



Record of Decision

Licensing Sub Committee

Date of Hearing: Friday, 25 April 2025

Members: Councillors A Hay (Chairman), G S Gill and Dr H Nawaz

In Attendance: Michelle Bishop, Licensing Manager
Andy Fox, Licensing Enforcement Officer
Linda Albon, Member Services and Governance Officer
Sarah Taylor, Legal Advisor to Members

APPLICATION FOR THE REVIEW OF A PREMISES LICENCE MADE UNDER THE PROVISIONS OF THE LICENSING ACT 2003 - THE ITALIAN AFFAIR

The application has been submitted by Cambridgeshire Police. The relevant licensing objectives are:

- The prevention of crime and disorder
- Public safety
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The application to review the premises licence relates to an alleged offence that took place on Sunday 26th January 2025 at approximately 03:20 hours when there was a report of persons fighting on Market Square, Wisbech, between several persons. The affray incident is still being investigated.

During the investigation, it has been established by the Police that Mr Rafique (the Designated Premises Supervisor) was involved.

The application can be found on pages 14 to 24 of the Committee bundle. The reasons for the application to review can be found on page 19 of the Committee bundle.

The premises licence holder is Elgood Limited, and the Designated Premises Supervisor is Mr Shahid Rafique. The licence can be found on pages 25 to 32 of the bundle along with the conditions attached to the licence.

The Applicant has requested that the Committee consider:

1. The removal of Mr Rafique as the Designated Premises Supervisor; and
2. Whether the Premises Licence, although in a company name but influenced by Mr Rafique, should be revoked.

Present at the hearing were:

- The applicant, Cambridgeshire Police, represented by PC Paul Hawkins
- Belinda Sutton and Jennifer Overall on behalf of the Premises Licence Holder, Elgood & Sons Limited Ltd
- The DPS of the Premises, Mr Shahid Rafique, represented by Mr Jon Payne

The Sub-Committee has disregarded matters that do not relate to the promotion of the licensing objectives, and any other irrelevant matters.

In order to promote the licensing objectives, the Sub-Committee can take the following steps:

- Modify the conditions and or times of the licensable activities
- Exclude a licensable activity from the scope of the licence
- Remove the designated premises supervisor
- Suspend the licence for a period not exceeding 3 months
- Revoke the licence in its entirety
- Issue an informal warning or take no action.

In deliberations the Sub-Committee were referred to:

- ❖ The Council's own Statement of Licensing Policy
- ❖ The statutory Government guidance issued under Section 182 of the Licensing Act 2003

Our decision is as follows:-

The Sub-Committee, having considered all the evidence, including the CCTV footage, determined that a warning should be issued to the Designated Premises Supervisor but considered that no further action is required in relation to the Premises Licence.

PLEASE NOTE

Any person aggrieved by this decision can apply to appeal the decision within 21 days by making a complaint to:

Peterborough, Huntingdon and Fenland Magistrates Court
The Court House
Bridge Street
Peterborough
PE1 1ED

There may be a fee to pay.