

Our Ref: PC446 Metcalfe – 28 Mill Road, Cambridge, Rep.

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

Date 18/05/2020

Dear Sirs,

SUBJECT: Representation for premises licence relating to Brothers International Supermarket, 28 Mill Road, Cambridge, CB1 2AD.

Please find attached the Police representation in regard to the new premises licence application submitted by Azad SEKIN, for Brothers International Supermarket, 28 Mill Road, Cambridge. CB1 2AD.

The premises is situated in a cumulative impact area and this representation is in regard to licensing objectives: Prevention Of Crime and Disorder, Public nuisance, Public Safety & the Protection of Children from harm under Licensing Act 2003.

Yours Sincerely,

[REDACTED]

PC 446 Clare Metcalfe
Licensing Officer for Cambridgeshire Constabulary
Operational Planning and Licensing Department,
Cambridgeshire Constabulary,
Hinchingsbrooke Park,
Huntingdon,
PE29 6NP.



Creating a safer
Cambridgeshire

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

Please delete as applicable: **POLICE**

Your name	PC 446 Clare Metcalfe
Job Title	Licensing Officer, Cambridge Constabulary
Postal Address (inc post code)	Operational Planning and Licensing Department, Cambridgeshire Constabulary, Hinchingsbrooke Park, Huntingdon, PE29 6NP
Contact telephone number:	██████████
Mobile Number:	██████████
Email address:	████████████████████████████████████████

Name of Premises you are making a representation about:	Brothers International Supermarket
Address of the premises you are making a representation about:	28 Mill Road, Cambridge. CB1 2AD.

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	

Background

The entire length of Mill Road is located within one of Cambridge City Council's Cumulative Impact Zones (CIZ). (Appendix 1 – shows the Petersfield section of CIZ).

Though the application has referred to the premise's presence with the CIZ, the agent did not seek pre-application advice from the police, a process that is recommended on Cambridge City Council 'Applying for a premises licence' webpage.

Mill Road is divided between Petersfield and Romsey Wards, with them being physically separated by a railway line, crossed by a road/pedestrian bridge. Mill Road is a major thoroughfare for people and vehicles going to and leaving the city centre area at all times of the day and early hours of the morning.

Issues associated with area

The problems associated with the area particularly in relation to alcohol related anti-social behaviour and crime, alcohol misuse and public nuisance are well documented. The area continues to attract groups of individuals who live a Street life existence. These vulnerable adults with drink and drugs problems lead a chaotic life style. They would no doubt be susceptible to the draw of an additional alcohol outlet. Even if their faces are known to proprietors (as the applicant suggests they would be) they can present a significant challenge for staff and other customers by being intimidating and, often ready to offer violence/aggression when challenged or refused service.

Other alcohol related issues that arise within Cambridge, involve people that are on-route into the city centre for an evening/night out, whom may be looking to 'pre-load' on alcohol prior to reaching their city centre destination. Unfortunately, these customers will not be consuming their purchases in the comfort of their home, but drinking it as they are walking along, adding to on street consumption. Additionally, on their return journey many may be intoxicated and seeking take away food and further alcohol to consume on their route home. An additional off-licence premises will be a magnet to these people, who again may present a challenge to staff when refused alcohol, due to their drunkenness.

Currently there are a total of 44 Licensed Premises on Mill Road, made up of on-licences, off-licences and both. 26 (59%) of these premises are along the Petersfield section of Mill Road. This figure represents 42% of the 61 licensed premises in Petersfield Ward. Another general off-licence permitting sale and consumption of alcohol off the premises will only add to and exacerbate the pre-existing issues. It is not only an unnecessary addition to Mill Road and Petersfield Ward, but also unhelpful in an alcohol sensitive area. Merely adding to the cumulate impact on the residents and other users.

The CIZ was last reviewed in 2017, crime and incident statistics were submitted by Cambridgeshire Constabulary, with the police report concluding that: –

'It is evident from the decrease in crime and incidents that current initiatives are effective and were having a positive impact. However, the previously identified hotspots for alcohol related crime and incidents continued to be hotspots in Cambridge City and therefore it was recommended that the current Community Impact Areas remain in place'.

This recommendation was agreed by the City Council and the CIZ remained unchanged for another 3 years. (Appendix 2 – Cambridgeshire Constabulary Cumulative Impact Zone Report 2017)

The reduction in incidents of alcohol related crime are considered to have come about partly due to robust policing in the area, coupling with the fact that licensing controls through the use of the CIZ are having the desired effect.

Recent alcohol related incidents

More recent figures show that between 1st March 2019 – 1st March 2020 the police recorded 26 ‘street based’ incidents along the Petersfield section of Mill Road, which were marked as involving alcohol. Though it should be noted that these incidents are dependent upon having been tagged with an ‘alcohol marker’ which is not reliably the case. Also, please note that these are only incidents reported to the police, and do not include recorded crimes that may have been recorded directly onto the crime recording database rather than being created as an incident.

The vast majority of these incidents refer to: street drinkers being abusive to members of the public, concerns for the safety of people ‘passed out’ on the path, or persons walking in the road, presenting a danger to themselves and other road users. Additionally, a number of calls to assist ambulance staff who are trying to assess/treat uncooperative, vulnerable persons who are under the influence of alcohol/drugs. (Appendix 3 – Table of alcohol related incidents report to police between 1st March 2019 – 1st March 2020).

Additional preventative measure - PSPO

The existence of Cambridge City Councils’ Public Spaces Protection Order (PSPO), which is valid until 31st May 2022, reaffirms the belief that the local area still suffers from alcohol related anti-social behaviour and crime, which has a significant impact on the lives of residents and other locals.

The areas covered by the PSPO are: Petersfield Green (locally known as Donkey Common), Mill Road Cemetery and the front garden to Ditchburn Place. The PSPO prohibits a person from consuming alcohol or having an open container of alcohol in their possession. The premises is situated between the entrance to Mill Road Cemetery and Petersfield Green. (As shown in Appendix 4).

Summary

It is difficult to see how any degree of control can be exercised by the premises over its customers that effectively walk away with the alcohol.

Once having left the premises they are at liberty to do whatever they wish, without any possible intervention from the licensee to negate the risk of adding to the negative impact.

This special policy relating to cumulative impact zones within the City, creates a rebuttable presumption that applications that are likely to add to the existing cumulative impact will normally be refused, if relevant representations are received about the cumulative impact on the licensing objectives, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced. The Police does not believe that the application submitted addresses the rebuttable presumption sufficiently for the premises licence to be granted. Therefore, we object in the strongest terms against this application for an off-licence, (with or without additional controls/conditions being applied) for the reasons given above.”

However, if the committee were to be minded to grant the licence, the police would recommend conditions listed in Appendix 5 in an attempt the reduce the impact on the local area.

Evidence presented in support of this representation may comprise of, although not exclusively, first-hand knowledge of the local neighbourhood manager covering Cambridge East, and statistical analysis of alcohol related incidents.

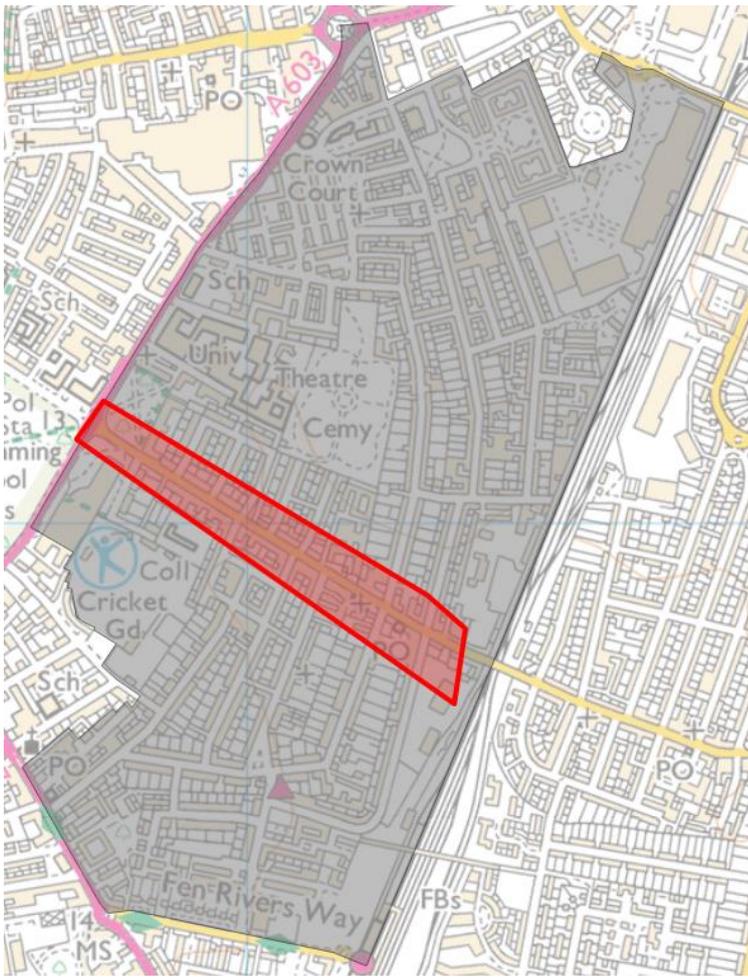
The Delegation of responsibilities by the Chief Officer of Police is shown in Appendix 6.

Signed  Date ... 18/05/2020.....

APPENDICES

1. Map showing Petersfield section of Cumulative Impact Zone.
2. Cambridgeshire Constabulary Cumulative Impact Zone Report 2017
3. Table of alcohol related incidents report to police between 1st March 2019 – 1st March 2020).
4. Public Spaces Protection Order (PSPO) map.
5. Recommended conditions.
6. Delegation of Responsibilities.

Appendix 1 – Petersfield section of Cumulative Impact Zone.



Appendix 2 - CAMBRIDGE CITY CUMULATIVE IMPACT POLICY REVIEW 2017

Three years data has been analysed, though it should be noted that we are dependent upon crimes and incidents having an alcohol marker which is not reliably the case.

From the information that is recorded, it can be seen that there is a correlation between the number of licenced premises and the number of alcohol related crime and incidents per ward in Cambridge City.

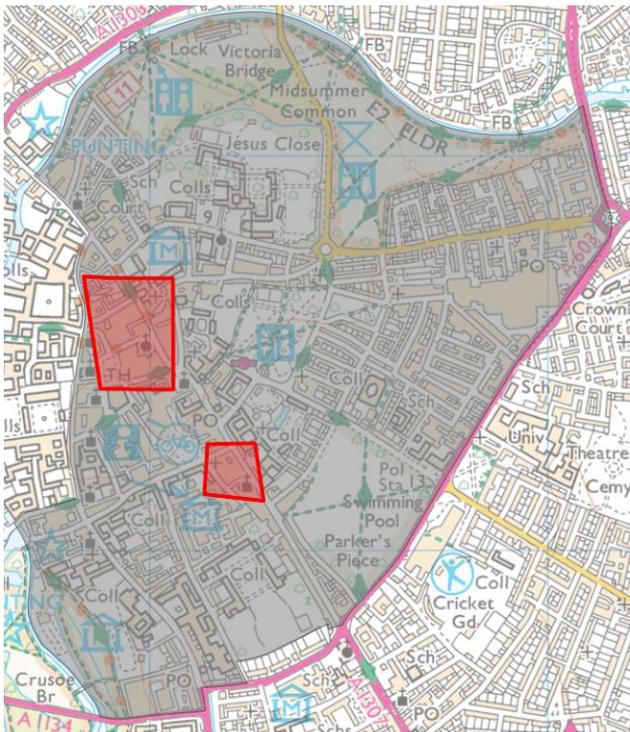
		Alcohol Related Crime and Incidents				
Ward	Licenced Premises	Ward	2014/15	2015/16	2016/17	TOTAL
MA	206	MA	984	625	570	2179
PE	72	PE	349	223	138	710
TR	48	AB	365	120	98	583
CO	37	KH	369	106	85	560
NE	35	AR	350	106	94	550
CA	32	TR	337	88	99	524
AR	26	CO	281	80	62	423
AB	23	EC	263	62	65	390
RO	22	WC	213	88	87	388
KH	21	CH	244	52	52	348
WC	20	RO	184	72	61	317
CH	18	QE	168	52	32	252
EC	14	CA	94	31	36	161
QE	12	NE	67	34	26	127
TOTAL	586	TOTAL	4268	1739	1505	7512

There has been a decrease in the number of alcohol related crimes and incidents recorded when compared year on year, the most significant of which occurred in 2015/2016. This reduction in alcohol related crime and incidents has not been seen in other Districts suggesting that work undertaken in Cambridge City has been effective.

MARKET WARD

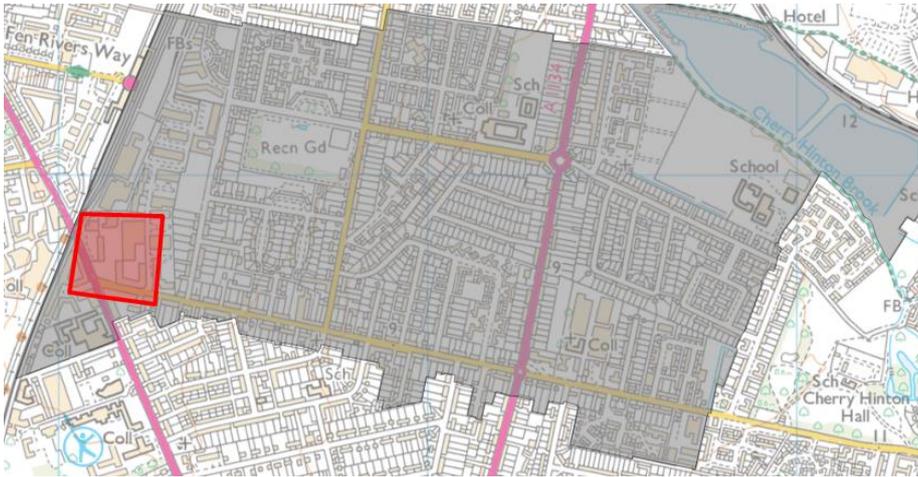
There are two main hot spots for crime and incidents in Market Ward, both situated within the current Cumulative Impact Area:

- St Andrew's Street features heavily in crime and incident data, 12% of all alcohol related crime and incidents in Market Ward occur on St Andrews Street; and
- Sidney Street where there is a mixture of violent crime occurring in the vicinity of night clubs. During the daytime, crime and incidents relate to street drinking and aggressive begging. 26% of all alcohol related crime and ASB in Market Ward occurs within this hotspot.



COLERIDGE

There continues to be a Hotspot for alcohol related crime and incidents around the Cambridge Leisure Park with the predominant theme being violent crime and theft from person. 30% of all alcohol related violent crime and violent related ASB recorded in Coleridge happens at the Cambridge Leisure Park.

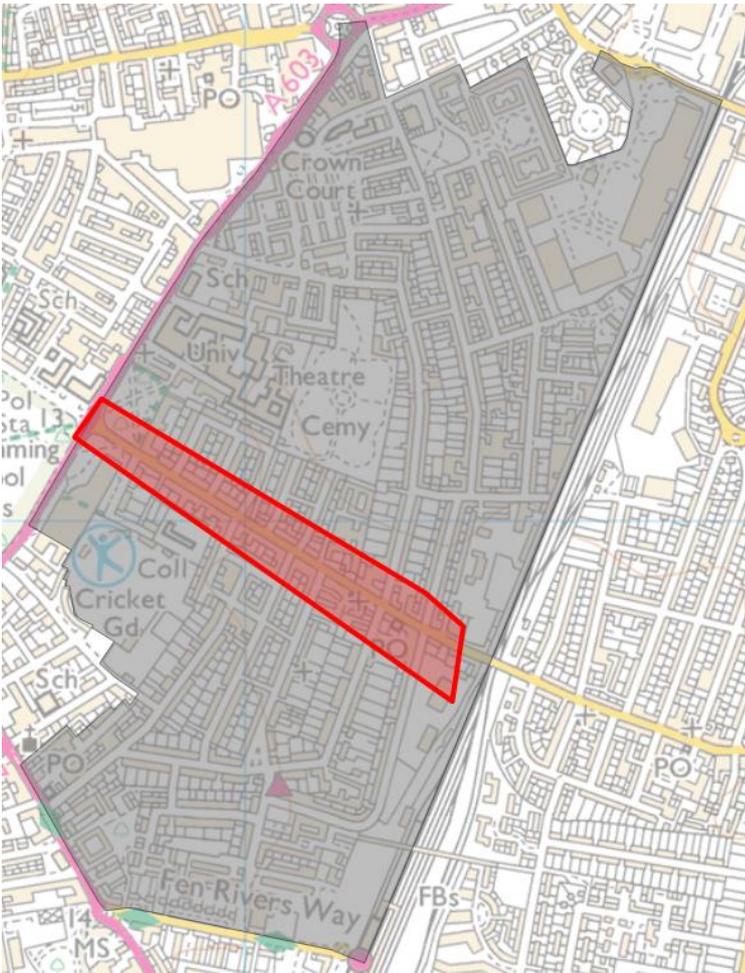


PETERSFIELD

There are two hotspots in Petersfield.

Mill Road:

- Crime relates to aggressive drunks stealing alcohol from shops, being evicted from pubs and around the vicinity of fast food shops.
- 42% of all recorded violent alcohol related crime and alcohol related ASB in Petersfield occurs on Mill Road.
- 42% of all licensed premises in Petersfield are on Mill Road.
- Mill Road has a total of 30 licensed premises, these comprise of two public houses, six convenience stores, 15 restaurants/café/take-away and a Wine Merchant.



PETERSFIELD AND TRUMPINGTON

Hills Road:

- Crime relates to aggressive drunks attempting to steal alcohol from shops on Hills Road, staff who attempt to intervene have been assaulted;
- High level of reporting from convenience stores who are met with violent reactions when they refuse to sell alcohol to those who are heavily intoxicated. In addition, aggressive beggars congregate outside convenience stores that have cash machines immediately outside the store, begging so that they can then purchase alcohol;
- Several schools have reported that people are sleeping rough within their grounds, when approached, they have become aggressive and there have been incidents of indecent exposure; and
- There has been a high level of reports regarding members of the street life community being drunk and vocally aggressive in Hills Road.



Conclusion

It is evident from the decrease in crime and incidents that current initiatives are effective and are having a positive impact. However, the previously identified hotspots for alcohol related crime and incidents continue to be hotspots in Cambridge City and therefore it is recommended that the current Community Impact Areas remain in place.

Appendix 3 - Table of alcohol related incidents report to police between 1st March 2019 – 1st March 2020).

This list only shows alcohol related incidents reported to police for the Petersfield section of Mill Road / Cemetery entrance.

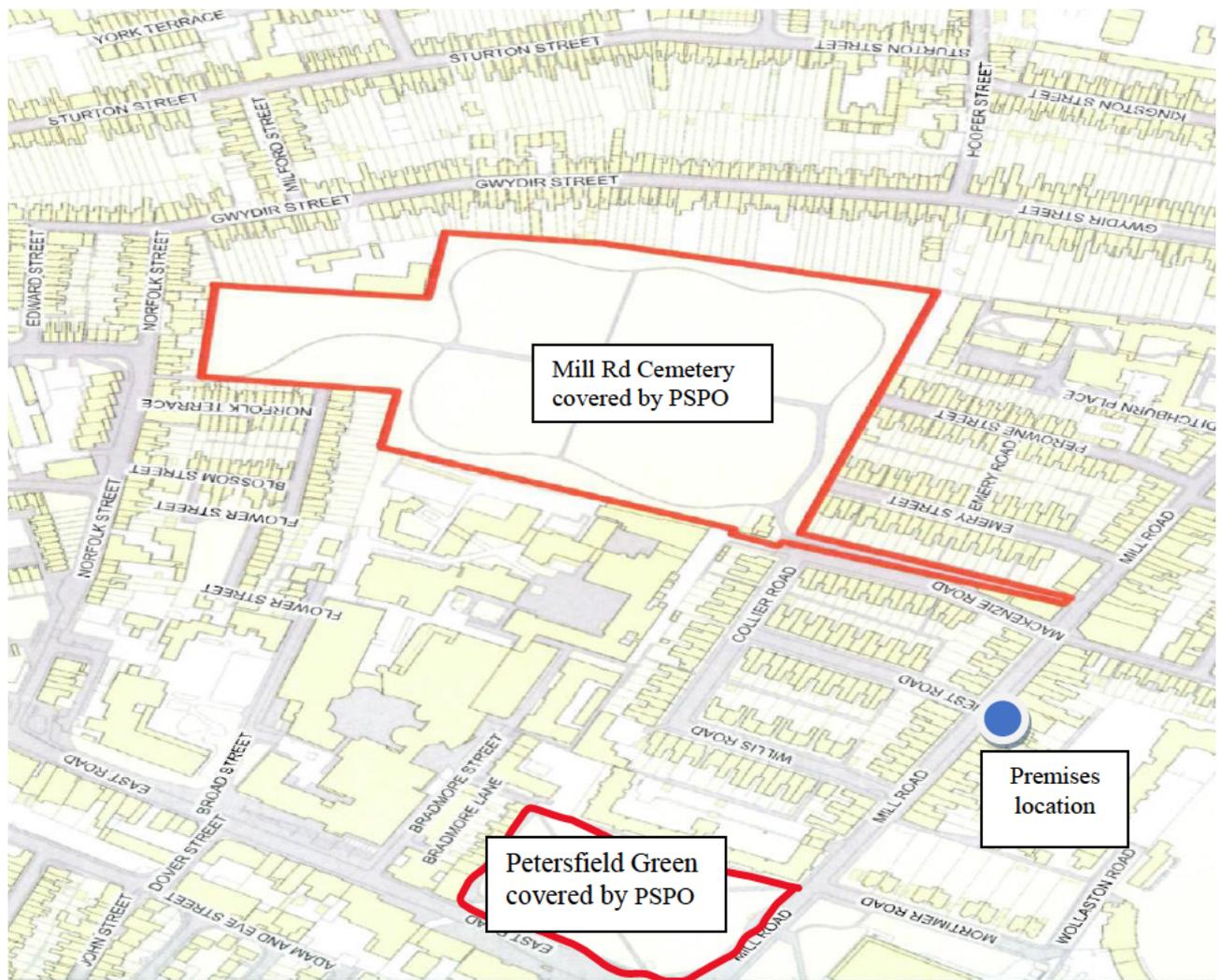
Search parameter using C&C3 Global: incidents on Mill Road, with alcohol marker between 01/03/19 - 01/03/20.

This doesn't include alcohol related crimes that have been recorded directly onto Athena.

date	time	inc no.	Type of inc
09/03/2019	15:38	0366	Rowdy/Nuisance - Drunk male begging and accosting members of public.
14/03/2019	12:51	0212	Rowdy/Nuisance - Street drinkers, begging outside shops
12/04/2019	12:11	0184	Rowdy/Nuisance - intoxicated male being verbally abusive and intimidating to people in Mill Road Cemetery.
03/05/2019	09:55	0098	Rowdy/Nuisance - intoxicated male being verbally abusive to pedestrians. Male arrested for Drunk and Disorderly.
16/05/2019	13:03	0221	Rowdy/Nuisance - Intoxicated street life female being abusive to passing members of the public.
17/05/2019	18:42	0414	Rowdy/Nuisance - Intoxicated street life female shouting and aggressively begging.
24/05/2019	14:19	0260	Safety/Concern - intoxicated/drugged male walking in middle of Mill Road, swearing & shouting at people.
01/06/2019	10:46	0166	Nuisance - intoxicated male laying on path. Appears to have defecated, ambulance called and dealing.
19/06/2019	21:49	0555	Safety/Concern - Two drunk males following and shouting at I/P. Male matching description found, words of advice provided as no complaint.
23/06/2019	00:04	0002	Criminal damage - drunk street life female has entered licensed premises causing damage and assaulting staff. Crime raised
15/07/2019	17:47	0379	Street drinking - heavily intoxicated, agitated street life male laying on pavement, ambulance dealing.
22/07/2019	13:27	0234	Sus. Circs - 4x drunk males taking drugs at rear of shop. Customer with her young children has informed shop owner. Informant states that they are regularly picking up used needles and rubbish in location. Drunk males located by PCSO, woa given, no offences revealed.
28/08/2019	20:52	0475	Concern - Call from ambulance. Drunk male lying in road refusing to move. Police attendance cancelled as male went with ambulance.
16/09/2019	08:36	0094	Concern - Intoxicated male walking in road. Area search no trace.
16/09/2019	11:58	0187	Rowdy/Nuisance - Street life female sitting in outside shop in sleeping bag, being abusive the passers by. Empty bottle of vodka next to her. Moved on by police.
21/09/2019	01:17	0034	Rowdy/Nuisance - Drunk male on bench being abusive to I/P. Male left location so no requirement for police attendance.
27/09/2019	00:29	0006	Rowdy/Nuisance - Drunk male has climbed on top of a car that has stopped at pedestrian crossing. Area search no trace.
04/12/2019	17:11	0378	Concern - Very drunk, aggressive male & dog keep running into road. He has a bottle of alcohol in his hand. Male located by police and was collected by relative.
19/12/2019	23:18	0499	Ambulance assistance - a drink, naked highly agitated male being aggressive to paramedics. Police attended, male calmed and attended hospital in ambulance.
22/12/2019	19:25	0418	Concern - Drunk female walking in and out of traffic. Female located and removed from area.
22/12/2019	20:45	0455	Rowdy/Nuisance - Drunk male smashed window and cuts to wrist as a result. Transported to hospital, assaulted police at hospital. Crimes raised.

28/12/2019	18:26	0336	Rowdy/Nuisance - street life female walking up Mill Road with bottle in hand, shouting abuse. Area search no trace.
11/01/2020	21:02	0456	Rowdy/Nuisance - 2x drunk males entered restaurant threatening customers & staff. They have left prior to police attendance. Crime raised assault.
11/02/2020	21:48	0499	Concern - Drunk male passed out on pavement, got up and is deliberately walking in and out of traffic. Keeps falling over. Area search no trace.
27/02/2020	14:46	0257	Concern - Very drunk street life male has entered stop and collapsed, refusing to attend hospital with ambulance. No requirement for police, male has left scene.
01/03/2020	18:03	0395	Rowdy/Nuisance - large group of very drunk, street life males are causing a nuisance. They are becoming increasingly annoyed when they are refused service in a supermarket, which is upsetting staff and other customers. Police attended and group located. No offences revealed and group dispersed with woa given.

Appendix 4 - Public Spaces Protection Order (PSPO) map.



Appendix 5 - Recommended conditions.

1. There shall be no self-service of alcohol at the premises, and alcohol to be displayed behind a secure counter, ensuring members of the public cannot easily access this area.
2. Digital CCTV with appropriate recording equipment shall be installed. The CCTV to cover areas of the store including the alcohol section behind the checkouts and the entrance and exit to the premises.
3. The CCTV system shall record footage when the premises is open for licensable activities.
4. CCTV equipment must be maintained in good working order, be correctly time and date stamped and must be retained for a minimum period of 31 consecutive days.
5. The CCTV at exit points will record a clear facial image of every person entering or exiting in any light condition.
6. An appointed member of staff will be present when the premises is conducting a licensable activity, who is capable and competent at using the CCTV system and downloading CCTV footage on their own recordable media, and be able to hand this footage over to the Police / Local Authority on request. The operator will stock their own downloaded media. The recording equipment and discs/USB pen drives must be kept in a secure environment.
7. A member of staff shall be present on the shop floor at all times when the premises is open to the public, and will be present in the checkout area when a member of the public is within the store.
8. The door to the shop will be fitted with an alarm system that notifies staff when the door is opened/closed.
9. There shall be no sale of beer, lager or cider with an ABV content of 5.5% or above except for specialist branded premium priced products or products agreed by the police.
10. The store will join Cambridge Business Against Crime and operate a CAMBAC radio (or any similar scheme which succeeds CAMBAC).
11. Till prompts shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
12. No customers carrying opened bottles of alcoholic drink upon entry shall be admitted to premises at any time they are open to the public.
13. Clear, prominent and legible notices shall be displayed at the exit requesting the public to respect the needs of the local residents and to leave the premises and area quietly.
14. No single cans or bottles of beer, lager, cider or spirit mixtures to be sold.
15. Sales area to be no more than 10% of premises to be used for alcohol.
16. Signage to be prominently displayed of times alcohol available.
17. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City council or the police. It must be completed within 24 hours of the incident and will record the following:
 - Any faults in the CCTV system,
 - Any refusal of the sale of alcohol.
 - Any incidents of crime and disorder on the premises.

Appendix 6 - Delegation of Responsibilities.



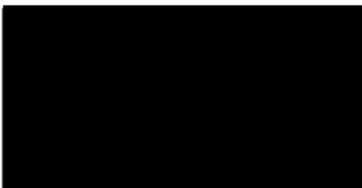
Licensing Act 2003

Delegation of responsibilities by the Chief Officer of Police

In accordance with the provisions of the Licensing Act 2003 I hereby delegate authority to Cambridgeshire Constabulary Licensing Officers 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



Nick Dean
Chief Constable
Cambridgeshire Constabulary
1 October 2018