



## Licensing Act 2003

### Responsible Authority Representation Form

Cambridgeshire County Council Trading Standards

Name:	Andrew Fayers
Job Title:	Senior Trading Standards Officer
Postal and email address:	Trading Standards, Cambridgeshire County Council, PO Box 450, Great Cambourne, Cambridge, CB23 6ZR  andrew.fayers@cambridgeshire.gov.uk
Telephone:	01954 284622

Name and address of premises for which the representation is being made:

Euro Pol, 12 Lynn Road, Wisbech

Which of the four licensing objectives does your representation relate to?

Prevent Crime and Disorder, Public Safety.

Please detail the evidence supporting your representation or the reason for your representation (please use separate sheets if necessary)

The Prevention of Children from Harm

To Prevent Public Nuisance

To Prevent Crime & Disorder

The application has clearly been copied from another application as the sequencing of numbers in section 18 is randomly interrupted by A-E which is repeated as F-J in the prevention of Public Nuisance section. I therefore can only conclude that this

document has not been put together specifically for this premises. My concern therefore is that the consultant has put the application together and the Premises owner /DPS will not pay any heed to it.

The owner who is going to be the DPS appears to be based in Bradford. I am concerned that this person will not be at the premises and have nothing to do with the day to day running of the premises and as a result this objective and the other objectives will not be upheld. The statutory Amended Guidance issued made under section 182 of the Licensing Act 2003 suggests the following:

- The DPS is the key person who will usually be charged with day to day management of the premises by the premises licence holder.
- The DPS will provide an essential point of contact for police, fire officers or licensing authority officers so that problems can be dealt with swiftly.

The premises of Euro Supermarket, 236 Manningham Road, Bradford is known to have PECT cigarettes in the shop. PECT is a brand which is not legal to sell in the UK.

#### Public Safety

Fenland District Council's Cumulative Impact Zone policy contains a rebuttal presumptive that applications for a new premises licence will normally be refused if appropriate representations are made and the applicant did not provide sufficient evidence to rebut the presumption. This service does not feel that the applicant in addressing the licensing objectives has not considered fully that the premises is located within a Cumulative Impact Zone. Nothing in the application states that the licence will not add to the problems in the CIZ.

In conclusion Cambridgeshire Trading Standards Service is concerned that the Licensing Objectives will not be upheld and should be refused.

As highlighted the Fenland District Council's Cumulative Impact Policy contains a rebuttal presumption that applications will normally be refused if appropriate representations are made. The applicant has not provided sufficient evidence to rebut the presumption. This Service does not believe that the Euro Pol application

has evidence to rebut the CIZ presumption and there is no evidence that it will not add to the problems in the CIZ, consequently it should therefore be refused. The granting of this licence will result in an added cumulative impact with another licenced premises being in the zone.

If the premises was to be granted the licence it is imperative that the points 1-39 and A-J are made conditions of the licence as recent evidence shows that a newly granted in the CIZ will be transferred soon after being granted and it will be easier to enforce against the conditions.

N.B if you do make a representation you will be expected to attend the Licensing Committee and any subsequent appeal proceedings. Unless you and all parties agree that the application can be dealt with, without a hearing.

Signed:



Date:

29/07/16

Please return this form along with any additional sheets to the address below:

Principal Licensing Officer,

Fenland District Council,

Fenland Hall,

County Road,

March, PE15 8NQ

This form must be returned within the statutory period, which is generally 28 days from the date the notice was displayed on the premises or the date specified in the newspaper advert. For confirmation on this date please contact the Licensing Team on 01354 622564