

**THE LICENSING ACT 2003**  
**REPRESENTATION FORM FOR "INTERESTED PERSON" / "BODY"**  
 (living in the 'vicinity' of the premises detailed below)

Your name / Company name	[REDACTED]
(Name of Body you represent) Please tick one: <input checked="" type="checkbox"/> i) a person living in the vicinity of the premises <input checked="" type="checkbox"/> ii) a body representing persons who live in that vicinity <input type="checkbox"/> iii) a person involved in a business in the vicinity of the premises <input type="checkbox"/> iv) a body representing persons involved in these businesses <input type="checkbox"/>	
Postal Address (inc post code)	[REDACTED]
Contact telephone number:	
Mobile Number:	[REDACTED]
Email address:	[REDACTED]

Name of Premises you are making a representation about:	Diamond Grill
Address of the premises you are making a representation about:	Nicholson Way Cambridge

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.*

<b>The prevention of crime and disorder</b> A later opening hour allowance will attract late night revellers increasing the chances of drunk and antisocial behaviour to Arbury Road.	<b>Public safety</b> More drunken people in the area late at night. More chance of unsavoury incidents.
<b>The prevention of public nuisance</b> The area will become littered with food wrappings and containers, more noise late at night and the smell of food until late at night.	<b>The protection of children from harm</b>

Suggested conditions that could assist the licensing authority in determining this application, or other suggestions you would like the licensing authority to take into account

I would like to see the van trading in an area away from houses in a similar spot to that which it occupied on Arbury Road where it's impact to residents was minimal.

The term 'vicinity' is used in the Licensing Act 2003, in particular with reference to those 'interested parties' (see definition in guidance attached) who may lodge objections to applications for premises licences and who may make representations concerning existing premises licences. The Act does not define the term 'vicinity' but its ordinary meaning is 'near to'.

If the licensing authority considers that relevant representations are made the licensing section may consider arranging a mediation meeting between the relevant parties (if all agree) to try and

reach a settlement. If this informal process is unsuccessful a hearing before the Licensing [Sub-] Committee will follow, unless the interested parties withdraw their representations.

All representations in their entirety, including your name and address will be disclosed to the applicant for the premises licence and the members of the [Sub-] Committee, so that they can make an informed decision on the application.

I do/ ~~not~~ object to my name and address being made public in the report to the [Sub-] Committee.

\* Please delete as appropriate

Signed .....



Date .....

14/09/16

.....  
Please print name

Please return this form along with any additional sheets to:

Licensing  
Environmental Services  
Cambridge City Council  
PO Box 700  
Cambridge  
CB1 0JH

Telephone: 01223 457899/457879

Email: [alcent.licensing@cambridge.gov.uk](mailto:alcent.licensing@cambridge.gov.uk)

**This form must be returned within the Statutory Period, which is 28 days from the day after the day on which the application was given to the licensing authority by the Applicant.**

**However, because of the tight timescales involved, and to assist in the determination of the application process, any representations should be forwarded to the licensing authority AS SOON AS POSSIBLE and preferably within 14 days of notification of the application.**

**If in any doubt, please contact the Licensing Team on the above telephone number.**

**Paul Ryder**

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**From:** [REDACTED]  
**Sent:** 15 September 2016 13:00  
**To:** licensing  
**Cc:** alcent.licensing@cambridge.gov.uk  
**Subject:** Objection to premises licence for Diamond Grill of Nicholson Way, Arbury.

I wish to object to the above licence on the following grounds:

1. This is a residential area and the noise generated by the generator and people coming and going is excessive and disturbs our sleep. I understand this licence extends trading times to 1 AM which is 2 hours longer than present and should not be considered.
2. No provision of rubbish bins in the vicinity has created an increase in discarded rubbish outside our property.
3. The late trading times will attract more people creating more noise and disturbance which could lead to increased crime and vandalism.
4. The current siting of the premises is on the road close to a junction which is unsafe for vehicles, cycles and pedestrians and forms a partial obstruction on the road.
5. There is no need for yet another Kebab van in the area as we are already well served by 2 vans, one at the Kingsway Flats Mere Way and one at the Ship Pub car park Northfields Avenue.
6. I note that this Diamond Grill van is operating from Walker Court not Nicholson Way therefore this application is for an incorrect address .

Please take my objection into account when you consider the application for a licence.



When publishing my representation please ensure that all of my personal data is removed prior to publication as I wish to maintain my security and privacy.

**Paul Ryder**

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**From:** [REDACTED]  
**Sent:** 16 September 2016 13:27  
**To:** licensing  
**Subject:** Objection to New Premising Licence: Diamond Grill, Nicholson Way, Arbury, Cambridge, Cambs, CB4 2RR

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

[REDACTED]

Dear all,

I am writing to ask you not to give a licence for Diamond Grill to operate a kebab van [REDACTED].

Diamond Grill have been trading food on a temporary basis from the road next to Walker Court during the summer, whilst roadworks were carried out in their previous location further along Arbury Road.

Unlike some other kebab vans located in the area - for example next to The Ship pub, and their own previous location outside St Laurence School (which I understand may no longer be available) - they are in a residential area, right next to blocks of maisonettes.

We did not complain when we understood the arrangement to be temporary. However, the area has changed from a quiet residential area, where I have lived peacefully with my children for over ten years, into a noisy and unpleasant site.

Whilst I have no complaints about the staff of the van, who seem polite and friendly; we now have shouts and loud swearing coming through our windows some evenings; and noise and fumes from the generator and extra traffic every evening. Cars frequently stop in what seems a dangerous manner at the junction or blocking Nicholson Way, sometimes leaving their engines running. The junction was already risky at times, with a bike lane running out just before a complex junction, so often cyclists are confused and cycling into the oncoming path of cars turning the corner. (I know this is being considered as part of the City Deal, but meantime it just makes a tricky junction more dangerous).

Since the van started trading there have been motorbikes 'playing' around the junction and the courtyard on occasion.

I have been informed that drug dealing is now taking place next to their van, although I do not claim to be an expert in identifying this. There is no suggestion that the Diamond Grill staff are involved in this, merely that it has created a convenient cover as there are many people and vehicles coming and going within an otherwise quiet area.

The staff seem to make a good effort to make sure litter is cleared up; but there still seems more left in surrounding courts than before.

The grass verge seems to be becoming worn down and tree roots exposed.

I don't know if others have written in, as many of my neighbours are unfamiliar with the planning/consultation proceses, but other neighbours have raised concerns about some of the factors mentioned.

My main concerns are about noise, abusive language and sudden change from a quiet area where my son's asthma was manageable to a busy hub where my children are often unable to get to sleep till very late at night when the van leaves, and his breathing difficulties seem to have worsened.

The way the maisonettes are built, several [REDACTED] only have windows which open in the direction of the van. [REDACTED] had to keep these shut to avoid the fumes/swearing, which has not been pleasant.

I will be very grateful if you can consider another location for the van, which is not so close to people's homes.

It is also worth noting that there are already kebab vans near The Ship pub, and near Kingsway flats, as well as other fast food shops at Arbury Court.

Many thanks for your consideration,

[REDACTED]

## Luke Catchpole

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**From:** [REDACTED]  
**Sent:** 13 September 2016 23:59  
**To:** licensing  
**Subject:** Objection -Licence application -Diamond Grill, Nicholson Way, Arbury, Cambridge, Cambs, CB4 2RR



To whom it may concern,

I am writing as a local resident [REDACTED] to object to the above application. I am greatly concerned that the licence, if it goes ahead, will have significant detrimental effects on my family life and local community.

The van [REDACTED] because of the strong smell we have been unable to open windows in both our living room and [REDACTED]. The light and noise coming from the van is very disruptive and there have been occasions when I struggled to put my daughters to sleep. I am really concerned at the noise level and the fact that late trading times (until 00.00) will attract people coming out of the local pubs and clubs to the street.

Environment - There have been several occasions when rubbish has been thrown at the front of our house.

**Please remove my personal data when publishing my representation.**

I trust my objection will be taken in consideration,  
Please let me know if you need any further information,

*Kind Regards,*



**Paul Ryder**

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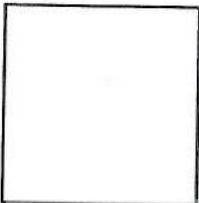
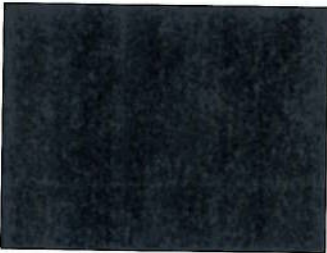
**From:** licensing  
**Sent:** 25 August 2016 09:29  
**To:** Paul Ryder  
**Subject:** FW: Application for a premises license for the Diamond Grill Nicholson Way Arbury CB4 2RR

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**From:** [REDACTED]  
**Sent:** 24 August 2016 21:21  
**To:** licensing  
**Subject:** Application for a premises license for the Diamond Grill Nicholson Way Arbury CB4 2RR

Dear Sir/Madam

We would like to strongly object to the premises licence for Diamond Grill to trade on Nicholson Way Cambridge. We [REDACTED] trading van and we assumed due to the work at the end of Arbury Road near St Albans Road that the siting of the van on Nicholson way was just a temporary position. Trading until 1am also is not acceptable due to the smell of the food and the noise from the generator therefore we are unable to keep our bedroom window open due to the noise. We have on a few occasions had to clear chip paper [REDACTED] and later trading would cause more due to the people leaving the pub late and also attracting more of the intoxicated type. I have also noticed that some people sit and eat food on the grass mound. This could seriously have an effect on the value of our house. ■



This email has been checked for viruses by Avast antivirus software.  
[www.avast.com](http://www.avast.com)

**Paul Ryder**

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**From:** licensing  
**Sent:** 24 August 2016 17:32  
**To:** Paul Ryder  
**Subject:** FW: Diamond Kebab, Nicholson Way

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hi Paul,

Please see below for a rep against the Diamond Kebab licence application.

Kind regards,

Alex

**From:** [REDACTED]  
**Sent:** 24 August 2016 17:02  
**To:** licensing  
**Subject:** FW: Diamond Kebab, Nicholson Way

The original message to 'alcent' bounced.

Have I made a mistake?

**From:** [REDACTED]  
**Sent:** 24 August 2016 15:25  
**To:** 'alcent.licensing@cambridge.gov.uk' [REDACTED]  
**Subject:** Diamond Kebab, Nicholson Way

24/08/2016

Cambridge City Council

Premises Licence  
Diamond Grill kebab van

Dear Sirs,



Diamond Grill, which has a licence to trade in Arbury Road at the layby outside St. Laurence's School, has had to move because of the current road works. I understand that no future layby will be provided because the school have objected.

It appears that the van has moved to Nicholson Way without seeking prior approval, and is now applying for a licence to locate the van there permanently. I wish to object to the granting of a licence.

1. The van has bright lights facing my house which are a nuisance in the evenings, and this nuisance will increase in the winter.
2. I object to the smell of cooking fat which can be quite noticeable. The open side of the van faces my house.
3. There has been an increase in litter since the van moved, and this includes part eaten packets of food.
4. There are already 2 kebab vans providing an identical service within 400 yards of here. One is by The Ship pub and the other is beside Kingsway Flats. There are also fast food places in Arbury Court. This move has brought Diamond Grill too close to long established traders.
5. The van's original licence from 2005 was surely given to cater for the growing market in Orchard Park. A better location, once Arbury Road is open again, would be closer to Orchard Park which has fewer fast food outlets.
6. Whilst the school's objection to the van has seemingly been upheld, the school was not inconvenienced so much as are the residents of this part of Arbury Road. The school is closed by 4 pm, the time at which the van arrives, whilst the residents around here in Arbury Road are at home in the evenings.
7. When Arbury Road has a cycle way on both sides, we residents will have an increased need for our visitors to park in Nicholson Way, as on street parking outside our homes will not be allowed.

Please take my objections into consideration when deciding on whether to grant a licence.

Yours faithfully



**Paul Ryder**

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**From:** licensing  
**Subject:** FW: Objection to application by Haydar Ince for the premise licence for Diamond Grill, Nicholson Way, Arbury, CB4 2RR.

**From:** [REDACTED]  
**Sent:** 09 September 2016 14:34  
**To:** 'licensing@cambridge.gov.uk' <licensing@cambridge.gov.uk>

**Subject:** Objection to application by Haydar Ince for the premise licence for Diamond Grill, Nicholson Way, Arbury, CB4 2RR.

I would like to make a representation and/or objection to the application by Haydar Ince for the premise licence for Diamond Grill, Nicholson Way, Arbury, Cambridge, Cambs, CB4 2RR.

I have attached supporting photos to some of the objections raised.

I was disappointed to see the notice of application for a premises licence as advertised in the Cambridge Evening news and cannot understand how or why the Cambridge City Council can support such an application which impacts considerably on residents.

There are a number of objections I have to this application. In summary:

- The van invites inebriated clientele from surrounding pubs and clubs to our street. We have experienced an increase in the noise levels. We have been woken by inebriated people walking past to and from the van. Abusive language and drunken arguments that have woken us and my year-old son. This has caused enormous stress and anxiety for us.

- How many fast food vans does Arbury need? There is already one at Kingsway Flats (less than 600 metres away) and another at The Ship (again less than 600 metres away).
- Increase in rubbish and discarded food stuff in the area and in our yard. The kebab van staff dismissed my concerns over their rubbish littering my yard.
- Increase in noise and nuisance behaviour. My partner and I and my [REDACTED]-year-old have been woken by shouting and noise originating from the fast food van and from people walking past having purchased food.
- The noise of the generator (which operates 8-9 hours per day and evening, 7 days a week) can also be clearly heard from our home and has forced us to keep windows closed to try and filter out the noise. Even in our back yard the sound of the generator powering the Diamond Grill van can be heard and is constant, often from 3pm in the afternoon and into the evening to 23.00.
- Security issues, with an increase in people loitering near our home and across the road and on our drive.
- The smell of chip fat and grilled meat is becoming nauseating. The smell is sometimes so strong that we cannot leave our windows open. My [REDACTED]-year-old son's room is facing Arbury Rd and is often engulfed with the smell. We have not been able to leave his windows open some days due to the smell.

To provide additional detail on my objections...

The application notice stipulates:

**1. Keep the surrounding area clean Providing high standard of hygiene to comply with public health and safety standards.**

- Since the Diamond Grill has been located on Nicolson Way / Walker Crt we have seen a visible increase in rubbish and littering.
- I have a [REDACTED]-year-old son and a pet and I am concerned that pests will be attracted to the discarded food and rubbish that is being dumped on our and near our premises.
- The smell of chip fat and grilled meat is becoming nauseating. The smell is sometimes so strong that we cannot leave our windows open. My [REDACTED]-year-old son's room is facing Arbury Rd and is often engulfed with the smell. Effectively we have a BBQ outside out house 7 days a week 8 hours a day!
- I have been forced to pick up **polystyrene burger boxes** and discarded chip wrappers from the front of my house almost every day.
- When I approached the employees in the van they dismissed my concerns and simply replied that they "clean up around the van before they leave". The issue is of course this is a takeaway facility and that generally means people walk away with their chips and kebabs and are dumping their rubbish on the street and in my yard. Please find examples of the constant barrage of discarded rubbish.
- Does the council intent to provide more rubbish bins - at tax payers expense - to accommodate the increase of rubbish brought by this fast food supplier? The food supplier has a bin the size of my kitchen bin. What about nearby houses where rubbish is discarded

as their clients walk off eating and throwing rubbish into the hedges and yards?

## 2. The prevention of crime and disorder CCTV in operation to help with the prevention of crime

- I have real safety concerns with this application that allow this van to operate until 1am in the morning and thus attracting clientele coming out of pubs and clubs and likely to be inebriated. Already we are experiencing frequent nuisance and drunken behaviour outside our front door.
- I have a -year-old son who sleeps in the front room of our house and I have serious concerns about attracting inebriated people to the van and our street in the early hours. He has already been woken up by drunken arguments and swearing from people who are clearly inebriated.
- In fact, we have already experienced increased noise and disturbances from people walking past to the van in a drunken state.
- There has been increased pedestrian traffic visiting the van as well as taxis and other vehicles parking in the street and speeding past our house as they exit Nicholson Way.
- The van invites inebriated clientele from surrounding pubs and clubs to our street. How many fast food vans does Arbury need. There is already one at Kingsway Flats (less than 600 metres away) and another at The Ship.

## 3. The prevention of public nuisance - keep the noise pollution to the minimum

- There has been an increase in the number of nuisance parking and public nuisance with people yelling and drunken arguments. I have started recording them.
- The generator on the van runs between 8-9 hours a day – everyday. We can hear it from our back garden and constantly from my son's room. We have been forced to keep his windows closed – even in the height of summer.
- The number of people stopping on the corner outside our house has dramatically increased – as they cross the road. As such we are having to there is more noise from voices in the evening as we go to bed. It is causing difficulty in sleeping and stress for our household.

## 4. Environmental issues

- The generator runs 8-9 hours every day. That is increased pollution in our street! I suffer from asthma and I walk past this van every day to my home and then I am forced to close the windows to block out smells and noise. How is that fair on my health or rights? And what about the potential risk to my son <https://www.asthma.org.uk/advice/triggers/pollution/>.

Asthma UK | Pollution

[www.asthma.org.uk](http://www.asthma.org.uk)

Two thirds of people with asthma tell us poor air quality makes their asthma worse, which puts them at higher risk of an asthma attack. Pollution is an asthma trigger ...

- The sound of the generator can be clearly heard from our home – let alone homes closer.
- And the lights – it is like Blackpool illumination outside our home. My son can see the lights and the van from his room which is unacceptable.

#### 5. The protection of children from harm

- To add to the above objections, here is a study published by Cambridge University...

<http://www.bmj.com/content/348/bmj.g1464>

- The Council surely has an obligation to public health and surely must have consideration for residents who in good faith did not purchase their homes next to a takeaway fast food shop.

#### **Associations between takeaway food outlet exposure and obesity**

Table 2 shows results using multinomial logistic regression to model odds of overweight and obesity in relation to levels of takeaway food outlet exposure. Associations were more evident between environmental exposures and being obese than between exposures and being overweight. The group of people most exposed to takeaway food outlets (quarter 4) at home were more than twice as likely to be obese than be of normal weight (odds ratio 2.15, 95% confidence interval 1.50 to 3.10), relative to those least exposed (quarter 1;  $P < 0.001$ ). A dose-response association between odds of obesity and takeaway food outlet exposure along commuting routes was not apparent, but those most exposed showed 38% greater odds of being obese than those least exposed (1.38, 1.01 to 1.88). We observed a positive dose-response association in odds of obesity with respect to exposures at work; those most exposed showed a 47% greater odds of being obese compared to those least exposed (1.47, 1.03 to 2.10). Similarly, there was a dose-response association between the odds of obesity and exposure to takeaway food outlets in all domains combined; the group most exposed was more likely to be obese than those least exposed (1.80, 1.28 to 2.53).

Extract from <http://www.bmj.com/content/348/bmj.g1464>











