

CONSIDERATION OF AN APPLICATION FOR A PREMISES LICENCE TO BE GRANTED

Cofein, 38 Chesterton Road, Cambridge, CB4 1EN

To: Licensing Sub-Committee:

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Wards affected: West Chesterton

INTRODUCTION

- 1.1 An application under section 17 of the Licensing Act 2003 to apply for a Premises Licence for the sale by retail of alcohol with respect to Cofein, 38 Chesterton Road, Cambridge, CB4 1EN has been received. The application was served on Cambridge City Council (the Licensing Authority) on 6 June 2025. A copy of the application was also served on each responsible authority. The application and plan are attached to the report as Appendix 1 and Appendix 1a respectively.
- 1.2 The applicant is seeking to provide the following licensable activities:

- The sale of alcohol (for consumption on the premises only) from Monday to Sunday between the hours of 10:00 and 23:00.
- Recorded music (indoors) Monday to Friday between the hours of 07:00 and 23:00 and Saturday and Sunday between 09:00 to 23:00.

(Please note: The application initially indicated the provision of plays; however, the applicant clarified that the intention was to provide recorded music. This clarification is included in Appendix 1b. Responsible Authorities and online information, reflected this throughout representation period).

- 1.3 The applicant has provided measures within the application form on how they intend to promote the four licensing objectives.
- 1.4 In accordance with the regulations of the Act, the application was advertised on the premises and in Cambridge Independent on 18 June 2025 to invite representations from responsible authorities and other persons. The last date for submitting representations was 4 July 2025.
- 1.5 Representations were received from 5 'Other Persons'. The representations are attached to the report at Appendix 2 and 2a.
- 1.6 No representations were received from the other Responsible Authorities. However, conditions were agreed with Cambridgeshire Constabulary detailed within Appendix 3 and Environmental Health detailed within Appendix 4.
- 1.7 The applicant also offered up further conditions, detailed within Appendix 5.
- 1.8 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 and the Cumulative Impact Assessment.

3. BACKGROUND

- 3.1 The proposed premises is located within a Cumulative Impact Area (CIA) and is therefore subject to the Cumulative Impact Assessment.
- 3.2 The onus is on the applicant to demonstrate why the granting of the licence would not add to the cumulative impact already being experienced within the area.
- 3.3 The premises was previously an adult shop, and is now being used as a small independent café. The licence holder has applied for a licence in order to supply a limited selection of alcoholic beverages with their food.
- 3.4 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing Policy, the Cumulative Impact Assessment 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 17 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, the information raised in the representations and also Cambridge City Council's Statement of Licensing Policy and Cumulative Impact Assessment, 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 licence subject to the mandatory conditions and those conditions offered by the applicant which may be modified to such extent as the authority considers necessary for the promotion of the licensing objectives;
 - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - (c) to refuse to specify a person in the licence as the premises supervisor;
 - (d) to reject 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, the Cumulative Impact Assessment 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](#)
- [Cambridge City Council's Statement of Licensing Policy](#)
- [Cambridge City Council's Cumulative Impact Assessment](#)

Appendix 1 – Application Form

Appendix 1a – Plan

Appendix 1b – Confirmation of application for recorded music

Appendix 2 – Representations

Appendix 2a - Representations

Appendix 3 – Cambridgeshire Constabulary agreed conditions

Appendix 4 – Environmental Health Agreed conditions

Appendix 5 - Additional Conditions offered by applicant

To inspect these documents either view the above hyperlinks or contact the Commercial & Licensing Team at taxi@cambridge.gov.uk.

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