

LICENSING ACT 2003 SUB-COMMITTEE

FRIDAY 13 JULY 2018

1.30 PM

Bourges/Viersen Room - 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 New Premises - International Food Centre, Unit 1 & 2, 41 Lincoln Road, Peterborough, PE1 2RH** 3 - 34



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 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. In the event of a continuous alarm sounding remain seated and await instruction from the duty Beadle.

Recording of Council Meetings

Any member of the public may film, audio-record, take photographs and use social media to report the proceedings of any meeting that is open to the public. Audio-recordings of meetings may be published on the Council's website. A protocol on this facility is available at:

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

Committee Members:

Councillors: Allen, Hiller and Hogg

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



There is an induction hearing loop system available in all meeting rooms. Some of the systems are infra-red operated, if you wish to use this system then please contact Karen Dunleavy on 01733 452233 as soon as possible.

"Did you know? All Peterborough City Council's meeting agendas are available online or via the [modern.gov](https://www.modern.gov) app. Help us achieve our environmental protection aspirations and view this agenda online instead of printing it."

LICENSING ACT 2003 SUB COMMITTEE		AGENDA ITEM No. 3
13 JULY 2018		PUBLIC REPORT
Contact Officers:	Kerry Leishman, Licensing & Business Manager Darren Dolby, Licensing Regulatory Officer Simon Andrews, Licensing Regulatory Officer	Tel: 453502 Tel. 453540 Tel. 453491

APPLICATION: NEW PREMISES LICENCE

APPLICANT: Mr Razaq Karim

REFERENCE NO: 077274

PREMISES: International Food Centre, Unit 1 & 2, 41 Lincoln Road, Peterborough, PE1 2RH

GLOSSARY OF TERMS: Attached at **Appendix A** on **Page 8**

1. PURPOSE OF REPORT

1.1 To consider and determine this application for a new premises licence for International Food Centre, Unit 1 & 2, 41 Lincoln Road, Peterborough, PE1 2RH taking into account the background information and representation received from an ‘other person’ in opposition of the application. A copy of the application can be found at **Appendix B Page 11**

2. BACKGROUND INFORMATION

2.1 On 9th January 2018 an application for a premises licence was submitted to the Licensing Authority by Mr Karim. This application was to sell alcohol at the premises for the same hours as this current application. This application was rejected by the Licensing Act 2003 Sub Committee at a hearing on 1st March 2018. A copy of the decision notice is attached at **Appendix C Page 23**.

2.2 Since 18th April 2013 the Licensing Authority has adopted a special policy relating to the cumulative impact in respect to all licensed premises within the ‘Operation Can – Do’ area. An explanation of what this special policy entails can be found on page 10 of the Council’s Statement of Licensing Policy. A map showing the Can – Do area is attached at **Appendix D Page 25**.

2.3 The premises falls within the ‘Operation Can – Do’ area and is therefore subject to the provisions of the special ‘cumulative impact’ policy

3. AUTHORISATIONS AND TIMES APPLIED FOR

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

Monday to Sunday 7am to 10pm

- **Opening hours of premises**

Monday to Sunday 7am to 10pm

4. APPLICATION

4.1 Please refer to the application attached at **Appendix B – Pages 11**

4.2 A representation against the application have been received from one ‘other person’. This representation is from the Chairman of the Millfield and New England Regeneration Partnership. This is attached at **Appendix E on Page 27**.

4.3 Part P of the application sets out the applicant’s proposed conditions under the licensing objectives, these being, ‘The Prevention of Public Nuisance’, ‘Public Safety’, ‘Prevention of Crime and Disorder’ and ‘The Protection of Children from Harm’. These are also contained within the body of this report (in section 7) and in accordance with section 10.5 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. After consultation with Cambridgeshire Constabulary the applicant amended the original proposed conditions to those shown at Part P.

4.4 No representations have been received from any of the Responsible Authorities i.e. Cambridgeshire Constabulary, Peterborough Trading Standards, 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. There have been five positive character references received in relation to Mr Razaq Karim. These are attached at Appendix F on Page 29.

4.5 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. REPRESENTATIONS

5.1 Summary of issues raised by authorities objecting to the application:

- In ‘Op Can-do’ area which is now subject to a special ‘cumulative impact policy.
- Another premises offering ‘Off Sales’ of alcohol would lead to an increase in anti-social behaviour in the vicinity.

5.2 There have been five character references in support of Mr Karim.

6. MEDIATION

6.1 Mediation has not taken place.

7. APPLICANT’S PROPOSED CONDITIONS UNDER THE LICENSING OBJECTIVES (AFTER CONSULTATION WITH POLICE):

7.1 **Crime and disorder**

- The need for SIA at the premises will be risk assessed on a regular basis. SIA will be employed if requested in writing by the Police or Licensing Authority. If SIA are employed a bound book must be maintained by the premises licence holder containing the following details for SIA door staff; full name, SIA badge number, full agency details through which they have been allocated to work at the premises, time they began and completed their duty. This book must be kept for a minimum period of 12 months and must be made available for inspection by authorised officers upon request..
- The premises licence holder will ensure that a digital CCTV system is fully compliant with the guidance contained in the Information Commissioner's Office (ICO) guidance document (www.informationcommissioner.gov.uk) regarding installation of CCTV is provided at the premises.
- A minimum of 16 CCTV cameras will be installed at the premises, a minimum of one camera will cover the frontage of the premises.
- CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions in particular facial recognition. Cameras must cover the entire licensed area (including the frontage of the premises).
- CCTV equipment must be maintained in good working order, be correctly time and date stamped and must be retained for a minimum period of 28 consecutive days..
- The premises licence holder must ensure at all times that an appointed member of staff is capable and competent at downloading CCTV footage in a recordable format and hand this footage over to the Police / Local Authority upon reasonable request, but in any event, within 24 hours.
- All images downloaded must be provided in a format that can be viewed on readily available equipment without the need for specialist software..
- All incidents of crime and disorder occurring at the premises and details of occasions when the police are called to the premises must be recorded in a log book by relevant staff including the staff members name the date and time of the incident.
- All refusals of age restricted products including will be recorded in detail within the daily log book.
- All staff will be trained with regards to the sale of alcohol under the Licensing Act 2003 prior to making any sales. This training must be ongoing, logged and available for inspection on request by the Police and authorised council officers at any reasonable time.
- No Beer/Cider/Lager above 6.5% Abv will be sold at the premises.
- Alcohol will only be sold to persons purchasing other non-alcoholic items.
- No single cans of beer or cider will sold.

7.2 **Prevention of Public Nuisance**

- The placing of bottles into receptacles outside the premises shall take place at times that will minimise disturbance to nearby properties.
- Receptacles for waste shall be emptied regularly to minimise nuisance smells.
- Adequate and suitable (lidded) receptacles shall be provided to receive and store refuse from the premises/site.
- Receptacles for refuse storage shall be maintained in a clean condition.

- The placing of any waste into receptacles outside the premises shall take place at times that will minimise disturbance to nearby properties.
- All deliveries to the premises will be between 6am and 9pm.
- Clear visible notices will be placed at the entrance / exits asking patrons to respect the needs of local residents and disperse the area quietly.
- Any refuse on the frontage of the premises will be regularly cleared.

7.3 **Protection of children from harm**

- The 'Challenge 25' initiative to prevent sales of alcohol to persons under 18 years of age will be implemented at the premises and signage will be prominently placed within the premises advertising the fact that the premises operates the 'Challenge 25' initiative
- Any person selling or supplying alcoholic drink must do so under the authority of a personal licence holder and must ask for a photo ID proof of age where they have reason to believe that the individual may be less than 25 years of age
- A refusal log will be accurately maintained on every refusal made in relation to the attempted purchase of alcohol by a juvenile or intoxicated person

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 by an authorised officer.
- An adequate and appropriate supply of first aid equipment and materials shall be available on the premises
- Valid public liability insurance must be kept in force and a copy of the schedule must be available for inspection by an authorised officer.

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 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

8.3 **Guidance Issued under Section 182 of the Licensing Act 2003 April 2018**

- The Licensing Objectives – Section 2 pages 6 to 14
- Applications for Premises Licences – Section 8 pages 49 to 68
- Determining applications – Section 9 pages 68 to 77
- Conditions Attached to Premises Licences – Section 10 page 77 to 89

9. **LICENSING OFFICER'S COMMENT (FOR INFORMATION)**

- 9.1 Regulation 19(a) requires authorities to disregard any information given by a party or person that is “not relevant” to the application.
- 9.2 Members should note that the letters and emails 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 22 May 2018.
- 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 2014.
- 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; and
 - 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).

APPENDIX A

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

'Challenge 25' means that a retailer will ask for proof of identification if they have reason to believe that the person making a purchase of alcohol is under the age of 25.

'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).

'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

* required information

Section 1 of 21

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

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

Razaq

* Family name

Karim

Section 2 of 21

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	<input type="text" value="Unit 1 & 2"/>
Street	<input type="text" value="41 Lincoln Road"/>
District	<input type="text"/>
City or town	<input type="text" value="Peterborough"/>
County or administrative area	<input type="text" value="Cambs"/>
Postcode	<input type="text" value="PE1 2RH"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Non-domestic rateable value of premises (£)	<input type="text" value="25,000"/>
---	-------------------------------------

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- 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

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 21

INDIVIDUAL APPLICANT DETAILS

Applicant Name

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

- Yes No

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

First name

Family name

Section 5 of 21

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.

The Premises is a convenience store selling general grocery goods. The application is to allow off license sales ancillary to

Continued from previous page...

the other goods sold.

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 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes

No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes

No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes

No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes

No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes

No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes

No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

Continued from previous page...

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes No

Section 13 of 21

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

See guidance on regulated entertainment

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

Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 15 of 21

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

Continued from previous page...

SATURDAY

Start 07:00

End 22:00

Start

End

SUNDAY

Start 07:00

End 22:00

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

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

State any seasonal variations

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

None

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.

None

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

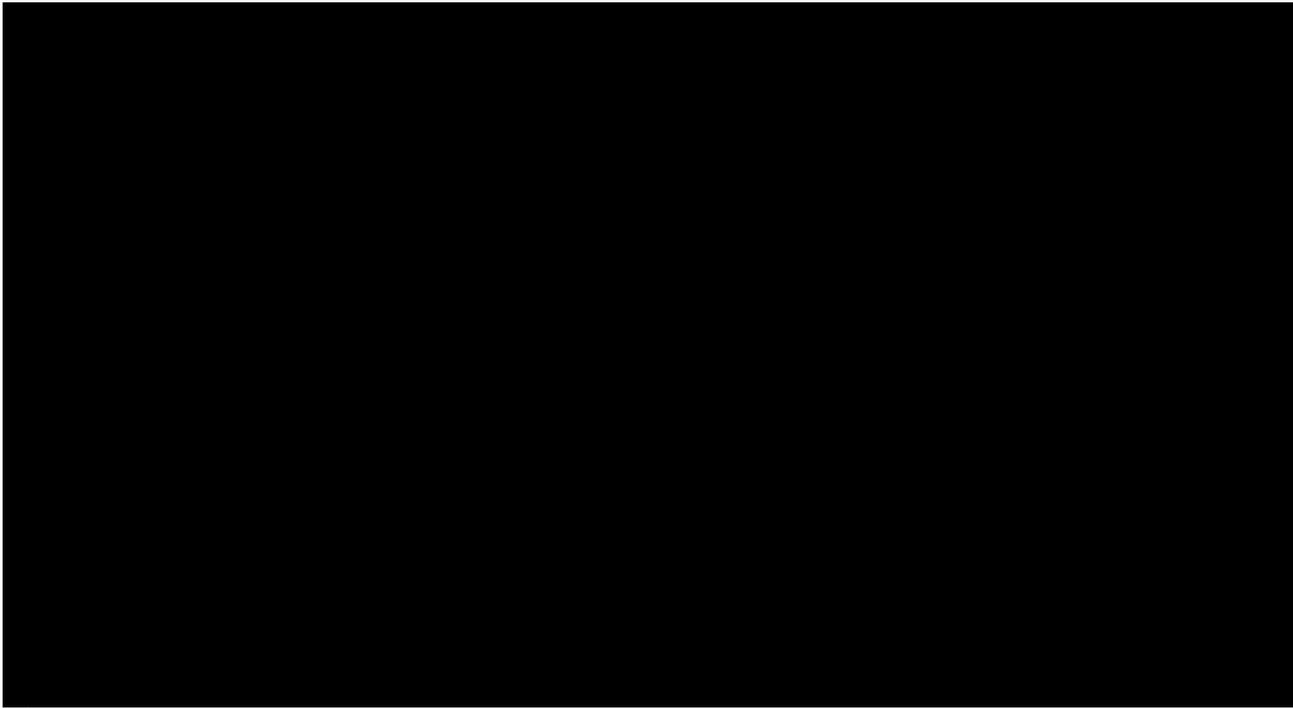
Name

First name

Razaq

Family name

Karim



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 21

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.

N/A

Section 17 of 21

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.

Continued from previous page...

TUESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

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

N/A

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 21

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)

Continued from previous page...

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

Taking into account the Special Policy on Cumulative effect, the applicant will be suggesting the following steps to assist in ensuring there will be no negative effect of granting this license. 1. Alcohol will only be sold to customers purchasing other non alcoholic items. 2. No single cans of Beer will be sold. 3. They will run a Challenge 25 policy. The recent development of flats and dwellings around the premises has created a need for this provision.

b) The prevention of crime and disorder

The premiss's will be covered internally and externally by a total 16 cameras. These cameras will record in good evidential quality and be kept for a period of 28 days. All staff will be fully trained and be able to extract any material requested from the CCTV equipment. The premises will run a challenge 25 policy. No persons will be served beer, cider or lager above 6.5% vol. No single cans or bottles under 330mils will be served. Alcohol will only be served when customers are purchasing other non alcoholic items.

c) Public safety

The premiss's will maintain a full first aid kit. The premiss's will have full public liability insurance, and maintain all required fire and health and safety requirements. The premises will provide a fixed bin attached to the outside of the premises to ensure that no rubbish is left in the street. Clearly this will benefit the wider community and will assist with the disposal of rubbish created from other premises. This receptacle will be emptied daily. All other rubbish will be removed of in accordance with the continued process operating at the present time.

d) The prevention of public nuisance

Any rubbish generated will be removed of in a timely fashion. Extra Bins will be fixed to the outside of the premises to ensure no rubbish is left as a result of the grant of a license. These will be emptied every 24 hours or as needed. this will benefit the wider area as well as achieving the objective. All deliveries will be between 06.00 - 21.00. The restriction of not selling single cans, of high alcoholic volume as well as ensuring alcohol purchase are ancillary to other products purchased will restrict any anti-social pavement drinking.

e) The protection of children from harm

The 'Challenge 25' Initiative will prevent sales of alcohol to persons under 18 years of age. The restriction on single can / bottle (330mil) will deter pavement or young persons due to the cost. The premises will advertise the Challenge 21 initiative'

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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.

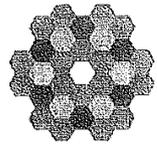
Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

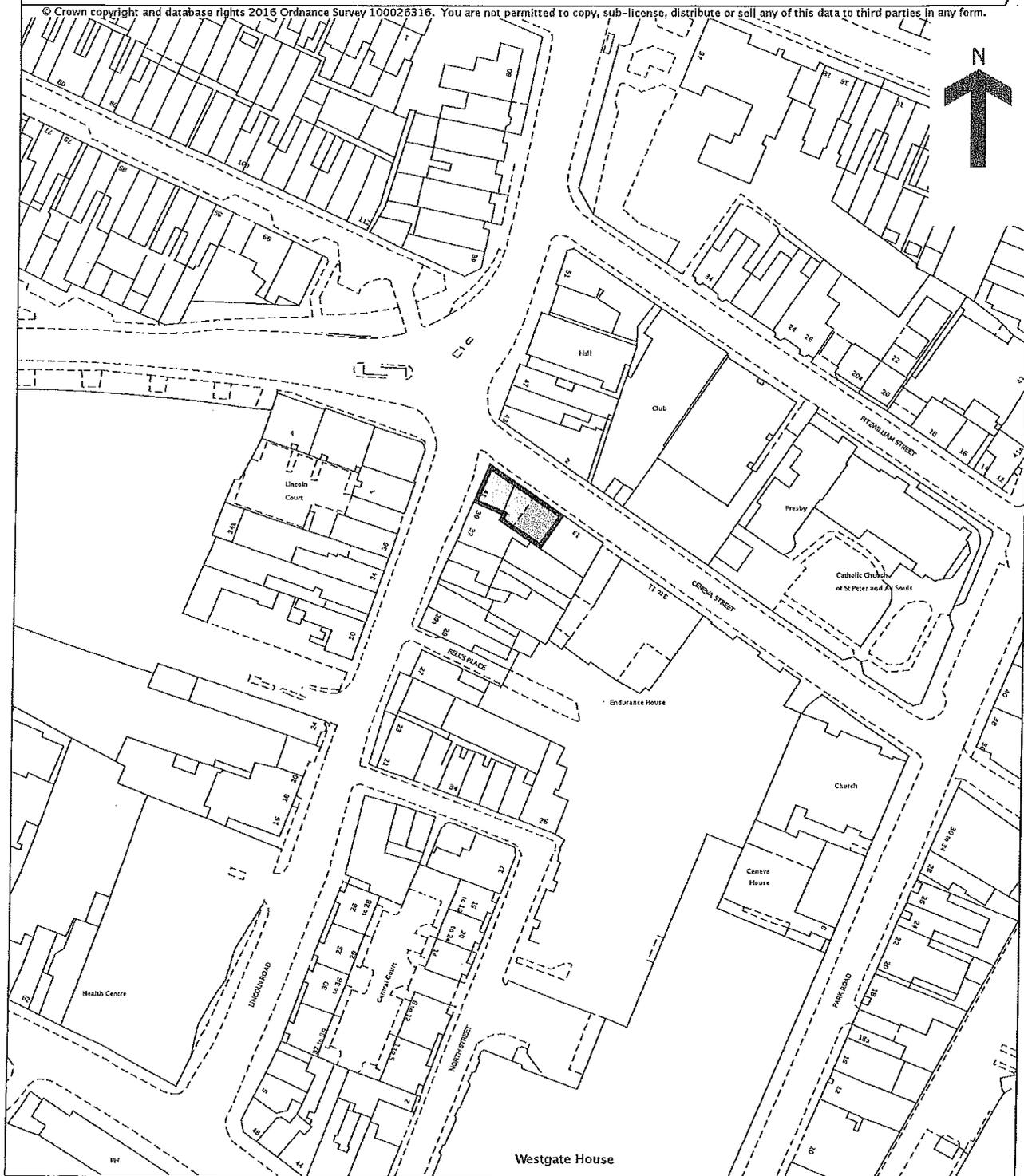
IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

HM Land Registry
Official copy of
title plan

Title number **CB406990**
Ordnance Survey map reference **TL1999SW**
Scale **1:1250**
Administrative area **City of Peterborough**



© Crown copyright; and database rights 2016 Ordnance Survey 100026316. You are not permitted to copy, sub-license, distribute or sell any of this data to third parties in any form.



This official copy is incomplete without the preceding notes page.

DECISION NOTICE - LICENSING ACT 2003 SUB-COMMITTEE

APPLICATION FOR A NEW PREMISES LICENCE – INTERNATIONAL FOOD CENTRE, UNIT 1&2, 41 LINCOLN ROAD, PE1 2RH

1 MARCH 2018

This Decision Notice refers to the application of the premises licence International Food Centre, Unit 1&2, 41 Lincoln Road, PE1 2RH.

We have considered the representations made to us today and in writing in objection to the application by Other Persons.

The Sub-Committee considered the points raised in objection to the application by other persons (three local businesses), and a summary of the issues raised included:

- Premises were within the ‘Op Can-do’ area which was subject to a special ‘cumulative impact policy and had been since April 2013;
- Other like businesses catered for alcohol off sales in the vicinity;
- Another premises offering ‘Off Sales’ of alcohol would lead to an increase in anti-social behaviour in the vicinity, as detailed in the representations;
- If a premises licence was granted, it would add to the cumulative impact in the area;
- There were no representations from the Police or other Responsible Authorities;
- There were no representations in support of the Application; and
- The Applicant was present.

The Applicant stated that he operated another shop and had experienced no issues. The International Food Centre would be a larger shop selling international food. The off sales of alcohol would help to make the business more profitable.

The Sub Committee referred to:

- The Licensing Authority’s Statement of Licensing Policy; and
- The Government Guidance issued under section 182 of the Licensing Act 2003

The Government Guidance (as reflected in the Licensing Authority’s own Statement of Licensing Policy) at Para 14.30 states:

Effect of special policies

14.30 The effect of adopting a special policy of this kind is to create a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally

be refused or subject to certain limitations, following relevant representations, unless the applicant can demonstrate in the operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives. Applicants should give consideration to potential cumulative impact issues when setting out the steps they will take to promote the licensing objectives in their application.

14.31 However, a special policy must stress that this presumption does not relieve responsible authorities (or any other persons) of the need to make a relevant representation, referring to information which had been before the licensing authority when it developed its statement of licensing policy, before a licensing authority may lawfully consider giving effect to its special policy. If there are no representations, the licensing authority must grant the application in terms that are consistent with the operating schedule submitted.

The Decision

The Sub-Committee did not believe that the Applicant had rebutted the presumption not to grant and the conditions offered within the Operating Schedule do not address the concerns of those who made representations and those of the Committee who believed that another such like premises would add to the cumulative impact and maintain the saturation status of the area.

The Sub-Committee therefore **REFUSED** the premises licence as applied for, relating to the premises known as International Food Centre, Unit 1&2, 41 Lincoln Road, PE1 2RH.

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. There is a fee to pay.

Councillor Hiller

Sub-Committee Chairman

This page is intentionally left blank

The Licensing Team
Peterborough City Council
Bayard Place
Peterborough

1ST June 2018

Dear Sir/Madam

Application for a Premises License 077274
Premises Name: International Food Centre,
Premises Address: Unit 1, 41 Lincoln Road, Peterborough PE1 2RH

I am the Chair of Millfield & New England Regeneration Partnership (MANERP) which represents residents who live in the Millfield and New England and Lincoln Road areas of Peterborough. The reason for writing is to request that the application for a Premises License be refused.

The MANERP and Lincoln Road areas of Peterborough have had for several years a history of anti-social behaviour fuelled by alcohol and drug abuse. This has been exacerbated by the rapid growth of a number of outlets retailing alcohol by means of “off-sales.”

The area is also within the boundary of the “Can-Do” initiative which has brought together the city council, police, NHS, Resident Associations and other partner agencies to jointly combat the serious issues being faced in this area.

It must also be noted that the area was made a Cumulative Impact Zone whereby the applicant needs to prove that there is a need for selling alcohol “off sales”. The premises in this application is in close proximity to other businesses retailing “off-sales” alcohol and cannot therefore, prove that there is a need. The fact that a handful of flats are being built in the area we would suggest is insufficient grounds for granting a new premises licence.

The whole area is very sensitive and volatile because of the ease of access to the purchase of alcohol often sold at a low price in order to attract customers or to be competitive.

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

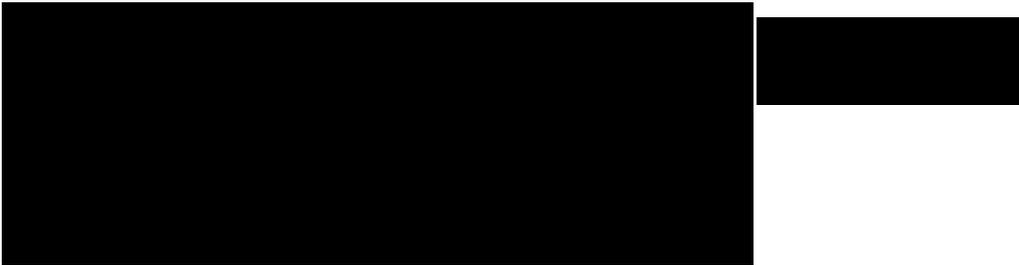
With this and the Cumulative Impact Policy in mind, we also make this representation under all of the Licensing Objectives set out in the Licensing Act 2003, namely;

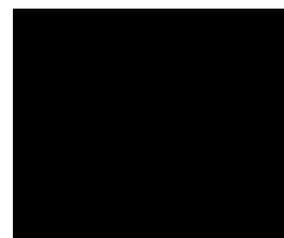
- a) The prevention of crime and disorder
- b) Public safety
- c) The prevention of public nuisance
- d) Protection of children from harm

The MANERP's primary aim is to try to regenerate an area that has been sadly neglected for many years. The largest single problem of all revolves around the ease, low cost but above all, availability at which alcohol can be purchased and subsequently abused. The impact on the area is huge and is a cause of concern for all the statutory agencies and bodies.

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

Yours Sincerely

A large black rectangular redaction box covers the signature area, with a smaller black rectangular redaction box positioned to its right.



Date 26 April 2018
Our ref AM/RK004/SN2
Your ref

To Whom It May Concern

Re: Mr Razak Karim -

We can confirm that we act as the accountants to the above named individual.

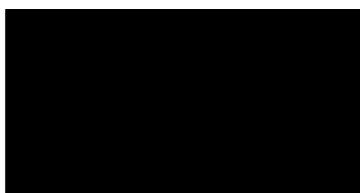
Mr Karim has recently set up a new start up business venture at 41 Lincoln Road, Peterborough, PE1 2RH. Our client has heavily invested capital into this new venture which set up with the intention to trade as a grocery store serving the local and wider customer base that walk into the town centre.

Mr Karims' cash flow took into consideration the revenue that he would generate from the sale of grocery products and from our clients information and explanations supplied it seems that due to the fact that grocery products alone are not generating enough revenue to cover the high fixed costs of rent, business rates, wages and utility bills which is adversely affecting the business and its cash flow and he is struggling to meet these payments and the business will no longer be viable on the revenue being generated currently.

Our client strongly believes that the addition of introducing alcohol as an ancillary purchase to the consumables that are already being sold he would be able to increase his revenue and would make his business more stable without having to incur any further expense.

Should you require any further clarification on this matter please do not hesitate to contact us.

Yours Sincerely

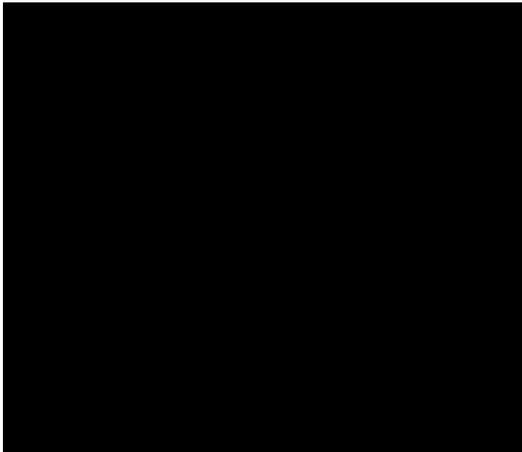


28th April 2018

To Whom it may concern

This is a personal reference for Mr Razaq Karim of [REDACTED] have known Mr.Karim personally now for over 8 years, i have always found him to be very polite & courteous, Mr Kareem was also employed by myself for a short period at my garage. I have leased Mr.Karim my property [REDACTED] where he has set up a food & off licence business, i cannot see any concerns for issuing Mr Karim a licence to operate his business. He is a very friendly, honest, reliable & very hardworking person. He has spent alot of money to make his grocery store look absolutely stunning, i don't think there is another Grocery store like it in the vicinity.

Regards



30/04/2018

TO WHOM IT MAY CONCERN

I have known Razaq Karim, of [REDACTED] for several years, and always found him to be honest and trustworthy

[REDACTED]

Wimborne
Accountancy
Services



To whom it may concern

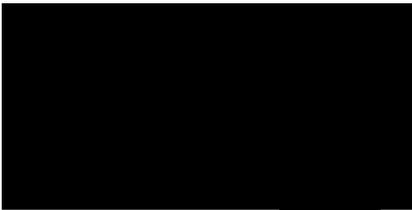
30 April 2018

Dear Sir / Madam

Mr Razaq Karim, 

I have been asked to write a reference for Mr Razaq Karim of 
 I have known Mr Karim for a number of years now as he was employed by one of my clients.

Mr Karim was always very reliable and courteous while he was employed. Having seen the amount of work and effort that has been put into his new venture I have no doubts that he will turn this into a successful business. I have no concerns about Mr Karim being issued with a licence in order to operate his business.



To whom it may Concern

I Can Confirm That Razaq karim Of [REDACTED] has worked for me as a taxi driver

He Is a Honest and trust worthy individual he has worked for the company for 1 year in that time there has been no problem with any Customer or management

[REDACTED]

[REDACTED]

This page is intentionally left blank