

**LICENSING SUBCOMMITTEE
(2003 ACT)**22 May 2006
10.30am – 11.15am

Present: Councillors Stuart, (Chair), Hymans and Blencowe.

FOR THE INFORMATION OF THE COUNCIL**06/licA/ APOLOGIES**

There were no apologies

06/licA/ DECLARATIONS OF INTEREST

There were no declarations of interest.

06/licA/ PROCEDURE TO BE FOLLOWED

The procedure for hearings of the subcommittee was noted.

06/licA/ MINUTES

The minutes of the meetings held on 23 November 2005, 6 March and 8 March 2006 were confirmed as correct records and were signed by the chair.

06/licA/ Rear of 82/84 Victoria Road

Present: Mr Alex Westbrook and Mr Chris Shipway (applicants) and Miss C.M. Tuttle and Mr Jones (interested parties)

Preliminaries

There were no additional items to circulate. The persons listed above spoke during the proceedings.

Licensing Officer

The Licensing Officer presented the application for a new license for an alcohol delivery service to the Subcommittee.

The Subcommittee noted that there were no representations from responsible authorities. The Environmental Protection Manager had withdrawn his objection as the applicants had agreed to the conditions he had proposed.

Applicant

The applicants made the following points:

Noise and sound disturbance:

- Both applicants live above the premises and sympathised with residents' concerns as they also lived in Primrose Street. However, they hoped to mitigate these concerns by agreeing to the Environment Protection Manager's conditions.
- The applicants' van would be loaded with the required stock would leave before 23.00hrs and not return, except to park at the end of the night's shift. There would be no loading or unloading between 23.00 and 07.00 hours.

Alcohol delivery

- Alcohol would only be supplied directly to customers at their private addresses. There would be no supply of alcohol to hostels, only to parties, private events, and students in shared houses.
- Their target market was Cambridge residents aged 19 to 30.
- The applicants would avoid irresponsible drinking promotions. They intended to buy wholesale and would not be tied to any particular group which might push drinks promotions.
- Orders would be taken on the telephone and the delivery person would be one of the applicants. As they did not have facilities to take payments by credit card, they would only take cash on delivery.
- They would implement a strict proof-of-age policy for all customers appearing to be under 21 and would not sell alcohol to individuals who appeared to be intoxicated or who behaved in an aggressive manner.

Traffic

- The applicants recognised that there was a traffic problem in the area. However, they had their own private off-street parking space and they proposed to place a padlocked chain across this to prevent people from parking there.

Security

- The applicants would provide the premises with additional locks; windows and doors had already been boarded up and an alarm system may be installed. They were looking into this. . They would not make provision for CCTV cameras at this stage.
- The address of the premises would not be publicised on advertisements or marketing promotions for the service.
- The advertising campaign would be through cards, emails, word of mouth and publications.

Interested Parties

Miss Tuttle and Mr Jones raised the following concerns:

- There had been a lot of noise from building in the area lately and this business would add to that.
- There were 14 children in Primrose Street and 11.00 pm was late by the standards of the people in the street.

- Entrance and exit to Primrose Street were already quite difficult. The street was too narrow, parking was restricted, there were signs to prevent people from parking and there was no space for turning. The van was a potential danger.

The Subcommittee noted that construction activity was being carried out in the area.

The Sub-Committee withdrew to consider the evidence and submissions and requested the advice of the solicitor.

Decision

In reaching the decision, the Sub-Committee considered the material presented to the Sub-Committee, the written and oral representations made, the Council's Statement of Licensing Policy and the statutory guidance under the Licensing Act 2003.

In this case, the Sub-Committee had to balance the interests of the applicants with those of the wider community. The decision was reached on its individual merits, bearing in mind that these premises are situated primarily in a residential area. Accordingly, it was decided:

To grant the application, subject to conditions translated from the applicant's Operating Schedule and those proposed by the Environmental Protection Manager, which are considered to be necessary for the promotion of the licensing objectives, specifically the prevention of public nuisance.

Details of the Decision:

Sale/Supply of alcohol (off the premises)

Mon – Sat: 12.00 – 05.00

Sun: 12.00 - 22.00

Non-Standard Timings:

New Years Eve 12.00 - 06.00

Hours premises open to the public:

Premises are not open to the public.

The meeting ended at 11.15am

CHAIR