



LICENSING SUB-COMMITTEE

To: Councillors Austin, Gawthrope and Meftah

Despatched: Thursday, 30 April 2015

Date: Monday, 11 May 2015

Time: 10.00 am

Venue: Committee Room 1 & 2 - Guildhall

Contact: Toni Birkin

Direct Dial: 01223 457086

AGENDA

1 Appointment of a Chair

2 Declarations of Interest

3 Meeting Procedure

4 Exclusion of Press and Public

It is recommended that the committee resolves to exclude the press and public by virtue of paragraphs 1 & 2 of Part 1 of Schedule 12A of the Local Government Act 1972.

5 Hearing Report for The Castle, 37 St Andrews Street, Cambridge, CB2 3AR (Pages 7 - 52)

Information for the Public

Location The meeting is in the Guildhall on the Market Square (CB2 3QJ).

Between 9 a.m. and 5 p.m. the building is accessible via Peas Hill, Guildhall Street and the Market Square entrances.

After 5 p.m. access is via the Peas Hill entrance.

All the meeting rooms (Committee Room 1, Committee 2 and the Council Chamber) are on the first floor, and are accessible via lifts or stairs.

Public Participation Some meetings may have parts, which will be closed to the public, but the reasons for excluding the press and public will be given.

To speak at a Licensing hearing, you must have made a representation during the consultation period on the relevant application and registered your intention to speak with Democratic Services prior to the hearing.

The Licensing department can be contacted on 01223 457000 or licensing@cambridge.gov.uk.

For general advice about speaking at committees please contact Democratic Services on 01223 457013 or democratic.services@cambridge.gov.uk.

Filming, recording and photography The Council is committed to being open and transparent in the way it conducts its decision making. The public may record (e.g. film, audio, tweet, blog) meetings which are open to the public.

Anyone who does not want to be recorded should let the Chair of the meeting know. Those recording meetings are strongly urged to respect the wish of any member of the public not to be recorded.

- Fire Alarm** In the event of the fire alarm sounding please follow the instructions of Cambridge City Council staff.
- Facilities for disabled people** Level access to the Guildhall is via Peas Hill.
- A loop system is available in Committee Room 1, Committee Room 2 and the Council Chamber.
- Accessible toilets are available on the ground and first floor.
- Meeting papers are available in large print and other formats on request prior to the meeting.
- For further assistance please contact Democratic Services on 01223 457013 or democratic.services@cambridge.gov.uk.
- Queries on reports** If you have a question or query regarding a committee report please contact the officer listed at the end of relevant report or Democratic Services on 01223 457013 or <http://democracy.cambridge.gov.uk/>
- General Information** Information regarding committees, councilors and the democratic process is available at www.cambridge.gov.uk/democracy.
- Mod.Gov App** You can get committee agenda and reports for your tablet by using the mod.gov app

Licensing Act 2003 - Licensing Sub-Committee: Hearings Procedure

Preliminary Matters

1. **The Chair** will commence the hearing by introducing him/herself, the other two members of the Sub-Committee and the officers present.
2. **The Chair** will ask the applicant(s)/the responsible authorities/the interested parties present, and their representatives (if applicable), to introduce themselves and identify their interest in the proceedings.

Failure of a party to attend the hearing

3. If a party has informed the licensing authority that he/she does not intend to attend or be represented at a hearing, the hearing may proceed in his/her absence.
4. If a party who has not so indicated fails to attend or be represented at a hearing, the Sub-Committee may –
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
5. Where the Sub-Committee holds the hearing in the absence of a party, the Sub-Committee will consider at the hearing the application, representations or notice made by that party.
6. **The Chair** will explain the procedure to be followed at the hearing and will confirm whether the Sub-Committee must reach its decision at the end of the hearing or within 5 working days of the hearing, depending on the application being heard.
7. **The Clerk to the Sub-Committee** will indicate whether any party has requested permission for any other person(s) (other than his/her representative) to appear at the hearing to assist the Sub-Committee in relation to the application, representations or notice of the party making the request. The Sub-Committee will decide whether to grant permission to allow any other person(s) to appear at the hearing on behalf of the party; such permission will not be unreasonably withheld.
8. **The Clerk to the Sub-Committee** will ask whether any party is seeking to introduce any document(s) or other information not previously disclosed to all the other parties to the hearing and the licensing authority. If all the other parties consent, the previously undisclosed document(s) or other information can be produced by a party in support of their application, representations or notice (as applicable).
9. The hearing will take the form of a discussion led by the Chair of the Sub-Committee. Cross-examination will not be permitted unless the Sub-Committee considers that cross-examination is required to consider the representations, application or notice as the case may require.
10. The Sub-Committee will consider any requests to permit cross-examination on

a case-by-case basis. When permission is given to one party, it will also normally be extended to all other parties.

11. The Sub-Committee will decide the equal maximum period of time that each party will have to present their case.

The Hearing

12. *The Licensing Officer will present the report to the Sub-Committee.*

13. Members may ask any relevant questions of the Licensing Officer.

14. *The applicant, or the party who has initiated the hearing, will present their case first.*

15. The party shall be entitled to:

(a) give further information in support of their application, representations or notice (as applicable) in response to a specific request by the licensing authority prior to the hearing;

(b) question any other party (if permission has been given by the Sub-Committee);

(c) address the Sub-Committee.

16. If the Police are a party to the hearing, they will present their case. The Police have the rights listed in paragraph 15 (a) – (c) above.

17. If any other “responsible authority” are a party to the hearing, they will present their case in turn after the Police and have the rights listed in paragraph 15 (a) – (c) above.

18. Any other interested parties will then present their case in turn and have the rights listed in paragraph 15 (a) – (c) above.

19. Members of the Sub-Committee may ask questions of the/each party or any other person permitted to appear at the hearing in support of the party.

20. **The Chair** will invite the applicant, or the party who has initiated the hearing, and any parties making representations, to briefly summarise their points if they wish.

21. **The Chair** will ask the applicant, or the party who has initiated the hearing, and all parties making representations, that they are satisfied that they have said all they wish to.

The Decision

22. In considering any representations or notice made by a party, the Sub-Committee may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

23. In reaching its decision, the Sub-Committee will disregard any information given by a party, or any person who has been permitted to appear at the hearing, which is not relevant to –

(a) the application, representations or notice (as applicable) or in the case of another person, the application, representations or notice of the party

requesting their appearance, and

(b) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by the Police, the crime prevention objective.

24. The Sub-Committee may consider its decision in private and may move into private session where it considers that the public interest in so doing outweighs the public interest in that part of the hearing taking place in public. If the Sub-Committee do move into private session then all the parties and their representatives, any other person permitted to appear at the hearing, officers, the public and the press will be asked to leave the room whilst the decision is made.

The Chair will tell those present at the meeting the decision taken by the Sub-Committee and the reasons for the decision.

CAMBRIDGE CITY COUNCIL

REPORT OF: Jas Lally
Head of Refuse and Environment

TO: Licensing Sub-Committee

11/05/2015

WARDS: Market

**CONSIDERATION OF AN APPLICATION TO VARY A PREMISES
LICENCE TO BE GRANTED: THE CASTLE, 37 ST ANDREWS STREET,
CAMBRIDGE, CB2 3AR**

1 INTRODUCTION

- 1.1 An application under section 34 of the Licensing Act 2003 to vary the Premises Licence issued in respect of The Castle, 37 St Andrews Street, Cambridge, CB2 3AR has been received from Greene King Retailing Ltd. The application is attached to the report as Appendix A. The application was served on Cambridge City Council (the Licensing Authority) on 16th March 2015. A copy of the application was also served on each responsible authority.
- 1.2 The applicant is seeking to vary the premises licence as per the following extensions:

Supply of Alcohol (On & Off the Premises)

Sun – Wed	00:00 to 03:00
Thursday	02:00 to 03:00

Recorded Music (Indoors)

Sun – Wed	23:00 to 03:00
Thursday	01:00 to 03:00

Opening Hours

Sun – Wed	00:30 to 03:30
Thursday	02:30 to 03:30

To remove the following conditions from Annex 2 of the Premises Licence, which is attached to the report as Appendix B:

2. This licence is granted on the condition that any other restrictions contained within the enactments specified under the Licensing Act 2003 (Schedule 8(6)) are adhered to.

5. Karaoke and/or the use of percussion instruments shall not be permitted.

6. When regulated entertainment is held, all external doors and external windows shall be kept shut at all times, apart from the main entrance door/s from St Andrews Street (that allows general ingress and egress) which shall be stewarded and kept closed so far as reasonably practicable.

7. On all days when the premises are open after 23:00 hrs for any licensable activity all external doors and windows shall be kept shut at all times, apart from the main entrance door/s from St Andrews Street (that allow general ingress and egress) which shall be kept closed so far as reasonably practicable.

1.3 The applicant has indicated in section M of the application form (Appendix A) that the following steps will be taken to promote the four licensing objectives:

1. No new entry to the premises after 02:30 hours on any day of the week except for bona fide guests staying overnight at the premises.
2. The manager/DPS will ensure that the premises operates any night time radio link scheme used for late night premises in Cambridge City Centre at the premises during the hours of operation.
3. A dispersal policy will be drawn up and implemented to ensure that customers leaving the premises do so as far as practicable without causing nuisance to residents in the immediate vicinity of the premises.
4. An incident log ('the log') will be maintained and used at the premises, recording all incidents of crime and disorder or public nuisance witnessed at the premises. The Log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The Log will be made available to police officer on request.
5. A CCTV system will be installed and maintained at the premises. The CCTV system will include cameras capable of recording head shots of customers entering the premises as well as covering the bar server. The CCTV system will be capable of burning footage onto portable storage devices,

such as memory stick and/or DVD. Such recordings will be made available to the Police upon request and provided on a portable device to the Police within 24 hours of the request.

6. A complaints log ('the log') will be maintained and used at the premises for any complaints received in relation to noise nuisance caused by the premises. The Log will include details of the time, date and person making the entry, along with details of the complaint and any action taken. The Log will be made available to Police officers on request.
7. During regulated entertainment or after 23:30 in any event, all doors and windows in the licensed premises will be closed, except for access and egress via the main entrance on St Andrews Street.
8. Door supervisors will be provided every Friday and Saturday from 22:30 hours. On all other evenings where licensable activities are intended to be provided past midnight, the DPS/Manager will risk assess the need for door supervisors. The assessment will consider the nature and times of the proposed entertainment, the expected audience/customer numbers and whether door supervisors will be required. The number of supervisors, their start and finish times and the company providing the door supervisors will be noted in the risk assessment which will be in writing and kept for at least one month. The risk assessments will be made available to police or licensing officers on request.
9. Cloakroom facilities will be provided on a Friday and Saturday from 23:00 hours and on all other evenings when the premises are open past Midnight.

1.4 In accordance with the regulations of the Act, the application was advertised on the premises and in the Cambridge News to invite representations from responsible authorities and other persons. The last date for submitting representations was the 13 April 2015.

1.5 Representations have been received from 1 Responsible Authority. The representation is attached to the report as Appendix C.

1.6 The application needs to be determined.

2. RECOMMENDATIONS

2.1 Members should determine the application on its individual merits having reference to the statutory licensing objectives and Cambridge City Council's Statement of Licensing Policy.

3. BACKGROUND

- 3.1 The premises are located within a cumulative impact area. It is therefore subject to a special policy on cumulative impact. The special policy creates a rebuttable presumption that applications within cumulative impact areas for new premises licences or variations that are likely to add to the existing cumulative impact will normally be refused if relevant representations are received about the cumulative impact on the licensing objectives, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced. The cumulative impact policy has been referred to in the representation but has not been specifically addressed by the applicant.
- 3.2 The Council's Statement of Licensing Policy contains information on the cumulative impact.
- 3.3 The Premises Licence has been in effect since 27th September 2005.
- 3.4 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing Policy and additionally the statutory guidance issued under Section 182 of the Licensing Act 2003. The relevant sections from the Council's Statement of Licensing Policy are:
- Objectives, section 2
 - Fundamental principles, section 4
 - Licensing Hours, section 6
 - Licence Conditions, section 8

4. CONSULTATIONS

- 4.1 The Licensing Act 2003 requires applications made under section 34 of the Act to be served on the Responsible Authorities and also advertised on the premises and in a local newspaper circulating within the vicinity of the premises. During the consultation period, Responsible Authorities and Other Persons (any individual, body or business entitled to make representations to licensing authorities) may make a representation in respect of the application.
- 4.2 Statutory consultation has therefore taken place with Responsible Authorities and interested parties in accordance with the procedures set out in the Licensing Act 2003 and associated regulations made under the Act.

5. OPTIONS

- 5.1 Whilst having reference to the information provided by the applicant and the interested party and also Cambridge City Council's Statement of Licensing Policy, the Sub-Committee's decision must be made with a view to promoting one or more of the four licensing objectives, namely:
- (a) the prevention of crime and disorder;
 - (b) public safety;
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm.
- 5.2 Members should take such steps that they consider are necessary for the promotion of the licensing objectives. The Sub-Committee may resolve:
- (a) to grant the licence subject to the mandatory conditions and those conditions offered by the applicant which may be modified to such extent as the authority considers necessary for the promotion of the licensing objectives,
 - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - (c) to reject the application.

5.3 Members must give reasons for their decision.

6. CONCLUSIONS

- 6.1 The Licensing Authority has a duty under the Licensing Act 2003 to promote the Licensing Objectives. Each objective has equal importance. In carrying out its licensing functions, the Licensing Authority must also have regard to its Statement of Licensing Policy, and the Statutory Guidance under the Licensing Act 2003 and it is bound by the Human Rights Act 1998. The Council must also fulfil its obligations under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in Cambridge.

7. IMPLICATIONS

a) Financial Implications

Cambridge City Council (the Licensing Authority) has a statutory duty to determine applications made under the Licensing Act 2003. The application fees associated with such applications are set by Central Government and are intended to cover the cost of administering the licensing regime.

There are no specific financial implications associated with this report.

(b) **Staffing Implications**

There are no staffing implications associated with this report.

(c) **Equal Opportunities Implications**

No Equality Impact Assessment has been conducted as the only consideration in reaching a decision is whether the granting of the application will undermine the statutory licensing objectives.

(d) **Environmental Implications**

Any environmental implications that need to be considered must specifically relate to the promotion of the statutory licensing objectives and will be contained in the representations made by the responsible authorities or interested parties.

(e) **Community Safety**

Cambridge Constabulary, Cambridgeshire Fire & Rescue Service, Cambridge City Council's Environmental Health Team, Cambridge City Council's Planning Service, Cambridgeshire County Council's Child Protection & Review Unit, Cambridgeshire County Council's Trading Standards Department and the Public Health Director were consulted as part of the application process and could have made representation if it was considered that the granting of the application would undermine one or more of the statutory licensing objectives.

Those making representations would have raised any relevant community safety implications.

8. BACKGROUND PAPERS: The following are the background papers that were used in the preparation of this report:

[Licensing Act 2003](#)

[The Licensing Act 2003 \(Premises licences and club premises certificates\) Regulations 2005](#)

[Guidance issued under section 182 of the Licensing Act 2003](#)

[The Council's Statement of Licensing Policy](#)

To inspect these documents either view the above hyperlinks or contact Luke Catchpole on extension 7818

The author and contact officer for queries on the report is Luke Catchpole on extension 7818.

Report file:

Date originated: 28 April 2015

Date of last revision: 28 April 2015

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Application to vary a premises licence 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/We Greene King Retailing Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number PRECAM 000266
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description The Castle 37 St Andrews Street			
Post town	Cambridge	Postcode	CB2 3AR
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£23500.00	

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Westgate Brewery Abbot House		
Post town	Bury St Edmunds	Postcode	IP33 1QT

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

To extend the opening hours of the premises until 03.30 hours Sunday to Thursday (currently permitted until 00.30 hours Sunday to Wednesday and until 02.30 hours Thursday).

To extend the supply of alcohol until 03:00 hours Sunday to Thursday (currently permitted until Midnight Sunday to Wednesday and 02:00 hours Thursday).

To extend recorded music from 12:00 hours until 03:00 Monday to Sunday (currently permitted from 20:00 hours until 23:00 hours Sunday to Wednesday; 20:00 hours until 01:00 hours Thursday; 20:00 hours until 03:00 hours Friday and Saturday).

To remove the following conditions from Annex 2 of the premises licence:

2. This licence is granted on the condition that any other restrictions contained within the enactments specified under the Licensing Act 2003 (Schedule 8(6)) are adhered to.
5. Karaoke and / or the use of percussion instruments shall not be permitted.
6. When regulated entertainment is held, all external doors and external windows shall be kept shut at all times, apart from the main entrance door/s from St Andrews Street (that allows general ingress and egress) which shall be stewarded and kept closed so far as reasonably practicable.
7. On all days when the premises are open to after 2330hrs for any licensable activity all external doors and windows shall be kept shut at all times, apart from the main entrance door/s from St Andrews Street (that allow general ingress and egress) which shall be kept closed so far as reasonably practicable.

To add the following conditions to the premises licence:

1. No new entry to the premises after 02.30 hours on any day of the week except for bona fide guests staying overnight at the premises.
2. The manager/ DPS will ensure that the premises operates any night time radio link scheme used for late night premises in Cambridge City Centre at the premises during the hours of operation.
3. A dispersal policy will be drawn up and implemented to ensure that customers leaving the premises do so as far as practicable without causing nuisance to residents in the immediate vicinity of the premises.
4. An incident log ('the log') will be maintained and used at the premises, recording all incidents of crime and disorder or public nuisance witnessed at the premises. The Log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The Log will be made available to police officer on request.
5. A CCTV system will be installed and maintained at the premises. The CCTV system will include cameras capable of recording head shots of customers entering the premises as well as covering the bar servery. The CCTV system will be capable of storing recorded footage from all cameras for a minimum of 31 days and will be capable of burning footage onto portable storage devices, such as memory stick and/or DVD. Such recordings will be made available to the Police upon request and provided on a portable device to the Police within 24 hours of the request.
6. A complaints log ('the log') will be maintained and used at the premises for any complaints received in relation to noise nuisance caused by the premises. The Log will include details of the time, date and person making the entry, along with details of the complaint and any action taken. The Log will be made available to Police officers on request.
7. During regulated entertainment or after 23:30 in any event, all doors and windows in the licensed

premises will be closed, except for access and egress via the main entrance on St Andrew's Street.
8. Door supervisors will be provided every Friday and Saturday from 22.30 hours. On all other evenings where licensable activities are intended to be provided past midnight, the DPS/ Manager will risk assess the need for door supervisors. The assessment will consider the nature and times of the proposed entertainment, the expected audience/ customer numbers and whether door supervisors will be required. The number of supervisors, their start and finish times and the company providing the Door supervisors will be noted in the risk assessment which will be in writing and kept for at least one month. The risk assessments will be made available to police or licensing officers on request.
9. Cloakroom facilities will be provided on a Friday and Saturday from 23:00 hours and on all other evenings when the premises are open past Midnight.

All other hours, activities and conditions to remain unaltered.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon						
Tue						
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)			
Thur						
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon						
Tue			State any seasonal variations for the performance of live music (please read guidance note 5)			
Wed						
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)			
Fri						
Sat						
Sun						

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) As existing		
Mon		03:00			
	12:00				
Tue		03:00			
	12:00				
Wed		03:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
	12:00				
Thur		03:00			
	12:00				
Fri		03:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6) As existing		
	12:00				
Sat		03:00			
	12:00				
Sun		03:00			
	12:00				

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun					

1

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) To provide hot beverages and food to reduce pressure on local takeaway facilities.		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon		03:00						
		08:00						
Tue		03:00						
		08:00						
Wed		03:00						
		08:00						
Thur		03:00				Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) As existing		
		08:00						
Fri		03:00						
Sat								
Sun								
		08:00						

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).
None

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Cloakroom facilities will be provided on a Friday and Saturday from 23:00 hours and on all other evenings when the premises are open past Midnight.

b) The prevention of crime and disorder

The manager/ DPS will ensure that the premises operates any night time radio link scheme used for late night premises in Cambridge City Centre at the premises during the hours of operation.

An incident log ('the log') will be maintained and used at the premises, recording all incidents of crime and disorder or public nuisance witnessed at the premises. The Log will include the date, time and name of member of staff making the record, along with details of the incident and any action taken. The Log will be made available to police officer on request.

A CCTV system will be installed and maintained at the premises. The CCTV system will include cameras capable of recording head shots of customers entering the premises as well as covering the bar servery. The CCTV system will be capable of storing recorded footage from all cameras for a minimum of 31 days and will be capable of burning footage onto portable storage devices, such as memory stick and/or DVD. Such recordings will be made available to the Police upon request and provided on a portable device to the Police within 24 hours of the request.

Door supervisors will be provided every Friday and Saturday from 22.30 hours. On all other evenings where licensable activities are intended to be provided past midnight, the DPS/ Manager will risk assess the need for door supervisors. The assessment will consider the nature and times of the proposed entertainment, the expected audience/ customer numbers and whether door supervisors will be required. The number of supervisors, their start and finish times and the company providing the Door supervisors will be noted in the risk assessment which will be in writing and kept for at least one month. The risk assessments will be made available to police or licensing officers on request.

c) Public safety

d) The prevention of public nuisance

A dispersal policy will be drawn up and implemented to ensure that customers leaving the premises do so as far as practicable without causing nuisance to residents in the immediate vicinity of the premises.

No new entry to the premises after 02.30 hours on any day of the week except for bona fide guests staying overnight at the premises.

A complaints log ('the log') will be maintained and used at the premises for any complaints received in relation to noise nuisance caused by the premises. The Log will include details of the time, date and person making the entry, along with details of the complaint and any action taken. The Log will be made available to Police officers on request.

During regulated entertainment or after 23:30 in any event, all doors and windows in the licensed premises will be closed, except for access and egress via the main entrance on St Andrew's Street.

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application to responsible authorities and others where applicable. – submitted online – to be provide by the Local Authority
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	[REDACTED]
Date	13 March 2015
Capacity	Solicitor to applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

Amy King
TLT Solicitors
One Redcliff Street

Post town	Bristol	Post code	BS1 6TP
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. Describe 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please 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.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please 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 or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

Part B

Licensing Act 2003
Premises licence summary



Premises licence number **PRECAM 000266**

Premises details

Postal address of premises, or if none, ordnance survey map reference or description The Castle 37 St Andrews Street	
Post town Cambridge	Post code CB2 3AR
Telephone number	

Where the licence is time limited the dates
N/A

Licensable activities authorised by the licence
Live Music, Recorded Music, Supply of Alcohol

The times the licence authorises the carrying out of licensable activities			
Activity	Live Music - Indoors		
Day	Times		
Sun	20:00	23:00	
Mon	20:00	23:00	
Tue	20:00	23:00	
Wed	20:00	23:00	
Thurs	20:00	01:00	
Fri	20:00	02:00	
Sat	20:00	02:00	
Non Std Timings & Seasonal Variations	All Bank Holidays, Christmas Eve and New Year's Eve, 20:00 to 03:00.		
Activity	Recorded Music - Indoors		
Day	Times		
Sun	20:00	23:00	
Mon	20:00	23:00	
Tue	20:00	23:00	
Wed	20:00	23:00	
Thurs	20:00	01:00	
Fri	20:00	03:00	
Sat	20:00	03:00	
Non Std Timings & Seasonal Variations	All Bank Holidays, Christmas Eve and New Year's Eve, 20:00 to 03:00.		
Activity	Supply of Alcohol - On & Off the premises		
Day	Times		
Sun	08:00	00:00	
Mon	08:00	00:00	
Tue	08:00	00:00	
Wed	08:00	00:00	
Thurs	08:00	02:00	
Fri	08:00	03:00	
Sat	08:00	03:00	
Non Std Timings &	Christmas Eve, Christmas Day, Boxing Day, New		

Seasonal Variations	<p>Year's Day, Spring & August Bank Holidays, Good Friday, Easter Saturday, Sunday & Monday and any other bank holidays. Also, the Thursday before Good Friday and Sundays before Bank Holiday Mondays, 08:00 - 03:00.</p> <p>New Year's Eve from the beginning of normal licensed hours to the beginning of normal licensed hours on New Year's Day.</p> <p>World Cups, Boxing and other sporting events, along with other national/international events shown live. Special occasions eg. Weddings, times as required. 21 days notice of non-standard timings with power to veto by the Police with 7 days notice.</p>
---------------------	---

The opening hours of the premises	
Day	Times
Sun	08:00 00:30
Mon	08:00 00:30
Tue	08:00 00:30
Wed	08:00 00:30
Thurs	08:00 02:30
Fri	08:00 03:30
Sat	08:00 03:30
Non Std Timings & Seasonal Variations	<p>Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Spring & August Bank Holidays, Good Friday, Easter Saturday, Sunday & Monday and any other bank holidays. Also, the Thursday before Good Friday and Sundays before Bank Holiday Mondays, 08:00 - 03:30.</p> <p>New Year's Eve from the beginning of normal licensed hours to the beginning of normal licensed hours on New Year's Day.</p> <p>World Cups, Boxing and other sporting events, along with other national/international events shown live. Special occasions eg. Weddings, times as required. 21 days notice of non-standard timings with power to veto by the Police with 7 days notice.</p>

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

Name, (registered) address of holder of premises licence

Greene King Retailing Ltd
Abbot House
Po Box 337
Bury St Edmunds
Suffolk
IP33 1QW

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

5265451

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

Omar Holmes

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

Restricted

This licence was granted on: 27th September 2005

This licence was varied on: 20th October 2006

This licence was varied (minor variation) on: 27th March 2014

This licence was varied (minor variation) on: 20th December 2014

CAMBRIDGE
CITY COUNCIL

Part A

Licensing Act 2003
Format of premises licence
CAMBRIDGE CITY COUNCIL



Premises licence number

PRECAM 000266

Part 1 – Premises details

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

**The Castle
37 St Andrews Street**

Post town

Cambridge

Post code

CB2 3AR

Telephone number

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Live Music, Recorded Music, Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

Activity	Live Music - Indoors					
Day	Times					
Sun	20:00	23:00				
Mon	20:00	23:00				
Tue	20:00	23:00				
Wed	20:00	23:00				
Thurs	20:00	01:00				
Fri	20:00	02:00				
Sat	20:00	02:00				
Non Std Timings & Seasonal Variations	All Bank Holidays, Christmas Eve and New Year's Eve, 20:00 to 03:00.					
Activity	Recorded Music - Indoors					
Day	Times					
Sun	20:00	23:00				
Mon	20:00	23:00				
Tue	20:00	23:00				
Wed	20:00	23:00				
Thurs	20:00	01:00				
Fri	20:00	03:00				
Sat	20:00	03:00				
Non Std Timings & Seasonal Variations	All Bank Holidays, Christmas Eve and New Year's Eve, 20:00 to 03:00.					
Activity	Supply of Alcohol - On & Off the premises					
Day	Times					
Sun	08:00	00:00				
Mon	08:00	00:00				
Tue	08:00	00:00				
Wed	08:00	00:00				
Thurs	08:00	02:00				
Fri	08:00	03:00				
Sat	08:00	03:00				
Non Std Timings &	Christmas Eve, Christmas Day, Boxing Day, New					

Seasonal Variations	<p>Year's Day, Spring & August Bank Holidays, Good Friday, Easter Saturday, Sunday & Monday and any other bank holidays. Also, the Thursday before Good Friday and Sundays before Bank Holiday Mondays, 08:00 - 03:00.</p> <p>New Year's Eve from the beginning of normal licensed hours to the beginning of normal licensed hours on New Year's Day.</p> <p>World Cups, Boxing and other sporting events, along with other national/international events shown live. Special occasions eg. Weddings, times as required. 21 days notice of non-standard timings with power to veto by the Police with 7 days notice.</p>
----------------------------	---

The opening hours of the premises			
Day	Times		
Sun	08:00	00:30	
Mon	08:00	00:30	
Tue	08:00	00:30	
Wed	08:00	00:30	
Thurs	08:00	02:30	
Fri	08:00	03:30	
Sat	08:00	03:30	
Non Std Timings & Seasonal Variations	<p>Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Spring & August Bank Holidays, Good Friday, Easter Saturday, Sunday & Monday and any other bank holidays. Also, the Thursday before Good Friday and Sundays before Bank Holiday Mondays, 08:00 - 03:30.</p> <p>New Year's Eve from the beginning of normal licensed hours to the beginning of normal licensed hours on New Year's Day.</p> <p>World Cups, Boxing and other sporting events, along with other national/international events shown live. Special occasions eg. Weddings, times as required. 21 days notice of non-standard timings with power to veto by the Police with 7 days notice.</p>		

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

Part 2

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

Greene King Retailing Ltd
Abbot House
Po Box 337
Bury St Edmunds
Suffolk
IP33 1QW

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

5265451

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

Omar Malik Holmes



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



CAMBRIDGE
CITY COUNCIL

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence -

(a) at a time when there is no designated premises supervisor in respect of the premises, or

(b) at a time 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. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5. (1) 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.

(2) 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.

(3) 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-

(a) a holographic mark, or

(b) an ultraviolet feature.

6. The responsible person must ensure that-

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in

advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available."

7. 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.

8. For the purposes of the condition set out in paragraph 7-

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) "permitted price" is the price found by applying the formula-

where-

- (i) P is the permitted price,
- (ii) D is the rate 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) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(7).

9. Where the permitted price given by Paragraph (b) of paragraph 8 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.

10. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 8 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.

Annex 2 - Conditions consistent with the operating schedule

1. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

2. This licence is granted on the condition that any other restrictions contained within the enactments specified under the Licensing Act 2003 (Schedule 8 (6)) are adhered to.

The prevention of crime and disorder

3. The person nominated as the designated premises supervisor will join and actively support the Cambridge Pub and Club watch, whilst it is in existence and support its aims and objectives as given in its charter. This includes support of its agreed banning policy and attending meetings, personally or by sending an authorised representative of the venue.

Public Safety

-

The prevention of public nuisance

4. a) Before and when regulated entertainment is held a suitable and appropriate microphone controlled volume / noise regulatory device (noise limiter or similar which monitors noise levels using a microphone) shall be installed and maintained to cut / disconnect the electrical power to amplification / sound equipment, at a volume of amplified music and or speech (Music Noise Level-MNL) set to the satisfaction of the Environmental Protection Manager (EPM).

b) The volume / noise regulatory device shall be positioned to satisfaction of the Environmental Protection Manager (EPM) and shall be connected to all permanent music equipment (in house sound system) and to all available mains power sockets within the premises that will be used to power amplification equipment.

c) The installed noise limiter / regulatory device as per condition 4a and 4b shall be operated and maintained to an agreed Music Noise Level (MNL) that shall be conditioned thereafter and shall not be altered without prior approval.

5. Karaoke and / or the use of percussion instruments shall not be permitted.

6. When regulated entertainment is held, all external doors and external windows shall be kept shut at all times, apart from the main entrance door/s from St Andrews Street (that allows general ingress and egress) which shall be stewarded and kept closed so far as reasonably practicable during events.

7. On all days when the premises are open after 2330hrs for any licensable activity all external doors and windows shall be kept shut at all times, apart from the main entrance door/s from St Andrews Street (that allow general ingress and egress) which shall be kept closed so far as reasonably practicable.

8. The licence holder shall erect and maintain in a prominent position at every exit and clear and conspicuous notice requesting patrons respect the needs of the local residents and to leave the premises without causing noise, nuisance or disturbance to local residents. Staff or door staff will steward exits from the premises at closing times to remind departing patrons.

9. The placing of waste including bottles into receptacles outside the premises and collections from and or deliveries to the premises, including the emptying of premises waste receptacles by waste contractors shall only be permitted to take place between the hours of 0700 hrs and 2300 hrs to minimise disturbance to nearby properties.

10. Litter must be regularly cleared from the vicinity of the premises.

The protection of children from harm

11. On occasions when the venue is open primarily for the sale and consumption of alcohol the DPS or relevant person will actively operate a "Challenge 21" Policy". This will include a voluntary agreement to only accept identity cards with a "Pass"

accreditation, passports or photoid driving licences, or any future identification card as approved by central government, as bona-fide recognised forms of identification.

Annex 3 - Conditions attached after a hearing by the licensing authority

-

Annex 4 - Plans
See attached - WK/201411744

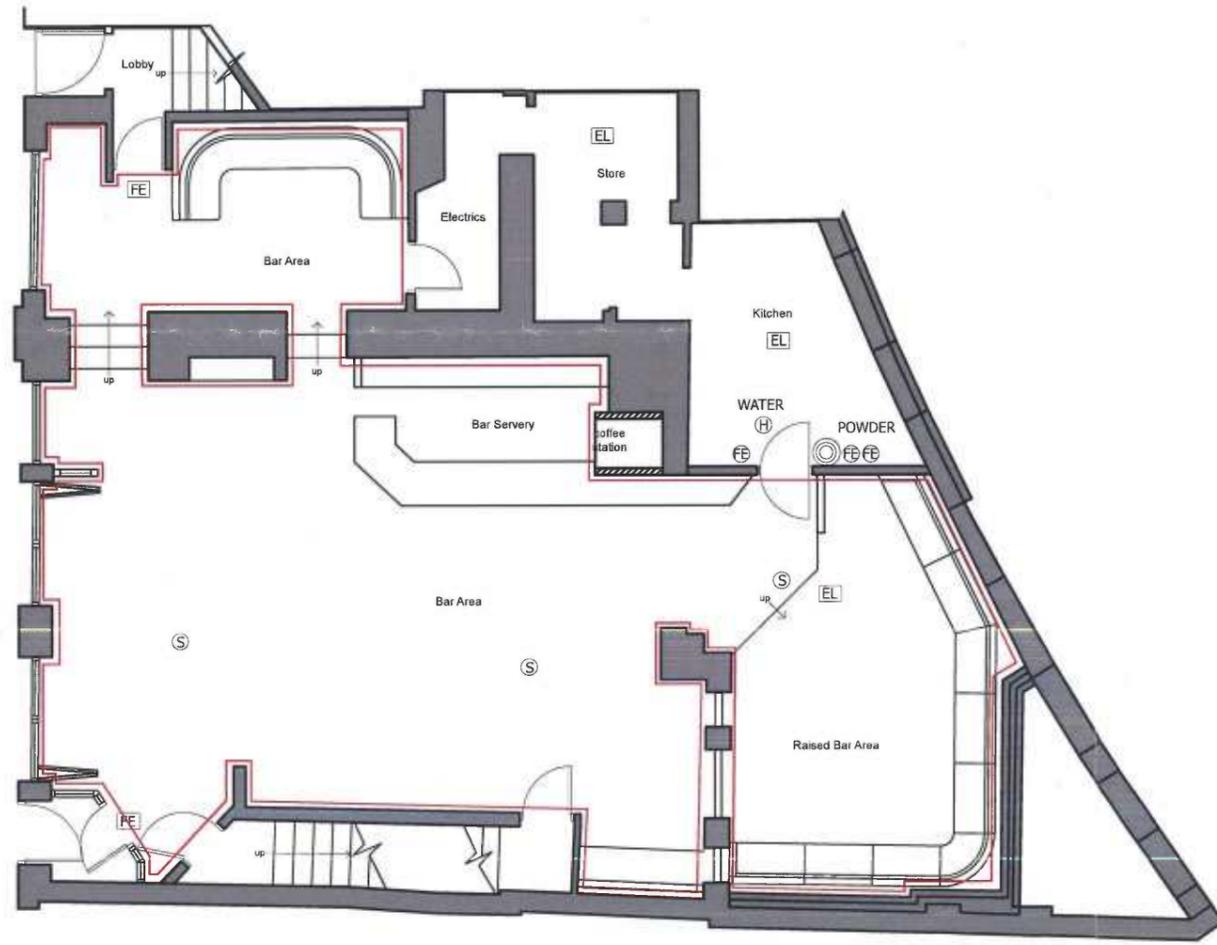
This licence was granted on: 27th September 2005

This licence was varied on: 20th October 2006

This licence was varied (minor variation) on: 27th March 2014

This licence was varied (minor variation) on: 20th December 2014.





LICENSING

- EL** Maintained Emergency light
- SI** Illuminated exit sign over door
- SD** Ceiling Mounted Smoke Detector
- HD** Ceiling mounted Heat Detector
- FC** Fire Door keep clear sign located on direction of opening side door
- C** Intruder alarm door contact
- PP** Emergency Push pad with sign
- B** Wall mounted Fire blanket in container
- CC** 2Kg wall mounted Carbon Dioxide Fire Extinguisher
- W** 9 litre wall mounted water fire extinguisher
- Manual Fire alarm call point location

- 1HF** One hour fire door including intumescent smoke seal strips and positive overhead door closures, fire stops and sign
- 1/2HF** Half hour fire door including intumescent smoke seal strips and positive overhead door closures, fire stops and sign
- VB** Vision panel in door comprising FR glass and hw beads in intumescent paste.
- FE** Emergency exit sign indicating direction of means of escape
- 🔊** Fire alarm sounder
- 🔊** External Fire alarm sounder
- SC** Positive overhead door closures
- ➔** Motion Sensor
- M** Main Intruder Alarm Panel
- PB** Panic button
- K** Intruder Alarm - System Keypad
- FIRE** MAIN FIRE ALARM PANEL

RED OUTLINE AREA FOR ALL LICENSABLE ACTIVITIES

Wk/2014/1744

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NOTES
- Do not scale from this drawing, all dimensions must be checked on site. The contractor must verify all site dimensions, drawings, details & specifications. Any discrepancies must be reported to BGW DESIGN STUDIO prior to any commencement of work.
- Figured dimensions in blue preference over those scaled.
- All specified items are to be installed in accordance with the manufacturer's instructions & best practice.

rev	date	note	init.	ch
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Stage: **LICENSING**

Client: **GREENE KING**

Project: **THE CASTLE
37 ST ANDREWS STREET
CAMBRIDGE
CB2 3AR**

Title: **Licensing Plans- Ground Floor**

Scale: 1:100 Dwg size: A3

Drawn: ECS Date: 27.11.14

Drawing No. 2411 - 07-01 Revision: -

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London
EC2A 3LP
Studio: 020 3 3550297

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Our Ref: PC60 Licensing/The Castle- Variation

Licensing Officer
Cambridge City Council
4, Regent Street
Cambridge
CB2 1BY



Creating a safer
Cambridgeshire

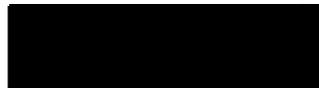
13/04/2015

Dear Madam,

SUBJECT: The Castle 37 St. Andrews Street, Cambridge CB2 3AR

Please find attached Police representation in regard to the application for variation to hours. These representations are in regard to the licensing objectives for Prevention of Crime and Disorder, Public nuisance and Public Safety under Licensing Act 2003

Yours Sincerely



Pc Pete Sinclair
City Licensing and Cambac Liaison Officer
Parkside Police Station

CC: MS. A. King TLT Solicitors, One Redcliff Street, Bristol BS1 6TP

**THE LICENSING ACT 2003
REPRESENTATION FORM FOR “RESPONSIBLE AUTHORITY”**

Please delete as applicable: **POLICE**

Your name	PC60 Peter Sinclair
Job Title	Licensing Officer, Southern Division
Postal Address (inc post code)	Police Station Parkside Cambridge CB1 1JG
Contact telephone number:	██████████
Mobile Number:	██████████
Email address:	██

Name of Premises you are making a representation about:	The Castle
Address of the premises you are making a representation about:	37 St. Andrews Street, Cambridge CB2 3AR

This section is about your representation/s. They must relate to one or more of the Licensing Objectives. Please detail the evidence supporting your representation, (under the relevant headings) and the reason for your representation/s. *It is important that you detail all matters that you wish to be considered. (Use additional sheets if necessary). Regulations provide that in considering representations the authority may take into account documentary or other information produced by the party either before the hearing or, with the consent of all parties, at the hearing.*

Which licensing objective(s) does your representation relate to?	Please see below
The prevention of crime and disorder	Public safety
See Below	See Below
The prevention of public nuisance	Protection Of Children from Harm
See Below	See below

Prevention Of Crime & Disorder /Public Nuisance/ Public Safety

The City Centre's Market Ward area still remains a busy hot spot area in relation to alcohol related crime and disorder. Most concerning for the Police is that we have recently seen a marked increase in violent crime in the city particularly in the early hours. St. Andrews Street continues to be one of our main hot spot areas within the Market ward area.

I'm sure the committee are aware that St. Andrews Street forms part of the main thoroughfare in the city centre connecting with Regent Street and Sidney Street and is part of the main drinking circuit during night time economy hours as well as during the day. There is a dense population of licensed premises for on sales in this area which was one of the factors as to why this area was granted cumulative impact area status. As a result as mentioned the location remains an area which still suffers from significant amounts of alcohol related anti-social behaviour and crime.

Should the applicant require details of the evidence presented in relation to those areas this can be viewed on pages 16 onwards by clicking on the following link or by copying and pasting the link into web address bar and selecting "Statement of licensing policy" section.

<https://www.cambridge.gov.uk/licensing-overview>

To summarise the police are concerned over a number of issues in relation to this application

- 1) The measures suggested are helpful and are good practice and are provided with good intentions and can be found in many operating policies at other venues within the city, but our experience as police officers show us that more often than not are only relevant after the event, they unfortunately do not prevent incidents occurring.
- 2) The effect of allowing the premises to open until 3.30 am with the extended hours for sale of alcohol until 3 a.m. every night will mean there will be an additional draw of people into the area, adding to the footfall into what is already a very busy hot spot area. There is the likelihood of increasing the risk of further problems of disorder occurring at the venue and the area on other nights throughout the week therefore having negative impact on one or more of the licensing objectives
- 3) It is likely that the doorstaff will need to react and deal with this increased number of intoxicated customers arriving from other venues in an intoxicated state attempting to gain entry and problems of crime and disorder, nuisance and public safety arising as a result
- 4) The applicant has run late night events at the venue on weekends over a number of years but we are aware incidents have taken place.

The police have had the opportunity to speak to the applicant Mr. Holmes in relation to this application. He has been able to explain his vision and style of operation at the premises to us. That may be very laudable but the nub of the issue is that it is difficult to get the customers you would prefer to walk into the venue actually walking in. At that time in the morning there will be many potential customers well and truly "in drink" or on the cusp of being drunk that the door staff will then have to deal with. This will lead to confrontation and disorder and increase issues in this already problematic area.

I made it clear to Mr. Holmes that we would not be able to support him in the proposal. We were also aware that the applicant decided to apply for temporary event notices (TENS) after some

advice from the one of the council's officers. We are aware that such advice is often promulgated by the institute of licensing but in the police's eyes TENS have no credence or serve no real purpose as an indicator of the true impact in terms of incidents over the longer term. A few days mean little, if nothing, in terms of the likely impact in the future over a period of months and years, particularly when held during the winter period as these were.

We do however understand that TENS may however be a useful indicator for the venue as to the financial viability of their proposal and gives them an opportunity to test that for a very brief period.

In regard to measures in place, CCTV is a very useful tool for a deterrent effect but we know from experience that it does not stop people misbehaving and fighting and therefore more often than not is an option for police to use after the event to identify and secure evidence. Like many of the measures suggested they are examples of good practice but as stated are often only useful post event.

Doorman do an extremely difficult and challenging job and are extremely capable but even with experience we regularly see doorman being badly assaulted or having to restrain patrons on the ground because they have denied entry but still want to go in. After midnight they will often be dealing with very intoxicated people pre-loaded on alcohol who do not want to take no for an answer.

The guidance advises that there is no requirement when making a representation to provide lists of incidents in relation to the venue itself, but we are aware there have been incidents reported over a number of years during which time the applicant (Mr. Holmes) was promoting and running events on Friday and Saturday nights at the venue.

Relevant representations

9.4 of the guidance states:

.....in other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.

In relation to cumulative impact the guidance is very clear and it is merely the "likelihood" of adding to the existing cumulative impact that needs to be considered. It is also silent on what amounts to an "addition" in relation to that cumulative impact. In practice that can mean that just one incident occurring is sufficient.

In regard to Cumulative impact areas the guidance further states

Effect of special policies

13.30 of the guidance states:

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.

Furthermore the police believe that we would be failing in our obligation under Section 17 of The Crime and Disorder Act 1998 as amended when exercising functions to give due regard to the likely effect of the exercise of those functions on, and the need to do all that they reasonably can to prevent, crime, disorder anti-social and other behaviour adversely affecting the local environment, including the misuse of drugs, alcohol and other substances in its area.

Representations from the police

9.12 of the guidance states:

In their role as a responsible authority, the police are an essential source of advice and information on the impact and potential impact of licensable activities, particularly on the crime and disorder objective. The police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area⁴. The police should be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective, but may also be able to make relevant representations with regard to the other licensing objectives if they have evidence to support such representations. The licensing authority should accept all reasonable and proportionate representations made by the police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives. However, it remains incumbent on the police to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.

To conclude, despite the measures that may be put in place the police believe this extension, (particularly in relation to the sale of alcohol is likely to add to impact in relation to crime and disorder, public nuisance and public safety at the venue and in the area. The likelihood is more problems occurring in the area on other days of the week. Furthermore the granting of this extension will set an unhelpful precedent within the CIA in the city, and we ask the committee to refuse the variation.

Evidence adduced in support of our representations may comprise of, although not exclusively, first -hand knowledge of officers involved in policing the area, statistical analysis of crime, disorder & incidents of anti social behaviour, as well as police records from the Command and control logs, police crime files, statements and/or CCTV footage.

2.1

Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).



Dated: 13/4/2015



Creating a safer
Cambridgeshire

Licensing Act 2003

Delegation of responsibilities by the Chief Officer of Police

In accordance with the provisions of the Licensing Act 2003 I hereby delegate authority to Divisional Commanders and to Divisional Superintendents to develop policies and procedures and to exercise all powers vested in the Chief Constable of Cambridgeshire Constabulary. Such delegation to include the power to delegate specific tasks to licensing constables and support staff.

This delegation shall remain in force unless otherwise notified.

Signed



Simon Parr
Chief Constable
Cambridgeshire Constabulary

Dated 7/9/10