

**CONSIDERATION OF AN APPLICATION FOR A PREMISES
LICENCE TO BE GRANTED**

**BURLEIGH PHONE & VAPE SHOP, 34 BURLEIGH
STREET, CAMBRIDGE, CB1 1DG**

To: Licensing Sub-Committee:

Report by: Wangari Njiiri

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Wards affected: Market

INTRODUCTION

- 1.1 An application under section 17 of the Licensing Act 2003 to apply for a Premises Licence with respect to Burleigh Phone & Vape Shop, 34 Burleigh Street, CB1 1DG has been received from Nath and Sons UK LTD. The application was served on Cambridge City Council (the Licensing Authority) on 20 August 2025. A copy of the application was also served on each responsible authority. The application and plan are attached to the report as Appendix 1a and 1b.
- 1.2 The applicant is seeking to provide the following licensable activity:

- Supply of alcohol (off the premises)
 - Monday to Friday 08:00 to 20:00
 - Saturday and Sunday 09:00 to 18:00
- 1.3 In accordance with the regulations of the Act, the application was advertised on the premises and in Cambridge News on 22 August 2025 to invite representations from responsible authorities and other persons. The last date for submitting representations was 17 September 2025.
- 1.4 Three Representations were received in total, 1 from Cambridgeshire Constabulary and 2 from 'Other Persons'. The representations from 'Other Persons' are attached to the report at Appendix 2. The representation from Cambridgeshire Constabulary is attached to the report at Appendix 3a, with the supporting document referenced within it attached as Appendix 3b.
- 1.5 No other representations were received from Responsible Authorities but Environmental Health agreed conditions with the applicant and these are attached to the report as Appendix 4.
- 1.6 The applicant responded to Cambridgeshire Constabulary representation addressing concerns raised. The response is attached to report as Appendix 5.
- 1.7 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. A map of Cambridge city centre cumulative impact area is attached as

Appendix 6.

- 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 currently operates as a phone (electronic repairs) and vape shop, and has been open since 2020.
- 3.4 The applicant previously submitted a Premises Licence application to Cambridge City Council (the Licensing Authority) in March 2020, seeking authorisation for the sale of alcohol for consumption off the premises only. Following the receipt of representations, the application was referred to the Licensing Sub Committee, which decided to refuse the application. A copy of the Record of Decision is provided in Appendix 7.
- 3.5 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](#)
- [Agenda for Licensing Sub Committee on Thursday, 14th May, 2020, 10.30 am - Cambridge Council](#)

Appendix 1a – Application Form

Appendix 1b – Application plans

Appendix 2 – Representations

Appendix 3a – Cambridgeshire constabulary representation

Appendix 3b - Cambridgeshire constabulary supporting document

Appendix 4 – Environmental Health agreed conditions

Appendix 5 – Applicant response to Cambridgeshire constabulary representation

Appendix 6 – Map of Cambridge city centre Cumulative Impact Area

Appendix 7 – Record of Decision for 2020 Premises Licence application

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

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