customers of our 'Think 25' policy on alcohol.

Section 19 of 19

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

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

Continued from previous page...

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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)

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/peterborough/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

This page is intentionally left blank

From: Cllr Thulbourn Nick
Sent: 06 March 2014 21:58
To: Licensing
Subject:Ref: 068867 tesco stores oundle road

Hello

I am writing to request the license for the above application not to be granted.

As a local councillor I have worked with local residents, council officers and the police to change the area in and around the proposed license store to eradicate significant street drinking and alcohol abuse. We have made significant progress in this area and there is a visible difference in the area. With one of the groups residing within yards of this proposed store and we have managed to dissolve the issue.

The prevention of crime and disorder

After a significant amount of time removing alcohol related disorder and crime in this very specific area. The people responsible for these types of issues remain in the same street and close by to this store. To open another establishment will firstly send the wrong message but more importantly it would help to reverse all the gains we have made. We have put a strong message out regards Alcohol related disorder and acted decisively to make a difference and another store with cheap alcohol will undoubtedly be a step in the wrong direction. Police have been called to the direct area of the store to deal with significant crime and disorder within 100 yards of this store.

It will be in the benefit of the store not to sell alcohol and will minimise the issues they will undoubtedly be bringing on themselves. This disorder will be close to and in the same cul de sac as a school and children's centre which is a real concern for me as children will be passing this store from early in the morning to early evening. The store is proposing to open from 6 am to 11pm which will be a magnet and incentive for street drinkers and disturbances will happen to very late and night and the feedback from drinkers is they seem to like the idea of a 6 am local store who will sell cheap alcohol. This tells me the likelihood of crime and disorder are very high. This is a quiet residential area now and the license will create pressures that can and should be avoided.

Public Safety

The area and the road which the store is located is right next to a church and school and with the anticipated re-emergence of the street drinking this store will create there is a real and concerned opinion that safety of children and parents as they pass the drinking community. There has already

and continues to be violent related incidents in the area, this has diminished through work done by the police and council to dispute this problem. The probability in my experience with the problem that this store will encourage and create an area of drunken disorder causing real public safety concerns. We have had in the past violent altercations in the area due to problems with the street drinking community to the point there was serious police intervention on a number of times due to violence. This will be a probable outcome again if we allow alcohol to be sold from these premises.

Protection of children from harm

This store will sell alcohol directly outside a primary school, nursery and children's centre. Parents and children will be passing by this store all day and with the known problem in the area of street drinking and the related issues that go along with this issue there is a real probability of children being exposed too and being unwilling drawn into the associated problems. From my experience dealing with this issue I can almost without uncertainty guarantee that children will be affected by the disorder cheap alcohol in this specific area will bring. The school and children's environment should not be compromised or threatened by the selling of alcohol and the knock on effect of encouraging street drinking.

The prevention of public disorder

Another store selling alcohol will escalate and send the wrong message to street drinkers which will increase public nuisance and affect local residents. The previous use of the site was a public house and the drinking was managed and in reality it was a discouragement for street drinking and public nuisance due to the fact the landlords managed the situation and most importantly the drinking was done in the building not outside. The premises are in a cul de sac, residential and close by a school. Next door to the store is a church who have grave concerns over the possibility of alcohol sales and the impact it will have on their congregation. There is also a remembrance garden used by family members to mourn their loved ones. This area has and may well again be a magnet to people wanting to consume their recently purchased alcohol. Overwhelmingly the local groups, residents and businesses are concerned for the level of public order which I and they believe will be compromised. Street drinking will become a real problem again in this area if the license is approved and this will lead to serious disorder on a regular basis. This will take us back two years, after a significant effort by a number of organisations who due to financial constraints may not be repeatable.

If you are minded to approve the license could I ask for consideration on when alcohol is sold and ensure it does not happen during school times and ensure the street drinkers cannot buy alcohol early in the morning and late at night.

Also, as other city's do could you consider the ability to restrict the sale of cheap alcohol as instructed by other authorities such as Northampton Council.

Many thanks for your attention and I look forward to the support of this body in making Fletton and Woodston a place where quality of life and community are the main catalyst for all decisions.

Yours

Cllr Nick Thulbourn
Fletton & Woodston

Licensing – Alcohol and Entertainment
Growth and Regeneration
Bayard Place
Broadway
Peterborough
PE1

Reference No: 068867
Tesco Stores Ltd, Oundle Road (The Boro Bar Site)
6th March 2014

Dear Sir/ madam

I am writing to you with regards to the application for a licence to sell alcohol on the premises by the above company. As a resident of Woodston I am requesting that the license is not granted to Tesco Stores Ltd for the following reasons:

1) The prevention of crime and disorder

I believe granting a license to sell alcohol in this residential area near a school could bring street drinking to our area. Our local councillor has been working closely with the police to stop this in our area and another alcohol outlet will reverse the gains that have been made. With street drinking there is a greater risk of crime and disorder. There have been a number of incidents in this direct area where police have had to intervene due to alcohol related incidents, which if this license is granted, will create real and significant rises in crime and disorder by reversing all the gains that have been made over the last couple of years.

2) Public safety

Granting a license to Tesco Express which is located next to 2 primary schools and a nursery is a real concern to me. If people are buying alcohol from this shop and street drinking, the parents and children would not feel safe going to and leaving schools and nursery. With street drinking usually comes public disorder and maybe even violence. There has been violent, drink related problems in the area where people have felt physically threatened or have been the victim of violence. There has been a lot of good work to remove this problem and if this license is granted this work would be put into reverse.

3) The protection of children from harm

This retail business is in a vicinity very close to 2 primary schools and a nursery. The parents and children have to pass by this shop to go to and from the primary schools and nursery. If alcohol is sold here, street drinking will occur as it has happened in the past next to the other two shops which already have a license. Residents feel that if you grant this shop a license to sell alcohol you would be putting our children at risk as with street drinking usually comes public disorder and maybe even violence directly next to a primary school. The school environment should not be compromised by alcohol related problems and this application is directly next to a school.

4) The prevention of public nuisance

There are already 2 shops close by which sell alcohol. Street drinking has been a problem in this area for quite some time. If another shop is allowed to sell alcohol the street drinking issue will escalate and with that comes a public nuisance. This would be in a residential area near schools and a nursery. The shop is planning to open until 11pm at night, this would not be fair on the residents who live close by. If the shop sells alcohol it will attract people who will create more noise and disturbance to the residents. The premises was previously used as a public house, the street drinking was not its role and in fact it discouraged street drinking, this license will encourage street drinking in an area next to a school and where there are already a number of outlets selling alcohol.

Yours faithfully

17x40

LICENSING ACT 2003 SUB COMMITTEE		AGENDA ITEM No. 3.2
2 APRIL 2014		PUBLIC REPORT
Contact Officers:	Adrian Day, Licensing Manager Darren Dolby, Licensing Regulatory Officer	Tel: 454437 Tel. 453561

APPLICATION: NEW PREMISES LICENCE

APPLICANT: Littlejohn & Co Ltd

REFERENCE NO: 068940

PREMISES: Spar, 4 Fortune Buildings, Cowgate, Peterborough, PE1 1LR

GLOSSARY OF TERMS: Attached at **Appendix A** on **Page 31**

1. PURPOSE OF REPORT

1.1 To consider and determine this application for a new premises licence for Spar, 4 Fortune Buildings, Cowgate, Peterborough, taking into account the representations received from Mr Mariusz Sliwinski who, under the Licensing Act 2003 is defined as an 'other person'.

2. BACKGROUND INFORMATION

2.1 Historically there has been no authorisation for any licensable activities, through a premises licence, to take place at the premises.

3. AUTHORISATIONS AND TIMES APPLIED FOR

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

Monday to Friday 07.30 to 22.00

Saturday & Sunday 08.00 to 22.00

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

Monday to Friday 07.30 to 22.00.

Saturday & Sunday 08.00 to 22.00

4. APPLICATION

4.1 Please refer to the application attached at **Appendix B– Pages 35-48**

4.2 The applicant is Littlejohn & Co who are a private limited company. Mr Sanjay Khunti is the proposed DPS (Designated Premises Supervisor) and has held a personal licence with Peterborough City Council since 7th March 2014.

- 4.3 Representations have been received from one 'other person' and is attached at **Appendix B on Page 49**.
- 4.4 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 10.5 of 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.
- 4.5 No representations have been received from any of the Responsible Authorities i.e. Cambridgeshire Constabulary, Peterborough City Council Trading Standards, Public Health Authority, Cambridgeshire Fire and Rescue Service, Licensing Authority, Peterborough City Council Planning Department, Peterborough City Council Health & Safety Department, Children's Services or Peterborough City Council Environmental Pollution Team.
- 4.6 A 'Notice' 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.

5. OTHER PERSONS

5.1 Summary of issues raised:

- If granted it would contribute to an increase in anti-social behaviour in the area;
- Lighting near to the premises is inadequate and would increase the potential risks to public safety; and
- If granted, the premises would contribute to an increase in litter in the area.

6. MEDIATION

6.1 No mediation has taken place.

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

7.1 **Crime and disorder**

- All staff will be encouraged to complete the Level 2 Conflict Management Course for Licensed Premises Staff;
- CCTV recording equipment shall be installed inside/outside the premises and maintained in working order;
- CCTV recording equipment will be set to record all licensed areas at all times, 24 hours a day, 7 days a week. The equipment will be maintained once a week and a record of the maintenance will be kept and be available for inspection by a Police or Licensing Authority Officer on demand;
- Digital images will be clear and comprehensible and shall be retained for at least 28 days and shall be produced to an authorised Police or Licensing Authority Officer on demand;
- Notices advising that CCTV has been installed on the premises shall be posted up so that they are clearly visible to the public within the licensed premises;
- An authorised person will be available at all times on the premises to show CCTV images immediately or to an authorised officer on demand;
- 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;
- An 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;
- If any spirits brought by the company / licensee have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall

identify the supplier to Trading Standards Department or HMRC as soon as possible;

- A means of two way communication shall be provided between the premises and the local police or CCTV monitoring centre to report incidents;
- Public information notices about crime and disorder issues shall be displayed at the request of the Council or the Cambridgeshire Constabulary; and
- Any conditions of entry to the premises shall be displayed in the vicinity of any entrance to the premises.

7.2 **Prevention of Public Nuisance**

- No customers will be admitted, or permitted to leave when carrying open or sealed bottles or glasses; and
- No alcohol shall be consumed on the premises.

7.3 **Protection of children from harm**

- Any person selling or supplying alcohol under the authority of a personal licence holder must ask for a photo ID proof where they have reason to suspect the individual may be under 25 years of age;
- Signage will be prominently placed within the premises advertising the fact that the premises operates the 'Challenge 25' initiative;
- Written staff training records will be documented and these training records will be produced to an authorised officer on demand;
- Written staff training records will be documented and updated on a regular basis. These training records will be produced to an authorised officer on demand.

7.4 **Public Safety**

- A fire risk assessment required under the Regulatory Reform (Fire Safety) Order 2005 (as amended) will be completed and be available for inspection to an authorised officer;
- Any grills and / or alarms installed at the licensed premises shall be maintained in working order;
- The premises licence holder will be an active member of any Shopwatch scheme that is active in the City Centre;
- Lighting shall be provided outside the premises during the hours of darkness when any licensable activity takes place on the premises;
- Notices relating to any restrictions on the admittance of individuals according to age shall be displayed on or immediately outside the premises;
- Management are responsible for ensuring that comprehensive arrangements exist to enable the safe evacuation of all disabled occupants in the event of an emergency;
- An adequate and appropriate supply of first aid equipment and materials shall be available on the premises;
- In the absence of adequate daylight the lighting in any area accessible to the public shall be fully operational; and
- Valid public liability insurance shall be kept in force and a copy of the schedule shall be available for inspection by an authorised officer on request.

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

- Children and Licensed Premises, Section 13 on Page 10 and 11
- Licence Conditions, Section 14 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 June 2013**

- The Licensing Objectives – Section 2 pages 11 to 16
- Applications for Premises Licences – Section 8 pages 42 to 48
- Determining applications – Section 9 pages 58 to 64
- Conditions Attached to Premises Licences – Section 10 page 65 to 74

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 11th February 2014.
- 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; and
 - The Guidance issued by the Secretary of State for Culture, Media and Sport under section 182 of the Licensing Act 2003 – October 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; or
 - 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).

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.

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

This page is intentionally left blank



Peterborough
Application for a premises licence
Licensing Act 2003

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

* required information

Section 1 of 19

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

Your reference 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

* 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:

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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant 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.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

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

Non-domestic rateable value of premises (£)

Section 3 of 19

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 19

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

Address

Building number or name	<input type="text" value="4"/>
Street	<input type="text" value="FORTUNE BUILDINGS"/>
District	<input type="text" value="COWGATE"/>
City or town	<input type="text" value="PETERBOROUGH"/>
County or administrative area	<input type="text" value="CAMBRIDGESHIRE"/>
Postcode	<input type="text" value="PE1 1LR"/>
Country	<input type="text" value="United Kingdom"/>

Contact Details

E-mail	<input type="text" value="sanjaykhunti@hotmail.com"/>
Telephone number	<input type="text" value="-----"/>
Other telephone number	<input type="text" value="0-----"/>

Section 5 of 19

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

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.

Nature of business: Convenience, off-licence, newsagents and tobacconist.
A1 usage, ground floor lock up retail premises. It is a terraced commercial/retail property, which forms part of a parade, comprising of five other commercial/retail properties.
There is a sales area (zone A & B), rear ancillary, storage/kitchen and WC.
It's within close proximity of St. Johns Square.
A portion of the sales area will be used to display and sell alcoholic beverages to customers, purely for off-site consumption.
The remaining alcohol stock will be kept in the private staff only stock room, securely away from the general public.

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

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

- Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

- Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

- Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

- Yes No

Section 13 of 19

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

Continued from previous page...

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Section 15 of 19

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

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

Continued from previous page...

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.

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.

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

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)

Continued from previous page...

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 16 of 19

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.

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

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

Continued from previous page...

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.

Section 18 of 19

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.

Adopt the responsible promotion of alcohol - by working with The Portman Group to achieve this.
I will collaborate with local Police and work out ways to minimise alcohol related crime and disorder in the area.
I will be joining a symbol group e.g. Spar, Nisa , Costcutter as opposed to being an Independent. They have excellent strategies in place to ensure the licensing objectives are met by me and my business as a member of their group.
I have an accredited Level 2 Personal Licence Holder's qualification in order to demonstrate my competency.
Staff training in relation to identifying and preventing sales of alcohol to any person who is, or appears to be drunk will be undertaken on a monthly basis. This training, together with ongoing training to prevent underage sales, such as challenge 21 or challenge 25 will be recorded in a written format and be available to an authorised officer upon demand.
No alcoholic drinks will be purchased by the store owners or staff from sellers calling at the store.
The premises will operate a refusals and incident register, which will be signed off by the DPS weekly.
All staff will be trained with the internal 'due diligence training' manual prior to sales of alcohol. The training will include Challenge 25 policy, dealing with underage sales, proxy sales, and dealing with drunks. All training will be documented and refreshed every month. Records will be made available to an authorised officer upon request.

b) The prevention of crime and disorder

Encourage and support all my staff to take the Level 2 Conflict Management for Licensed Premises Staff course.
Try to understand the other person's point of view, which will ease communication.

Continued from previous page...

CCTV systems will be installed to address the the prevention of crime. This will be on continuous record and made immediately available at the request to any authoritative person or body.
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.
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.
If any spirits bought by the company/licensee have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Trading Standards department and HMRC as soon as possible.
A means of two way of two way communication will be maintained between the premises and the local Police or CCTV monitoring centre to report incidents.
Public information notices about crime and disorder issues shall be displayed at the request of the Council of Cambridgeshire Constabulary.
Any conditions of entry to the premises shall be displayed in the vicinity of any entrance to the premises.

c) Public safety

Consulting and working closely with the local Crime Prevention or Community Safety Officer.
Incorporate security internally and externally e.g. alarm, panic button, shutters.
Join Schemes such as Shopwatch and Retailwatch.
Installing CCTV cameras - useful in watching out for trouble in hard to reach areas of the premises/during busy periods and outside. CCTV will be continuously recording and made available upon request.
There will be external lighting to help promote public safety.
Appointing a designated premises supervisor as a single point of accountability in the event of any problems and the person in day to day control of the premises.
My chosen symbol group, Spar are big advocates off totally minimizing and in most cases not selling individual alcoholic vessels in City Centre locations.
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.
CCTV cameras will be positioned so that they cover the front aspect/entrance of the property in addition to internal public rooms and customer service area.
A means of two way of two way communication will be maintained between the premises and the local Police or CCTV monitoring centre to report incidents.
Notices relating to any restrictions on the admittance of individuals according to age shall be displayed in the vicinity of any entrance to the premises.
A fire risk assessment required under the Regulatory Reform (Fire Safety) Order 2005 (as amended) will be completed and be available for inspection by an authorised officer.
Management are responsible for ensuring that comprehensive arrangements exist to enable the safe evacuation of all disabled occupants in the event of an emergency.
An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
In the absence of adequate daylight the lighting in any area accessible to the public shall be fully operational.
Valid public liability insurance shall be kept in force and a copy of the schedule shall be available for inspection by an authorised officer on request.

d) The prevention of public nuisance

Notify Cambridgeshire Constabulary of the new off-licence premises.
We will not serve customers who we reasonably believe are intoxicated.
We promise to provide friendly and efficient service.
Developing a good relationship with customers.
I will become actively involved in the local community, and supporting local initiatives as such The Cowgate Traders Association.
Making sure the premises are well lit as part of the refurbishment program.
I will ensure all staff are generally vigilant in and outside the premises.
We will help with noise reduction measures such as keeping the front entrance door shut to help address the public

Continued from previous page...

nuisance.
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 area.
No customers will be admitted, or permitted to leave with open vessels or bottles of alcohol.

e) The protection of children from harm

Ensure all staff are fully trained regarding their responsibilities towards under age drinking.
A premises Supervisor is present.
Have an age verification policy in place, which all staff are aware of.
Not to sell alcohol to anyone under the age of 18.
Ask customers for I.D and prove their age - if in reasonable doubt. Such as: Challenge 21 or 25, photo driving licence, passport, proof of age scheme card (which carries a PASS hologram).
A premises policy.
Making sure all staff can distinguish between low alcohol and alcohol free products.
Having various signs/displays in the shop preventing the promotion of under age drinking and excessive alcohol consumption.
Adopt a 'no proof, no sale' policy.
Further signs and displays at the point of sales area.
A strict stock control system will be introduced so that the licensee can quickly identify where and when alcoholic drinks have been purchased.
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 area.
No alcohol shall be consumed on the premises.
Notices relating to any restrictions on the admittance of individuals according to age shall be displayed in the vicinity of any entrance to the premises.

Section 19 of 19

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 you 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

Continued from previous page...

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

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

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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)

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking to file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/peterborough/apply-1> to upload this file and continue with your application

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

This page is intentionally left blank

Licensing Act 2003 - Representation in respect of Premises Licence

Details of person or body making representation	
Your Name:	Mr Mariusz Sliwinski
Your Address:	.. Upton Close Stanground Peterborough PE2 8LU

Details of premises representation is about	
Name of Premises:	Littlejohn & Co Ltd / SPAR
Address of premises:	4 Fortune Buildings, Cowgate Peterborough PE1 1LR
Application No. (if known)	068940

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input type="checkbox"/> yes
Public Safety	<input type="checkbox"/> yes
Prevention of public nuisance	<input type="checkbox"/> yes
Protection of children from harm	<input type="checkbox"/> yes

Please summarise your concerns about this application:

I am writing to register my objection to the application for a premises licence by Littlejohn & Co Ltd, for 4 Fortune Buildings, Cowgate, Peterborough PE1 1LR.

The basis for this opposition is that granting a licence for these premises will not promote the licensing objectives, in particular the prevention of crime, disorder and anti-social behaviour.

Furthermore, 4 Fortune Buildings lies within Council's Central ward, (fringe city centre, and business district) and enabling the premises to sell alcohol would be totally detrimental to its aims and objectives. The application proposes that alcohol will be sold for consumption off the premises between: 07:30a.m. – 10:00 p.m. Monday to Friday, and 08:00a.m. – 10:00p.m. at weekends (7 days a week).

Granting a licence would provide a further source of alcohol within an area already heavily populated with other licenced premises and that crime, disorder and public nuisance have already reached problem levels for the local authorities.

Existing residents and new residents (new housing development on the corner of Priestgate) as well as business workers, football shoppers already suffer noise nuisance and anti-social behaviour at for many hours of the day and night. They have endured this inconvenience since 2003 when the licensing legislation was first amended, and it is totally unacceptable to expect members of the public to continue having to endure such problems.

Please give further details of why you believe this application will have an adverse effect on the licensing objectives

There is limited cctv in the area and only intermittent city Wi-Fi coverage in Cowgate which is a security issue for people's safety whilst in the area whilst entering and exiting the shop.

The lighting directly underneath and around Fortune Buildings is totally inadequate and must be improved for public safety. Also as shrinkage and pilfering in the off-licence happens it will be very difficult to detect the would be suspects.

The shop will become very difficult to manage for the owner due to shoppers wishing to purchase regular and excessive amounts of alcohol – often straight from coming out of the establishments such as: Drapers Arms pub, Post Office, Sports Lounge, The Pizza House, Prezzo and The Gourmet Plaza.

Due the limited number of waste bins in proximity of this shop lots of people will simply purchase something from this shop and dispose of their litter on the floor area in and around Cowgate and St. Johns Square such as: cigarette ends, bubble gum, empty cans, various bits of plastic.

I would also urge the committee to consider the findings of Health Impact Assessment, in which evidence of the negative effects of the flexible licensing hours has been supported by the views of the wider community.

In view of the above, I would urge the Licensing Authority to refuse the application.