

## AGENDA

### LICENSING COMMITTEE HEARING

FRIDAY, 27 SEPTEMBER 2019

11.00 AM

LADY ALICE LAMBTON ROOM,  
BOATHOUSE, WISBECH

Committee Officer: Linda Albon  
Tel: 01354 622229  
e-mail: [memberservices@fenland.gov.uk](mailto:memberservices@fenland.gov.uk)

- 1 To receive apologies for absence.
- 2 Members to declare any personal and prejudicial interests under the Local Code of Conduct in respect of any item to be discussed at the meeting.
- 3 DETERMINATION OF AN APPLICATION FOR THE REVIEW OF A PREMISES LICENCE MADE UNDER THE PROVISIONS OF THE LICENSING ACT 2003 - HARANS, 10/11 NORFOLK STREET, WISBECH, PE13 3LD (Pages 3 - 70)

*To consider an application for the review of a Premises Licence in respect of Harans, 10/11 Norfolk Street, Wisbech, PE13 3LD*

*Report attached*

Friday, 13 September 2019

Members: Councillor M Humphrey (Chairman), Councillor A Maul, Councillor N Meekins and Councillor M Tanfield

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<b>AGENDA ITEM NO. 3</b>	
<b>LICENSING COMMITTEE</b>	
<b>Date</b>	<b>27 SEPTEMBER 2019</b>
<b>Title</b>	<b>DETERMINATION OF AN APPLICATION FOR THE REVIEW OF A PREMISES LICENCE MADE UNDER THE PROVISIONS OF THE LICENSING ACT 2003 – HARANS, 10/11 NORFOLK STREET, WISBECH PE13 3LD</b>

**1 PURPOSE/SUMMARY**  
 To consider an application for the review of a premises licence in respect of Harans, 10/11 Norfolk Street, Wisbech, Cambs PE13 3LD

**2 KEY ISSUES**

- The premises were subject to a compliance visit during a multi-agency day of action.
- The review has been triggered following this visit via a request from Trading Standards.
- The reasons for the review are:
  - Sales of Illicit Tobacco through a Test Purchase Operation.
  - Storage of Illicit Tobacco found on the premises during an inspection.
- The review application is made under the following licensing objectives; the prevention of crime and disorder and public safety.
- It is the responsibility of all premises licence holders to demonstrate that suitable and sufficient measures are undertaken to uphold the four Licensing Objectives of the Licensing Act 2003;
- There is a requirement to hold a hearing to determine the application for the review of a premises licence.

**3 RECOMMENDATION(S)**

That the committee determines the review application, having regard for the evidence presented by the parties to the hearing, the relevant legislation and guidance applicable to this process and the content of this report.

<b>Wards Affected</b>	Medworth
<b>Forward Plan Reference No.</b> (if applicable)	N/A
<b>Portfolio Holder(s)</b>	Councillor Sam Clark, Portfolio Holder with responsibilities for Licensing.
<b>Report Originator</b>	Michelle Bishop, Licensing Manager, tel: 01354 622542, email: <a href="mailto:mbishop@fenland.gov.uk">mbishop@fenland.gov.uk</a>
<b>Contact Officer(s)</b>	Dan Horn, Head of Housing & Community Support, 01354 654321, <a href="mailto:dhorn@fenland.gov.uk">dhorn@fenland.gov.uk</a> Carol Pilson, Corporate Director, 01354 622360, <a href="mailto:cpilson@fenland.gov.uk">cpilson@fenland.gov.uk</a>

<b>Background Paper(s)</b>	Section 182 Guidance to the Licensing Act 2003 The Licensing Act (Hearings) Regulations 2005 Fenland District Council's Statement of Licensing Policy 2016 - 2021
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## 1 DETAILS OF APPLICATION

1.1 The application relates to the proposed review of an existing premises licence in respect of Harans, 10/11 Norfolk Street, Wisbech PE13 3LD.

1.2 The applicant is Kirsty Draycott, Trading Standards Officer on behalf of Cambridgeshire County Council and supported by responsible authority (RA) officer Joe Keegan on behalf of Liz Robin, Director of Public Health Cambridgeshire County Council.

A Copy of the review application and RA supporting evidence can be seen at **APPENDIX B** and **APPENDIX C** to this report.

1.3 The application to review relates to the following licensing objectives:

- The prevention of crime and disorder
- Public safety

1.4 Grounds for the application to review include:

- On 17<sup>th</sup> January 2018, a test purchase operation was conducted and during this time the premises sold illicit tobacco. The product sold during the test purchased was a pack of NZ cigarettes and they were purchased for £7.
- The product labelling was in Russian and was deemed to be non-duty paid.
- On 19<sup>th</sup> June 2019 during a multi-agency action day, trading standards officer attended the premises at which time it was discovered there was a locked room in the upstairs storage area.
- After access was gained to the locked room area, a carrier bag was identified containing 15 x 50g pouches of amber Leaf hand rolling tobacco. This tobacco was not labelled in English.
- Since the seizure of these hand rolling pouches, the manufacturer of Amber Leaf have confirmed they were not intended for sale in the UK.

1.5 During the consultation period a number of responses were received, some of these were in favor of the review application and others were opposing it.

- 2 x Supporting consultation responses, including photograph can be seen at **APPENDIX D**
- 6 X Objecting consultation responses which can be seen at **APPENDIX E**

## 2 DETAILS OF THE CURRENT PREMISES LICENCE

2.1 The Premises Licence Holder of Harans is Kanapathipillai Kumaravel Thivakaran, Haran Cottage, Osborne Road, Wisbech, Cambridgeshire PE13 3JX

The Designated Premises Supervisor responsible for alcohol sales is Kanapathipillai Kumaravel Thivakaran, Haran Cottage, Osborne Road, Wisbech, Cambridgeshire PE13 3JX

- 2.2 Personal Licence No. CAM000241 issued by Cambridge City Council.
- 2.2 The current Premises Licence is valid from 10 February 2012 and is **APPENDIX F** to this report. A summary of the licence is as below:

Licensed Activity	Days and Times
Sale by Retail of Alcohol (off sales)	Mon-Sun 06:00-24:00 (Midnight)
Seasonal variation:	None applied for.

### 3 CONSULTATION/AWARENESS

- 3.1 The Licensing Act 2003 encourages discussion between persons serving applications for the review of a premises licence and the premises licence holder with the aim of resolving issues of concern, to strike the balance between enabling the applicant to operate his/her premises in a manner that meets his/her business needs/aspirations and the necessary protection of the community. However, this does depend on why the application is being brought for review. Officers are unaware of any discussion between the parties involved in the review application.
- 3.2 In accordance with the provisions of the Licensing Act 2003, applicants for the review served copies of the application for the review of a premises licence under the Licensing Act 2003 to the premises licence holder and responsible authorities.
- 3.3 In accordance with Section 51 of the Licensing Act 2003, a notice of a review was drawn up by Licensing Officers and placed in a local newspaper, displayed on light blue paper at the premises, displayed at Fenland Hall in the business reception area, and made available at any of our Customer Service Centres. The documents were also placed on the Council Website. The notice informs Responsible Authorities and Other Persons of the procedure for the inspection of the review application and for making representations concerning the review.

### 4 POLICY IMPLICATIONS

- 4.1 The Council's Statement of Licensing Policy expects applicants to demonstrate in their Operating Schedule that suitable and sufficient measures have been identified and will be maintained to:
- (1) reduce or prevent crime and disorder on, and in the vicinity of, their premises, relevant to the individual style and characteristics of their premises and events;
  - (2) ensure public safety, relevant to the individual style and characteristics of their premises and events;
  - (3) prevent public nuisance, relevant to the individual style and characteristics of their premises and events;
  - (4) protect children from harm, relevant to the individual style and characteristics of their premises and events.

## 5 COMMUNITY IMPACT

- 5.1 The Act gives greater freedom to operators and users of premises, which is balanced by greater responsibilities for licensees and tempered by strengthened protection for the community.
- 5.2 The Licensing Act 2003 seeks to provide public protection by way of the four licensing objectives.

## 6 DETERMINATION OF THE APPLICATION

6.1 In undertaking its statutory function, the Licensing Authority must promote the licensing objectives as defined in the Licensing Act 2003:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm.

6.2 When determining an application for the review of a premises licence, due regard should be given to the Council's Licensing Policy and the Secretary of State's Guidance.

6.3 The committee in its determination can take one or more of the following steps as it considers appropriate for the promotion of the licensing objectives :

- to modify the conditions of the licence;
- to exclude a licensable activity from the scope of the licence;
- to remove the designated premises supervisor;
- to suspend the licence for a period not exceeding three months;
- 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.

6.4 The hearing will be conducted in accordance with the approved Procedure and can be seen at **APPENDIX A** to this report.

### PROCEDURE FOR DETERMINATION OF APPLICATIONS MADE UNDER THE PROVISIONS OF THE LICENSING ACT 2003 FOR THE REVIEW APPLICATION OF A PREMISES LICENCE

#### INTRODUCTION

- Meetings of the Licensing Committee, whether the full committee of 12 members or panels of 3 members drawn from the full committee, shall be held in public unless the Licensing Authority deems that it is not in the public interest to do so. Reasons for exclusion of the public must be given at the hearing by the Chairman of the committee. Determinations will be made in private at conclusion of the hearing but announced in public thereafter.
- All hearings convened will be heard by a panel known as the Sub-Committee (but still referred to as the Licensing Committee) of 3 members drawn from the full committee of 12. The quorum of the committee/panel is 3 members. Therefore, 4 members of the Licensing Committee will usually be invited to attend each hearing (i.e. one as a reserve), in case of one of those invited subsequently needing to tender an apology for absence or, on being informed of the details of the application or meeting the applicant or objector (or for some other reason), deciding that s/he possesses a personal and prejudicial interest in the matter that prevents him/her participating in the hearing. At the beginning of each committee/hearing a Chairman will be appointed by those members present unless the Chairman of the whole committee is present.
- Members of the committee shall endeavor to be present throughout an individual hearing. If a member of the committee is required to leave a hearing temporarily, the Chairman shall adjourn the hearing for the duration of the member's absence. If a member is not present for the whole of an item of business they will not be able to debate or vote on that item of business.
- Where a committee undertakes a site visit prior to a hearing, a member shall be precluded from taking part in the hearing if he/she has not attended the site visit.
  - (a) To avoid taking into account "local" factors that could influence improperly his/her judgement, a member cannot serve on the committee undertaking a hearing at which a matter is being discussed that relates to a Premises Licence, Club Premises Certificate, Temporary Events Notice or Personal Licence where either the premises are or the person is resident in the ward which that member represents on Fenland District Council.,

When selecting members to participate in a hearing, the Member Services team will ensure there is compliance with this requirement.

**NOTE:** All questions and statements will be directed through the Chairman.

## **APPENDIX A – LICENSING PROCEDURES**

### **INTRODUCTION**

- (1) The Chairman will, at the beginning of the meeting, welcome all those present and explain both the reason for the hearing and the procedure to be followed. They will inform attendees of any changes to committee membership (if any) since publication of the Notice of Meeting. The Chairman will also seek confirmation that everyone present has received this procedure and the “what you need to know” document.
- (2) The Chairman will introduce to all present the members of the committee.
- (3) The Chairman will then introduce and explain the respective roles of
  - (i) the Legal Adviser to the committee
  - (ii) the Clerk to the committee
  - (iii) the officer representing the Licensing Authority (“the Licensing Manager”).
- (4) The Chairman will invite those present to introduce themselves.

### **BODY**

- (5) The Chairman will ask the Licensing Officer to outline the case, by presenting the report which refers to the review application of the premises licence and the licensable activities, days and hours of operation, reason for the review.
- (6) The Chairman will invite members of the committee to ask relevant questions to clarify the content of the Licensing Officer’s report.
- (7) The Chairman invites the applicant – Responsible Authority Officer (RA) to put the case in support of a review application for the premises licence.
- (8) If applicable the applicant can call any witness(es) to give evidence in support of his/her case.
- (9) Once the applicant has presented his/her case, the Chairman invites questions to the applicant (RA):
  - The licence holder (or their representatives);
  - interested persons (or their representatives);
  - members of the committee.
- (10) The Chairman invites the Licence Holder to put forward their case regarding the review of the premises licence.
- (11) The Chairman will then invite questions to the Licence Holder from:
  - the Responsible Authority Officer (or their representatives)
  - interested persons (or their representatives);
  - members of the committee.
- (12) The Chairman will then invite any interested persons to put forward their case, based on the representation submitted.

### **CONCLUSION**



## **APPENDIX A – LICENSING PROCEDURES**

- (13) The Chairman then invites the responsible authority officer, licence holder and interested persons (or their representatives) if they have anything else they wish to add. They may comment upon what has been said but no new evidence should be introduced.
- (14) The Chairman seeks confirmation from all parties that they are satisfied that they have said all that they wished to.
- (15) The Chairman will then thank all those who have spoken and invite the committee to retire in private to determine the application. The committee members will then debate the case presented to them at the hearing and seek to reach a determination. When the committee has reached a proposed determination with reasons or has decided to defer a determination, it shall call in the Legal Adviser to clarify the proposed determination/decision.

### **DETERMINATION**

- (16) Once a determination/decision has been reached, the committee will return to the room and the Legal Adviser will announce in public any legal advice that he/she has given in private.
- (17) The Chairman will read out the determination and the reasons for such (unless the committee is unable to reach a determination at conclusion of the hearing). A signed copy of the determination will be given to all interested parties.
- (18) If the committee is unable to reach a determination at that time, the Chairman will explain that all interested parties will be notified as soon as possible in writing (but within 5 working days) of the determination and the reasons for such.

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## APPENDIX B

### Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I Kirsty Draycott

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

#### Part 1 – Premises or club premises details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Haran's 10 Norfolk Street	
<b>Post town</b> Wisbech	<b>Post code (if known)</b> PE13 3LD

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Mr Kanapathipillai Kumaravel Thivakaran
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<b>Number of premises licence or club premises certificate (if known)</b> PREM 0350
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#### Part 2 - Applicant details

I am

**Please tick yes**

- 1) an interested party (please complete (A) or (B) below)
  - a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

## APPENDIX B

3) a member of the club to which this application relates (please complete (A)  below)

### (A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr

Mrs

Miss

Ms

Other title  
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal  
address if  
different from  
premises  
address

Post town

Post Code

Daytime contact telephone number

E-mail address  
(optional)

### (B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

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### (C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Kirsty Draycott Trading Standards Officer Cambridgeshire and Peterborough Trading Standards Service PO Box 450 Great Cambourne Cambridge CB23 6ZR
Telephone number (if any) 01954 284602
E-mail address (optional) kirsty.draycott@cambridgeshire.gov.uk

#### This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

#### Please state the ground(s) for review (please read guidance note 1)

This application for a review of the premises licence for Haran's, 10 Norfolk Street, Wisbech PE13 3LD is being submitted as Trading Standards state there have been clear breaches of the prevention of crime and disorder and the public safety licensing objectives at the premises by virtue of the storage and sale of illicit tobacco.

On the 17<sup>th</sup> January 2018 a test purchase of illicit tobacco was made from Haran's. The product test purchased was a packet of NZ cigarettes for £7. The labelling was in Russian and therefore did not comply with the Tobacco and Related Products Regulations 2016 and the Standardised Packaging of Tobacco Products Regulations 2015. This means that the product was not intended for the UK market and non duty paid. Manufacturing standards cannot therefore be verified.

The tobacco test purchase was non duty paid and therefore infringes Customs and Excise Legislation.

On the 19<sup>th</sup> June 2019 a multi agency enforcement day was organised by colleagues from Fenland District Council. As part of this enforcement day Haran's was visited. There was a locked office in the upstairs store room. Cigarettes and tobacco could be seen when looking over the top but unfortunately the office was so full of rubbish it was difficult to ascertain whether the cigarettes and tobacco were illicit or not. The owner of the shop Mr Kanapathipillai Kumaravel Thivakaran was contacted and asked to attend the shop. Once he arrived he unlocked the office door. In the office a carrier bag containing 15 x 50g pouches of Amber Leaf hand rolling tobacco was found. The tobacco was not labelled in English. Mr Thivakaran claimed they were for his personal use and were nothing to do with the shop. He said he used to smoke but he now vapes.

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Based on a figure of £10 per pack of illicit hand rolling tobacco the total amount seized would have made the shop approx £150.

We understand that shop owners are only keeping small amounts of illicit tobacco in the shop in order to avoid large amounts being seized by enforcement authorities (Trading Standards, HMRC & Police Officers). Supplies are being kept in vehicles and topped up throughout the day.

The manufacturer of the Amber Leaf has confirmed that the packets that were seized from Haran were labelled for the Belgium & Luxembourg domestic markets and were not intended for sale in the UK. The tobacco therefore did not comply with the Tobacco and Related Products Regulation 2016 and the standardised Packaging of Tobacco Products Regulations 2015.

## APPENDIX B

**Please provide as much information as possible to support the application**  
(please read guidance note 2)

The product test purchased was NZ cigarettes sold for £7, cheaper than comparable genuine cigarettes.

Illicit cigarettes are often found to fail the RIP test. This is reduced ignition propensity which means that these illicit cigarettes will continue to stay alight even when not being smoked unlike genuine UK cigarettes which self-extinguish when not being smoked. Illicit tobacco is therefore more of a fire risk.

APPENDIX B

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to this premises please state what they were and when you made them**

N/A



APPENDIX B

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature                   K. Grayson                  

Date                   8<sup>th</sup> July 2019                  

Capacity                   Trading Standards Officer                  

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 5)
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<b>Post town</b>	<b>Post Code</b>
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<b>Telephone number (if any)</b>
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<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>
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**Notes for Guidance**

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

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## APPENDIX C



### Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

#### I **Liz Robin**

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

#### Part 1 – Premises or club premises details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Haran's 10 Norfolk Street.	
<b>Post town</b> Wisbech	<b>Post code (if known)</b> PE13 3LD

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Mr Kanapathipillai Kumaravel Thivakaran
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<b>Number of premises licence or club premises certificate (if known)</b> PREM 0350
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#### Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

## APPENDIX C

3) a member of the club to which this application relates  
(please complete (A) below)

### (A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr

Mrs

Miss

Ms

Other title  
(for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

Please tick ✓ yes

**Current postal  
address if  
different from  
premises  
address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address  
(optional)**

### (B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

## APPENDIX C

### (C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Liz Robin, Cambridgeshire County Council, Director of Public Health, Shire Hall, Castle Hill, Cambridge. CB3 0AP.
Telephone number (if any) <b>01733 207176</b>
E-mail address (optional) Liz.robins@cambridgeshire.gov.uk

#### This application to review relates to the following licensing objective(s)

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

## APPENDIX C

**Please state the ground(s) for review** (please read guidance note 2)

This application for a review of the premises licence for Haran's, 10 Norfolk Street, Wisbech. PE13 3LD is being submitted by the Director of Public Health at Cambridgeshire County Council. This is following a two test purchases of tobacco being undertaken by Cambridgeshire Trading Standards on the 17<sup>th</sup> of January 2018 and then again on the 19<sup>th</sup> of June 2019 (part of a multi-agency enforcement day).

The Licensing committee needs to be aware that there are consequences of selling illicit tobacco as set out below:

- Maintaining higher prices of tobacco (making tobacco less affordable) is a key component of the UK's comprehensive strategy of tobacco control, and is one of the six internationally recognised cross-cutting strands that the current government supports in [Health Lives, Healthy People: A Tobacco Control Plan for England](#).
- The availability of illicit tobacco trade, which makes cheap tobacco readily available in local communities, undermines licit tobacco prices and this fundamental component of the UK's comprehensive tobacco control strategy.
- Often illicit tobacco trade is seen as a victimless crime; however, this is not the case, illicit tobacco trade makes it easier for children to start smoking, takes advantage of cash-strapped families, and helps fund organised crime. Additionally, if the cigarettes or tobacco is counterfeit they will not necessarily meet industry safety standards, such as fire safety standards (e.g. RIP – Reduced Ignition Propensity standards), which can cause greater safety risks to local communities, particularly through increased residential fires.
- The problems linked with illicit tobacco are wider than the loss of revenue to the exchequer, although this in itself is substantial. Illicit tobacco fuels teen smoking by being sold at pocket money prices often packets are sold for £2 or £3, and are frequently sold in individual sticks (a practice that has been illegal in the UK since 1991 (The Children's and Young Persons (Protection from Tobacco) Act, 1991) with each cigarette stick being sold for pennies.
- Illicit tobacco worsens health inequalities as the sellers often target areas of high deprivation and low income, and it harms local businesses by removing their customers, as well as undermining wider tobacco control measures.
- Removing illicit tobacco supplies in local areas will strengthen and re-enforce the Governments' policies on tobacco tax and pricing which is known to promoting smoking cessation among current users, deterring young people from starting to smoke, and reducing how much continuing users consume.

## APPENDIX C

**Please provide as much information as possible to support the application** (please read guidance note 3)

Haran's has been granted a licence to sell alcohol. This comes with the following responsibilities:

- To not sell alcohol to people under the age of 18 and to ensure that age verification is in place
- To not sell alcohol to people who present drunk
- Not to sell alcohol when there is no designated place supervisor present
- To ensure appropriate training is in place

Haran's has now been found to be selling illicit tobacco on two separate occasions with an 18 month gap. If the owner does not pay attention to the laws around control of tobacco then owner is acting illegally and is therefore in breach of the licensing objective to "prevent crime and disorder". The owner is also selling products which cannot be guaranteed to meet safety controls/standards which are in force in respect of the sale of tobacco. The owner is therefore in breach of the licensing objective to maintain "public safety".

This evidence calls into question how suitable the owner is to hold a licence to sell alcohol and in the opinion of the Director of Public Health Licensing committee should consider removing the alcohol licence for Haran's.

# APPENDIX C

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

**If you have made representations before relating to the premises please state what they were and when you made them**

N/A



# APPENDIX C

Please tick ✓

yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature  .....

Date **5/8/19** .....

Capacity **Director of Public Health.** .....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 6)	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

## **APPENDIX C**

### **Notes for Guidance**

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

## APPENDIX D



### Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

#### I Joanne Evans

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

#### Part 1 – Premises or club premises details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Harans 10 Norfolk St	
<b>Post town</b> Wisbech	<b>Post code (if known)</b>

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Mr Kanapathipillai Kumaravel Thivakaran
--

<b>Number of premises licence or club premises certificate (if known)</b> 18/0028/LAPRE
--

#### Part 2 - Applicant details

I am

Please tick ✓ yes

2) a responsible authority (please complete (C) below)

# APPENDIX D

## (A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title  
(for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

Please tick ✓ yes

**Current postal  
address if  
different from  
premises  
address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address  
(optional)**

## (B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

## APPENDIX D

### (C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Joanne Evans Private Sector Housing Officer Fenland District Council The Base 11 Melbourne Ave March PE15 0EN
Telephone number (if any) <b>07884330048</b>
E-mail address (optional) jevans@fenland.gov.uk

#### This application to review relates to the following licensing objective(s)

- Please tick one or more boxes ✓
- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance    | <input type="checkbox"/>            |
| 4) the protection of children from harm | <input type="checkbox"/>            |

## APPENDIX D

**Please state the ground(s) for review** (please read guidance note 2)

I would like to raise an objection at the forthcoming licensing hearing for Haran's at 11/10 Norfolk Street Wisbech for the reason of public safety due to lack of cleanliness and out of date food and drink for sale. In addition there was evidence that the business is operating without a legal trade waste agreement.

## APPENDIX D

**Please provide as much information as possible to support the application** (please read guidance note 3)

On 19<sup>th</sup> June 2019 a number of regulatory officers carried out a number of adhoc inspections at various business premises in Norfolk St. The purpose of the action day was to provide support and assistance to business owners in relation to regulatory compliance, obtain up to date information relating to business activities and conduct health & safety inspections of the residential accommodation attached to the businesses.

There were 5 groups of officers including members from the council's Licensing, Streetscene, Environmental Health, Housing and ASB teams, together with staff from partner agencies such as Trading Standards, Fire Service and Police.

The report below has been submitted on behalf of the officers who attended the shop known as Harans at 10/11 Norfolk St.

### Starts

I would like to raise an objection for the up and coming licensing hearing for Haran's at 11/10 Norfolk Street Wisbech for the reason of public safety, there is also an unlawful element in that the business is operating without a legal trade waste agreement so there is an element of crime and disorder. My reasons are below:

At the recent multi agency action day which took place on the 19<sup>th</sup> June there was evidence that the business is operating without adequate trade waste provisions. The shop floor and upstairs storage area was full of trade waste. The lady on the counter, Sarah Roe, advised that the manager Mr Thivakaran has told her that all rubbish should be bagged up and took up stairs. This was evident from what was observed and the shop store room was very smelly and there was evidence of an insect problem due to the sheer number of flies. The shop assistant advised that since at least January they have not had a trade waste collection. There were bags of rubbish all over the premises. The rear of the shop has a small rear access but I was not able to gain access to this at the time of the visit.

When an officer spoke to Mr Thivakarn he advised he had a contract arrangement with Booker whereby he takes his waste to them as and when required. For this he pays an annual fee. When asked when was the last time he had disposed of trade waste there, he advised '3 weeks ago' but he couldn't really recall the type of waste or produce any evidence of this. He advised he had all the paperwork for trade waste at his home.

On this day he was served with a formal Section 34 Notice which is a producer for trade waste. It was agreed that an officer would revisit to see his paperwork on the 19<sup>th</sup> July. He advised he was going to have a tidy up in the meantime.

On 9<sup>th</sup> July 2 other officers revisited the shop and enquired about the trade waste agreement at Harans and established that nothing had changed/improved since the day of action. At this stage a further revisit was arranged for the 23<sup>rd</sup> July so that the Streetscene Manager, Layna Warren could also be present. On returning on 23<sup>rd</sup> July the officers returned to the shop to find it was closed, despite having made the pre-booked appointment.

On the 1<sup>st</sup> August a further visit was attempted but officers were told the business was yet again closed for business. It is therefore the officer's decision to serve a fixed penalty notice in due course.

**ENDS**

# APPENDIX D

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**If you have made representations before relating to the premises please state what they were and when you made them**



## APPENDIX D

Please tick ✓

yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate x
- I understand that if I do not comply with the above requirements my application will be rejected x

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

### Part 3 – Signatures (please read guidance note 4)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....

Date **05/08/19**

.....

Capacity Responsible Officer

.....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 6)	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

### Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

## APPENDIX D – SUPPORTING RESPONSE

Hi Michelle

I would like to raise an objection for the up and coming licensing hearing for Haran's at 11/10 Norfolk Street Wisbech for the reason of public safety, there is also an unlawful element in that the business is operating without a legal trade waste agreement so there is an element of crime and disorder. My reasons are below:

At the recent multi agency action day which took place on the 19<sup>th</sup> June I was able to see evidence that the business is operating without adequate trade waste provisions. I could see that the shop floor and upstairs storage area was full of trade waste. The lady on the counter, Sarah Roe, advised that the manager Mr Thivakaran has told her that all rubbish should be bagged up and took up stairs. This was evident from what I observed and the shop store room was very smelly and there was evidence of an insect problem through the sheer number of flies. She advised that since at least January they have not had a trade waste collection. There was bags of rubbish all over the premises. The rear of the shop has a small rear access but I was not able to gain access to this at the time of the visit.

When I spoke to Mr Thivakarn he advised he had a contract arrangement with Booker whereby he takes his waste to them as and when required. For this he pays an annual fee. I asked him the last time he had disposed of trade waste there and he advised '3 weeks ago' but he couldn't really recall the type of waste or produce any evidence of this. He advised he had all the paperwork for trade waste at his home.

On the day he was served with a formal Section 34 Notice which is a producer for trade waste. I agreed to go back and re visit to see his paperwork on the 19<sup>th</sup> July. He advised he was going to have a tidy up in the meantime.

I was made aware that 2 colleagues had been to re visit the shop on the 9<sup>th</sup> July. They had asked about his trade waste, knowing I would be interested, and found this exactly as they had been before. At this time they agreed to revisit on the 23<sup>rd</sup> July so I agreed to go along with them on this date to see evidence of his trade waste. On this day we found the shop to be closed despite having a pre-arranged appointment to meet him.

The photos I took are attached in a ZIP folder

On the 1<sup>st</sup> August I was going to re visit but was advised that the shop was closed. We aim to return with the outcome of issuing a FPN for failing to provide trade waste provisions.

I have attached the photos taken on the day in an attached ZIP file.

Layna

**Street Scene & Markets Team Leader**



19/06/2019 12:42



Sopockie  
No. 100

Perla  
Miodowa

11.11.19  
11.11.19

11.11.19

11.11.19

PERLA  
Miodowa

ZWIETC

19/06/2019 12:43



19/06/2019 12:43



3+1  
puszki gratis!  
**PERŁA**  
Miodowa  
3+1  
puszki gratis!  
**PERŁA**  
Miodowa

QC  
MEDIUM

19/06/2019 12:43

HARDY

Rubicon  
Lychee

Perla  
Brown

Perla  
gold

Ta Pra  
Yellow

Warka  
Black

ZWILLER  
Black

Warka  
Black

SKOL

GUINNESS  
13.5%  
GUINNESS  
BREWERY

3 in 1  
Cooler

OKOCIM

PERLA  
3 in 1  
PERLA

Bev  
Oide

19/06/2019 12:43



19/06/2019 12:43

McDON'S  
18 x 200 FT ROLLS INSIDE

toffee popcorn

Sun  
Disinfectant  
Mr. Muscle

Finos





19/06/2019 12:43

Maggi  
Authentic Malaysian Noodles

Maggi  
Cik



19/06/2019 12:43



19/06/2019 12:44



0.1 Beer

FLAMIN' HOT  
flavour baked corn snack  
SHARING BAG  
12 x 68g e PACKS  
mighty bites of  
FLAMIN' HOT  
flavour baked corn snack  
1 PRICE MARKED  
PACKS INSIDE

EXTRA 1784  
RA 1784  
RA 1784  
RA 1784  
RA 1784

READY TO EAT

STOUT

HCC BLACK  
STRONG DRY CIDER  
24x500mle 7.5%vol  
NON PRICE MARK  
HCC™  
BL

19/06/2019 12:44



19/06/2019 12:54



19/06/2019 12:54



35918

19/06/2019 12:55

Nivalot  
FOR A DOG'S LIFE



PRICE MARKED PACKS INSIDE

Coca-Cola

19/06/2019 13:16





19/06/2019 13:16



Only  
£6.99

19/06/2019 13:36



19/06/2019 13:36



19/06/2019 13:36



FRAGILE

19/06/2019 13:36



VERONE  
AMARETTO

THREE BARRELS  
VSOP  
SINCE 1865

PRINGLES  
PESTO FLAVOUR  
TEXAS BBQ SAUCE

PRINGLES  
PESTO FLAVOUR

PRINGLES  
PESTO FLAVOUR

15 Eggs  
£2.20

15 Eggs  
£2.20

£16.49

Three Barrels French Brandy (70cl) £16.49

Best-Gro rlock (2L)

19/06/2019 13:37

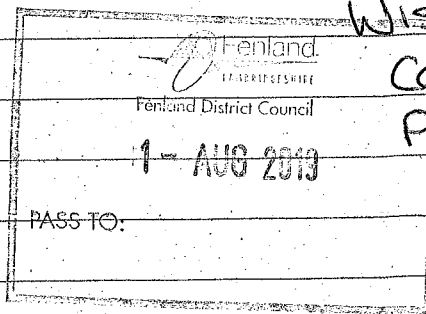
APPENDIX E

The Licensing Authority  
Fenland District Council  
Fenland Hall  
County Road.  
March  
Cambs  
PE15 8NQ

27-07-19

Ema Metcalfe

Wisbech  
Cambs  
PE13



To Whom it may concern.

I am writing this letter in connection with your Review of Harans, 10 Norfolk St, Wisbech - PE13 2LD - Licensing Review.

My name is Ema Metcalfe, I have known (Pepsi -) Mr Thivakaran for Seven Years.

I Once worked for him for Three of those, And in all this time I have NEVER seen or hear of Mr Thivakaran giving or selling Contraband Tobacco or Cigarettes.

I do know that sometimes his wife would bring small Personal amounts for her husband when traveling; But this stopped when he quit smoking for his children.

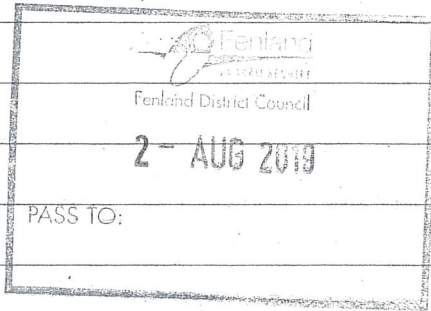
I know he feels very strongly about shops selling unpaid duty free as this has affected his cigarettes & Tobacco sales.

Whilst working for Mr Thivakaran I know of one occasion where he assisted Police in a search of Contraband Tobacco in Norfolk street.

If you require any information or assistance please do not hesitate in contacting me.

With Kind Regards

MISS EMA METCALFE



W. Stoch

Dear Sir/Maddam

My name is Patrick Halton, I have known Mr K. Thivakaran, known to me as Pepsi for many years now. I was shocked & outraged that Pepsi is having his Licence reviewed over what I have been led to believe is due to suspicions of selling dutyfree Tobacco.

Pepsi is well known in the Norfolk st Area & anyone who knows him will react in the same way as myself; "Laughable."

Pepsi is an upstanding guy who is always annoyingly straight-laced.

I have never & will never hear of Pepsi selling any Duty free items.

I have shopped @ Pepsi's for over 10 years due to my health Harans is the only one closest who sells my brand. (its blooming expensive) And I hope to continue shopping there.

With Regards

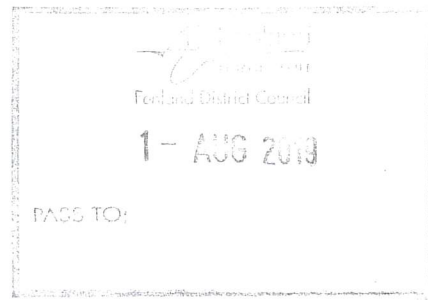


PATRICK HALTON



The Licensing Authority  
Fenland District Council  
Fenland Hall  
County Rd  
March  
PE15 8NQ

28/7/2019



Re: HARANS Shop  
10 Norfolk Street, Wisbech, PE13 2LD

In regard to this shop, being a customer and a past employee, I can swear I have never known 'Peppi' to sell any non duty paid cigarettes or tobacco in the S and a half years I have been associated with this shop. The selling of non duty paid cigarettes at 2 other known shops on this street alone is harming this shop that sells genuine products. All the tobacco products in this shop come from a benafide supplier who also supplies 90% of the food items and all items here can be checked via invoices and till history. I would suggest you get the unlawful businesses closed first before you continue to investigate genuine traders!!

Yours sincerely  
Mrs B Reelina

Bernadette Reelina

Wisbech,

Rasa Balaseviciute,

[REDACTED]

Wisbech,

[REDACTED]

1st August 2019

The Licensing Authority,  
Fendland district Council,  
Fendland hall,  
Country Road,  
March,  
Cambs,  
PE15 8NQ,



Dear Sir/Madam,

I am writing as I have heard of Haran's All in One Store (10 Norfolk Street, PE13 2LD, WISBECH) Licensing Review. Therefore, I strongly disagree on this case.

My name is Rasa Balaseviciute, I am currently working at Haran's All in One Store as a Sale assistant, since 2016. However, during this 3 years at this store, I have never sold or been told to sell any cigarettes or tobacco products that was not UK duty paid, by Mr Thivakaran.

I am sure there are no illegal products sold within these premises by Mr Thivakaran or any other staff! As Mr Thivakaran is really strict and is against this kind of business!!!

During these years at Mr Thivakaran's Store, I can see how this store has lost its regular customers, who used to come regularly to buy some UK Duty paid Cigarettes and Tobacco products, unfortunately has stopped, as they been offered with the 'Cheaper' tobacco products which they are able to buy in other stores for less than a normal price! There are atleast 2 stores down Norfolk street which are selling illegal tobacco products. It's also have made huge affect on Mr Thivakaran's business, as he lost lots of customers!

I believe you are after wrong Shop! . I can count so many stores in Wisbech who sells illegal tobacco products from under the counter, but haven't been caught yet?! I believe you should investigate on the businesses who sells hundreds of pounds worth of illegal stuff, than chasing after a honest business who follows the law. I am guaranteed this Store has never sold any non UK duty paid products and also wont sell any in the future.

if you would like to speak to me do not hesitate to contact me on [REDACTED] or email me: [REDACTED]

Yours Faithfully,  
[REDACTED]  
Rasa Balasenaite.

## APPENDIX E

**From:** [REDACTED]  
**To:** [licensing](#)  
**Subject:** Licence Review  
**Date:** 05 August 2019 10:30:00

---

To Whom It May Concern

I am writing in support of Mr Thivakaran Kumaravel known to everyone as PEPSI who owns and manages "HARANS BEST PRICE STORE" at number 10, Norfolk Street, Wisbech.

I have known him since the early 2000,s, when I was both President of Wisbech Chamber of Commerce and Wisbech Norfolk Street Traders Association. Pepsi became my tenant in 2010 at the aforementioned premises. He has always to me been an honest hard working individual paying his dues and demands where and when necessary, keeping on the correct side of the law and always ready to uphold the law when necessary as an Off Licence holder. In our many conversations he has always condemned anyone trading in any type of contraband goods and this is why I am so surprised to learn of his licence being under review.

Pepsi has suffered a very challenging time these past few months, having to travel very long distances for family purposes, culminating in his Father,s death in the past month. This has resulted in his "EYE BEING TAKEN OFF THE BALL" as to say, carrying out his family duties as a loving and caring person that he is.

I hope this places him and his situation in a position for you to understand what,s happened and you can find a way to work with him and help him move forward to being a good and honest trader that I know he is

Yours

Ray Johnson  
[REDACTED]

## APPENDIX E

**From:** [REDACTED]  
**To:** [licensing; haran500@yahoo.co.uk](mailto:licensing; haran500@yahoo.co.uk)  
**Subject:** Licensing Review for Haran's Best Price store owned by Mr. K. Thivakaran  
**Date:** 02 August 2019 18:38:49

---

Sent from my iPhone

Begin forwarded message:

**From:** [REDACTED]  
**Date:** 2 August 2019 at 16:44:23 BST  
**To:** [haran500@yahoo.co.uk](mailto:haran500@yahoo.co.uk)  
**Subject:** Licensing Review for Haran's Best Price store owned by Mr. K. Thivakaran

Mr. Craig Rea  
[REDACTED]

Wisbech  
Cams  
PE13 [REDACTED]

Tel: [REDACTED] [REDACTED]

Friday 2nd August 2019

Dear sir/madam,

I am writing to express my extreme dismay upon hearing that Pepsi's trading license is under review due to something I know for sure he has never done, and to support this good, respectable, hard-working man.

I have been a happy patron of his shop for five years now, and I will continue to be for as long as I live. He and his staff are polite, welcoming people who have gone out of their way to help me out on multiple occasions in the past. Just a couple of examples: twice he has kept the shop open five minutes after closing time while I was waiting for money to clear in my bank account so I could get some food; and once he allowed me to take a few items on credit even though it is store policy to not extend credit to customers. I hated asking but he couldn't have been kinder to me.

I have had long chats with Pepsi on many occasions and find him to be a thoughtful, intelligent person. The subject of ordering his stock has come up a few times as he understandably has worries about Brexit and how it will affect his customers, prices and profits; and he has NEVER offered me cheap cigarettes or tobacco products of any kind. Never. If he was selling illegal products of any kind, surely those conversations would have been great opportunities to bring it up. But he didn't. Ever. This gentleman is someone who follows the rules, and I believe he would not be caught dead doing something as underhanded as selling illegal, cheap cigarettes. He would see it

## APPENDIX E

as a blight on his character and business. You might as well accuse Santa Claus of selling drugs. Of course, I'm being slightly facetious, but honestly, it is THAT ridiculous.

There are, so I've heard, a couple of shops in Wisbech that do sell illegal tobacco products, but you're barking up the wrong tree accusing Haran's and Pepsi of being one of them. And I'd be willing to bet that no matter who you ask, they'd all say the same thing: he doesn't and he wouldn't.

I have included my contact details above and would be more than happy to discuss this issue further, so please, do not hesitate to contact me if there is anything else I can assist your review with.

Yours sincerely,

Craig Rea

Sent from my iPhone

## Premises Licence

THE LICENSING AUTHORITY  
FENLAND DISTRICT COUNCIL  
FENLAND HALL  
COUNTY ROAD  
MARCH  
CAMBS PE15 8NQ

Premises licence number:

PREM 0350

### PART 1 – PREMISES DETAILS

**Postal address of premises, or if none, ordnance survey map reference or description:**

Haran's 10 Norfolk Street

**Post town:** Wisbech

**Post code:** PE13 3LD

**Telephone number:** 01945 429740

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

Sale by Retail of Alcohol

Monday to Sunday    06:00 – 24:00

**The opening hours of the premises:**

Monday to Sunday    06:00 – 24:00

Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:

OFF

**PART 2**

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:**

Mr Kanapathipillai Kumaravel Thivakaran  
Haran Cottage  
Osborne Road  
Wisbech  
Cambridgeshire  
PE13 3JX

01945 429740

**Registered number of holder; for example, company number, charity number (where applicable):**

Not applicable

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

Mr Kanapathipillai Kumaravel Thivakaran  
Haran Cottage  
Osborne Road  
Wisbech  
Cams  
PE13 3JX

01945 429740

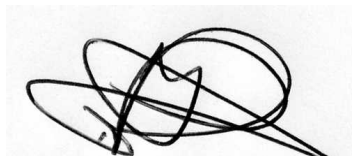
**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol:**

CAM000241

Cambridge City Council

**Licence valid from: 10 February 2012**

**Date of Issue: 15 February 2012**



.....  
**SAFER FENLAND MANAGER**



**Annex 1 – Mandatory Conditions**

**Mandatory Conditions: Premises Licence – Sale by Retail of Alcohol – Off Sales**

1. No supply of alcohol may be made under the premises licence:
  - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

**Mandatory Conditions: Premises Licence – Age Verification Policy – Off Sales**

1. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
2. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

**Annex 2 – Conditions Consistent with the Operating Schedule**

1. Full alarm system to be installed on the premises and maintained in good working order.
2. Spirits to be located behind counter area.
3. Frequent and ongoing staff refresher training to be carried out with regard to alcohol sales.
4. CCTV system to record digitally at all times the premises is open for licensable activities and recordings to be made available by authorised staff to the police upon reasonable request for up to 31 days.
5. Appropriate staff training to be satisfactorily completed and recorded.
6. Frequent and ongoing staff refresher training to be carried out with regard to alcohol sales.
7. Training records to be made available for inspection upon reasonable request by a relevant officer of a Responsible Authority.
8. Appropriate training manual, refusals book to be maintained within the premises and operated by all staff, challenge 21 and pass accredited proof of age initiative to be operated by all staff.
9. Worded notices to be displayed in store prominently advising staff and customers of their responsibilities under the licensing legislation.
10. Appropriately worded notices displayed in store prominently requesting customers to leave the premises quietly at night.

**Annex 3 – Conditions Attached after a Hearing by the Licensing Authority**

**The determination of the Licensing Committee on 27 June 2011 in respect of an application for a premises licence was granted subject to amendments as follows:**

- **The amended hours of:**
  - **06:00 – 12 midnight for the sale of alcohol (off sales)**
  - **06:00 – 12 midnight hours the premises are open to the public;**
- **The display and sale of alcohol is only to be within the designated areas as shown on the original plan (subject to the minor amendment of tobacco sales);**
- **Any such conditions as are consistent with the Operating Schedule accompanying the application for the promotion of the four licensing objectives;**
- **Any mandatory conditions included in the licence;**
- **The conditions consistent with the Operating Schedule for 11 Norfolk Street as listed in Annex 2 of that licence, unless they are duplicated;**
- **The applicant MUST maintain a premises guidance manual in the form submitted to the committee today (The manual should be kept up to date and available to the Police on request)**

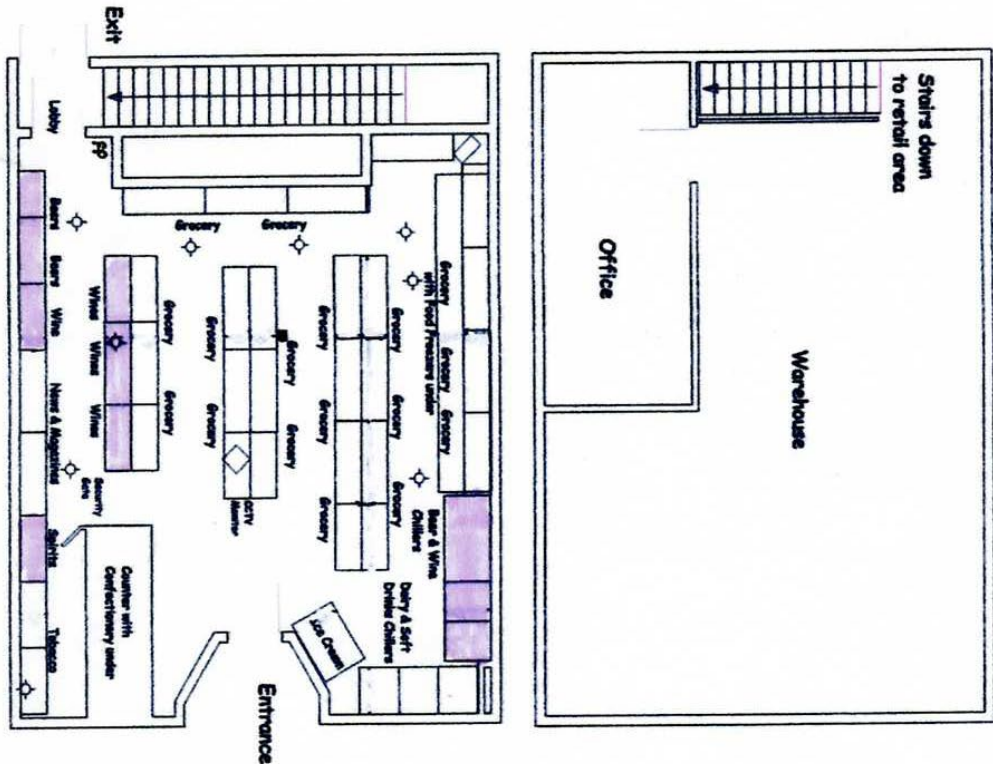
Annex 4 – Plans



- Key**
- ◇ Security Camera
  - ⊠ Fire Extinguisher - Water

Haran's - All in One Store  
 10 Norfolk Street  
 Wisbech  
 PE13 2LD  
 Scale 1:100  
 Drawing Reference: RB 0679  
 Drawn by Richard Baker - RB Retail & Licensing  
 9<sup>TH</sup> May 2011

All retail selling areas to be licensed for alcohol display. Copyright - RB Retail & Licensing Services Limited  
 23 Mogster Drive, Lee on the Solent, Portsmouth, PO13 8GE. Do not scale from drawing. Site dimensions to be used at all times.  
 All retail area to be licensed



**Premises Licence Summary**

THE LICENSING AUTHORITY  
 FENLAND DISTRICT COUNCIL  
 FENLAND HALL  
 COUNTY ROAD  
 MARCH  
 CAMBS PE15 8NQ

Premises licence number:

PREM 0350

**PREMISES DETAILS**

<b>Postal address of premises, or if none, ordnance survey map reference or description:</b>	
Haran's 10 Norfolk Street	
<b>Post town:</b>	Wisbech
<b>Post code:</b>	PE13 3LD
<b>Telephone number:</b>	01945 429740

<b>Where the licence is time limited, the dates:</b>
Not applicable

<b>Licensable activities authorised by the licence:</b>
Sale by Retail of Alcohol

<b>The times the licence authorises the carrying out of licensable activities:</b>
Sale by Retail of Alcohol
Monday – Sunday    06:00 – 24:00

<b>The opening hours of the premises:</b>
Monday – Sunday    06:00 – 24:00

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

OFF

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:**

Mr Kanapathipillai Kumaravel Thivakaran  
Haran Cottage  
Osborne Road  
Wisbech  
Cambridgeshire  
PE13 3JX

01945 429740

**Registered number of holder; for example, company number, charity number (where applicable):**

Not applicable

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

Mr Kanapathipillai Kumaravel Thivakaran

**State whether access to the premises by children is restricted or prohibited:**

Not applicable