



Cambridge City Council Licensing Sub Committee

Date: Tuesday, 30 March 2021

Time: 10.30 am

Venue: Virtual Meeting via Microsoft Teams

Contact: democratic.services@cambridge.gov.uk, tel:01223 457000

Agenda

- 1 Appointment of a Chair
- 2 Declarations of Interest
- 3 Meeting Procedure
- 4 Rutherfords Punting

(Pages 9 - 40)

Information for the public

Details how to observe the Sub Committee meeting can be found on the main agenda page of this meeting on the City Council website.

The public may record (e.g. film, audio, tweet, blog) meetings which are open to the public. For details go to:

www.cambridge.gov.uk/have-your-say-at-committee-meetings

For full information about committee meetings, committee reports, councillors and the democratic process:

- Website: <http://democracy.cambridge.gov.uk>
- Email: democratic.services@cambridge.gov.uk
- Phone: 01223 457000

Licensing Act 2003 Sub-Committee

Virtual Hearings Procedure

1. Before the hearing

- To assist in the conduct of the remote hearing, all parties should submit by email to democratic.services@cambridge.gov.uk , written submissions no later than 24 hours before the hearing is due to start, summarising the points they wish to make at the hearing and the outstanding issues.
- All parties should notify the Licensing Officer how they will be joining the remote hearing (by video or audio conferencing). All parties should provide to the Licensing Officer no later than 48 hours before the hearing, their telephone number and/or email address. This is to allow for arrangements to be made to enable parties to join the remote hearing.
- All parties should log-in/dial-in to the remote meeting, 15 minutes before the start of the hearing in case of technical difficulties.
- The sub-committee will consider any requests from any of the parties to call witnesses. Any such requests must be submitted to the Licensing Officer at least two working days before the hearing. This is to enable arrangements to be made for witnesses to be able to join the hearing remotely should permission be granted

2. Virtual Meetings-introductory notes

- Questions will be asked at the conclusion of each party's submission. On the conclusion of each party's submission, the Chair will invite each sub-committee member in turn, whether they wish to ask a question/s. If any member of the sub-committee subsequently wishes to ask further questions, they should indicate this wish to the Chair by using the meeting chat function.
- When not speaking, all members and participants should mute their microphones.
- Any person behaving in a disruptive manner will be removed from the meeting. Such a person may, before the end of the hearing, submit to the authority in writing by email to democratic.services@cambridge.gov.uk, any information which they would have been entitled to give had they not been required to leave.

- In the event that the Chair or Clerk identifies a failure of the remote participation facility, a recess will be announced while the fault is addressed.
- If it is not possible to address the fault, the meeting will be adjourned until such time as it can be reconvened.

3. Preliminary

- The Chair will commence the hearing by introducing him/herself, the other two members of the Sub-Committee and the officers present.
- 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.
- The Chair will explain the procedure to be followed at the hearing.
- 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.
- 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).
- 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.
- 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.
- The Sub-Committee will decide the equal maximum period of time that each party will have to present their case.

4. Failure of a party to attend the hearing

- 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.
- 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.
- 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.

5. The Hearing

- The Licensing Officer will present the report to the Sub-Committee. Members may ask any relevant questions of the Licensing Officer.
- The applicant, or the party who has initiated the hearing, will present their case first.
- 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.
- If the Police are a party to the hearing, they will present their case. The Police have the rights listed in (a) – (c) above.
- 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 (a) – (c) above.
- Any other interested parties will then present their case in turn and have the rights listed in (a) – (c) above.
- 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.
- 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.
- 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.

6. Legal advice

Once all parties have presented their cases to the sub-committee, and the members of the sub-committee have no more questions for any of the parties, the Council's Legal Officer will be asked by the Chair, to outline any relevant legal guidance.

7. Decision-making

The Live Feed will be closed to allow the sub-committee to consider its decision in private. All attendees apart from the sub-committee members, Council's Legal Officer and Clerk, will be asked to leave the virtual meeting while the sub-committee considers its decision. The Council's Legal Officer and Clerk may remain in the meeting with the sub-committee members to advise where necessary and take notes of the decision.

The applicant and interested parties will be asked to remain on the virtual meeting for 15 minutes to allow the sub-committee to return to the virtual meeting to seek any clarifications or ask questions that they have.

8. The Decision

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.

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.

9. Notification of decision

A determination of the case will be made at the conclusion of the hearing and all parties will be notified of the decision in writing within 5 days and it will be published on the Democracy page of the Council website.

May 2020

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Agenda Item



CONSIDERATION OF AN APPLICATION TO VARY A PREMISES LICENCE Rutherford Punting Cambridge Ltd., 125 Histon Road, Cambridge CB4 3JD

To: Licensing Sub Committee:

Report by: Patricia Kaye (Licensing Enforcement officer)

Tel: 01223 457667 Email: patricia.kaye@cambridge.gov.uk

Wards affected: Arbury

INTRODUCTION

- 1.1 An application under section 34 of the Licensing Act 2003 to vary the Premises Licence issued in respect of Rutherford Punting Cambridge Ltd., 125 Histon Road, Cambridge CB4 3JD has been received from Rutherford Punting Cambridge 54 Hertford Street Cambridge CB4 3AQ. The premises were previously known as Jesus Green Punting. The application was served on Cambridge City Council (the Licensing Authority) on 8th February 2021. A copy of the application was also served on each responsible authority. The application is attached to the report at Appendix A and the current Premises Licence is attached to the report as Appendix B. The plan of the premises is attached to the report as Appendix C.

- 1.2 The applicant is seeking to vary the premises licence to authorise the sale of alcohol which will be consumed by customers of the applicant who have booked guided trips on punts operated on the River Cam. This will allow customers of Rutherford Punting Cambridge to consume alcoholic refreshments before, during and after their punt tour.
- 1.3 In accordance with the regulations of the Act, the application was advertised on the premises and in the Cambridge Independent to invite representations from responsible authorities and other persons. The last date for submitting representations was 8th March 2021.
- 1.4 Representations were received from three other persons as attached to the report as Appendix D. No representations were received from any of the Responsible Authorities however Environmental Health agreed conditions with the applicant, which if the variation is granted would be added to the existing conditions found at Annex 2 of the premises licence. The Environmental Health representation is attached as Appendix E
- 1.5 The premises or the proposed area of Jesus Green where the alcohol could be consumed are not located within a cumulative impact area as indicated in the representations made.
- 1.6 The application needs to be determined.

2. RECOMMENDATION

- 2.1 That Members 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 licence relates to Histon Road but the existing punt station in Jesus Green is covered by this. If granted, the premises licence will authorise the sale of alcohol which will be consumed by customers of the booked guided trips. The licence will also authorise the sale of alcohol via the internet to be delivered to residential or commercial properties.

- 3.2 The premises licence has been in effect since 27th February 2018. No complaints have been received since this date in respect of the operation of the premises licence.
- 3.3 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
 - Cumulative impact, section 5
 - 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 information raised in the representation 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 variation as applied for;
- (b) to modify the conditions of the licence
- (c) to reject the whole or part of 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 fulfill 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](#)

Appendix A – Application Form

Appendix B – Current Premises Licence

Appendix C – Plans

Appendix D – Representation

Appendix E – Representation of EH

To inspect these documents either view the above hyperlinks or contact Trish Kaye on extension 7667.

The author and contact officer for queries on the report is Trish Kaye on extension 7667.

Report file: M:\Commercial and Licensing\COMMITTEE REPORTS\Sub Committee\2020-21\Jan - Mar 2021\Rutherford Punting Cambridge Ltd

Date originated: 10th March 2021

Late updated: 18th March 2021

* required information

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You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☒ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader
☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ An agent that is a business or organisation, including a sole trader
- ☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? ☐ Yes ☒ No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? ☐ Yes ☒ No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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APPLICATION DETAILS

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.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable
value of premises (£)

0

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VARIATION

Do you want the proposed
variation to have effect as
soon as possible?

☒

Yes

☐

No

Do you want the proposed variation to have effect in relation to the
introduction of the late night levy?

☐

Yes

☒

No

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.

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

Describe Briefly The Nature Of The Proposed Variation

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.

1. To amend the conditions on the premises licence to allow customers of Rutherfords Punting Company to consume their products before, during and after their punt tour

At present, the premises licence only allows for the sale of alcohol to be consumed by customers who are on board a punt, having pre-booked a punt tour. Since the licence was initially granted, customers have been requesting permission to be able to consume some of their pre-ordered alcohol before embarking (a pre-tour drink) and after dis-embarking the punt (to be able to finish their drinks if they were not finished on the tour).

The alcohol products are usually sold (although not always) with food products (fine cheeses / other food nibbles) which are presented within a small hamper. It is proposed to allow these products to be consumed within the vicinity of the punt station at Jesus Green, and the licence conditions will need to be amended to reflect this.

2. To allow the premises to provide on-line sales of alcohol for delivery to residential or commercial premises.

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to
vary is successful?

☐

Yes

☒

No

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PROVISION OF FILMS

<p><i>Continued from previous page...</i></p> <p>Will the schedule to provide films be subject to change if this application to vary is successful?</p> <p> <input type="radio"/> Yes <input checked="" type="radio"/> No </p>	<p>See guidance on regulated entertainment</p>
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PROVISION OF INDOOR SPORTING EVENTS	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?</p> <p> <input type="radio"/> Yes <input checked="" type="radio"/> No </p>	
Section 7 of 18	
PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?</p> <p> <input type="radio"/> Yes <input checked="" type="radio"/> No </p>	
Section 8 of 18	
PROVISION OF LIVE MUSIC	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide live music be subject to change if this application to vary is successful?</p> <p> <input type="radio"/> Yes <input checked="" type="radio"/> No </p>	
Section 9 of 18	
PROVISION OF RECORDED MUSIC	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide recorded music be subject to change if this application to vary is successful?</p> <p> <input type="radio"/> Yes <input checked="" type="radio"/> No </p>	
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PROVISION OF PERFORMANCES OF DANCE	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide performances of dance be subject to change if this application to vary is successful?</p> <p> <input type="radio"/> Yes <input checked="" type="radio"/> No </p>	
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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE	
<p>See guidance on regulated entertainment</p>	

Continued from previous page...

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

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PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☐ Yes ☒ No

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☐ Yes ☒ No

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

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

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Some of the existing conditions contained in Annex 2 of the existing premises licence either need to be removed or amended to facilitate the intended changes to the current business model operated by the applicant. Some of those conditions are also to remain on the premises licence.

In order to avoid any confusion, it is proposed to remove all of annex 2 of the existing premises licence and replace with the measures as per part 16 of this application form.

Conditions 3

☒ I have enclosed the premises licence

☐ I have enclosed the relevant part of the premises licence

Continued from previous page...

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

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

The premises licence is for the kitchen of a private dwelling house. If granted, the premises licence will authorise the sale of alcohol which will be consumed by customers of the applicant who have booked guided trips on punts which operate on the River Cam. (existing condition)

The licence will also authorise the sale of alcohol via the internet, to be delivered to residential or commercial properties. (New condition)

b) The prevention of crime and disorder

The premises shall not be open to the public. (Existing condition)

Alcohol products shall be stored at the premises before being taken to the punt station for consumption by those attending a pre booked punt tour only. (existing condition)

All products sold from the premises via the internet shall be stored at the premises and collected by courier drivers and delivered direct to customers. (New condition)

Delivery of age restricted items via the internet can only be delivered to the address on the shipping label, but this can include the reception of a commercial building. A signature of the recipient will be required upon delivery. (new condition)

Alcohol sold as part of a punting tour shall be only be consumed in the vicinity of the punting station, either before the tour, during the tour or after the tour has finished (amended condition no. 4)

Alcohol sold as part of a punting tour shall not be served to customers who are already, or appear to be intoxicated or those who are displaying anti social behaviour (amended condition)

c) Public safety

The vessel shall at all times be controlled by a member of staff who is able to demonstrate a high level of experience and competency (existing condition)

Customers consuming alcohol on board a punt shall remain seated at all times (amended condition)

d) The prevention of public nuisance

The premises licence holder shall ensure all alcohol and drinking vessels are removed from the punts and the vicinity of Jesus Green following the end of the guided tours and when the punt station closes for business each day (amended condition)

There shall be no more than one courier delivery and collection on any given day. (New condition)

e) The protection of children from harm

Continued from previous page...

A challenge 25 age verification policy shall be implemented. Details of the age verification policy shall be included on the company website and customers will be advised of it when booking a guided punt tour or when ordering products for home delivery (amended condition)

No alcohol shall be consumed by any person who is under the age of 18 who is part of a guided punt tour or in the vicinity of Jesus Green. Tour guides will enforce this by requesting identification from customers as per the Challenge 25 age verification policy (amended condition)

The premises licence holder will only permit alcohol products to be purchased by either a debit card, a credit card or other form of electronic payment such as paypal or similar (new condition)

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NOTES ON REGULATED ENTERTAINMENT

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 18 of 18

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non-domestic rateable value of the premises. To find out a premises non-domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

The national scale of fees is set out below and also available on our website: <http://www.cambridge.gov.uk/ccm/content/ehws/licensing/fees.en> Please enter and pay the appropriate fee. If you are uncertain of the fee enter 0 in the amount field and the City Council will contact you to advise you of the fee. Please note the application will not be processed until the correct fee has been paid.

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

100.00

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.



Ticking this box indicates you have read and understood the above declaration

Continued from previous page...

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text" value="Frank Fender"/>										
* Capacity	<input type="text" value="Authorised Licensing Consultant"/>										
* Date	<table><tr><td><input type="text" value="08"/></td><td>/</td><td><input type="text" value="02"/></td><td>/</td><td><input type="text" value="2021"/></td></tr><tr><td>dd</td><td></td><td>mm</td><td></td><td>yyyy</td></tr></table>	<input type="text" value="08"/>	/	<input type="text" value="02"/>	/	<input type="text" value="2021"/>	dd		mm		yyyy
<input type="text" value="08"/>	/	<input type="text" value="02"/>	/	<input type="text" value="2021"/>							
dd		mm		yyyy							

[Add another signatory](#)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/cambridge/change-1> to upload this file and continue with your application.

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

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="FF/47/20"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [Next >](#)

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Part A
Licensing Act 2003
Format of premises licence
CAMBRIDGE CITY COUNCIL



Premises licence number

PRECAM 000761

Part 1 – Premises details

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

Jesus Green Punting Ltd
125 Histon Road

Post town

Cambridge

Post code

CB4 3JD

Telephone number

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

Activity	Supply of Alcohol					
Day	Times					
Sun	09:00	21:00				
Mon	09:00	21:00				
Tue	09:00	21:00				
Wed	09:00	21:00				
Thurs	09:00	21:00				
Fri	09:00	21:00				
Sat	09:00	21:00				
Non Std Timings & Seasonal Variations	From the end of permitted hours until 23:00 hours on the evening of St John's Trinity May Ball.					

The opening hours of the premises

Day	Times					
Sun						
Mon						
Tue						
Wed						
Thurs						
Fri						
Sat						
Non Std Timings & Seasonal Variations						

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

Off the premises

Part 2

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

Rutherford Punting Cambridge Ltd
54 Hertford Street
Cambridge
CB4 3AQ.

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

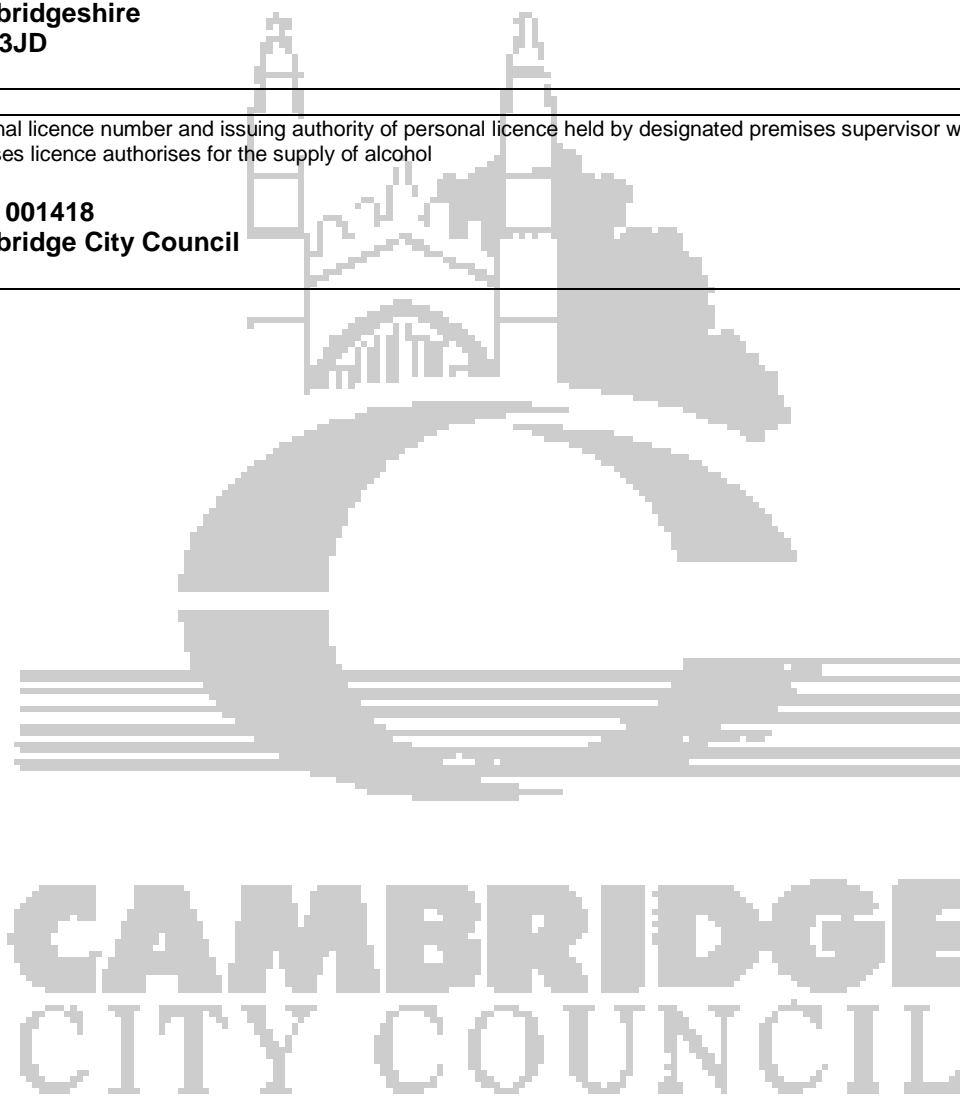
12207225

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

Miss Emma Rosalind Wynne
125 Histon Road
Cambridge
Cambridgeshire
CB4 3JD

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

CAM 001418
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;
(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

Where -

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

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

The premises licence is the kitchen of a private dwelling house. If granted, the premises licence will authorise the sale of alcohol which shall be consumed by customers of the applicant who have booked guided trips on punts which operate on the River Cam.

The prevention of crime and disorder

1. The premises shall not be open to the public.
2. Alcoholic products shall only be stored at the premises before being taken to the punt station for consumption by those attending pre booked punt tour only.
3. No more than 24 bottles of champagne or wine, intended for sale in accordance with the operation of the applicant's business, shall be stored at the premises at any one time.
3. Staff engaged in the sale of alcohol shall be trained in respect of their legal and social responsibilities whilst doing so. A record of such training shall be maintained and will be produced for inspection upon request of Police or Authorised
4. The consumption of alcohol shall only take place on board a vessel under the supervision of a staff member who is also on board the vessel.
5. Alcohol shall not be served to customers who are already, or appear to be intoxicated or those who are displaying anti-social behaviour.

Public Safety

6. The vessel shall at all times be controlled by a member of staff who is able to demonstrate a high level of experience and competency.
7. Customers to remain seated while consuming alcohol aboard the vessel.

The prevention of public nuisance

8. The premises licence holder shall ensure all alcohol and drinking vessels are removed from the punts and the riverside following the completion of guided tours.

The protection of children from harm

9. A challenge 25 age verification policy shall be implemented. Details of which will be included on the company website and customers will be advised of it when booking a guided punt tour.

10. No alcohol shall be consumed by any person who is under the age of 18 who is part of a guided punt tour. Tour guides will enforce this by requesting identification from customers as per the Challenge 25 age verification policy.

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

-

Annex 4 - Plans

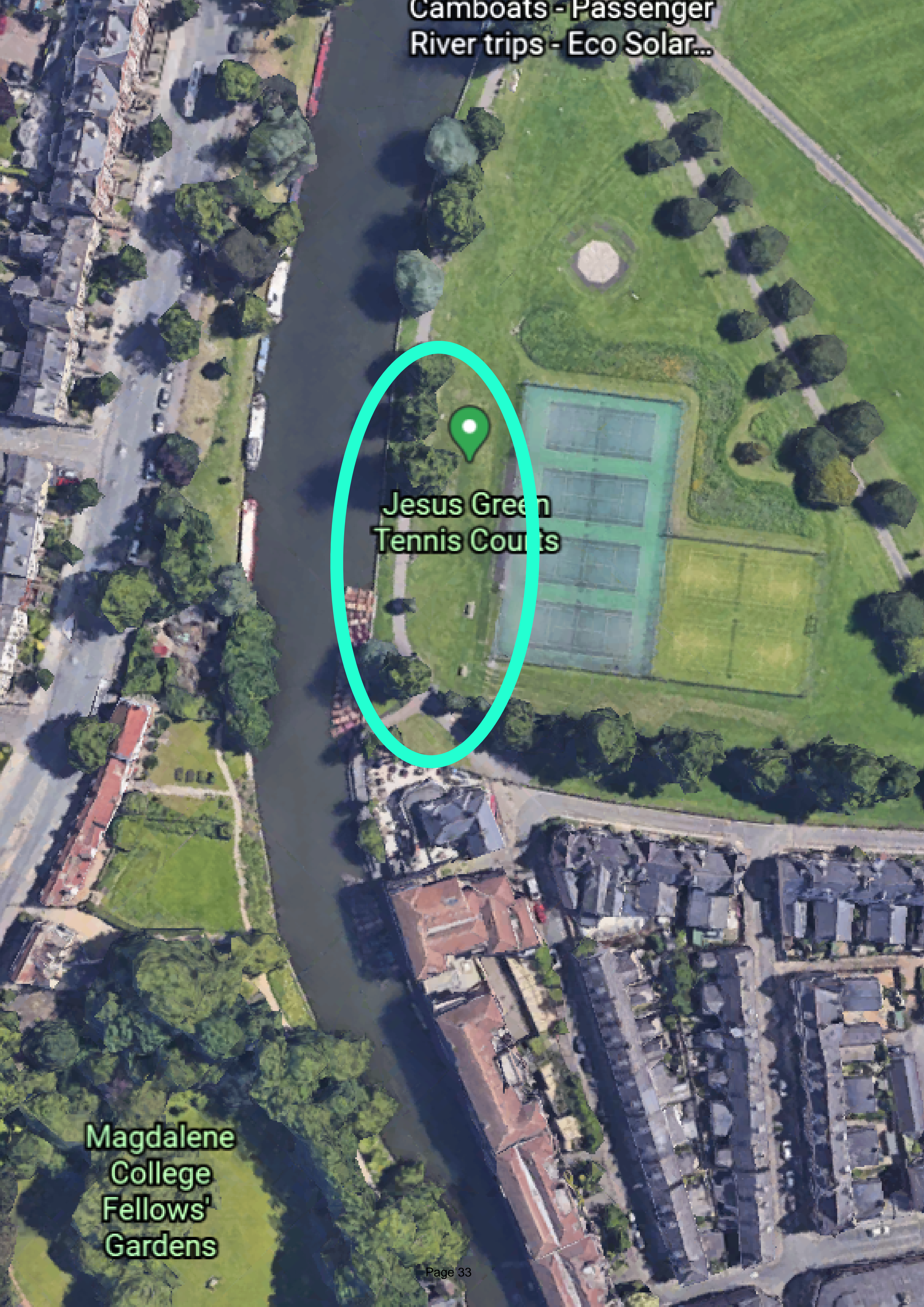
(WK/201753952)

This licence was granted on: 27th February 2018



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Camboats - Passenger
River trips - Eco Solar...



Jesus Green
Tennis Courts

Magdalene
College
Fellows'
Gardens

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From: Cllr Anthony Martinelli (Cambridge City - Market) <[REDACTED]>
Sent: 28 February 2021 19:10
To: licensing (CCity) <licensing@cambridge.gov.uk>
Subject: Representation re. 125 Histon Rd Jesus Green Punting/Rutherford's

Dear Nai,

As ward councillor for Market - which is the proposed the site of consumption of alcohol delivered to the Jesus Green punting station - I would like to object to this application as presented. I am concerned that expanding provision of alcohol here will increase public nuisance and risk crime/disorder.

The variation to the licence proposes that alcohol be allowed to be consumed within the vicinity of the punt station at Jesus Green in addition to on the punt itself. Although the licensed premises itself is within Arbury, the direct effect of this aspect of the proposed licence is clearly on Jesus Green and the Quayside, which is located with the Cumulative Impact Zone. The proposed site of additional alcohol consumption is located next to residential areas, primarily Beaufort Place, as well as the historic city centre. This area already suffers with significant quantities of antisocial behaviour associated with punting, such as disturbances late into the evening, excessive noise from punt tours associated with drinking alcohol, and improperly discarded waste left on the street and in the punts themselves. Residents of Beaufort PI report - prior to the pandemic - an ongoing deterioration in the behaviours associated with the punting trade including increased levels of intoxication. I also note that provision of toilets within this area is frequently insufficient leading to recurrent reports of people urinating in the surrounding residential areas - this would be made worse by increased alcohol consumption, especially alongside the proposed reduction of public toilet provision at Park St in the near future. Despite input from the Council's environmental health team, waste remains a common complaint. Adding additional alcohol to this is likely to exacerbate these issues significantly.

In view of the above issues, licensing conditions were imposed in 2019 on Scudamore's punting company operating in the same location - these are in fact more strict than those already applied to Rutherford's. Specifically, for the former supplying of alcohol is only permitted between 12:00 and 20:00 whereas for Rutherford's it is already from 09:00-21:00. Significantly, an additional condition was imposed on the Scudamore's application that punts where alcohol was to be consumed would not pass Beaufort Place - this would be therefore be directly contravened by another colocated punting company having its customers consume alcohol on the Quayside.

I can see no issues with the second part of the application which proposes delivery of alcohol to residential properties and commercial premises.

BW

Anthony Martinelli

BEAUFORT PLACE LTD,

2 The Campkins, Station Road, Melbourn, Cambridgeshire, SG8 6 DX

Alcohol and Entertainment Licencing

Cambridge City Council

Re: Licence for Rutherfords Punting Company, 125 Histon Road, Cambridge, Cambridgeshire, CB4 3JD

Licence Holder Rutherford Punting Cambridge Ltd

Licence Type Premises Licence Application Date 8th February 2021

Representations By 8th March 2021. Status Variation In Progress.

(Please note that Beaufort Place Ltd was not aware of the application in 2018.)

Dear Sirs

Ref: Rutherford's Punting Company, variation to their Premises Licence – dated 8 February 2021:

I write as the Company Secretary on behalf of Beaufort Place, a block residential apartment in Thompsons Lane, Cambridge. These apartments are directly by the Rutherford Punt Station and Jesus Green and would therefore be detrimentally affected by the sale of alcohol.

The fifty apartment owners have asked me to object to the application for the following reasons.

- I i) Selling alcohol till 21:00 in a cumulative impact zone is not reasonable or fair to residents.
- II ii) The Jesus Green Punt Station is already a magnet for a lot of drunken, antisocial behaviour both during and after operating hours, sometime throughout the night and selling alcohol would make the problem worse.
- III iii) Increasing alcohol consumption in the area will result in severe noise impact from rowdy behaviour only yards away from residential premises, from which the inhabitants cannot shield themselves.
- IV iv) Litter and graffiti at Beaufort Place and surrounding area have increased with the increase in anti-social behaviour associated with the punt station.
- V v) Despite the punts and the poles being secured they are easy targets for unauthorised use by vandals, which has previously resulted in broken windows at Beaufort Place.
- VI vi) The Jesus Green Punt Station is too far from toilet facilities that would be open to cover the hours requested in the application. This would exacerbate the ongoing issue of public fouling in local area by members of the public and some of the punt operator's staff.
- VII vii) The punt operators have, until the pandemic, run virtually unrestricted operating hours way past sunset, which is their agreed time to stop trading.
- VIII viii) Punts are currently moored against the boardwalk outside Beaufort Place, throughout the day and evening, increasing the negative effect on quality of life.

REPRESENTATIONS RECEIVED: Rutherfords Punting Company, 125 Histon Road, Cambridge,
Cambridgeshire, CB4 3JD.

ix) Pre- trip and/or post-trip drinking would be difficult for Rutherford's to control on the Walkway or on Jesus Green and would increase the problem.

x) If the Premises Licence is approved for one punt company the others will follow, including Scudamore's, and there would be no grounds for refusal.

xi) Scudamore's application in 2019 was approved on the condition that no alcohol would be served on punts that passed by Beaufort Place, so this condition must also apply to Rutherford's and the other punt companies using Jesus Green Punt Station, as their punts have to pass Beaufort Place, so their application should be refused.

xii) Moving the punt station, e.g. to Quayside or to Jesus Green closer to the public toilets and away from the residential area would help alleviate a lot of the problems.

Thank you for your consideration.

For and On Behalf of Beaufort Place Ltd

Janet Grimwood MIRPM

Company Secretary Ltd

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 08 March 2021 16:58

To: licensing (CCity) <licensing@cambridge.gov.uk>

Subject: Premises Licence variation - Rutherfords Punting Company

Licence for Rutherfords Punting Company, 125 Histon Road, Cambridge, Cambridgeshire, CB4 3JD
Licence Holder Rutherford Punting Cambridge Ltd Licence Type Premises Licence Application Date
8th February 2021 Representations By 8th March 2021 Status Variation In Progress

With regard to the application by Rutherfords Punting Company, 125 Histon Road, Cambridge, Cambridgeshire, CB4 3JD on 8 February 2021 for a variation to their Premises Licence, it should be borne in mind that on 2 September 2019, the Licensing Sub-Committee granted Scudamore's a Premises Licence under certain conditions, including:

1. That the selling or supplying of alcohol will take place only between 12 noon and 20.00.

[...]

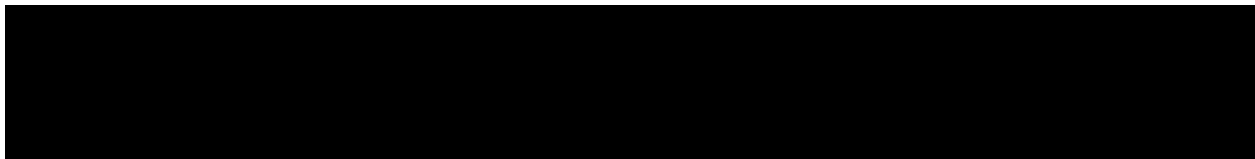
4. That punts where alcohol will be consumed will not pass Beaufort Place.

It would be appropriate that other punting companies should have the same restrictions and for the same reasons.

In addition, the area around the Jesus Green punt station is often one of noise, rubbish, and anti-social behaviour which disturbs the local residents; provision of alcohol for drinking on land before and/or after a tour would be likely to exacerbate all of these (including urination and defecation), leading to yet more disorder and public nuisance close to residential property.

Please note that local public toilets, which are not very close, close at 20:00.

REPRESENTATIONS RECEIVED: Rutherfords Punting Company, 125 Histon Road, Cambridge,
Cambridgeshire, CB4 3JD.



**LICENSING ACT 2003
ENVIRONMENTAL HEALTH REPRESENTATION FORM**

To: **Commercial & Licensing Manager**

From: **Environmental Health Manager**

Premises: **Rutherfords Punting Company, 125 Histon Road. Cambridge, Cambridgeshire**

Reference: **WK/202092408**

Variation to premises licence

Comments:

Environmental Health has **no representation** to make.

However, I recommend that the following conditions be attached, which have been agreed with the applicant:

"Alcohol sold as part of a punting tour shall be only be consumed in the vicinity of the punting station, either before the tour, during the tour or after the tour has finished. The vicinity is defined by the plan attached to the premises licence, referenced as Permitted Location for Consumption of Alcohol. "



Drinking location
permitted proposal - I

Signed: Luke Catchpole
Senior Technical Officer - Commercial & Licensing

Date: 8th March 2021

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