

Our Ref: PC60 Licensing/ City Kebabs

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



Creating a safer
Cambridgeshire

03/04/2012

Dear Robin,

SUBJECT: City Kebabs 73, Regent Street, Cambridge CB2 1AB

Please find attached Police representation in regard to the application for the grant of a premises licence for the retail sale of alcohol & late night refreshment. These representations are in regard to licensing objectives for Prevention Of Crime and Disorder, Public nuisance &, Public Safety

Yours Sincerely

A handwritten signature in black ink that reads 'P. Sinclair'.

Pc60 Peter Sinclair
Divisional Licensing Officer
Southern Division
Parkside Police Station.

CC Dilan@esilicnce.com 53, Ramsden Square, Cambridge CB4 2BN

**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:	01223 823397
Mobile Number:	07738348577
Email address:	Peter.sinclair@cambs.pnn.police.uk

Name of Premises you are making a representation about:	City Kebabs,
Address of the premises you are making a representation about:	73, Regent Street, Cambridge CB2 1AB

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	N/a

Prevention Of Crime & Disorder /Public Nuisance/ Public Safety

Regent Street forms a major part of one of two Cumulative impact zones within Cambridge.

Regent Street remains a hot spot area for alcohol crime and disorder and anti social behaviour. 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.

<http://www.cambridge.gov.uk/public/docs/statement-of-licensing-policy.pdf>

Regent street is also one of the main thoroughfares for patrons leaving the city centre many of whom at that time of the proposed operation will in all probability will be either drunk, heavily intoxicated or already "in drink".

The location that could not be considered as a destination venue or a place to do a weekly shop such as a supermarket where customers are likely to travel to.

This outlet has a particular niche target market therefore the main individuals after midnight and into the early hours of the morning are likely to be those exiting the city after using the pubs and clubs on their way home at that time in the morning.

This will give them the opportunity to consume more alcohol after other venues have shut, and also encourage them to remain in the area. This is at odds with police strategy where we actively encourage to patrons from licensed venues to disperse away from the city in order to reduce the potential for disorder rather than hang around and congregate

Even without considering the fact that the outlet is situated within a cumulative impact zone the government recognised these particular issues when it published its revised guidance in October 2010 under Section 182 Licensing Act 2003, namely:

10.20 However, there is no general presumption in favour of lengthening licensing hours and the four licensing objectives should be paramount considerations at all times. Where there are objections to an application and the committee believes that changing the licensing hours would undermine the licensing objectives, they may reject the application or grant it with appropriate conditions and/or different hours from those requested.

10.21 Shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours. For example, a limitation may be appropriate following police representations in the case of some shops known to be a focus of disorder and disturbance because youths gather there.

Experience shows us that when food takeaways outlets are operating when pubs and clubs are dispersing are often flash points for problems which invariably lead to confrontations, assaults fights, general disorder and nuisance taking place in and around the premises. It can also be very intimidating for staff working in the premises.

This outlet already suffers from incidents of crime and disorder this additional facility undoubtedly will not be very attractive to shop staff who have already been at risk during the venues operation, I doubt that there would be much will or appetite for the staff to actively challenge patrons that are displaying signs of intoxication.

As stated at the times proposed experience shows us that the core of the potential customers are likely to be either drunk or very intoxicated and already worse the wear for drink,. Those individuals are likely to be the main target audience for sales into the early hours of the morning. The suggestion that the venue be allowed to sell alcohol in bottles or cans at that time of night greatly concerns us. We make a point of encouraging staff at venues including door staff to prevent customers leaving their venues with bottles or glasses, yet the likely scenario here if this licence were to be granted is that many intoxicated customers will avail themselves with alcohol alongside their takeaway and are at liberty to wander off into the streets choosing what they do with the article whether to use it as a weapon, litter the streets or peoples gardens on their way home or end up throwing through it a car windscreen, the scenarios are numerous and none are a very attractive proposition for the police.

The police have worked hard to improve and reduce offences of alcohol related crime and disorder in the city even employing a dedicated police city centre team to deal with the night time economy issues

The cumulative impact areas have also been in our view very effective in reducing alcohol related crime and disorder and we do not wish to see that good work undone.

This application should also be viewed with the back drop of new legislation enacted by the government who are actively seek to rebalance the licensing regime in favour away from the operator and give further say and influence to the police and other authorities . These include measures to prevent premises opening in the early hours where there are problems in the area such as Early morning restriction orders (Emros) .

The Police oppose this application and believe it is a really bad and ill thought out proposal and in our view appears to be purely based on the applicant increasing his profit margin as opposed to "offering customers an additional service" .It does not appear from the operating schedule that the applicant comprehends or considers the consequences that may arise. There is a particular lack in the operating schedule of any credible preventative measures and in reality the staff will have little or no control over the customers who are effectively walking away from any intervention from the outlet the mix of alcohol this is an unhealthy mix.

Because of the above reasons the police believe that the granting of an alcohol licence at the location would have a negative impact on the licensing objectives, in particular, crime & disorder, public nuisance and public safety

03/03/2012

P. Lincain

In regard to Cumulative impact areas the guidance states

Effect of special policies

13.29 The effect of adopting a special policy of this kind is to create a rebuttable presumption that applications for new premises licences or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.



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