

NOTICE IS HEREBY GIVEN that a hearing of the **LICENSING SUB-COMMITTEE** will be held in the **GROUND FLOOR MEETING ROOM 01B, PATHFINDER HOUSE, ST MARY'S STREET, HUNTINGDON PE29 3TN** on **THURSDAY, 4 DECEMBER 2014** at **10:00 AM** and you are requested to attend for the transaction of the following business:-

## A G E N D A

**ITEM LED BY**

### **APOLOGIES**

<b>1. ELECTION OF CHAIRMAN</b>	
<b>2. MEMBERS' INTERESTS</b>  To receive from Members declarations as to disclosable pecuniary and other interests in relation to any Agenda item. Please see Notes below.	
<b>3. INTRODUCTION</b>	<b>Chairman</b>
<b>4. LICENSING SUB-COMMITTEE PROCEDURE</b> (Pages 1 - 6)	
<b>5. APPENDIX A APPLICATION FORM</b> (Pages 7 - 72)  To consider an application for a review of a premises licence made under Section 51 of the Licensing Act 2003 made by the following: -  Time:            10.00am  Applicant:       The Chief Officer of Police  Premises:        The Oliver Cromwell Wellington Street St Ives Cambs PE27 5AZ	<b>Mrs C Allison 388010</b>
<b>6. EXCLUSION OF PRESS AND PUBLIC</b>  To resolve:-  to exclude the press and public from the hearing during the determination of the application.	

<p><b>7. DETERMINATION</b></p> <p>To determine the application referred to in agenda item 5.</p>	<p><b>Chairman</b></p>
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Dated this 13 day of November 2014



Head of Paid Service

**Notes**

**1. Disclosable Pecuniary Interests**

(1) *Members are required to declare any disclosable pecuniary interests and unless you have obtained dispensation, cannot discuss or vote on the matter at the meeting and must also leave the room whilst the matter is being debated or voted on.*

(2) *A Member has a disclosable pecuniary interest if it -*

*(a) relates to you, or  
(b) is an interest of -*

- (i) your spouse or civil partner; or*
- (ii) a person with whom you are living as husband and wife; or*
- (iii) a person with whom you are living as if you were civil partners*

*and you are aware that the other person has the interest.*

(3) *Disclosable pecuniary interests includes -*

- (a) any employment or profession carried out for profit or gain;*
- (b) any financial benefit received by the Member in respect of expenses incurred carrying out his or her duties as a Member (except from the Council);*
- (c) any current contracts with the Council;*
- (d) any beneficial interest in land/property within the Council's area;*
- (e) any licence for a month or longer to occupy land in the Council's area;*
- (f) any tenancy where the Council is landlord and the Member (or person in (2)(b) above) has a beneficial interest; or*
- (g) a beneficial interest (above the specified level) in the shares of any body which has a place of business or land in the Council's area.*

**Other Interests**

(4) *If a Member has a non-disclosable pecuniary interest or a non-pecuniary interest then you are required to declare that interest, but may remain to discuss and vote.*

(5) *A Member has a non-disclosable pecuniary interest or a non-pecuniary interest where -*

*(a) a decision in relation to the business being considered might reasonably be regarded as affecting the well-being or financial standing of you or a member of your family or a person with whom you have a close association to a greater extent than it would affect the majority*

*of the council tax payers, rate payers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the authority's administrative area, or  
(b) it relates to or is likely to affect any of the descriptions referred to above, but in respect of a member of your family (other than specified in (2)(b) above) or a person with whom you have a close association*

*and that interest is not a disclosable pecuniary interest.*

## **2. Filming, Photography and Recording at Council Meetings**

*The District Council supports the principles of openness and transparency in its decision making and permits filming, recording and the taking of photographs at its meetings that are open to the public. It also welcomes the use of social networking and micro-blogging websites (such as Twitter and Facebook) to communicate with people about what is happening at meetings. Arrangements for these activities should operate in accordance with guidelines agreed by the Council and available via the following link - [filming, photography and recording at council meetings.pdf](#) or on request from the Democratic Services Team. The Council understands that some members of the public attending its meetings may not wish to be filmed. The Chairman of the meeting will facilitate this preference by ensuring that any such request not to be recorded is respected.*

**Please contact Mrs L Jablonska, Elections and Democratic Services Manager, on Tel No. 01480 388004/email: [lisa.jablonska@huntsdc.gov.uk](mailto:lisa.jablonska@huntsdc.gov.uk) if you have a general query on any Agenda Item, wish to tender your apologies for absence from the meeting, or would like information on any decision taken by the Committee/Panel.**

**Specific enquiries with regard to items on the Agenda should be directed towards the Contact Officer.**

**Members of the public are welcome to attend this meeting as observers except during consideration of confidential or exempt items of business.**

Agenda and enclosures can be viewed on the District Council's website – [www.huntingdonshire.gov.uk](http://www.huntingdonshire.gov.uk) (*under Councils and Democracy*).

**If you would like a translation of Agenda/Minutes/Reports or would like a large text version or an audio version please contact the Democratic Services Manager and we will try to accommodate your needs.**

### ***Emergency Procedure***

*In the event of the fire alarm being sounded and on the instruction of the Meeting Administrator, all attendees are requested to vacate the building via the closest emergency exit.*

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# Agenda Item 4

## HUNTINGDONSHIRE DISTRICT COUNCIL

### LICENSING SUB-COMMITTEE PROCEDURE

#### 1. Introduction

- 1.1 The following proceedings apply to the licensing sub-committees established by the Licensing Committee of the Huntingdonshire District Council acting as the Licensing Authority.

#### 2. Membership

- 2.1 Each licensing sub-committee shall comprise three Members appointed by the Licensing Committee from amongst its membership. A sub-committee shall elect a Chairman from amongst its members at each meeting, for the purpose of that hearing or meeting.
- 2.2 The quorum for hearings and meetings of a sub-committee shall be three members.
- 2.3 Members shall endeavour to be present throughout an individual hearing by a sub-committee. If a member of a sub-committee is required to leave a hearing temporarily, the Chairman shall adjourn the hearing for the duration of the period whilst that member is unavailable. Any member who is absent from a hearing for any reason whilst that hearing is taking place shall be precluded from commencing or continuing to take part in the matter under debate upon his arrival/return and from voting upon the matter at the conclusion of that item of business.
- 2.4 Where the Sub-Committee undertakes a site visit prior to a hearing, a member shall be precluded from taking part in the hearing if he has not attended that site visit.
- 2.5 A member will not take part in a hearing or meeting at which a matter is being discussed which relates to a premises licence, club premises certificate, temporary events notice or personal licence where either the premises or the person is resident in the ward which he represents.

#### 3. Notice of Hearings

- 3.1 Upon the date of a hearing of a sub-committee being arranged, notice shall be given to the parties to the hearing in accordance with the requirements of the Hearings Regulations. For the purposes of this procedure, a party is defined as an applicant for a licence or certificate, a person who has given a temporary events notice, a responsible authority or a person or business that has submitted relevant representations in respect of an application or applied for a review of a licence or certificate and, in certain additional instances, the Chief Officer of Police.
- 3.2 The notice of the hearing shall be accompanied by a copy of this procedure which sets out
  - the right of attendance at a hearing by a party and the right to submit representations etc.

- the consequences if a party does not attend or is not represented at a hearing
  - the procedure to be followed at the hearing
- 3.3 The notice of the hearing will also be accompanied by copies of the documents required by the Hearings Regulations and any particular points upon which the Sub-Committee considers that it will want clarification from a party at the hearing.
- 3.4 Where a hearing is to be held on more than one day, the hearing will be arranged so that it takes place on consecutive working days.

#### **4. Action Following Receipt of Notice of Hearing**

- 4.1 Upon receipt of a notice of a hearing, a party is required to give notice to the licensing authority whether
- he intends to attend or be represented at the hearing,
  - he wishes to request permission for any other person to appear at the hearing, accompanied by the name of the person and a brief description of the point(s) to be made by the person, and
  - he considers the hearing to be necessary.
- 4.2 A party should notify the licensing authority within the following timescales-
- 1 working day of the hearing in the case of a cancellation of an interim authority notice following police objections or a counter notice following police objection to a temporary events notice;
  - 2 working days of the hearing in the case of a review of a premises licence following a closure order or the conversion of an existing licence or club premises certificate or an application by the holder of a justices' licence for a personal licence; or
  - 5 working days of the hearing in all other cases.
- 4.3 Notice may be given to licensing authority by electronic means to the address [democratic.services@huntsdc.gov.uk](mailto:democratic.services@huntsdc.gov.uk) but upon sending the notice by this means, a party must also give the notice to the licensing authority in writing.
- 4.4 A sub-committee may dispense with the holding of a hearing if all of the parties have given notice that they consider a hearing to be unnecessary. Where the parties have agreed that a hearing is unnecessary in such circumstances, the Council shall give notice to the parties that the hearing has been dispensed with.
- 4.5 Where a hearing has been dispensed with, the matter which was to have been the subject of the hearing shall be determined at a meeting of the Sub-Committee.

#### **5. Withdrawal of Representations**

- 5.1 A party may give notice to the licensing authority no later than 24 hours before the commencement of the hearing that he wishes to withdraw his representations or he may do so orally at the hearing.

## **6. Extension of Time**

- 6.1 The Sub-Committee may extend any of the time limits specified in this procedure where it considers it necessary to do so in the public interest and shall give notice of the extension of time and the reason for it to the parties to the hearing.
- 6.2 The Sub-Committee may adjourn the hearing or arrange for it to be held on specified additional days, where it considers this to be necessary to consider any representations made by a party. The parties to the hearing will be notified of the adjournment or rearrangement.
- 6.3 In considering any extension of time or adjournment, the Sub-Committee will not exercise its powers so that an application is deemed as granted or rejected in accordance with the transitional arrangements specified in the Act.

## **7. The Hearing**

- 7.1 The Sub-Committee may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing or that part of the hearing taking place in public. The Sub-Committee will normally resolve to exclude the public from that part of the hearing during which the Sub-Committee determines the matter which is the subject of the hearing.
- 7.2 Subject to the above, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified
- 7.3 At the commencement of the hearing, the Chairman shall introduce the members of the Sub-Committee and any officers in attendance to support the Sub-Committee and shall ask the parties and any persons accompanying them to state their names and addresses or who they represent. The Chairman shall explain to the parties present that the hearing is subject to this procedure, copies of which will have been distributed to the parties with the notice of the hearing, and shall enquire of the persons present whether there are any questions of clarity or explanation about its contents.
- 7.4 The Sub-Committee shall consider any request from another person to appear at the hearing of which notice has been given but such permission shall not be unreasonably withheld.

### **Procedure in all cases other than an application for a review of a premises licence or a club premises certificate or convictions coming to light after the grant or renewal of a personal licence**

- 7.5 The Licensing Officer will present the application. The Chairman will then invite the applicant or his representative to address the Sub-Committee on his application, to respond to any point(s) upon which notice has been given that clarification is required by the licensing authority and to call any person(s) to whom permission has been granted to appear in support of his application.

The applicant will be allowed a maximum period of time of twenty minutes in which to address the Sub-Committee and call persons on his behalf.

- 7.6 The applicant or his representative or any person called on his behalf may then be asked any questions upon their presentation by any member of the Sub-Committee or by any of the other parties present at the hearing or their representatives.
- 7.7 The Chairman will then invite each of the parties at the hearing or their representative sequentially to address the Sub-Committee and call any person(s) to whom permission has been granted to appear. Each party will be allowed a maximum period of time of twenty minutes in which to address the Sub-Committee and call persons on his behalf. The sequence in which each of the parties will be invited to address the Sub-Committee will be at the discretion of the Chairman but will normally be in the order of the Chief Officer of Police, the Fire Authority, the health and safety at work enforcing authority, the local planning authority, the local environmental health authority, the local weights and measures authority, the authority responsible for the protection of children from harm, a navigation or other authority responsible for waterways and any other party that has submitted representations in respect of the application, certificate, notice or other matter appearing before the Sub-Committee.
- 7.8 The party or his representative or any of his witnesses may be asked any questions upon their presentation by any member of the Sub-Committee or by the applicant or his representative or any of the other parties present at the hearing or their representatives.
- 7.9 Where relevant written representations have been received and the party submitting those representations has given notice of his intention not to attend the hearing, the parties present will be invited by the Chairman to indicate whether they wish to comment on the representations submitted. The Sub-Committee may take into account documentary or other evidence submitted by a party either in support of their application, notice or representations either before the hearing or, with the consent of all of the other parties present, at the hearing.
- 7.10 Where appropriate, the Chairman shall remind the parties that their representations should be relevant to the licensing objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. The Sub-Committee shall disregard any information given by a party or person permitted to appear which is not relevant to their application, notice or representations or to the licensing objectives. If, in his opinion, the Chairman feels that the representations being made are not relevant, he may, after first reminding the party of the need for relevance, advise the party that he will no longer be heard. Where in the opinion of the chairman, a party is being repetitious, vexatious or slanderous in his remarks, the Chairman may first warn the party and may then advise the party that he will no longer be heard. The ruling of the Chairman shall be final in such circumstances.
- 7.11 The Chairman may require any person who in his opinion is behaving in a disruptive manner at a hearing to leave the hearing and may refuse to permit that person to return or to return only upon complying with such conditions as the Chairman may specify. However any such person may submit any



evidence in writing that they proposed to give orally, provided that they do so before the end of the hearing.

- 7.12 After each party has addressed the Sub-Committee and after comments have been invited on written representations, the applicant or his representative will be invited by the Chairman to sum up his application for a time not exceeding two minutes but without introducing any new evidence to the proceedings.

**Procedure in cases relating to an application for a review of a premises licence or a club premises certificate or convictions coming to light after the grant or renewal of a personal licence**

- 7.13 In the case of such hearings, the above procedure shall be followed with the exception that the applicant for a review of a premises licence or a club premises certificate or the chief officer of police in the case of an objection notice where convictions have come light after the grant or renewal of a personal licence will be invited to address the Sub-Committee first and to call any person(s) to whom permission has been granted to appear.
- 7.14 After any questions have been dealt with the holder of the licence or certificate will be invited to address the Sub-Committee and to call any person(s) to whom permission has been granted to appear.
- 7.15 There shall be no right of reply for the applicant for a review of the licence or certificate or for the Chief Officer of Police.

**8. Determination of Applications**

- 8.1 At the conclusion of the hearing, the Sub-Committee will determine the application in accordance with the timescales specified in the Hearings Regulations but, in any event, will endeavour to do so as soon as practicable after the hearing has concluded.
- 8.2 Where a hearing has been dispensed with in accordance with paragraph 4.2 above, the application will be determined by the Sub-Committee within 10 working days of notice having been given to the parties that the hearing has been dispensed with.
- 8.3 The Licensing Authority will notify the applicant and parties of its decision forthwith upon the making of the decision.
- 8.4 A record shall be taken of the hearing by the licensing authority which shall be retained for six years after the date of the determination of the hearing or the disposal of an appeal against the determination.

**9. Meetings of the Sub-Committee**

- 9.1 Any meetings of the Sub-Committee, other than hearings described above, shall be subject to the proceedings adopted by the Licensing Committee for the conduct of its own business except where otherwise stated above.

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LICENSING SUB- COMMITTEE

4TH DECEMBER 2014

**LICENSING ACT 2003  
REVIEW OF PREMISES LICENCE  
OLIVER CROMWELL, 13 WELLINGTON STREET, ST IVES, PE27 5AZ  
(Report by the Head of Community)**

## **1. INTRODUCTION**

- 1.1 On the 24<sup>th</sup> November 2005, the Oliver Cromwell was granted a premises licence by Huntingdonshire District Council under the Licensing Act 2003 ('the Act'). Mr Jeremy Schonfeldt has been the Premises Licence holder since this date. Prior to the introduction of the Licensing Act, Mr Schonfeldt held a Justices' On Licence for the above premises.
- 1.2 Mr Schonfeldt is also the Designated Premises Supervisor (DPS) and has held this role since November 2005.
- 1.3 The Act sets out the proceedings for reviewing premises licences, representing a key protection for the community where problems associated with the licensing objectives occur after the grant of a premises licence. Any responsible authority or other person may apply for the review of a licence if concerned about licensable activities at premises that are relevant to the promotion of one or more of the licensing objectives.

## **2. GENERAL DUTY**

- 2.1 The Sub Committee is reminded that the licensing authority must carry out its functions under the Act with a view to promoting the licensing objectives which are –
  - (a) the prevention of crime and disorder,
  - (b) public safety,
  - (c) the prevention of public nuisance, and
  - (d) the protection of children from harm.
- 2.2 The licensing authority must also have regard to –
  - (a) its licensing statement, and
  - (b) statutory guidance issued by the Home Office under Section 182 of the Act. Section 11 of the guidance refers specifically to the review process.
- 2.3 The Licensing Authority is bound by the Human Rights Act 1988. The Council must also fulfil its obligations under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in its district

## **3. APPLICATION FOR REVIEW OF LICENCE**

- 3.1 On the 13<sup>th</sup> October 2014, PC 2094 Paul Hawkins, acting for the Chief Officer of Police, Cambridgeshire Constabulary, a responsible authority, submitted to the licensing authority an application for the review of the premises licence for the Oliver Cromwell relating to three of the licensing objectives, namely the prevention of crime and disorder, public safety and the prevention of public

nuisance. A copy of the application for review is attached as Appendix A. The current licence is attached as Appendix B.

3.2 Between 14<sup>th</sup> October and 10<sup>th</sup> November 2014, the requisite public notice advertising the review was placed on the premises, at the offices of the licensing authority and on the licensing authority's website.

3.3 The police are requesting:

Live Music (indoors)

Thursday 21:00 to 23:00  
Sunday 15:00 to 18:30

Recorded Music (indoors)

New Year's Eve 21:00 to 00:30 (previously 01:00)

Supply of alcohol (on and off the premises)

Monday to Sunday 11:00 to 23:00 (previously 01:00)

Hours premises are open to the public

Monday to Sunday 11:00 to 23:30  
New Year's Eve until 01:00

The addition of twelve conditions as stated in the application.

Late night refreshment has not been addressed by the police - currently permitted indoors and outdoors daily from 23:00 until 01:00.

#### **4. REPRESENTATIONS**

4.1 During the period for the receipt of representations, 14 representations were received by the licensing authority from 'other persons'. 2 representations are in support of the review application, 11 representations support the premises licence holder and 1 refers to both. The representations are attached in their entirety as Appendix C. Not all the matters raised within the representations may be relevant matters for consideration under the Licensing Act 2003.

#### **5. CONCLUSION**

5.1 Paragraphs 11.16 - 11.23 of the Government Guidance cover the range of powers of a licensing authority on the determination of a review, where considered appropriate for the promotion of the licensing objectives.

5.2 Having considered the review application and representations contained and attached to this report and any other information presented at the hearing, the Licensing Sub Committee may consider that action is appropriate for the promotion of the licensing objectives. It may take any of the following steps:

- (a) to modify the conditions of the licence,
- (b) to exclude a licensable activity from the scope of the licence,
- (c) to remove the designated premises supervisor,
- (d) to suspend the licence for a period not exceeding three months, and
- (e) to revoke the licence.

For this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

- 5.3 Paragraph 11.17 states that the Sub Committee may decide the review does not require it to take any further steps to promote the licensing objectives. In addition there is nothing to prevent the Sub Committee issuing a written informal warning to the licence holder and/or to recommend improvement within a particular period of time.
- 5.4 Paragraph 11.18 states where responsible authorities have already issued warnings requiring improvement – either orally or in writing – that have failed as a part of their own stepped approach to address concerns, the approach should not merely be repeated and should be taken into account when considering what further action is appropriate.
- 5.5 Paragraph 11.20 states that in deciding which of these powers to invoke, the Sub Committee should seek to establish the cause or causes of the concerns that the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response.
- 5.6 Paragraphs 11.21 – 11.22 cover management issues. It is possible that the removal and replacement of the DBS may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual. Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the removal of the DPS may be an inadequate response to the problems presented.
- 5.7 An appeal is available to the Magistrates' Court in respect of the decision of the Sub Committee. An appeal may be made by the applicant for the review, the holder of the premises licence and any other party who has submitted a representation.

## **6. RECOMMENDATION**

- 6.1 The Sub Committee is

### **RECOMMENDED**

To determine what action to take in respect of the premises licence after hearing the evidence from the applicant, Cambridgeshire Constabulary and taking into account the representations on behalf of the applicant and the licence holder.

## **BACKGROUND INFORMATION**

Licensing Act 2003.

Licensing Act 2003 (Hearings) Regulations 2005.

Guidance issued under section 182 of the Licensing Act 2003.

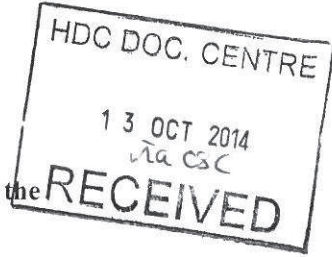
Huntingdonshire District Council Statement of Licensing Policy.

**Contact Officer: Christine Allison, Licensing Manager**  
( **01480 387075**

F:\Licensing\Licensing Act 2003\Hearings\2012\Oliver Cromwell

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DEM 25028



Huntingdonshire District Council
Licensing Section, Pathfinder House, St Mary's Street, Huntingdon, PE29 3TN Tel:01480 387075
Email:licensing@huntingdonshire.gov.uk

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.

1 PC 2094 Paul HAWKINS

(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

Postal address of premises or, if none, ordnance survey map reference or description
The Oliver Cromwell
13 Wellington Street
St Ives
Post town: Huntingdon
Post code (if known): PE27 5AZ

Name of premises licence holder or club holding club premises certificate (if known)
Mr Jeremy Peter Schonfeldt

Number of premises licence or club premises certificate (if known)
HDC/PRE00277

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)
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)



**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  PC 2094 Paul Hawkins Licensing Officer Cambridgeshire Constabulary Huntingdon Police Station Ferrars Road Huntingdon Cambridgeshire PE29 3DQ
Telephone number (if any) <b>101 ext 7111790 or direct 07921 938073</b>
E-mail address (optional) paul.hawkins@cambs.pnn.police.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 checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/>            |

**Please state the ground(s) for review** (please read guidance note 2)  
(Refer to Guidance under Section 182 Licensing Act 2003)

During the period 10<sup>th</sup> September 2013 to the 20<sup>th</sup> of September 2014 there have been 20 recorded incidents on the Cambridgeshire Constabulary's Command and Control system directly involving The Oliver Cromwell Public House. This system records calls for service and the grading of them as Immediate grade, Prompt Grade, Scheduled Appointment Grade or No response. There have been two Immediate Grades that involved Violence – the rest are a mixture of Prompt, Scheduled and No response. The Violence involved on both occasions has been as a result of persons being "Bottled" at the location. On both occasions the DPS has not been present and officers have stated that the duty staff appeared to be intoxicated and were un co-operative with assisting police in their investigations. Officers have also commented that customers have shown signs of extreme intoxication and that staff have continued to serve patrons whilst they are trying to deal with the "scene". Also – despite being asked on numerous occasions to deter patrons from drinking in the street outside of the premises the staff have failed to ensure that that has been enforced. The area is in a DPPO (Designated Public Places Order) restricted area and the noise created by these persons drinking and smoking outside late at night is causing alarm and distress to local residents. It is noted that Members of the public are deterred from smoking in the rear garden after 23:00 hours by Mr Schonfeldt, due to previous noise complaints.

**Location and History:**

Located in an 18th century row of cottages in the picturesque town of St Ives, The Oliver Cromwell is a traditional free house, has a wood panelled bar, the establishment was a brewery back in the 1920's, and an old well has been preserved and remains as a feature inside. The adjoining cottages were once part of the public house and brewery.

The street is extremely narrow and access tight, the front door to the public house and the neighbouring private dwelling's all lead directly onto the single carriageway.

The Current Designated Premises Supervisor and owner is Jeremy Peter SCHONFELDT, who has held the most recent Premise licence with Huntingdonshire District Council since 24<sup>th</sup> November 2005 and was issued on 12<sup>th</sup> December 2005.

**DESIGNATED PUBLIC PLACE ORDER (DPPO)**

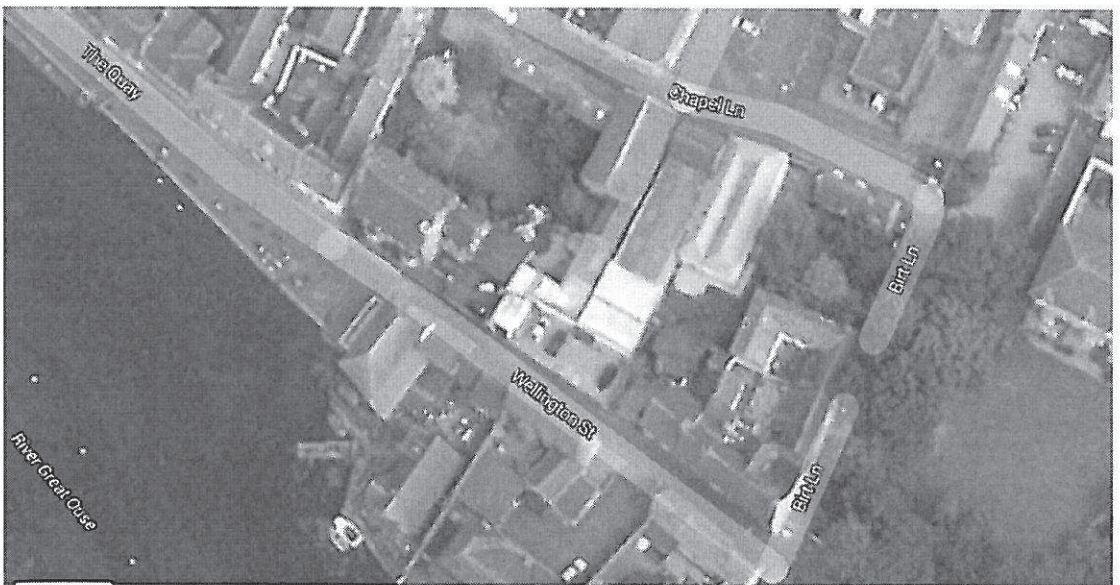
Designated Public Place Orders (DPPOs), allow police or authorised officers (such as a Park Warden) to confiscate alcohol in public places, or require a person to stop drinking. Failure to comply can result in arrest and/or a fine of up to £500. DPPOs are implemented by local councils in order to address alcohol-related crime and disorder in public places. The powers can be also useful for addressing ASB related to the night time economy and problems from licensed premises.

Below are photographs and maps of the location .

### Map of Location



### Satellite image of Location



**Oliver Cromwell Public House  
Wellington Street, St Ives**

**View from approaching from "The Ridings"**



**Oliver Cromwell Public House  
Wellington Street, St Ives**

**View from approaching from "The Quay"**



**Oliver Cromwell Public House  
Wellington Street, St Ives**

**View from approaching from "Birt Lane"**



### DPPO Map for St Ives



**DPPO Signage in  
Wellington Street, St Ives**



**Incidents:**

CC-10092013-0097 –Nuisance  
CC-09112013-0352- Nuisance  
CC-29112013-0092 – Nuisance  
**CC-30112013-0383 – Violence**  
**CC-30112013-0388 - Violence**  
CC-05122013-0679 –Nuisance  
CC-11112013-0106 – Nuisance  
CC-20122013-0650 –Nuisance  
CC-21122013-0533 –Nuisance  
CC-18042014-0004 – Nuisance  
CC-02052014-0622 – Nuisance  
**CC-24052014-0012 –Violence**  
CC-07062014-0522 – Nuisance  
CC-20062014-0695 – Nuisance  
CC-18072014-0626- Nuisance  
CC-18072014-0678 – Nuisance  
CC-19072014-0664 – Nuisance  
**CC-2308204-0551- Violence**  
CC-20092014-0601 – Nuisance



**Crime and Disorder:**

30/11/2013 17:58 hours – Report of a fight at the location, persons present refusing co-operate. Staff spoken to over the phone by control room, they deny any fight in the garden. Yet there were two separate reports.

24/05/2014 00:24 hours – Report of a male being bottled at the location. Upon attendance by officers, aggrieved found to be heavily intoxicated, offender had left and persons at the location refusing to co-operate.

23/08/2014 23:27 hours - Report of a male being bottled at the location. Upon attendance by officers, aggrieved found to be heavily intoxicated, as were most of the persons inside 40-50 in total. A member of staff behind the bar appeared under the influence of alcohol. No manager on site, no DPS and no one put themselves forward as being in charge. Whilst dealing with the incident another group stated to argue, and officers had to intervene, staff members were seen to continue to serve those customers despite their behaviour and level of intoxication. Outside the premise were glasses some of which were broken. Attending officer states "staff did not have control".

**Public Nuisance:**

10/09/2013 20:17 hours - report of screaming and shouting

09/11/2013 16:42 hours - Reporting loud noise and rubbish left by door the previous night.

29/11/2013 08:37 hours - complaining of live music from the premise between 20:15 hours and 23:15 hours the previous evening. Vibrations through the house from the noise, people leaving the premise being noisy and having previously posted a condom through the letter box.

05/12/2013 23:08 hours - Report that there is still loud live music playing and is reported as being heard by the call taker. Licenced for live music until 23:00 hours.

11/11/2013 08:51 hours – Complaint of lorry delivering to location, blocking the narrow street.

20/12/2013 21:51 hours – Complaint of constant shouting and swearing from the location for previous 2 hours.

21/12/2013 22:48 hours – Complaint of noise for the location.

18/04/2014 00:07 hours – Report that a crowd is stood outside the location drinking from glasses and causing lots of noise.

02/05/2014 23:25 hours – Report of persons drinking out the front of the premise. Officers attend find a couple of people, one with a drink and returns inside. 00:37 hour's further call stating 8 persons out the front, Bar staff request the persons return inside. Comments on noise heard as customers leave the premise.

07/06/2014 21:27 hours - Report of 12 persons outside the premise drinking from glasses.

20/06/2014 23:48 hours – Report of persons outside the front of the premise drinking and that a customer has thrown up in a neighbour's garden.

18/07/2014 22:26 hours – Report of people in the street from the pub drinking. Further call that there are persons outside of the premise drinking, and being verbally abusive.

19/07/2014 23:32 hours – Report of 12 persons in the street from the location drinking.

20/09/2014 23:51 hours - Report that there is a lot of noise from the garden and the street in front of the pub, persons seen with glasses in the street, excessive noise occurring for the previous 2 hours.

**Police Recommendations (including any conditions)**

Recommended Opening Hours:

Mondays	11:00 - 23:30
Tuesdays	11:00 - 23:30
Wednesdays	11:00 - 23:30
Thursdays	11:00 - 23:30
Fridays	11:00 - 23:30
Saturdays	11:00 - 23:30
Sundays	11:00 - 23:30

New Years Eve opening from 11:00 to 01:00

E) Live Music - Indoors  
Thursdays 21:00 - 23:00  
Sundays 15:00 - 18:30

(F) Recorded Music - Indoors  
New Years Eve 21:00 - 00:30

(M) Supply of Alcohol on Premises  
Every Day 11:00 - 23:00

(M) Supply of Alcohol off Premises  
Every Day 11:00 - 23:00

**Recommended additional conditions:**

1. All staff shall be trained in the requirements of the Challenge 25 policies.
2. All windows and doors closed after 20:00, except for entry and exit by customers.
3. Doors and windows kept closed while live music played.
4. Windows facing Wellington Street to be kept closed at all times
5. Any person managing or supervising staff in the sale of alcohol or other licensable activity in the absence of the DPS shall be the holder of a personal licence.
6. A written incident book shall be maintained to record any activity of a violent, criminal or antisocial nature. The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.
7. The incident book shall be available for inspection at all reasonable times by an authorised officer of relevant responsible authority. The records will be retained for at least 12 months.

8. A minimum of one SIA Registered door supervisor will be employed on Friday and Saturday evenings from 21:00 hours till the premises are closed.
9. All door staff shall be trained in the requirements of the Challenge 25 policies, and the correct procedures to be followed when refusing entry. (Refusals log).
10. The Premises Licence Holder and/or Designated Premises Supervisor shall ensure staff and door supervisors do not allow any drinking vessel, glass or bottle to be taken from the premises.
11. CCTV equipment shall be installed and maintained in good working order and continually record when licensable activity takes place. The system shall cover all areas of the premises to which the public have access including any outside areas. The Images shall be retained for a minimum of 31 days and be made available to the Police or any authorised officer. At all times the premises are open for business a member of staff shall be present who is capable of operating the CCTV system and downloading images at the request of police or other authorised officer.
12. If the CCTV equipment breaks down the Premises Licence Holder shall ensure the Designated Premises Supervisor, or in his/her absence other responsible person, informs the Licensing Authority and the Police as soon as is reasonably practicable and within 24 hours. This information shall be contemporaneously recorded in the incident report register and shall include the time, date and means this was done and to whom the information was reported. Equipment failures shall be repaired or replaced as soon as is reasonably practicable and without undue delay. The Licensing Authority and the Police shall be informed when faults are rectified.

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

The opening times and the conditions are built around the complaints and issues. Seven of the incidents were reported after 23:00 hours, the others were reported the following day or slightly earlier in the evening. The opening hours would therefore prevent, Anti-social behaviour as the patrons leave the premise, there would cause minimal disruption to those neighbouring the public house. The hours allows for the serving of alcohol to stop at 23:00 hours with the allowance of 30 minutes to drink up.

The management and staff have proven time and time again that they are unable to prevent the customers from standing on the street with alcoholic drinks, purchased from within the OLIVER CROMWELL, in a DPPO area. An SIA registered door staff, positioned at the front door at peak times, would prevent this.

In order to prevent crime and disorder, in the DPS's absence a Personal licence holder should be present, as a person of responsibility for any incident's that occur. The violent incidents that have occurred, have been in the DPS's absence and the staff found to be under the influence of alcohol and unable to control any disorders.

*Email from PC 2387 Sarah HICKEY dated 24<sup>th</sup> August 2014*

I wanted to bring to your attention an incident that we have dealt with tonight that occurred inside the Oliver Cromwell pub on Wellington Street in St Ives. The incident number is CC-23082014-0551. Officers were called by ambulance as they had received a report of a male being bottled at the location with the offender having left. Upon our arrival we spoke to the aggrieved who was inside and covered in blood. The aggrieved was heavily intoxicated as were most of the persons inside. There were around 40 – 50 people still inside the pub. The original informant to ambulance was one of the bar men Daniel BREBNER who was providing first aid but was also intoxicated (he had finished work at 20:00hrs). We spoke to another member of staff behind the bar who also appeared to be under the influence of alcohol. When asked where the manager was we were informed that there was no manager at the location. No member of staff on duty made themselves available or put themselves as being in charge they continued to serve people behind the bar.

Whilst dealing with this incident there was a group of males who were very intoxicated being rowdy almost squaring up to each other at one point which we intervened in and advised to calm down. Whilst trying to continue dealing with the first incident the other group continued to argue amongst themselves and staff behind the bar continued to serve them alcohol despite their behaviour and level of intoxication.

Outside the pub there were glasses some of which were broken. It maybe that there was a different crowd in tonight however the atmosphere seemed very noisy, rowdy and boisterous.

I have been to Oliver Cromwells on previous occasions as the neighbour rings in to complain about people outside drinking and being rowdy. Normally when we attend it's the locals who are always amenable and a designated person will come outside and talk to us. On this occasion however no designated person made themselves known to us. The atmosphere was very different and rowdy and it seemed as though the staff did not have control of the situation continuing to serve the most drunk and rowdy persons inside.

Regards

Sarah  
PC 2387 HICKEY

*Email from PS 0341 Andrew STREET dated 9<sup>th</sup> October 2014*

Following the receipt of complaints from local residents regarding late night anti-social behaviour emanating from the Oliver Cromwell I met with the licensee Jerry Schonfeld at the Oliver Cromwell on Monday 9th June 2014. I explained the nature of the complaints to Mr Schonfeld and he was adamant that he already did everything that he could to prevent this from happening. Mr Schonfeld was dismissive of the complaints saying that as far as he is aware there is no disorder and anti-social behaviour and it is just neighbours that are complaining simply because they don't like him.

I noticed that there were prominent signs inside the pub requesting that patrons do not take their drinks outside. I discussed this issue with Mr Schonfeld and he said that apart from putting the signs up there is nothing more that he can do to enforce this. I suggested having door staff but Mr Schonfeld said that that was impractical.

I discussed the opening times with Mr Schonfeld and he said that although he is licensed until 2 a.m. he usually closes before midnight and denied that there is ever any noise outside the pub after that time.

Kind regards

Andrew Street  
Police Sergeant  
St. Ives and Ramsey Neighbourhood Policing / Problem Solving Team

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

±	±	±	±	±	±	±	±
---	---	---	---	---	---	---	---

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

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 **13<sup>th</sup> October 2014**  
.....

Capacity **Licensing Officer (Huntingdonshire), Cambridgeshire Constabulary**  
.....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 6) PC 2094 Paul Hawkins Licensing Officer Cambridgeshire Constabulary Huntingdon Police Station Ferrars Road PE29 3DQ	
<b>Post town</b> Huntingdon	<b>Post Code</b> PE29 3DQ
<b>Telephone number (if any)</b> 101 ext 7111790 or direct 07921 938073	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b> paul.hawkins@cambs.pnn.police.uk	

**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.

#### DATA PROTECTION ACT 1998 – PRIVACY DISCLAIMER – FAIR PROCESSING- How we use your information

Huntingdonshire District Council is registered under the Data Protection Act 1998. This allows it to process personal data in performing its lawful business. Information held by the Council, including personal data you provide now or in the future, will be processed in compliance with data protection principles. Your personal data may be used to manage, monitor, improve and promote the Council's services. Where delivery of services or actions is in partnership with others, or dependent on the actions of others, it may also be shared with other persons or bodies in accordance with, and restricted to the terms of information sharing agreements and protocols. To protect public funds it may also be shared with other persons or bodies to prevent and detect fraud.

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## Paul Hawkins

---

**From:** Kevin Kelly  
**Sent:** 29 September 2014 15:12  
**To:** Paul Hawkins  
**Subject:** FW: Oliver Cromwell - Wellington Street St Ives ~[NOT PROTECTIVELY MARKED]~

Paul – you might want to keep this should you review the Oliver Cromwell – from Sarah Hickey

PC Kevin Kelly 0276  
Huntingdonshire Problem Solving Team  
Licensing Officer  
Huntingdon Police Station  
Mobex 7110041 Mobile 07734331137  
Telephone 101 Ext 2901  
E mail : [kevin.kelly@cambs.pnn.police.uk](mailto:kevin.kelly@cambs.pnn.police.uk)

**From:** Sarah Hickey  
**Sent:** 24 August 2014 01:58  
**To:** Kevin Kelly  
**Subject:** Oliver Cromwell - Wellington Street St Ives ~[NOT PROTECTIVELY MARKED]~

Hello,

I wanted to bring to your attention an incident that we have dealt with tonight that occurred inside the Oliver Cromwell pub on Wellington Street in St Ives. The incident number is CC-23082014-0551. Officers were called by ambulance as they had received a report of a male being bottled at the location with the offender having left. Upon our arrival we spoke to the aggrieved who was inside and covered in blood. The aggrieved was heavily intoxicated as were most of the persons inside. There were around 40 – 50 people still inside the pub. The original informant to ambulance was one of the bar men Daniel BREBNER who was providing first aid but was also intoxicated (he had finished work at 20:00hrs). We spoke to another member of staff behind the bar who also appeared to be under the influence of alcohol. When asked where the manager was we were informed that there was no manager at the location. No member of staff on duty made themselves available or put themselves as being in charge they continued to serve people behind the bar.

Whilst dealing with this incident there was a group of males who were very intoxicated being rowdy almost squaring up to each other at one point which we intervened in and advised to calm down. Whilst trying to continue dealing with the first incident the other group continued to argue amongst themselves and staff behind the bar continued to serve them alcohol despite their behaviour and level of intoxication.

Outside the pub there were glasses some of which were broken. It maybe that there was a different crowd in tonight however the atmosphere seemed very noisy, rowdy and boisterous.

I have been to Oliver Cromwells on previous occasions as the neighbour rings in to complain about people outside drinking and being rowdy. Normally when we attend it's the locals who are always amenable and a designated person will come outside and talk to us. On this occasion however no designated person made themselves known to us. The atmosphere was very different and rowdy and it seemed as though the staff did not have control of the situation continuing to serve the most drunk and rowdy persons inside.

Regards

Sarah  
PC 2387 HICKEY

## Paul Hawkins

---

**From:** Andrew Street  
**Sent:** 09 October 2014 13:05  
**To:** Paul Hawkins  
**Subject:** Ol;iver Cromwell ~[NOT PROTECTIVELY MARKED]~

Paul

Following the receipt of complaints from local residents regarding late night anti-social behaviour emanating from the Oliver Cromwell I met with the licensee Jerry Schonfeld at the Oliver Cromwell on Monday 9<sup>th</sup> June 2014. I explained the nature of the complaints to Mr Schonfeld and he was adamant that he already did everything that he could to prevent this from happening. Mr Schonfeld was dismissive of the complaints saying that as far as he is aware there is no disorder and anti-social behaviour and it is just neighbours that are complaining simply because they don't like him.

I noticed that there were prominent signs inside the pub requesting that patrons do not take their drinks outside. I discussed this issue with Mr Schonfeld and he said that apart from putting the signs up there is nothing more that he can do to enforce this. I suggested having door staff but Mr Schonfeld said that that was impractical.

I discussed the opening times with Mr Schonfeld and he said that although he is licensed until 2 a.m. he usually closes before midnight and denied that there is ever any noise outside the pub after that time.

Kind regards

**Andrew Street**  
**Police Sergeant**

St. Ives and Ramsey Neighbourhood Policing / Problem Solving Team

T: 01480 422941 M: 07736 627695

St. Ives Police Station

Norris Road

St. Ives

Cambridgeshire

PE27 5QB

Call: 101 | Follow:  @HuntsCops or  /HuntsCops.St.IvesTeam | Visit: [Huntingdonshire Local Policing website](#)

## Mardon, Sarah (Licensing)

---

**From:** Jones, Nadine (Licensing) on behalf of Licensing  
**Sent:** 13 October 2014 15:44  
**To:** Mardon, Sarah (Licensing)  
**Subject:** FW: Oliver Cromwell Review ~[PROTECT]~

---

**From:** Paul Hawkins [<mailto:Paul.Hawkins@cambs.pnn.police.uk>]  
**Sent:** 13 October 2014 15:37  
**To:** Licensing  
**Subject:** Oliver Cromwell Review ~[PROTECT]~

Good afternoon

Just to confirm, in relation to the application for a licence review of the Oliver Cromwell, Wellington Street, St Ives. I (PC 2094 Paul Hawkins) have completed the form and signed it, acting on behalf of the Chief Officer Of Police, for Cambridgeshire Constabulary.

Kind regards

Paul

PC 2094 Paul Hawkins  
Cambridgeshire Constabulary  
Licensing Officer (Huntingdonshire)  
Huntingdon Police Station  
Ferrars Road  
Huntingdon  
Cambridgeshire  
PE29 3DQ  
Mobex 7111790  
Mobile 07921 938073  
Email: [paul.hawkins@cambs.pnn.police.uk](mailto:paul.hawkins@cambs.pnn.police.uk)

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To visit Cambridgeshire Constabulary's website please follow this link:

<http://www.cambs-police.co.uk/index.asp>

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**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
HUNTINGDONSHIRE DISTRICT COUNCIL**

**Premises Licence Number**

HDC/PRE00277

**Part 1 – Premises Details**

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

**Oliver Cromwell  
13 Wellington Street  
St Ives  
Cambridgeshire  
PE27 5AZ**

Telephone number **01480 465601**

Where the licence is time limited the dates : **Not Applicable**

This licence comes into effect on : **24.11.2005**

The annual fee is due with effect from : **06.09.2006** and each year thereafter.

Licensable activities authorised by the licence

- (E) Live Music - Indoors**
- (F) Recorded Music - Indoors**
- (L) Late Night Refreshment - Indoors**
- (L) Late Night Refreshment - Outdoors**
- (M) Supply of Alcohol on Premises**
- (M) Supply of Alcohol off Premises**

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
HUNTINGDONSHIRE DISTRICT COUNCIL**

**Premises Licence Number**

HDC/PRE00277

Times the licence authorises the carrying out of licensable activities

**(E) Live Music - Indoors**  
Thursdays 21:00 - 23:00  
Sundays 15:00 - 18:30

**(F) Recorded Music - Indoors**  
New Years Eve 21:00 - 01:00

**(L) Late Night Refreshment - Indoors**  
Every Day 23:00 - 01:00

**(L) Late Night Refreshment - Outdoors**  
Every Day 23:00 - 01:00

**(M) Supply of Alcohol on Premises**  
Every Day 11:00 - 01:00

**(M) Supply of Alcohol off Premises**  
Every Day 11:00 - 01:00

Seasonal/Non Stand. Times see Annex 4

Licence valid from: 24.11.2005



Date of Issue: 12.12.2005

Signed:

Head of Administration

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**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
HUNTINGDONSHIRE DISTRICT COUNCIL**

**Premises Licence Number**

HDC/PRE00277

The opening hours of the premises

<b>Mondays</b>	<b>11:00 - 01:30</b>
<b>Tuesdays</b>	<b>11:00 - 01:30</b>
<b>Wednesdays</b>	<b>11:00 - 01:30</b>
<b>Thursdays</b>	<b>11:00 - 01:30</b>
<b>Fridays</b>	<b>11:00 - 02:00</b>
<b>Saturdays</b>	<b>11:00 - 02:00</b>
<b>Sundays</b>	<b>11:00 - 01:30</b>

Note: For seasonal variations or non standard timings in the opening hours refer to Annex 4

Where the licence authorises supplies of alcohol whether these are on and / or off supplies  
**Alcohol is supplied for consumption both on and off the Premises**

**Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

**Mr Jeremy Peter Schonfeldt**  
**Oliver Cromwell**  
**13 Wellington Street**  
**St Ives**  
**Cambridgeshire**  
**PE27 5AZ**

**01480 465601**

Registered number of holder, for example company number, charity number (where applicable)  
**Not Applicable**

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
HUNTINGDONSHIRE DISTRICT COUNCIL**

**Premises Licence Number**

HDC/PRE00277

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

**Mr Jeremy Peter Schonfeldt  
24 Honey Hill  
Fenstanton  
Huntingdon  
Cambridgeshire  
PE28 9JP**

**01480 465601**

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

**Reference Number: PER00457    Licensing Authority: Huntingdonshire District Council**

Notes for the attention of the Licensee:

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

Page 4 of 9



**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
HUNTINGDONSHIRE DISTRICT COUNCIL**

**Premises Licence Number**

HDC/PRE00277

**ANNEX 1 – MANDATORY CONDITIONS**

- 1 If the supply of alcohol is authorised by this licence
- (a) no supply may be made
    - (i) at a time when there is no designated premises supervisor in respect of the premises licence; or
    - (ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended;
  - (b) every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

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**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
HUNTINGDONSHIRE DISTRICT COUNCIL**

**Premises Licence Number**

HDC/PRE00277

**ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE**

- 1 This licence is subject to conditions that reproduce the effect of conditions attached to the following licence which applied in respect of the premises at the time of conversion -  
  
Justices On Licence
- 2 The following conditions submitted in the application also apply -
  - (a) Proof of age scheme to be in operation by way of photographic identification.
  - (b) All windows and doors closed after 22:30.
  - (c) Doors and windows kept closed while live music played.
  - (d) Windows facing Wellington Street to be kept closed at all times
  - (e) Doors to be closed at 22.30 hours except for entry and exit by customers
  - (f) Children are not allowed on premises after 21:30.
- 3 This licence is also subject to conditions which reproduce the effect of any restriction which had effect on the use of the premises for licensable activities at the time of conversion -
  - (a) Children and Young Persons Act 1933;
  - (b) Licensing Act 1964; and
  - (c) Sporting Events (Control of Alcohol, etc) Act 1985.

For the avoidance of doubt, the table attached as Appendix 1 should be regarded as the embedded restrictions under the Licensing Act 1964.

The time of conversion in respect of the premises is the date when the licence was granted by the licensing authority under the Licensing Act 2003.

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

Page 6 of 9

**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
*HUNTINGDONSHIRE DISTRICT COUNCIL***

**Premises Licence Number**

HDC/PRE00277

**ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY**

Not Applicable

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

**Page 7 of 9**

**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
HUNTINGDONSHIRE DISTRICT COUNCIL**

**Premises Licence Number**

HDC/PRE00277

**ANNEX 4 – PERMITTED HOURS – For the licensable activities authorised by this licence:**

- 1 Live music is also permitted at the times shown on the following days -
  - (a) from 21:00 to 01:00 on New Year's Eve.
  - (b) from 21:00 to 23:00 Sundays preceding a Bank Holiday Monday.
  
- 2 Alcohol may be supplied at the times shown on the following days -:
  - (a) from 11:00 to 02:00 on Christmas Eve
  - (b) from 11:00 to 02:00 on New Year's Eve.
  
- 3 The premises may be open to the public at the times shown on the following days -
  - (a) from 11.00 to 02.30 on Christmas Eve
  - (b) from 11.00 to 03.00 on New Year's Eve.

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

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**Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence  
*HUNTINGDONSHIRE DISTRICT COUNCIL***

**Premises Licence Number**

HDC/PRE00277

**ANNEX 5 – PLANS**

For plan see inside rear cover

**Licence valid from: 24.11.2005**



**Date of Issue: 12.12.2005**

**Signed:**

**Head of Administration**

**Page 9 of 9**

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## Appendix C

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9 Wellington Street, St Ives, Cambridgeshire PE27 5AZ



Christine Allison, Licensing Manager  
Huntingdon District Council  
St Mary's Street  
Huntingdon, Cambs. PE29 3PE

Dear Mrs Allison and team,

Date: 9<sup>th</sup> November 2014

Licensing Review, The Oliver Cromwell Public House, St Ives.

Following the public notices advertising the License Review for the Oliver Cromwell Public House, we wish to support 'the proposal' to change their closing time back to 23.00. We understand The Police Licensing Officer has brought this proposal after receiving many complaints of anti-social behaviour, both inside and outside the premises.

We'd like to make it perfectly clear that we have no issues The Oliver Cromwell Pubic House during normal hours; indeed the establishment is an asset both to the neighbourhood and to the town, and serves good food and drink. It has been pointed out that many town councillors are regulars! However we do have issues with The Landlord, Mr Schonfeldt, especially his poor management of late night customers. We have written to Mr Schonfeldt a number of times to ask for a meeting to discuss the situation, but letters have been ignored, and spontaneous chats aren't possible.

Since the Licensing hours were extended beyond midnight in 2003/4 there has been a constant pattern of anti-social behaviour, between Thursdays and Sundays, caused by the pub crawling groups who generally arrive at the pub after 23.30 and stay until the early hours. Almost all are under 25, and they are, generally, inebriated when they arrive. If the pub closed at 23.00 we are sure that the place would not be so attractive to this type of customer.

Because the smoking garden closes at 23.00 customers drift into the street to smoke, and congregate in groups outside - smokers and non-smokers - with their glasses. At best they just make an unreasonable noise, and in the summer months it is very uncomfortable having to sleep with all the windows shut. At worst comatose customers collapse in the street; occasionally ambulances are called. Vomiting, urinating against peoples' doors and brawling are commonplace, as are smashed glasses which the staff tend to ignore. In fact The Landlord and staff behave as if nothing outside the pub is their responsibility.

When these drunken customers finally go - after 01.00, or later - they're frequently shouting, and singing or swearing at the top of their voices, which all gets amplified by the buildings in this very narrow street. We have been woken up by these disturbances for years, and when you are woken from a deep sleep it is often difficult to get back to sleep. You lie awake for a long time in the early hours, and not unreasonably get angry. We all need sleep to do our jobs properly.

At Bank Holiday weekends the noise in the street (and anti-social behaviour) is far worse, yet the Landlord still does nothing to prevent it. So we leave town to escape it...but why should we? Unfortunately The Police are often unable to attend, as they're undermanned and have a wide responsibility looking after the St Ives night time economy, as it is.

When I moved into Wellington Street in 2002 the Oliver Cromwell was a quiet local pub, with a regular (older) clientele. It may not have survived, as it was. Mr Schonfeldt is a businessman, and he has developed the pub and increased the number of customers but without due consideration for the residential neighbourhood in which the pub still stands.

Mr Schonfeldt is a good host, but a poor manager. Recently he claimed to a Police Officer that he had no idea that drinking in the street was not permitted, yet a notice explaining the very same thing is pinned up inside the door of the pub.

When we have complained to the Landlord we have experienced not just verbal abuse but also deliberate damage to our property, to our considerable cost and discomfort; but of course nothing can be proved, so no action is ever taken. Not even any warning. Our complaints and representations are well documented in emails.

Our neighbours and friends  to the pub, recently sold up and left the street because they could not deal with any more abuse. To have to leave the street is shocking in itself, but sadly their many complaints were ignored over the years (as there was no proof) and finally they gave up reporting anything to The Police. The details of their incidents are also well documented in e-mails.

Recently Mr Schonfeldt's son has taken over the management of the pub. Several neighbours, who have also been very disturbed by the drinking and anti-social behaviour in the street, will not be sending representations on this occasion because they feel that the situation may be changing 'under new management'.

Our view is that a number of our elderly neighbours are being careful; they do not wish to attract the reprisals that we have experienced. But until the Landlord's son is the registered Licensee and is fully responsible for the management of the premises, we cannot be sure that his occupancy is a strategy to try to avoid a change in the License.

We suggest that Mr J Schonfeldt has always chosen to ignore the poor behaviour of his customers in the street in case it deterred business. You'd think with the additional business would come an additional sense of responsibility and consideration for the neighbourhood - but just the opposite. He and his staff do not prevent people drinking outside, they do not discourage bad behaviour, nor do they bar drunk and rowdy customers from the pub. So why should the late customers be permitted to continue to mess up the street and disturb the very peace that we are entitled to in our homes? Please limit the night time closing to 23.00, at the very least for a trial period.

Thank you for considering our representation.

Yours sincerely,

**Laurence & Caitríona Vulliamy**

## Mardon, Sarah (Licensing)

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**From:**   
**Sent:** 08 November 2014 15:20  
**To:** Mardon, Sarah (Licensing)  
**Cc:** Davies, John (Cllr)  
**Subject:** Review of licensing hours: Oliver Cromwell Pub, Wellington St., St Ives,Cambs

Dear Ms Mardon,

We are emailing you in connection with the review of the licensing hours of the above premises. We wish to register out objection to the extended hours granted several years ago and request that closing time should revert to 11pm. The basis for our objection is on the grounds of public nuisance, which has been a significant issue in this street and along the Quay, since the extended hours were granted.

We have lived at No 8 the Quay since 1980 and seen a great many changes over the years to the so called night economy of St Ives. A common theme to these changes has been the extensions to normal licensing hours not only for the old established pubs but also for new ones, who, in their licensing applications, have sought longer and longer drinking hours. We await with increasing anxiety the Licensing Committees response to licensing issues to do the Robin Hood, Wetherspoons and the Otagon application. This has led to more noise, drunkenness and disorderly behaviour extending well past midnight and into the early hours, some of which affects us on the Quay.

We have raised objections in the past both formally and informally and it was because of the antisocial impact on residents of the Quay, Wellington St and Bull Lane, that we formed a neighbourhood watch group some years ago. Soon after it became a designated area. Admittedly, the situation with regard to crime and disorder related to drunkenness is not as bad as it was; we had our front windows smashed on two separate occasions. However, this should not lead to complacency as to standards of behaviour of people who have been drinking for many hours late at night and into the early hours. Where is a policeman when you need one?

We think it is also important to view the issue of extended hours for drinking in the wider context of the St Ives night economy. It is also plainly unhealthy not only for individuals but also the community at large for more and more drinking establishments to be operating well after the normal hours of everyday living.

We are concerned that the Licensing Committee should be seen to be promoting the health of the local community and we urge them to demonstrate their sense of responsibility for the good of our community.

Yours sincerely,

Dr George Smerdon  
Mrs Diana Smerdon



## Jones, Nadine (Licensing)

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**From:**   
**Sent:** 21 October 2014 16:31  
**To:** Licensing  
**Subject:** NOTICE OF REVIEW OF THE OLIVER CROMWELL PUBLIC HOUSE, ST IVES

For the attention of the licensing team,

Further to the review being carried out for the above public house, I wish to express my view that the premises does not present a problem with regard to crime and disorder, public safety or public nuisance. I have used the public house for many years and found it to be as good, if not better than other similar local businesses and any changes to the license would have a detrimental effect on the amenities attracting people to St Ives.

Regards

S A Hobbs  
5a Chequer Street  
PE289JQ

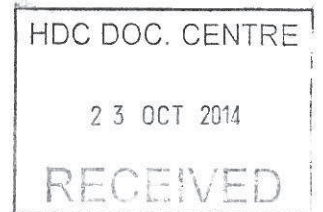


2011/2

'RAIL RIDGE'  
PRIORY ROAD  
ST IVES  
CAMBS PE27 5BB

21st October 2014

The Licensing Officer  
Huntingdon District Council  
Parkfinder House  
St Mary's Street  
Huntingdon PE29 3TN



Dear Sir/Madam,

Re: The Oliver Cromwell Public House

I'm writing to ask you to consider leaving the existing licence unchanged

The Oliver Cromwell has been my local pub for at least 25 years. The present Landlord, Terry Schandfelt, has done a marvellous job of making the 'Ollie' into a vibrant, safe and friendly place to meet with friends.

You will see from my address that I do not live in close proximity to the 'Ollie'. However, I feel that anyone who does live close to a public house or cafe, etc. must expect some degree of noise. The pub has been trading in the same location since the 1840's so surely residents didn't move into the vicinity ignorant of the fact that there was a public house close by?

Yours truly





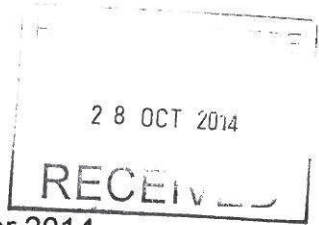


Qum25154

From Wing Commander I M Martin MPhil LLB RAF (Retired)

24 Warren Road  
St Ives  
Cambridgeshire  
PE27 5NX

The Licensing Section  
Huntingdonshire District Council  
Pathfinder House  
St Mary's Street  
Huntingdon  
PE29 3TN



24 October 2014

Dear Sir/Madam,

**NOTICE OF REVIEW OF A PREMISES LICENCE**  
**THE OLIVER CROMWELL PUBLIC HOUSE**  
**13 WELLINGTON STREET, ST IVES, PE27 5AZ**

I refer to the Notice of Review of a Premises Licence concerning the Oliver Cromwell Public House. As a regular customer over the last 10 years, I am shocked to find that the licence is under such serious scrutiny.

This public house is the best in St Ives by a long way, with a management that provides high quality beers, wine and food, while preserving the character and ambience of a unique and historic building. It is outstandingly well run and is an example to other public houses of how to create a successful business in a highly competitive sector. The atmosphere is relaxed and welcoming and the wide range of age groups and social backgrounds that frequent the premises is testament to its universal appeal.

The incidents that, apparently, have led to this review are statistical outliers; the licensee has a proven track record for many years as a publican and the recent issues are anomalies. As far as I am aware, only one local resident has made a complaint. Has anyone else complained? If not, it appears that one resident is attempting to curtail the pleasure of many by harming a business that was in situ before him/her.

St Ives town centre suffers from a surfeit of public houses. But to review the licence of the best of them risks reducing the town centre to public house mediocrity and will impact adversely on other businesses. The recent incidents deserve to be seen for what they are – anomalies. They are not indicative of the status quo. I fully support the licensee and this review should endorse the current terms of the licence.

Yours sincerely,





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3 November 2014

84 Common Lane  
Hemingford Abbots  
St Ives  
Cambridgeshire, PE28 9AW

Dear Sirs,

The Oliver Cromwell Public House, St Ives

I would like to register my support for the the License at the Oliver Cromwell Public House.

We have been regular users of the Oliver Cromwell for over thirty years. During all this time we have never experienced any rowdiness or anti-social behaviour.

The Oliver Cromwell is a very well run Pub and is a great credit to St Ives, serving both locals and tourists alike.

Small independent Pubs are sadly nowadays an endangered species. Please support the Oliver Cromwell and do not inhibit its trade. Once it is gone it is gone forever and St Ives will be a poorer place.

Yours sincerely,

Tony and Laura Peek



## Mardon, Sarah (Licensing)

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**From:**   
**Sent:** 03 November 2014 15:25  
**To:** Licensing  
**Subject:** Oliver Cromwell License Review

**Categories:** Puple Nadine

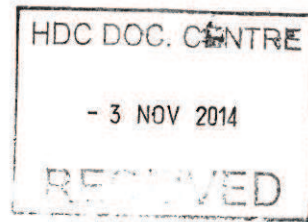
I wish to support the License in respect of the Oliver Cromwell Pub in its present form. The 'Olly' as it is lovingly known is a place where I have never known disturbance of any nature inside or outside. It does not play loud taped music but, rather, is a haven of heritage peace with excellent ales and food. It is in my view the best pub in St Ives. My experience of it is based on using it as my local( I live in Priory Rd) for over 30 y: in addition my daughter, 2 granddaughters and sister in law all worked there. Brian Luter The Fold, Priory Rd, St Ives, The Old Riverport, Cambs PE 27 5 BB



dm25186

Stephanie Fordham 10 Wellington Street St. Ives PE27 5AZ

Huntingdonshire District Council  
Licensing Section  
Pathfinder House  
St Mary's Street  
Huntingdon  
PE29 3TN



29<sup>th</sup> October 2014

Dear Sirs

**Reference: - Notice of the Review of a Premises Licence  
The Oliver Cromwell Public House 13 Wellington Street St Ives PE27 5AZ**

I am writing as a resident abiding directly opposite the Oliver Cromwell Public House. My property is located within street width of the premises and therefore is within the closest proximity of the public house.

From my living room and bedroom windows I have a bird's eye view of the premises and its customers on a daily basis.

I have lived at my property for two and a half years. I have never had cause to complain or witnessed any crime or disorderly conduct. Neither have I been concerned for my public safety or damage to my property.

As a close neighbour I strongly refute any cause for concern on the grounds of

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance

As the sole resident in my property I have no concerns whatsoever in living opposite the Oliver Cromwell.

Furthermore it is a prestigious and historic landmark in St Ives and should be allowed to continue to operate its licence in accordance with its excellent reputation to date, as a well ordered and managed public house.

Yours faithfully

Stephanie Fordham  
10 Wellington Street  
St Ives  
PE27 5AZ







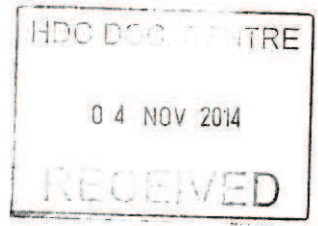
D.m25204

5262502  
Mr D Walker  
12 Wellington  
Street  
ST IVES  
PE27 5AZ



Huntingdonshire District Council,  
Licensing Section  
Pathfinder House,  
St. Mary's Street Huntingdon  
PE29 3TN

31/10/12



Dear Sir

I would like to comment regarding the request that you have received for a review of the Premises Licence for The Oliver Cromwell Public House 13 Wellington Street St Ives PE27 5AZ

My wife and I own the property opposite to The Oliver Cromwell, Cause Cottages 10 and 12 Wellington St.

We have been living in No 12 since 1980. In all the years since 1980, we have never had reason to complain regarding grounds listed, for request for a review of Premises Licence.

I feel there has been a gross over reaction for a Premises Licence review, request, for The Oliver Cromwell.

Yours Sincerely





Tanners Quay  
6 Wellington Street  
St. As. Cres.  
PE27 5A2.  
4<sup>th</sup> November 2014.

Re: - Notice of the Renewal of Premises Licence at The Olive  
Crownwell Public House, 13 Wellington Street, St. As. Cres.

Dear Sir/Madam,

I was very surprised to see that you are  
renewing The Olive Crownwell Public House's Licence.

On investigation I understood it is only one  
resident, [redacted] who has

[redacted] explained - I live [redacted]  
[redacted] and am the same distance from the pub.

I have had no reason to complain regarding  
any noise or disturbance since I moved here  
on 1<sup>st</sup> April 2014. My father-in-law who lived  
here previously for 30 years also had no cause for  
complaint.

There is the normal noise associated with people  
coming and going from a pub and to be expected

Since you live in town and choose to live near a pub.

In fact I had more noise and disturbance from the 'Nelson's Head Pub' when I lived at 3 Woolpack Lane, Strass, PE27 5EF for the last 17 years.



I am more than happy to attend a hearing and support the current licensing laws and stipulations. — The Oliver Crowned Pub is very community conscious and communicates at all times with all the neighbors.

Yours sincerely  
Amanda  
Matters



Gateway House  
Chapel Lane  
St Ives  
PE27 5BA

*Dem 25270*



Huntingdonshire District Council  
Licensing Section  
Pathfinder House  
St Mary's Street  
Huntingdon  
PE28 3TN

7<sup>th</sup> November 2014

**Notice of the review of a premises licence: The Oliver Cromwell Public House**

Dear Sir,

I write in respect to the review of the license for the Oliver Crowell Pub in St Ives. We live close to the pub and are keen to ensure that the wellbeing of the residents is maintained at current levels which no not give any cause for concern. The current hours in place ensure a good balance between the needs of the pub, its customers and the residents nearby.

We would ask that the current restriction on the beer garden continue to be maintained in the way it has been and that there should be not change or extension to the beer garden opening hours. Currently the beer garden closes at 11.00pm which is fully enforced. This requirement is key to protecting the interests of close by neighbours, especially in the summer months.

The Oliver Cromwell pub is a St Ives institution and we hope that it continues to be a part of the community for many years to come.

Yours sincerely,

[Redacted signature box]

Mark Shaw



04m 25 281

7<sup>th</sup> November 2014

8 Tenterleas  
St Ives  
Cams  
PE27 5QP

Huntingdon District Council  
Licensing Section  
Pathfinder House  
St Mary's Street  
Huntingdon  
PE29 3TN

Dear Sirs


Re: Review of the Premises Licence for the Oliver Cromwell Public House,  
13 Wellington Street, St Ives, PE27 5AZ

During the past 10 years I have visited the Oliver Cromwell Public House for lunch and evening drinks and always find the venue to be managed well. During my visits I have never had cause for concern in respect of:

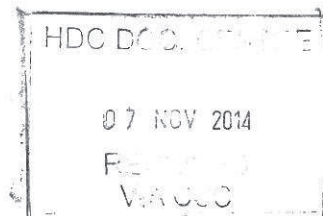
- the prevention of crime and disorder
- public safety
- the prevention of public nuisance.

For myself, as a single woman, I have no concerns when entering this public house on my own to meet friends. I have never witnessed any problems at this venue and trust that the licence continues in its current form, before the review was proposed.

Yours faithfully,



Angela Still







01/11/2014

TODD NEWMAN  
2 Freeman Court, Tenterleas  
St Ives, Cambridgeshire PE27 5QX

7th November 2014

Huntingdonshire District Council  
Licensing Section  
Pathfinder House  
St Mary's Street  
Huntingdon  
PE29 3TN



Dear Sirs

Re: NOTICE OF THE REVIEW OF PREMISES LICENCE  
The Oliver Cromwell, 13 Wellington Street, St Ives, PE27 5AZ

I am writing in support of The Oliver Cromwell.

I have frequented this public house since moving to St Ives in 1979, and in all that time I have not felt threatened or concerned for my safety. I have not witnessed, or been aware of, any crime or disorder on the contrary, I have always found a friendly, welcoming venue in which to relax, meet friends and enjoy a drink and food.

My wife has asked me to add at this point that she has been a visitor to The Oliver Cromwell for 31 years and it remains the only public house in the town that she would happily go into on her own, at any time of day or night.

The uniqueness of The Oliver Cromwell is that the Landlord recognises the attributes of a traditional pub and, being uncompromising in his standards, has created an establishment which is hugely popular with young and old. It would be a loss to the town if a change of licence affected this.

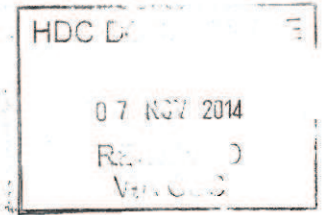
Yours faithfully

Todd Newman



Qm25290

Mr Andrew Herne  
11 Wellington Street  
St Ives  
PE27 5AZ



9<sup>th</sup> November 2014

Dear Sir or Madam

In relation to the Notice of the Review of a Premises Licence for the Oliver Cromwell public house I wish to make the following representation.

I and my family live adjacent to the business in question. I am not aware of any crime and disorder or public safety issues arising from the Oliver Cromwell. The pub has an internal courtyard backing onto my property and this courtyard is closed at 11 pm promptly as I believe it is required to do so under an Environmental Health notice. To my knowledge, external windows and doors are not left open from the late evening onwards.

There is a degree of public nuisance (loud voices and intemperate language) by a few inconsiderate pub users, presumably smokers, who step out into Wellington Street periodically in the course of the evening, particularly from 11 pm onwards on Friday and Saturday nights. I do not hold the pub to account for these customers. I welcome any additional measures that will either encourage better behaviour or sanction poor behaviour, but not at the expense of the licence to the Oliver Cromwell which is an established town-centre public house and to the best of my knowledge, well-run and well-regarded.

Yours Sincerely



