



RECORD OF DECISION

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Application under the Licensing Act 2003 for a Premises licence to be granted for: Rutherfords Punting Cambridge

Address: 125 Histon Road, Cambridge

Licensing Sub-Committee

Date: 30 March 2021

Members:

- 1. Councillor Massey (Chair of the Meeting)**
- 2. Councillor Bird**
- 3. Councillor Gehring**

To consider the application of Emma Wynn for a variation to the Premises Licence with regard to Rutherfords Punting, 125 Histon Road, Cambridge CB4 3JD to:

- a) Authorise the sale of alcohol which will be consumed by customers of the applicant who have booked guided trips on punts on the River Cam.
- b) Authorise the sale of alcohol via the internet to be delivered to residential or commercial premises.

Details of the application are supplied in the officer's report contained in the agenda for the meeting.

We heard representations from the following persons:

Trish Kaye – Licensing Enforcement Officer (Commercial & Licensing)

Emma Wynne (Applicant and Company Director)
Frank Fender (Agent)
Janet Grimwood (Member of the Public)
Cecilia Reid (Member of the Public).

In making our decision we considered the following:

Statutory provisions (Licensing Act 2003)
Statutory Guidance
Cambridge City Council's Statement of Licensing Policy
Reports
Advice from Legal Officer
Representation received from two members of the public.

We found the following facts:

- i. There is already an existing licence in place with restrictions.
- ii. The Police had made no representations.
- iii. The Environmental Health had added a condition which refer to off sales.
- iv. Three representations expressed concern to the application.
- v. The intention of the application is for the sale of local produce for off sales.
- vi. The actual operation is not in a cumulative impact zone, but the entry is.
- vii. The nearby public toilets close at 6pm.
- viii. That the applicant owns four punts.

We did not consider the following matters to be relevant:

- i. The generalised anti-social behaviour on Jesus Green and near private residences on the edge of the water.
- ii. The behaviour and operation of other punt companies referenced in the meeting.

Our reasons for this are:

There have been no complaints about the applicant's customers and working policy. The generalised anti-social behaviour in the green spaces is not relevant to this application. Each application is taken on its own merit.

Our decision is as follows:

To grant all parts of the variation of the licence with the condition that the operator provide recycling and general refuse collection generated by their service they provide.

The condition suggested by Environmental Health Services and agreed by the applicant relating to off sales is added to the licence. This condition be strengthened by the requirement that it remains supervised throughout. The existing conditions apply.

Our reasons for reaching the decision are as follows:

- i. There have been no complaints about the applicant and their customers.
- ii. The applicant has a good relationship with nearby residents.
- iii. The conditions of the licence mean none of the licence objectives are in danger.
- iv. This is not in a cumulative impact area.
- v. The price point indicates this is not for mass drinking.
- vi. Realise this is a sensitive area but the applicant is not adding to the pre existing problems.

*Signed: Councillor Massey
Councillor Bird
Councillor Gehring*

Dated 30 March 2021.

The applicant has the right of appeal to a Magistrates Court within 21 days from the date of this decision notice by contacting:
Cambridgeshire Magistrates Court, The Court House, Bridge Street, Peterborough,
PE1 1ED.

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