

DECISION NOTICE - LICENSING ACT 2003 SUB-COMMITTEE APPLICATION OF THE PREMISES LICENCE – CO-OPERATIVE GROUP FOOD LTD "WINCHESTER PLACE", 80 THORPE ROAD, PETERBOROUGH, PE3 6AP

25 November 2016

This Decision Notice refers to the application of the new premises licence for the Co-operative Group Food Ltd "Winchester Place", 80 Thorpe Road, Peterborough, PE3 6AP.

We have considered the representations made to us verbally and in writing, in objection to the application by:

- 9 local residents; and
- 1 Solicitor representing the Cambridgeshire and Peterborough NHS Trust.

In our deliberations we have considered the representations from the residents relating to:

- Residents and other parties believe that granting an alcohol licence in the residential area and near to schools and Public Health/NHS buildings will have detrimental effect on the persons attending, as well as leading to street drinking in the area and associated anti-social behaviour;
- If a licence is granted there would be an increase in alcohol related incidents;
- An increase in littering in the vicinity of the premises;
- Increased traffic in an already congested area; and
- Noise from the premises affecting nearby residents.

Many of the issues raised by residents related to planning and highway considerations and cannot be considered by the Sub Committee. We also cannot consider whether there is a commercial need for these premises and this is spelt out in both national and local licensing guidance. The Sub Committee whilst sympathising with the residents' concerns cannot consider the applicant responsible for the behaviour of customers once they leave the premises, this is the responsibility of the police who have not objected to this application.

We consider that the options available to us are:

- 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; and
- Decide to refuse to grant the licence.

Licensing guidance dictates that shop stores and supermarkets should normally be free to provide sales of alcohol for the consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives for restricting those hours. The Sub Committee also noted:

- There was no objection from the Police, who would normally object if there were issues relating to crime and disorder;
- There was no objection from the Ward Councillors; and

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- That the training and procedures of the applicant appear to be more than robust enough to promote the licensing objectives.

We therefore GRANT the licence for the premises, known as Co-Operative Group Food Ltd "Winchester Place", 80 Thorpe Road, Peterborough, PE3 6AP, in the terms applied for.

Whilst the residents may be disappointed with this decision, they will have the opportunity to address any issues relating to the licensing objectives should they occur, by way of the Licensing Review process.

Any party in objection to the decision may appeal to the Peterborough Magistrates Court within 21 days of receiving this formal notice at:

Peterborough Court House, Bridge Street, Peterborough, PE1 1ED. Tel No. 0845 3100575.
There is a fee to pay.

Councillor Hiller

Sub-Committee Chairman