

## LICENSING ACT 2003 SUB-COMMITTEE

TUESDAY 23 JANUARY 2018

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.

3. **Application for Premises Licence Review - London Road Late Night Store, 64 London Road, Peterborough, PE2 9BA** 3 - 56



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<http://democracy.peterborough.gov.uk/documents/s21850/Protocol%20on%20the%20use%20of%20Recording.pdf>

Committee Members:

Councillors: Ayres (Chairman), P Hiller and B Saltmarsh

Further information about this meeting can be obtained from Karen Dunleavy on telephone 01733 452233 or by email – [karen.dunleavy@peterborough.gov.uk](mailto:karen.dunleavy@peterborough.gov.uk)



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<b>LICENSING ACT 2003 SUB COMMITTEE</b>		AGENDA ITEM No. 3
<b>23 JANUARY 2018</b>		<b>PUBLIC REPORT</b>
Contact Officers:	Kerry Leishman, Licensing & Business Manager Simon Andrews, Licensing Regulatory Officer	Tel: 453502 Tel. 453489

<b>APPLICATION:</b>	<b>PREMISES LICENCE REVIEW</b>
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<b>APPLICANT:</b>	PETERBOROUGH & CAMBRIDGESHIRE TRADING STANDARDS
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<b>REFERENCE NO:</b>	Review: 075045	Premises Licence: 075045
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<b>PREMISES:</b>	London Road Late Night Store, 64 London Road, Peterborough, PE2 9BA
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<b>GLOSSARY OF TERMS:</b>	Attached at <b>Appendix A</b> on <b>Page 6</b>
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## 1. PURPOSE OF REPORT

- 1.1 To consider and determine an application for the review of a Premises Licence under Section 51 of the Licensing Act 2003 served by Peterborough & Cambridgeshire Trading Standards in relation to the above premises at Appendix B page 9. The review was bought under the Prevention of Crime and Disorder objective.

## 2. BACKGROUND INFORMATION

- 2.1 On the 27th of March 2017 an application to transfer the premises licence for London Road Late Night Stores to Azad Jomaa Mohamed was submitted, at the same time a Designated Premises Supervisor-DPS variation was submitted for Mr Mohammed to become the DPS. Both applications received no representations and were subsequently granted after the 14 day consultation.
- 2.2 The review application outlines the details of the non-duty seizures. After these seizures the Licence holder Mr Mohammed submitted applications to transfer the licence to a colleague Rizgar Jamal Ahmed. These applications were placed on hold pending the submission of right to work documents that must accompany licence applications. Mr Ahmed (new applicant) has now provided right to work documents (Indefinite Leave to Remain) and these applications will be processed pending the outcome of the sub committee hearing.
- 2.3 Twenty one legible letters of support attached at Appendix C page 25 have been submitted to the Licensing section from local residents. In the main the letters state that there have been improvements to the general running of the store since Mr Mohamed has taken over.

### **3. APPLICATION**

- 3.1 In accordance with section 51 of the Licensing Act 2003 following the submission of an application to review the premises licence from Peterborough & Cambridgeshire Trading Standards, a Responsible Authority, the licensing authority must hold a hearing.
- 3.2 A letter of support has been received from PC Grahame Robinson, Cambridgeshire Constabulary. This letter of support is attached at Appendix D on page 53.
- 3.3 No representations have been received from any other of the Responsible Authorities i.e. Home Office, Public Health Authority, Cambridgeshire Fire and Rescue Service, Licensing Authority, Peterborough City Council Planning Department, Peterborough City Council Health & Safety Department, Peterborough City Council Environmental Pollution Team, or Children's Services.
- 3.4 A statutory 'Notice' was displayed on the premises in accordance with Part 5 no. 38 of Statutory Instruments 2005 No. 42 – The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005.

### **4. SUMMARY OF ISSUES RAISED BY TRADING STANDARDS**

- On the 21st of August 2017 a seizure of 560 foreign labelled cigarettes was made by Cambridgeshire Constabulary from Mr Azad Mohammed that were found under the counter.
- On the 28th September 2017 a joint initiative by Trading Standards, HMRC and Cambridgeshire Police was carried out to clamp down on the illicit tobacco and alcohol trade.
- A seizure of 2200 cigarettes and 400g of hand rolling tobacco and 1200 litres of Polish beer was made. Mr Mohammed had 30 days to provide HM Revenue & Customs documentation to establish the duty liability of the alcohol and evidence of the alcohol and evidence of duty payment. This time scale has passed since the seizure and alcohol is therefore deemed as condemned as forfeit to the crown.

### **5. POLICY & GUIDANCE IMPLICATIONS**

5.1 The following sections/paragraphs are applicable to this application:

#### **5.2 Council's Statement of Licensing Policy**

- Objectives, Section 4 on Page 7 and 8
- Fundamental Principles, Section 6 on Page 6 and 7
- Licence Conditions, Section 14 page 17
- Delegation / Decision Making / Administration, Section 17 on Page 19 and 20

#### **5.3 Guidance Issued under Section 182 of the Licensing Act 2003 April 2017**

- The Licensing Objectives – Section 2 pages 7 to 17
- Applications for Premises Licences – Section 8 pages 52 to 62
- Determining applications – Section 9 pages 70 to 78
- Conditions Attached to Premises Licences – Section 10 page 79 to 90

## **6. LEGAL OFFICER'S COMMENTS**

- 6.1 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 review of a premises licence following the application by Trading Standards (Responsible Authority) to review the premises licence made under section 51 of the Licensing Act 2003.
- 6.2 In this case, the application was received at these offices on 29 November 2018.
- 6.3 The application before this committee will consider –
- (i) The application to review the licence,
  - (ii) Any relevant representations
- 6.4 The committee will take such of the steps as it considers that action is appropriate for the promotion of the licensing objectives. The steps are –
- (a) to modify the conditions of the premises licence
  - (b) to exclude a licensable activity from the scope of the licence
  - (c) to remove the designated premises supervisor from the licence
  - (d) to suspend the licence for a period not exceeding three months, or
  - (e) to revoke the licence
- and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.
- 6.5 In addition the guidance issued under section 182 of the Licensing Act 2003 states:
- 6.6 The licensing authority may decide that the review does not require it to take any further steps appropriate to promote the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder. However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate.'

## 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

Except where there is an exemption under the Live Music Act 2012 or Statutory Instrument 2013 No. 1578 The Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013.

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).
- Home Office (immigration)

**‘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 the review of a premises licence or club premises certificate 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 Trading Standards**

-----  
*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> London Road Late Stores 64 London Road	
<b>Post town</b> Peterborough	<b>Post code (if known)</b> PE2 9BA

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Azad Jomaa Mohammed 64 London Road Peterborough PE2 9BA
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<b>Number of premises licence or club premises certificate (if known)</b> 075045
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**Part 2 - Applicant details**

I am

**Please tick yes**

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises

- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

**Please tick**

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

**Surname**

**First names**

**I am 18 years old or over**

**Please tick yes**

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

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Karen Woods Peterborough City Council Trading Standards Department Town Hall Bridge Street Peterborough PE1 1HG
Telephone number (if any) 01733 453407
E-mail address (optional) karen.woods@peterborough.gov.uk

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

**Please state the ground(s) for review** (please read guidance note 1)

Trading Standards are requesting a review of the premises licence for London Road Late Stores under the prevention of crime and disorder following a joint operation by Trading Standards, HM Revenue and Customs (HMRC) and Cambridgeshire Police to clamp down on the illicit tobacco and alcohol trade.

**Please provide as much information as possible to support the application**  
(please read guidance note 2)

On the 21<sup>st</sup> August 2017 a seizure of 560 foreign labelled cigarettes was made by Cambridgeshire Constabulary from a Mr Azad Mohammed that were found under the counter.

On the 28<sup>th</sup> September 2017 a joint initiative by Trading Standards, HMRC and Cambridgeshire Police was carried out to clamp down on the illicit tobacco and alcohol trade

A seizure of 2200 cigarettes and 400g of hand rolling tobacco and 1200 litres of Polish beer was made. Mr Mohammed had 30 days to provide HM Revenue & Customs documentation to establish the duty liability of the alcohol and evidence of duty payment. This time scale has passed since the seizure and the alcohol is therefore deemed as condemned as forfeit to the Crown.

Recommendations;

A revocation of the alcohol licence.

Reasons for the above recommendation;

Trading Standards as a responsible authority recommends revocation due to the seriousness of the illicit trade.

This is supported by guidance issued under section 182 of the Licensing Act 2003 11.27 There is a certain criminal activity that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously.

One of them being;

- for the sale or storage of smuggled tobacco and alcohol.

Guidance states - It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities will use the review procedures effectively to deter such activities in crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence - even in the first instance - should be seriously considered.

**Please tick yes**

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to this premises please state what they were and when you made them**

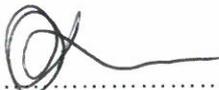
Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- 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 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature  .....

Date 29/11/17 .....

Capacity REGULATORY OFFICER .....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 5)	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

**Notes for Guidance**

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

**PART A**

**Premises Licence**

Peterborough City Council, Resources Directorate, 1<sup>st</sup> Floor, Town Hall, Bridge Street,  
 Peterborough, PE1 1FA

**Premises Licence Number**

075045

**Part 1 - Premises Details**

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

London Road Late Night Store  
 64 London Road

**Post Town** Peterborough

**Post Code** PE2 9BA

**Telephone Number**

**Where the licence is time limited the dates**

Start Date N/a  
 End Date N/a

**Licensable activities authorised by the licence**

**Sale by retail of alcohol**

The supply of alcohol will be for consumption off the premises.

**The times the licence authorises the carrying out of licensable activities**

**Sale by Retail of Alcohol**

Monday to Sunday Between 08.00hrs and 23.00hrs

**The opening hours of the premises**

Monday to Sunday Between 08.00hrs and 23.00hrs

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

The supply of alcohol will be for consumption off the premises.

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Azad Jomaa Mohamed  
64 London Road  
Peterborough  
PE2 9BA

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Azad Jomaa Mohamed  
64 London Road  
Peterborough  
PE2 9BA

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Licence Number	LBHIL3640
Issuing Authority	London Borough Of Hillingdon

## Annex 1 - Mandatory conditions

Licensees should note that the under enclosed Mandatory conditions should be read in conjunction with the granted licence and these conditions shall be enforceable where relevant to the operation of the premise and its activities.

### Supply of alcohol (Premises Licence)

	This registration authorises the supply of alcohol subject to the following conditions:
1.	No supply of alcohol may be made at a time when  (a) there is no designated premises supervisor in respect of the premises licence, or (b) when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2.	Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3.	(a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  (c) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-  (i) a holographic mark or (ii) an ultraviolet feature.
4.	<b>1.</b> A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. <b>2.</b> For the purposes of the condition set out in paragraph 1— (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979 (b) “permitted price” is the price found by applying the formula— $P = D + (D \times V)$ where— (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994

**3.** Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

**4.—(1)** Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

### **Door Supervision (where supervisors are engaged this condition applies)**

1.	All door supervisors will be Security Industry Authority registered.
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## Annex 2 - Conditions consistent with the Operating Schedule

### All Licensing Objectives

#### Crime and Disorder

1.	A working intruder alarm will be maintained.
2.	The premises must install and maintain a CCTV system to the satisfaction of the police and licensing authority. The system must record and store digital images for not less than 28 days.
3.	Cameras must be positioned so that they cover the front aspect/entrance of the premises and all retail areas. The system must be maintained and a record kept. A staff member from the premises who is conversant with the CCTV must be able to show police recent data or footage with the absolute minimum of delay when requested.
4.	A notice, clearly visible to members of the public, must be displayed advising that CCTV is installed.
5.	All staff engaged in the sale or supply of alcohol at the premises should be either the holder of a personal licence or be trained to the minimum standard provided for in the level 1 award in responsible alcohol retailing (ARAR). (Training includes the means of identifying and preventing the sale of alcohol to any person who is or appears to be drunk.)
6.	A record of training to be kept and made available to the police and licensing authority. Persons not holding a personal licence must be retrained every three months, a written record maintained and made available on demand of an officer from a responsible authority
7.	The holder of a personal licence must be on the premises at any time alcohol is available for sale or supply
8.	No alcohol is to be purchased by the leaseholders or their manager from vendors who call at the premises
9.	Invoices (originals or copies) relating to the purchase of alcohol stocks must be kept at the premises and made available on request of an officer of a responsible authority or HMRC
10.	The premises must maintain an ultra-violet light and if any spirits are identified as non-fluorescent or are otherwise suspicious the premises licence holder or DPS must inform the trading standards department and HMRC as soon as possible
11.	Spirits offered for sale must be displayed behind the sales counter and not be available by self service
12.	It shall not be permitted to take drinks in open containers from the premises

13.	A record of refusals must be maintained & produced on request of an officer from a responsible authority
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### **Public Safety**

### **Public Nuisance**

14.	A risk assessment must be undertaken relating to noise and vibration on all external/internal plant or equipment to ensure such equipment is inaudible in any adjacent properties
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### **Protection of Children from Harm**

15.	The premises to adopt a system of age verification whereby any person who does not appear to be 25 years of age will be required to produce id in the form of a passport, photographic driving licence or an id card displaying the 'pass' hologram logo.
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**Annex 3 - Conditions attached after a hearing by the licensing authority – None**

**Annex 4 – Plans**

**PART B**

**Premises licence summary**

Peterborough City Council, Resources Directorate, 1<sup>st</sup> Floor, Town Hall, Bridge Street,  
 Peterborough, PE1 1FA

**Premises Licence Number**

075045

**Premises Details**

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

London Road Late Night Store  
 64 London Road

**Post Town** Peterborough

**Post Code** PE2 9BA

**Telephone Number**

**Where the licence is time limited the dates**

Start Date N/A  
 End Date N/A

**Licensable activities authorised by the licence**

**Sale by retail of alcohol**

The supply of alcohol will be for consumption off the premises.

**The times the licence authorises the carrying out of licensable activities**

**Sale by Retail of Alcohol**

Monday to Sunday Between 08.00hrs and 23.00hrs

**The opening hours of the premises**

Monday to Sunday Between 08.00hrs and 23.00hrs

**Where the licence authorises supplies of alcohol whether these are on and/ or off supplies**

The supply of alcohol will be for consumption off the premises.

**Name, (registered) address of holder of premises licence**

Azad Jomaa Mohamed  
 64 London Road  
 Peterborough  
 PE2 9BA

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Azad Jomaa Mohamed

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

Restricted

PETERBOROUGH DISTRICT COUNCIL  
22 DEC 2017  
LICENSING

MISS SAMANTHA HOWELL  
HUNTING AVENUE  
WOODSTON  
PETERBOROUGH  
PE2 9BJ.

R.E.  
MR AZAD MOHAMED  
FOOD & WINE  
64 LONDON ROAD  
PETERBOROUGH  
PE2 9BA.

To whome it may concern,  
Being a resident of Woodston for the last 7 years, I very rarely purchased from the shop when it was run by the previous owner, when I did, I was met with unhygienic premises, mouldy bread, out of date food and multipacks sold seperately, since Mr Azad Mohamed has taken over the premises, I shop for my essential needs everyday at the named premises. When I visit the shop, I am met with a friendly and helpful service, clean hygienic premises, good quality food and good quality essentials, I am more than happy with the service that is provided.

Yours Sincerely

076467

PETERBOROUGH

22 DEC 2017

LICENSING

Justine Eldred

London Road

Fletton

Peterborough

PE2 9BB

RE - London Road Store, London Road, Peterborough

I am alarmed to hear that a complaint has been made against the shop; I have been a resident on London Road for the past 20 years.

The new owners are a delight, always keep the place inside and outside immaculate, very helpful polite staff, very compassionate with the elderly residents; nothing is too much trouble for them.

Since they have taken over the shop, the community is back to how it was many years ago, the shop is no longer an eye sore, drug den, constant fights every weekend, Police records will show what it was like before the new owners took over, it is now a community shop for the better.

I would be very interested to know who has put a complaint in and why?

It seems that the norm these days is "do good and get no benefit", "do bad and everyone turns a blind eye".

As a community we will fight for this shop and its owners to stay, they are doing no wrong and are an asset to this area.

Yours sincerely

—  
JUSTINE ELDRED

# Character reference

Mr. Azad Somra Mohamed

22 DEC 2017  
LICENSING

6th London RD  
Food & wine PE2 9EA

I've found in the store stock is always been worked ready before customers like me come to shop. I've never had a issue over their with anything I need and the staff are always polite and helpful.

When this store opened it was nice to see a positive change in the local community area with a whole new look on the store and friendly and hard working staff.

My views on the store is very strong towards it as I am there daily and feel like the store should always be there.

I used to live very close to the store and since the change I have not seen any conflict or had any myself and this has made a huge change for the community.

Whenever I need house hold items in a rush or food shopping I have never seen them out of stock on the items I need and we've never seen an empty shelf.

Kind regards

Max Cooper

Address

St Marys RD PE2 9EA

4/12/2017  
PETERBOROUGH, ONT.

22 DEC 2017

LICENSING

Azad, Mohamed.

handwritten

Food + wine.

Pi 2 4 B.A.

To who it may concern, to the above.  
I write to you in disbelief that  
my local convenience store is  
faced with closure, because of a  
license to be taken away.

Since Azad Mohamed, has taken  
over the store, it has been very  
well run, clean and tidy, and has  
always found the staff friendly and  
supportive.

I do hope the store will continue to  
be run by the same owners  
and give Azad Mohamed the full  
support

-AZAD MUHAMMAD -  
64 London Road

04.12.2017

I'm happy with the shop „Food and Wine“ on  
64 London Road in Peterborough (PE 2 9 BA).  
staying. This shop is much better then the old one.

It's always clean and comfortable to come to.  
Also there I can found food that we need and  
meat nice ~~shop~~ shopkeepers.

Thank you.

Best regards

Alexseis MAKSIMOV  
Hunting Avenue

PE 2 9BJ.

PETERBOROUGH DISTRICT

22 DEC 2017

LICENSING

ROBERT WILKES  
WOODBINE ST  
WOODSTON  
PETERBOROUGH  
PE2 9BN

PETERBOROUGH

22 DEC 2017

LIC

DEAR SIR'S,

I CAN CONFIRM THAT I AM A REGULAR CUSTOMER  
OF FOOD AND WINE, 64 LONDON ROAD, PE2 9BN,  
AND I HAVE ALWAYS FOUND AZAD MOHAMED VERY  
~~VERY~~ FRIENDLY + HELPFUL

IF YOU REQUIRE ANY FURTHER INFORMATION, PLEASE  
DON'T HESITATE TO CONTACT ME ON THE ABOVE  
ADDRESS

YOURS FAITHFULLY

MR ROBERT WILKES

# CHARACTER REFERENCE,

(ON BEHALF OF:)

MR. AZAD JOMMA MOHAMED. (PAGE 1)

(OCCUPATION: INDEPENDANT RETAILER)

BUSINESS ADDRESS:

64 LONDON ROAD,

FOOD AND WINE,

PE2 9BA.

WHEN AZAD FIRST OPENED HIS STORE LAST YEAR, THE WHOLE NEIGHBORHOOD WAS INTRESTED AND EXCITED TO WELCOME HIM TO THE COMMUNITY.

SINCE THE PREVIOUS SHOP-KEEPER LEASED HIS SHOP TO AZAD, THE RECONVERSION OF THE STORE HAD LOCAL CITIZENS HOPING FOR A RELIABLE RETAILER TO RUN THE BUSINESS CORRECTLY.

BEFORE THE STORE RE-OPENED IT WAS RE-SUPPLIED WITH BRAND NEW APPLIANCES; (e.g: FRIDGES, SHELVES AND OTHER VARIOUS DISPLAYS.)

FOR INDIVIDUALS THAT LIVE ON LONDON ROAD / PARK STREET OR OTHER SURROUNDING AREAS, APPRECIATE OF WHAT AZAD HAS CREATED FOR OUR COMMUNITY.

FROM BEING KNOWN AS AN UNRELIABLE SHOP, MR. MOHAMED HAS TRANSFORMED THE BUSINESS ENSURING HIS STOCK AVAILABILITY IS ABSOLUTELY PERFECT.

ANY HOUSEHOLD PRODUCTS I NEEDED, HE WOULD ALWAYS ENSURE THAT HIS SHELVES WERE ~~HAD~~ FULL WITH A VARIETY OF BRANDS...

(PAGE: 1 of 2) P.T.O.

# CHARACTER REFERENCE (ON BEHALF OF:)

MR. AZAD JOMMA MOHAMED (PAGE 2)

(OCCUPATION: INDEPENDANT RETAILER)

... ALSO ANY SPECIFIC PRODUCT I NEED,  
OR ANY OTHER CUSTOMER NEEDS AZAD  
WILL GO OUT OF HIS WAY TO PURCHASE IT  
FROM THE WHOLESALERS AND ASK YOU TO  
COME BACK IN 30 MINUTES.

HIS CUSTOMER SERVICE SKILLS ARE REALLY  
HELPFUL AND I FIND THE ADVANTAGES  
OF LONDON ROAD FOOD & WINE ARE HUGELY  
BENEFICIAL FOR OUR FLETON / WOODSTON  
COMMUNITY.

HE HAS DONE AN ABSOLUTE BRILLIANT  
JOB SINCE OPENING AND I CAN CONFIRM  
HE IS RUNNING A SUCCESSFUL BUSINESS.

(SIGNED:)

YOURS SINCERELY,

MR. SAMUEL CHARLES COOPER.

I

ADDRESS: ; BELSIZE AVENUE,

WOODSTON,  
PETERBOROUGH.  
PE2 9HX

MAILING ADDRESS:  
PARK STREET,  
PETERBOROUGH.  
PE2 9BH

MOBILE:

EMAIL:

Gary Munns

PETERBOROUGH CITY COUNCIL  
22 DEC 2017  
LICENSING

Korset Fen  
Peterborough  
PE7 3DR

Hello, I am a regular customer here  
i stop here when i am delivering  
always a good service and owner  
is polite and helpful when occasionally  
i get lost.

64 London Road

AZAD MUHAMED.

Food and wine

Gary Munns

076467

Miss Caroline Fox  
Silver Street  
Woodston  
P'boro  
PE2 9BX

PETERBOROUGH CITY COUNCIL

22 DEC 2017

LICENSING

Dear Sir

I wish to confirm that the London Road (64) Food and wine store is now a much better and well organized shop and is staffed by friendly organised members. I feel confident that they deserve a continuation of their licence. Mr Azad Mohamed is always helpful and a nice person to deal with.

Yours

Sincerely

Miss C Fox

Prospero Close  
Woodston  
Peterborough

To who this may concern  
City Council Peterborough

I am writing to let you know how impressed I have been with Me Mohamed of 64 London Road Peterborough. He has dramatically changed this property. I have noticed how much cleaner and tidier this is. I rely on this shop when I am on my way on home from work late at night for my food and other bits. I feel safe in this store, there is no people hanging around causing trouble, I thank the owners for this as I feel much safer coming in on a nighttime. I am not being approached by minors which is much better. The staff are very approachable and have everything I need, nothing is too much trouble for them. I can't thank the council enough for a convenient store. This store is much safer for me than going into town.

Yours thankfully

PETERBOROUGH CITY COUNCIL

20 DEC 2017

LICENSING

04.12.2017.

The shop „Food and Wine“, on 64 London Road in Peterborough (PE2 9BA) owned by Azad Mohamed, is a good store and I wish this can stay here.

It's comfortable to go to and there is a lot of choices I can make. There is kindful shoppers and we never had any arguments with them.

Near the shop always clean and no more drunk people as been before.

I really hope you would agree with me and make the correct ~~at~~ solution.

Thank you

Best regards

Svetlana Maksimova

Hunting Avenue  
PE2 9BY

PETERBOROUGH CITY COUNCIL

20 DEC 2017

LICENSING

Mrs. P. Poli,  
London Rd

4th December 17.

Fletton  
Peterborough  
PE2 9BB.

Dear Sirs

Re: London Road Food & Wine Store  
No 64 - Mr Azad Mohambo.

I am writing to inform you of my shock to hear that you are withdrawing the trading license of the above store.

The reason being mainly that at 83 years of age it is my local store that I rely on otherwise I would have to go into town or further afield. We have always relied on this service (as well as many other local ageing neighbours in this area).

Mr. Mahambo has always provided a very high standard of service, cleanliness & politeness.

I would ask you to reconsider and not withdraw his license, so that myself and other local residents can continue to use this local shop in the future.

Yours faithfully

PETERBOROUGH CITY COUNCIL

20 DEC 2017

LICENSING

Katrina Fitzjohr  
Regal place  
15<sup>th</sup> december  
pe2 9AF

i was so happy when i moved  
here to Regal place i feel let  
down about the new decisions  
and am not too pleased.

I' would be so happy ~~to~~  
if nothing changed as

A Zaid mohamed is friendly,  
helpful and is <sup>a</sup> decent  
person.

12/12/17

PETERBOROUGH CITY COUNCIL

20 DEC 2017

LICENSING

To

Peterborough City Council,

PETERBOROUGH CITY COUNCIL

21 DEC 2017

I am writing this letter to Peterborough City Council, because we want our desires to be heard. I have been living in Regal Place Peterborough three years now. And really for first years I can't say anything good about the shops that are around Regal Place. The first store near the my home is "Pasta Shop", but this store more dedicated for Italian peoples. I can't find never nothing what I need. Second shop we have before been "London road late store" But the owner and sellers of this shop were not really nice persons. From shop didn't want to buy anything, because of the bad smell, dirty shelves and floors, expired food warranty. So before we have only two stores nearly never we don't going to stores, because we could not find what we need.

Until the day when the shop "London road late store" been sold to Azad. Since that day the shop has changed everything. First new name "London road Food & Wine" When the owner changes, there was a disire to going shopping for this store.

We are happy to have this store nearly us home's. Really Azad Johamed a very

pleasant and helpful person who will always advise if we do not find what we are looking.

It was enough to change the owner and the store changed unrecognizably.

Azad M. take great care of the store so it's always a pleasure to come to buyers.

It would be very hard to find the words to describe what we are happy to have the store and Azad Mohamed here nearby us.

This is the person who always taken into concideration the wishes of the buyers.

We really hope that our words will be heard and we can enjoy owner Azad Mohamed and him,, London road Food & wine "shop in Pe2 9BA.

Be cause this shop means a lot to us and we hope this store and Azad Mohamed we have here a lot of more years in future.

Jutere Simkencude  
Regal Place  
PE2 9AP Fletton

Azad Mohammed

64 London Road

PE2 9BA

Food & Wine late store

To whom this may concern.

The London Road late store that sells a variety of products is a nice little shop for the locals to get to with reasonable prices on everything.

The owner Azad is a lovely person to be around when in the store as will make a rainbow out of a rubbish day.

There's no fault with the shop what so ever.

Thankyou

Sophie Smith

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

Faye Corrigan  
Woodbine Street,  
Woodston,  
Peterborough  
PE2 9BN

3<sup>rd</sup> December 2017.

Dear Sirs,

I confirm I am a regular customer of Food & Wine, 64 London Road, PE2 9BA, and know Azad Mohamed, who has always been very friendly & helpful.

If you require any further information, please do not hesitate to contact me at the above address.

Yours faithfully

Faye Corrigan.

PETERBOROUGH CITY COUNCIL

21 DEC 2017

1, Orchard St.  
Peterborough  
PE2 9AL

### LICENSING

To who it concerns.

I'm just writing to congratulate  
Mr Ajeed Mohamed at London Rd Food & Wine  
Shop. It's a pleasure to go into that  
Shop since they've taken over. The  
food is never out of date, they always  
have time for you and go that extra  
mile to help you. The Shop is  
lovely & clean all times. I've always  
used that shop with being a disabled  
person as it helps me out but what  
a difference it is to go in there now  
the staff are always there to help  
me there is no riff raff hanging  
around & it doesn't smell as before.

I can't thank them enough  
or the Council for allowing them to  
take over. I can get everything I  
need from them without worrying  
that it's going to not be there &  
I feel safe. It's always a pleasure to  
shop there please keep up the good work  
& think about people who need these  
convenience stores.

Yours faithfully  
D. Gibson

PETERBOROUGH CITY COUNCIL

21 Feb 2017

LICENSING

James Hudson  
New Rd  
Woodston  
PE29HA.

re: Ajmal Mohammed, 64 London Rd, PE29BA.

Dear Sir/Madam Peterborough Council.

I would like to say that the above mentioned Mr. Mohammed who runs the shop in London Rd, runs an extremely convenient service to our local community. His shop is clean and well organised and the service is exceptional, friendly and always helpful.

The shop is an essential part of our local community and well situated for local residents old and young.

Yours Sincerely.

James Hudson.

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

AZEEM YUSUFALI

MELROSE DRIVE

PETERBOROUGH

PE2 9DN.

TO WHOM IT MAY CONCERN,

I CAN CONFIRM THAT I AM A FREQUENT AND REGULAR CUSTOMER AT FOOD AND WINE, 64 LONDON ROAD, PE2 9BA.

I ENJOY THE PROXIMITY OF THIS SHOP TO MY HOME. THE EASE OF ACCESS AND CONVENIENCE IS EXTREMELY HELPFUL. IN ADDITION, AZAD MUHAMMED IS TREMENDOUSLY POLITE, COURTEOUS AND HELPFUL.

IF YOU REQUIRE ANY FURTHER ASSESSMENTS, PLEASE DO NOT HESITATE IN CONTACTING ME.

BEST REGARDS,

AZEEM YUSUFALI

Rosy Cox  
Silver Street

Peterborough  
PE2 3BX.

Dear Sir/Madam,

I have been shopping at Larder Road for the last 10yrs - Previous Owner, the shop was dirty & totally disorganised - Since the new Owner - Azad Mohamed has taken over, it's clean tidy and he always prepared to help customers, if there is a item that he doesn't stock, he will try his best to get it for me. It would be a shame to lose this shop as it's the only one along the Larder Road side opened. Sun - 10pm. & Sunday Sun - 11pm. Please try not keep this shop open!

Rosy Cox

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

Mr Aidan Woodcock

Park Street

Woodston

Peterborough

PE2 9BH

R.E AZAD MOHAMED

64 London Road

Food and Wine

PE2 9BA

To whom it may concern,

I have lived down Park Street for nearly 15 years, and the previous owners of this shop did not keep the shop in a great state/condition.

Since Azad has taken over, he has made great improvements and the shop is so much better now.

more options to purchase and friendlier staff.

yours sincerely

Aidan Woodcock

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

LONG GEORGE ASRIAN  
1 ORCHARD STREET  
WOODSTON; PETERBOROUGH  
PE2 9AL

I confirm I am a regular customer  
of food & wine; 64 LONDON ROAD; PE2 9BA  
and have been very friendly; PCC has always  
been very friendly and helpful  
if you require any further information  
please contact me at above

Thank you

AZAD Mollah  
64 London Road  
Food + Wine  
PE2 9BA

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

To who it my concern, whilst  
this shop has been open I  
have never had any problems  
very friendly and good  
with the kids including  
mine. The staff are always  
very helpful and can't do  
enough. It would be a  
great shame if the shop should close.

Chris Pearson  
2 London Road  
PE2 9BB

Sally Ann Pearson

Please don't close food wine, the new owners have done an amazing turn around with the shop. Its Improved 1000% Much more to buy, Alot cleaner, All new + improved The new owners are very respectful, Always cleaning outside the shop also, Very friendly to me + my 3 children. The shop is a massive help for me being there in many ways. I hope you please reconsider,

Many Thanks.

Michelle Bell.

(Neighbour In Area)

PETERBOROUGH CITY COUNCIL

21 DEC 2017

LICENSING

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Ref: Trading Standards Review – London Road Late Store



Creating a safer  
**Cambridgeshire**

Thursday 30<sup>th</sup> November 2017

Darren Dolby  
Licencing Officer  
Peterborough City Council  
Town Hall  
Bridge Street  
Peterborough  
PE1 1HU

Dear Darren,

Re: Trading Standards review application – London Road Late Store

On the 29<sup>th</sup> November 2017 Cambridgeshire Constabulary received notification of a Licencing review application submitted by Peterborough City Council Trading Standards. The review application refers to the 'Off' Licensed premises called 'London Road Food & Wine' at 64 London Road, Woodston 77 Mayors Walk, Peterborough, PE2 9BA. The Premises Licence reference 075045 is held by Mr. Azad Jomaa Mohamed. He is also the designated premises supervisor and holds an Alcohol Personal Licence No: LBHIL3640 issued by London Borough of Hillingdon.

The Premises License and Designated Premises Supervisor (DPS) was transferred over to Mr. Mohamed on 30<sup>th</sup> March 2017. The Premises License allows for the sale of alcohol daily between 08:00hrs and 23:00hrs.

At 11:00hrs on Monday 21<sup>st</sup> August 2017 a compliance inspection was carried out by myself and Mr Darren Dolby, Peterborough City Council Licencing Officer. I carried out a search in accordance with the Licencing Act 2003 and discovered on a shelf under the till foreign labelled cigarettes namely:

- 400 x Russian Winston Blue Cigarettes
- 160 x Lithuanian Marlboro Gold

Mr Mohamed stated that the cigarettes belonged to a member of staff – who he named but could not confirm any further details such as address or contact number. Amazingly he clarified that this random person was just helping him out. The cigarettes were seized and Mr. Mohamed was given a stern verbal warning. I later informed Peterborough City Council Trading Standards.

During the compliance inspection a number of minor issues were found that rendered Mr. Mohammed non-compliant with the Licencing Act under the remit of his Premises License. These issues, which included insufficient CCTV, an incomplete Fire Risk Assessment and absent staff training records were noted by Mr Dolby and the licensee was given a period of time to rectify. I formed the impression that

Mr Mohamed may not be fit and proper to hold a premises license but agreed to give him the time to rectify the identified issues and gain compliance through advice and guidance.

On Tuesday 29<sup>th</sup> August 2017 Mr. Dolby and I re-visited the shop and spoke with Mr Mohamed about the previously identified lack of compliance. A number of issues had not been rectified and Mr. Mohamed was given further advice and another warning. A compliance search was carried out and nothing illicit or illegal was found on this occasion.

On 28<sup>th</sup> September 2017 Trading Standards, Cambridgeshire Constabulary and HMRC carried out an inspection of 'London Road Late Store'. A significant seizure of counterfeit and illicit cigarettes and alcohol were made (as per Trading Standards review application).

The Licensee initially failed a compliance inspection and illicit cigarettes were found on the premises. The verbal warning given by myself was clear and concise in that any further seizures would result in the review of the premises license. Clearly knowing the wrongs in such activity, Mr Mohamed has continued to be a party to secreted goods within the store, potentially to sell for his or someone else's gain. This leads me to seriously doubt whether Mr Mohamed is fit and proper to sell alcohol or hold a premises license.

Cambridgeshire Constabulary fully support the ongoing operation and partnership with Trading Standards and HMRC in a positive effort to prevent and deter counterfeit / illicit cigarettes and alcohol being sold or supplied in Peterborough.

We take a very serious view on the sale of illicit / counterfeit goods. This is a serious breach upon the licencing objective to prevent crime and disorder, and in my opinion does not promote public safety. Such crime has a detrimental effect upon the immediate community and can be harmful to unwitting customers including children. Foreign cigarettes and hand rolling tobacco are not subject to the strict regulation and control measures that would benefit UK authorised sale items and in most cases have not had UK duty paid on them. Distribution and sale of illicit / counterfeit goods is linked to serious and organised crime and nationally is a drain on the economy.

*Section 182 Guidance - Licensing Act 2003 Para 11.27 states –*

*“There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously”.*

*This includes amongst other criminal activity –*

*“The sale or storage of smuggled tobacco and alcohol”.*

*Para 11.28 states –*

*“It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered”.*

**Cambridgeshire Constabulary support Trading Standards in submitting their review application and also ask for the Licensing Sub-Committee to seriously consider revoking the Premises licence held by Mr Mohamed.**

Grahame Robinson PC1572  
Cambridgeshire Constabulary  
Licensing Officer - Peterborough  
Thorpewood Police Station  
Thorpewood  
Peterborough  
PE1 1FY

Tel: 01733 424438  
Mob: 07921095030  
Email: [grahame.robinson@cambs.pnn.police.uk](mailto:grahame.robinson@cambs.pnn.police.uk)

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