



RECORD OF DECISION: REVIEW APPLICATION UNDER LICENSING ACT 2003

Licensing Sub-Committee
Date: 22 April 2024

Members:

1. Cllr McPherson [Chair]
2. Cllr Griffin
3. Cllr Pounds

To consider the review application submitted by Immigration Enforcement Alcohol Licensing at the Home Office in regards to the premises licence of Luxa Sparkles, 103 Cherry Hinton Road, Cambridge, CB1 7BS.

We heard representations from the following persons:

- Mahesh Mehmi, Chief Immigration Officer, Immigration Compliance and Enforcement Team - East of England.
- Kirsty Draycott, Senior Trading Standards Officer, Cambridgeshire & Peterborough Trading Standards.
- Alex Beebe Environmental Health Officer representing the Licensing Authority.
- Premises Licence Holder and Designated Premises Supervisor Miss Mariflo. Mr Mariflo and Jane Gilliead, Agent for the Premises Licence Holder.

The reason you appeared before the Sub-Committee:

An application under section 51 of the Licensing Act 2003 for a review of the premises licence with respect to Luxa Sparkles, 103 Cherry Hinton Road, Cambridge, CB1 7BS has been received from Immigration Enforcement Alcohol Licensing at the Home Office.

The Sub Committee had to decide such steps that they consider are necessary for the promotion of the licensing objectives.

The Sub-Committee may resolve:

- (a) to leave the licence as it is;
- (b) to modify the conditions of the licence;
- (c) to exclude a licensable activity from the scope of the licence;

(d) to remove the designated premises supervisor;
(e) to suspend the licence for a period not exceeding three months;
(f) to revoke the licence. and for this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new condition is added (Licensing Act 2003 section 52 (4)).

In making our decision we considered the following:

List:

Statutory provisions (Licensing Act 2003)

Statutory Guidance

Cambridge City Council's Statement of Licensing Policy

Reports

Advice from Legal Officer

Representations from

- Mahesh Mehmi, Chief Immigration Officer, Immigration Compliance and Enforcement Team - East of England.
- Kirsty Draycott, Senior Trading Standards Officer, Cambridgeshire & Peterborough Trading Standards.
- Alex Beebe Environmental Health Officer representing the Licensing Authority.
- Premises Licence Holder and Designated Premises Supervisor Miss Mariflo. Mr Mariflo and Jane Gilliead, Agent for the Premises Licence Holder.

We found the following facts:

Representations made by the Responsible Authorities and the Premises Licence Holder, Mr Mariflo and Jane Gilliead, Agent for the Premises Licence Holder all relevant.

We did not consider the following matters to be relevant:

The personal circumstances of the family.

Our reasons for this are:

The personal circumstances of the family are not relevant to the Licensing Objectives.

Our decision is as follows:

- a) To leave the licence as it is.

The Licensing Sub Committee recommends that the Licensing Authority provides the following support:

- i. That a licence inspection is undertaken within 6 months of the date of this decision.

Our reasons for reaching the decision are as follows:

There were no objections to the new Premises Licence Holder and no evidence she would not correctly fulfil the role in accordance with the Licensing Objectives.

The Sub Committee has considered the history of the premises and the fact the Premises Licence Holder is new to the Licensing trade. The Sub Committee has considered Miss Mariflo's commitment to uphold the Licensing objectives and has decided to leave the licence as it is with the above support.

Signed

Cllr McPherson

Cllr Griffin

Cllr Pounds.

Dated 22 April 2024

The applicant or those who made a relevant representation has the right of appeal to a Magistrates Court within 21 days from the date of this decision notice by contacting:
Cambridgeshire Magistrates Court, The Court House, Bridge Street, Peterborough, PE1 1ED.