

**APPLICATION FOR THE REVIEW OF UK PLUS EU, 27 BROADWAY, PETERBOROUGH
PREMISES LICENCE**

LC1



**Peterborough City Council, Licensing Section, Sand Martin House, Bittern
Way, Fletton Quays, Peterborough, PE2 8TY**

**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, PC 2094 Paul HAWKINS acting on behalf of The Chief Constable Nick DEAN of Cambridgeshire Constabulary 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

Postal address of premises or club premises, or if none, ordnance survey map reference or description	
UK PLUS EU 27 BROADWAY	
Post town PETERBOROUGH	Post code (if known) PE1 1SQ

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Name of premises licence holder or club holding club premises certificate (if known)

Mr Alan ALI-AMER

Number of premises licence or club premises certificate (if known)

121357

Part 2 - Applicant details

Please tick yes

I am

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)

Mr Mrs Miss Other
 title

(for example, Rev)

Surname

First names

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I am 18 years old or over

Please tick yes

Current address

Post Town

Postcode

Daytime contact telephone
number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

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E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address

Cambridgeshire Constabulary
Hinchingsbrooke Park
Huntingdon
Cambridgeshire
PE29 6NP

Telephone number (if any)

E-mail (optional)
LicensingNorth@cambs.police.uk

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

- 1) the prevention of crime and disorder**

Please state the ground(s) for review (please read guidance note1)

This application to review the premises licence

UK Plus EU

27 Broadway

Peterborough

PE1 1SQ

On Monday 13th November 2023, at approximately 10:10 hours a known shoplifter in possession of stolen goods from a store situated on Hereward Cross, enters UK PLUS EU, 27 BROADWAY, PETERBOROUGH, PE1 1SQ and leaves without the stolen items which are subsequently located minutes later in the rear storeroom of UK PLUS EU by attending officers.

Persons involved in the running of UK PLUS EU are suspected of being involved and facilitating in the handling of stolen goods for personal gain.

Consideration has been given to the Licensing Objectives:

- The prevention of crime and disorder;

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Please provide as much information as possible to support the application (please read Guidance

UK PLUS EU, 27 BROADWAY, PETERBOROUGH, PE1 1SQ

The premises is operating as a local convenience store and alcohol off licence operating under premises licence (PL No: 121357) issued by Peterborough City Council (PCC) [REDACTED]. The premises licence holder is listed as Alan ALI-AMER.

The premises licence allows the following:

Premises Opening Times

Monday to Sunday 05:00 to 23:00hrs

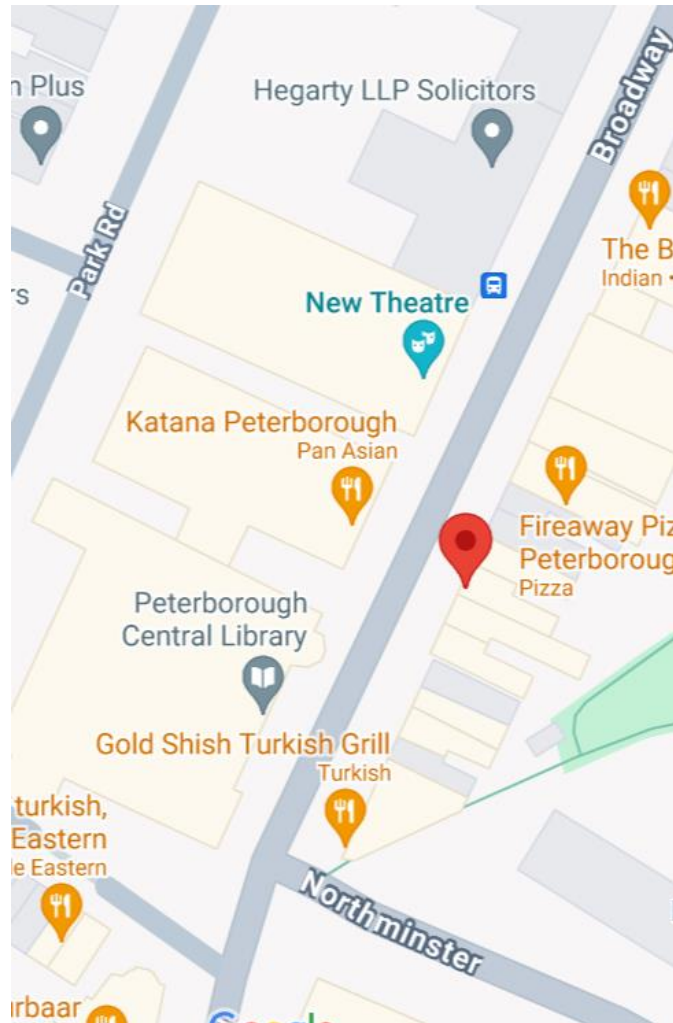
Sale by Retail of Alcohol

Monday to Sunday 07:00 to 22:00hrs

The premise is situated within an area of commercial properties.



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On Monday 13th November 2023, at approximately 10:00 hours a known MALE SHOPLIFTER stole items from Poundland, Hereward Cross, Peterborough and is captured on Peterborough City Council CCTV to cycle directly to UK PLUS EU, 27 BROADWAY, PETERBOROUGH, props his cycle outside the premises, seen to enter with a heavy bag due to the weight of the stolen items, a few minutes later the same MALE is seen to leave the store with the same bag, although visibly lighter. Two Officers detain the MALE a couple of streets away, in the process the MALE discards £15 in bank notes.

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Other officers attend UK PLUS EU and recover two boxes of stolen galaxy chocolate bars valued at £60 from the rear storeroom, the exact items stolen from Poundland.



CCTV from the UK PLUS EU shows the MALE Shoplifter enter, walk directly to the rear of the shop, [REDACTED] working in the shop at the time, follows the male to the rear, moments later the two reappear from the storeroom, the MALE selects a bottle of water from a basket on the floor and proceeds to the till. [REDACTED] is behind the counter, the MALE places the bottle on the counter whilst eating what appears to be a chocolate bar. [REDACTED] takes the water bottle, appears to have a conversation with the MALE and hands the MALE a small black poly bag.

CCTV montage of the incident will be made available to the Licensing committee and the Licence Holder.

On Tuesday 14th November 2023, PC 2094 HAWKINS and Darren DOLBY (PCC Licensing) attend UK PLUS EU due to the allegation, [REDACTED] is present, and a request is made for of CCTV footage to be provided.

As HAWKINS and DOLBY looked around the shop, it became apparent that some of the stock pricing was strange in the rear right hand corner, next to the entrance to the storeroom. Shelving contained Washing Capsules with sticky notes for pricing and "Yankee Candles", these are items that are commonly stolen by shoplifters, as they easily sell on. The pricing system was clearly different to that of their other household products.

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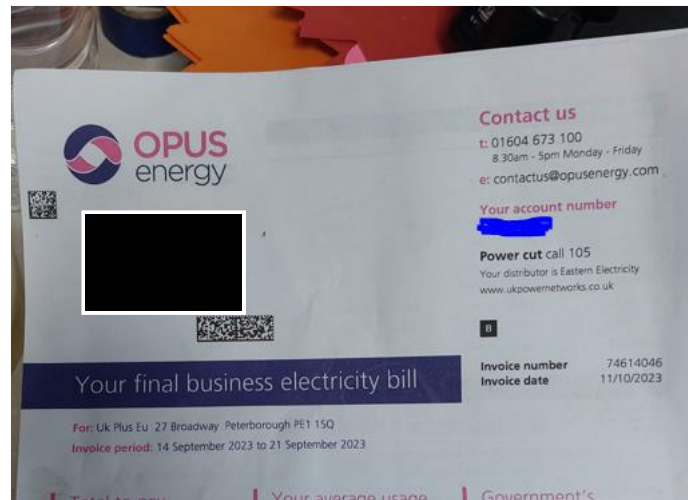
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Whilst chatting with [REDACTED] a metal pole is seen laying on the floor, behind the counter, it has tape around one end and string attached as if made to be used as an adapted weapon. This item was seized, and [REDACTED] signed the pole over for destruction.



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██████████ is clearly involved in the running of the business on a day-to-day basis, one of the Officers in attendance on 13th November 23 took a photo of an Energy Bill for UK PLUS EU which is in ██████████ name.



The DPS & Licence Holder, MR AMER was not present at the time of the incident, but the actions taken by the Shoplifter immediately after the initial theft, to cycle directly to the Premises would suggest that this is a known Premises for Handling Stolen Goods and that this was not the first occasion.

For information

This is supported by guidance issued under section 182 of the Licensing Act 2003

11.24 *“...Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority’s role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.”*

11.28 *“It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) 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.”*

East Lindsey District Council v Abu Hanif (t/a Zara's Restaurant) 2016

In this case, the High Court upheld the Licensing Committee's decision to revoke a premises licence where the licensee had employed an illegal worker.

The significance of the case is that it reaffirms the principle that *Responsible Authorities need not wait for the licensing objectives to actually be undermined.....*

Commenting on the way committees and courts should approach the promotion of the licensing objectives, Mr Justice Jay said:

[T]he prevention of crime and disorder requires a prospective consideration of what is warranted in the public interest, having regard to the twin considerations of prevention and deterrence.

The full Judgement is only available from subscription services such as [Westlaw](#) or [Lawtel](#).

R (on application of Daniel Thwaites plc) v Wirral Magistrates' Court and Others (2008) EWHC 838 (Admin)

This case, referred to as 'the Thwaites case', is important because it emphasises the important role that Responsible Authorities have in providing information to decision makers to contextualise the issue before them.

This case is sometimes misconstrued as requiring decisions to be based on 'real evidence', and that conditions cannot be imposed until problems have actually occurred. This is wrong. *The purpose of the Act is to prevent problems from happening. Decisions can and should be based on well-informed common sense*

The Honourable Mrs Justice Black said:

[D]rawing on local knowledge, at least the local knowledge of local licensing authorities, is an important feature of the Act's approach. There can be little doubt that local magistrates are also entitled to take into account their own knowledge but, in my judgment, they must measure their own views against the evidence presented to them. In some cases, the evidence presented will require them to adjust their own impression. This is particularly likely to be so where it is given by a Responsible Authority such as the police.

The approved judgment is available from [Guildford Council](#).

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Theft offences • An offence under any of the following provisions of the Theft Act 1968 —Section 22 (handling stolen goods) is a relevant offence under the Licensing Act 2003.

The evidence of criminal activity associated to UK PLUS EU provided in this application is Clear and Factual, the evidential threshold required by the Licensing Committee is *NOT* that of a Criminal Court. Cambridgeshire Constabularies respectfully requests that consideration be given to revocation of the Premises Licence.

[REDACTED]

[REDACTED]

[REDACTED]

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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

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[Empty rectangular box for application details]

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities X
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 X
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 (please
read guidance note 4). **If signing on behalf of the applicant please state in what
capacity.**

SignaturePaul Hawkins

Date.....05/12/2023

CapacityPC 2094 – Alcohol Licensing Officer, Cambridgeshire Constabulary

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Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 5)

PC 2094 Paul Hawkins
Licensing Officer
Thorpe Wood Police Station
Thorpe Wood

Post town

Peterborough

Post code

PE3 6SD

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) LicensingNorth@cambs.police.uk

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.