

SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL

REPORT TO: Licensing Sub-Committee (2003 Act)
AUTHOR/S: Chief Environmental Health Officer

APPLICATION TO GRANT A PREMISES LICENCE J&DE

The Application

1. The application (**Appendix A**) to grant a licence for J&DE, Ash House, School Lane, Chittering, CB25 9PW was received by the licensing section on the 01st April 2020. The requirements for advertising and displaying relevant notices were carried out in accordance with the Licensing Act 2003.

The application is for the Grant of a new Premises Licence.

The requested days and times for opening, Sale of Alcohol for consumption off the premises:-

Monday 08:00 to 17:00
Tuesday 08:00 to 17:00
Wednesday 08:00 to 17:00
Thursday 08:00 to 17:00
Friday 08:00 to 17:00
Saturday 08:00 to 17:00

Background

2. The premises are located in School Lane, Chittering, which is off the A10 Ely Road. A map of the area is attached (**Appendix B**).
3. As required by the Licensing Act policy, the application was sent to all responsible authorities for consultation as part of the licensing application process and representations were received from Councillor Anna Bradnam as part of this process, emails were also received by local residents (see section 9).
4. A photograph of the Blue Notice correctly displayed was received (Evidence available).
5. The Notice was advertised in the Cambridge Independent on the 8th April 2020 (Evidence available).
6. Right to work checks were made on the applicant as part of the application and were approved.
7. As part of the application process the applicant has been made aware of the representations.

Relevant Representations

8. Environmental Health made comments on the application (**Appendix H**) which was shared with the applicant and agreed via email. During the mediation process the conditions to be added to the licence were emailed to the representees, however, representations have been upheld as of 13 May 2020.
9. Representations have been received from:
 - a) On 23 April 2020 a representation was received from an interested party
(Appendix C)
Relating to the prevention of public nuisance and crime and disorder objectives
 - b) On 24 April 2020 a representation was received from an interested party
(Appendix D)
Relating to issues surrounding public safety objective
 - c) On 27 April 2020 a representation was received from an interested party
(Appendix E)
Relating to issues surrounding public safety objective
 - d) On 27 April 2020 a representation was received from an interested party
(Appendix F)
Relating to issues surrounding public safety objective
 - e) On 9 April 2020 a representation was received from Councillor Bradnam District Councillor for Milton and Waterbeach
(Appendix G)
Relating to issues surrounding public safety objective and prevention of public nuisance

Officer's Views

10. Members when considering the application should be aware that they may only take into consideration the parts of the application that represent the licensing objectives.
 - 1) The Prevention of Crime and Disorder
 - 2) Public Safety
 - 3) The prevention of public nuisance
 - 4) The protection of children from harm

11. Members have the right under the Licensing Act 2003 to determine this application after considering any relevant representations.
12. The Licensing Act does not exempt the Council from fulfilling its obligations under s17 of the Crime and Disorder Act 1998.
13. The Immigration Act 2016 and the Policing and Crime Act 2017 and will incorporate these pieces of legislation into its licensing processes as a matter of course.
14. To achieve these objectives the Council will use its full range of powers and will engage all relevant responsibilities including planning controls, transport controls, crime reduction controls and relevant policies or strategies that will promote the Licensing objectives. The Council will work closely with the Police, Fire Service, Businesses, community representatives and local people in meeting these objectives.
15. There is no application for Late Night Refreshment and therefore hot food and drink can't be served after 11pm without a further application for a variation.
16. Members may:
 - a. Accept the proposed application as submitted
 - b. Reject the application
 - c. Agree the application but impose conditions that promote the relevant licensing objectives

Policy Considerations

17. The South Cambridgeshire Licensing Policy relating to the Prevention of Crime and Disorder, Public Safety, The prevention of public nuisance and The Protection of Children from Harm.

Legal Implications

15. All parties will maintain a right of appeal to a Magistrate's Court after the determination of this committee.

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