

Record of Decision

Licensing Sub Committee

Date of Hearing: Wednesday, 11 September 2024

Members: Councillors D Oliver (Chairman), M Humphrey and N Meekins

In Attendance: Councillor J Carney (Substitute)

Determination for the review of a Premises Licence made under the provisions of the Licensing Act 2003 – Delicious Snack Bar, Wisbech.

The Licensing Sub-Committee considered an application to review the premises licence for Delicious Snack Bar, 50 Hill Street, Wisbech referred by Cambridgeshire Police as a Responsible Authority. The review relates to the licensing objective of Prevention of Crime and Disorder.

The Licensing Sub-Committee referred to the hearing papers and heard representations from:

- PC Hawkins
- The licensee's representative, Mr Raymond Pearson.

The main concerns relate to breaches of the conditions attached to the licence and these are:

- Purchasing alcohol from sellers attending the store (Condition 16)
- No functioning CCTV (Conditions 1-5 Annex 2)
- SIA risk assessment not completed (Condition 6)
- Failure to complete staff training (Conditions 8-9)
- Use of labels on alcohol not used (Condition 17)
- Incident book not present (Condition 11)
- Lack of signage requesting staff to leave premises quietly.

In support of the licensee, it was stated:

- Complied with Section 19 Notice
- English speakers on the premises
- Awareness of purchasing stolen goods
- CCTV is fully functioning and staff have been trained on its use.

The Sub-Committee noted that the Police served a Section 19 Notice on 4 June under the Criminal Justice and Police Act 2001, informing the licence holder that continuing the sale of alcohol will not be in accordance with the conditions of his licence.

The Sub-Committee can:

- Modify the conditions attached to the licence
- Exclude a licensable activity
- Remove the designated premises supervisor
- Suspend the licence for a period not exceeding three months
- Revoke the licence
- Issue a warning letter.

In our deliberations we were referred to:

- ❖ The Council's 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 consider that in order to promote the licensing objectives, the premises licence will be suspended for 28 days commencing in 21 days from today and removed Mr Constantino Almedia as the designated premises supervisor.

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.