

NOTICE IS HEREBY GIVEN that a hearing of the **LICENSING SUB-COMMITTEE** will be held in the **CIVIC SUITE 0.1A, PATHFINDER HOUSE, ST MARY'S STREET, HUNTINGDON PE29 3TN** on **TUESDAY, 9 JUNE 2015** at **10:30 AM** and you are requested to attend for the transaction of the following business:-

A G E N D A

ITEM LED BY

APOLOGIES

1. ELECTION OF CHAIRMAN	
2. MEMBERS' INTERESTS To receive from Members declarations as to disclosable pecuniary and other interests in relation to any Agenda item. Please see Notes below.	
3. INTRODUCTION	Chairman
4. LICENSING SUB-COMMITTEE PROCEDURE (Pages 1 - 6)	
5. ANGEL SPICE, STILTON (Pages 7 - 110) 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: 10.30am Applicant: The Chief Officer of Police Premises: Angel Spice 2-4 High Street Stilton Peterborough Cambridgeshire PE7 3RA	Mrs C Allison 388010
6. EXCLUSION OF PRESS AND PUBLIC To resolve:- to exclude the press and public from the hearing during the determination of the application.	

<p>7. DETERMINATION</p> <p>To determine the application referred to in agenda item 5.</p>	<p>Chairman</p>
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Dated this 20th day of May 2015



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 C Bulman, Democratic Services Officer on Tel No. 01480 388234/e email: Claire.Bulman@huntingdonshire.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 (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 Elections & 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 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 ACT 2003
REVIEW OF PREMISES LICENCE
ANGEL SPICE, 2-4 HIGH STREET, STILTON, PETERBOROUGH, PE7 3RA
(Report by the Head of Community)**

1. INTRODUCTION

- 1.1 On the 31 July 2007, Huntingdonshire District Council granted a premises licence HDC/PRE00526 to Angel Spice under the Licensing Act 2003 ('the Act').
- 1.2 Mr Abdul Bashir has been the premises licence holder and Designated Premises Supervisor (DPS) since the licence was transferred to him in July 2010. Mr Bashir holds a personal licence with South Kesteven District Council.
- 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) any statutory guidance issued by the Home Office under Section 182 of the Act.
- 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 21 April 2015, PC Paul Hawkins, acting on behalf of 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 Angel Spice. The grounds for the review have arisen in connection with crime. The review states that following information received, officers of the Border Agency entered the premises on 26 January 2013, where they identified 10 persons and arrested 5 persons in relation to immigration offences. On 25

March 2015, officers from the East Midlands immigration, compliance and enforcement team again entered the premises, identifying 6 persons and arresting 1 person in relation to immigration offences. One of the persons arrested on the first occasion, was arrested again on the second visit. The review documentation appears to indicate that Mr Bashir was present during the first visit and his manager for the second visit.

- 3.2 Cambridgeshire Constabulary are requesting revocation of the licence quoting Section 11.27 of the latest Government Guidance. A copy of the application for review with supporting documents and the current licence are attached as Appendix A.
- 3.3 Between 22 April and 19 May 2015, 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. A copy of the public notice is attached as Appendix B.

4. REPRESENTATIONS

- 4.1 During the period for the receipt of representations, eight representations were received from other persons. The representations are attached in their entirety as Appendix C. Not all matters raised in the representations may be relevant matters and it will be for members to attach appropriate weight. Correspondence was also received from Hunt and Coombs, solicitors acting for the Premises Licence Holder, which has been attached as Appendix D.

5. CONCLUSION

- 5.1 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 decide that the review does not require them to take any further steps appropriate to promote the licensing objectives. In addition there is nothing to prevent the issuing of an informal warning. However, where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps as it considers appropriate for the promotion of the licensing objectives –
 - (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,
 - (e) to revoke the licence.

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

- 5.2 Government Guidance, paragraphs 11.16 – 11.23 cover the range of powers of the licensing authority on determining a review, where considered appropriate for the promotion of the licensing objectives.
 - Paragraph 11.20 states that in deciding which powers to invoke, it is expected that the licensing authority should so far as possible 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.
 - Paragraph 11.21 states licensing authorities should be alive to the possibility that the removal and replacement of the DPS may be

sufficient to remedy a problem where the cause for concern directly relates to poor management decisions made by that individual.

- Paragraph 11.22 states that if poor management is a direct reflection of poor company practice, the mere removal of the DPS may be an inadequate response to the problems presented.
- Paragraph 11.23 points out that modifications of conditions and exclusions of licensable activities may be imposed permanently or for a temporary period of up to three months. It is important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives. Where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

5.3 Government Guidance paragraphs 11.24 – 11.28 cover reviews arising in connection with crime.

- Paragraph 11.26 states that where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purpose, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives in the interests of the wider community and not those of the individual licence holder.
- Paragraph 11.27 lists matters that should be treated particularly seriously. One listed matter is 'for knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter.'
- Paragraph 11.28 envisages that the responsible authorities will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authorities determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance- should be seriously considered.

5.4 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 person 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, those other persons who have made representation and any submissions on behalf of 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 388010

F:\Licensing\Licensing Act 2003\Hearings\2015\Angel Spice

Appendix A

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.

I PC 2094 Paul HAWKINS

(acting on behalf of the Chief Officer of Cambridgeshire Police)

(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 Angel Spice 2 - 4 High Street Stilton Peterborough Cambridgeshire	
Post town Peterborough	Post code (if known) PE7 3RA

Name of premises licence holder or club holding club premises certificate (if known) Mr Abdul Bashir 46 Priory Road Peterborough PE3 9ED

Number of premises licence or club premises certificate (if known) HDC/PRE00526

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 Acting on Behalf of the Chief Officer of Cambridgeshire Police PC 2094 Paul Hawkins Licensing Officer Cambridgeshire Constabulary Huntingdon Police Station Ferrars Road Huntingdon Cambridgeshire PE29 3DQ
Telephone number (if any) 101 ext 7111790 or direct 07921 938073
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 | x |
| 2) public safety | |
| 3) the prevention of public nuisance | |
| 4) the protection of children from harm | |

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

Review is requested arising in connection with crime

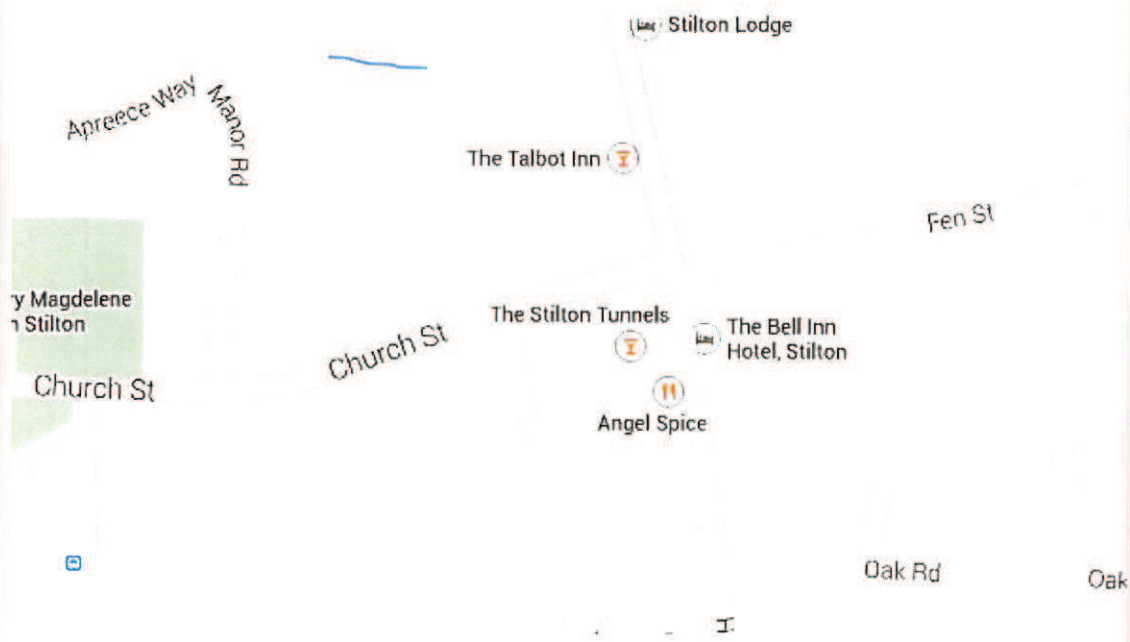
11.27 *There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. The use of the licensed premises:*

- *for knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter;*

Licensed Premise



Location of Premise



Incidents of concern

Saturday 26th January 2013

The Angel Spice, 2-4 High Street, Stilton, PE7 3RA was initially entered by officers from the Cambridgeshire and Northamptonshire (East) Local Immigration Team of the UK Border Agency, on Saturday 26th January 2013, following intelligence being received.

At the location the Immigration officer's identified 10 persons and arrested 5 persons in relation to immigration offences. The DPS/Owner was amongst persons present during the immigration visit.

Details provided	Position in Venue	Arrest
Male 1	Kitchen	Working in Breach
Male 2	Bar	Illegal Entry
Male 3	Kitchen	Liable to be detained, papers previously served
Male 4	u/k	Section 10 overstayer
Male 5	u/k	Illegal Entry

Wednesday 25th March 2015

At approximately 17:55 hours Wednesday 25th March 2015, officers from East Midlands immigration, Compliance and Enforcement Team, attended the premise of Angel Spice, 2 – 4 High Street, Stilton, Peterborough, PE7 3RA. The Immigration officers identified a total of 6 persons at the location and arrested 1 person in relation to immigration offences. The manager, was amongst the persons present during the immigration visit.

Details provided	Position in Venue	Arrest
Male 1	Kitchen	Sch2 Immigration Act - Person Liable to be removed

The detainee, was previously arrested for an immigration offence in Jan 2013 during the Immigration Officers initial visit to the same location.

Police Recommendations (including any conditions)

- Revocation of licence

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

Supporting evidence in relation to the two incidents is provided by copies of statements (attached) from the attending immigration officers:

26th January 2013

1. IO MacLeod
2. IO Davis
3. IO Whyman

25th March 2015

1. IO Rush
2. IO Gallagher
3. IO Morfill

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
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 3 – Signatures (please read guidance note 4)

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

Signature



.....

.....

Date **15th April 2015**

.....

.....

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

.....

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

PC 2094 Paul Hawkins
Licensing Officer
Cambridgeshire Constabulary
Huntingdon Police Station
Ferrars Road
PE29 3DQ

Post town

Huntingdon

Post Code

PE29 3DQ

Telephone number (if any) **101 ext 7111790 or direct 07921 938073**

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) 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.

Further details are available on the Council's website www.huntingdonshire.gov.uk/privacy. If you have concerns about the processing of your personal data by the Council you may contact the Data Protection Officer at Huntingdonshire District Council, Pathfinder House, St Mary's Street, Huntingdon, Cambridgeshire, PE29 3TN or the Office of the Information Commissioner at Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF

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**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

Part 1 – Premises Details

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

**The Angel Spice
2 - 4 High Street
Stilton
Peterborough
Cambridgeshire
PE7 3RA**

Telephone number

01733 557336

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

This licence comes into effect on : **31.07.2007**

The annual fee is due with effect from : **30.07.2011** and each year thereafter.

Licensable activities authorised by the licence

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

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keane".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

Times the licence authorises the carrying out of licensable activities

(E) Live Music - Indoors

Sundays 11:00 - 22:30

Fridays and Saturdays 19:00 - 23:30

Mondays to Thursdays 19:00 - 22:30

(L) Late Night Refreshment - Indoors

Sundays to Thursdays 23:00 - 23:45

Fridays and Saturdays 23:00 - 00:45

(M) Supply of Alcohol on Premises

Sundays 11:00 - 23:30

Fridays and Saturdays 17:00 - 00:30

Mondays to Thursdays 17:00 - 23:30

(M) Supply of Alcohol off Premises

Sundays 11:00 - 23:30

Fridays and Saturdays 17:00 - 00:30

Mondays to Thursdays 17:00 - 23:30

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keane", written in a cursive style.

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

The opening hours of the premises

Monday	17:00 - 00:00
Tuesday	17:00 - 00:00
Wednesday	17:00 - 00:00
Thursday	17:00 - 00:00
Friday	17:00 - 01:00
Saturday	17:00 - 01:00
Sunday	11:00 - 00:00

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 Abdul Bashir
46 Priory Road
Peterborough
PE3 9ED**

Telephone Number **01733 557336**

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keene".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

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

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

**Mr Abdul Bashir
46 Priory Road
Peterborough
PE3 9ED**

Telephone Number 01733 557336

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: 7552 Licensing Authority: South Kesteven District Council

Notes for the attention of the Licensee:

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keene".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

Schedule 12

Part A



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

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.

2 (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keane".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

Schedule 12

Part A



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -

- (i) the outcome of a race, competition or other event or process , or
- (ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

3. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

AGE VERIFICATION AND ALCOHOLIC DRINK MEASUREMENTS TO TAKE EFFECT FROM THE 1ST OCTOBER 2010

5. - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

6. The responsible person shall ensure that -

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

- (i) beer or cider: 1/2 pint;
- (ii) gin, rum, vodka or whiskey: 25ml or 35ml; and
- (iii) still wine in a glass: 125ml; and

(b) customers are made aware of the availability if these measures.

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keane".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

Not applicable

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keene".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

Page 7 of 11

Schedule 12

Part A



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

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

1 For the reasons outlined the licence was granted by the Sub-Committee as set out in the application subject to the following:

(a) Live music is permitted indoors during the following times only:-

Monday to Thursdays inclusive: 19:00 - 22:30
Fridays and Saturdays: 19:00 - 23:30
Sundays: 11:00 - 22:30.

(b) Provision of late night refreshment to be permitted indoors during the following times only:

Sundays to Thursdays inclusive: 23:00 - 23:45
Fridays and Saturdays: 23:00 - 00:45.

(c) The supply of alcohol both on and off the premises to be permitted during the following hours only:-

Mondays to Thursdays inclusive: 17:00 - 23:30
Fridays and Saturdays: 17:00 - 00:30
Sundays: 11:00 - 23:30.

(d) Hours that the premises are open to the public are permitted as follows:-

Mondays to Thursdays inclusive: 17:00 - 00:00
Fridays and Saturdays: 17:00 - 01:00
Sundays: 11:00 - 00:00.

(e) A noise limiting device to be installed and the operating levels set to achieve a maximum limit of 65dB (A) when measured over a 15 minute period at 1 metre from the facade of noise sensitive properties. The equipment to be permanently wired into designated power sockets used to provide the sole power source to any amplification equipment during any live or recorder performance.

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keane".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

(f) Following evidence provided by the District council's Head of Environmental and Community Health Services of maximum noise levels exceeding 65dB (A) when measured over a 15 minute period at 1 metre from the facade of noise sensitive properties, secondary glazing shall be installed.

(g) All windows and doors to be kept closed during the performance of live music.

(h) Prominent, clear and legible notices to be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keane".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

Page 9 of 11

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

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

Not applicable

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keene".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

Page 10 of 11

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00526

ANNEX 5 – PLANS

For plan see inside rear cover

Licence valid from: 31.07.2007

A handwritten signature in black ink, appearing to read "R. Keene".

Date of Issue: 05.07.2010

Signed:

Head of Democratic and Central Services

Page 11 of 11

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LICENSING ACT 2003

NOTICE OF THE REVIEW OF A PREMISES LICENCE

Notice is given that on the **21st April 2015** Huntingdonshire District Council as the Licensing Authority has received a request for a review of the Premises Licence for

Angel Spice, 2 – 4 High Street, Stilton, PE7 3RA

On the grounds of

THE PREVENTION OF CRIME AND DISORDER

Anyone wishing to make representations concerning this application should do so in writing to:

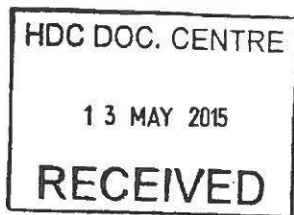
**Huntingdonshire District Council, Licensing Section,
Pathfinder House, St.Mary's Street, Huntingdon, PE29
3TN**

Representations in respect of this application must reach the Licensing Authority by **TUESDAY 19th MAY 2015**

Persons wishing to inspect the register or the record of this application may do so by attending the office of the Licensing Section, during office hours, Monday to Friday inclusive. It is an offence knowingly or recklessly to make a false statement in connection with an application, the maximum fine for which on summary conviction is £5000.

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Appendix C



11th May 2015

The Licensing Authority
Huntingdon District Council
Pathfinder House
St Marys Street
Huntingdon
Cambridgeshire
PE29 6TN

Theresa Newell
16 Glebe Road
Stilton
Nr Peterborough
Cambridgeshire
PE7 3RQ

Dear Sir/Madam

RE: Support of Re-Licensing of Abdul Bashir, Angel Spice, 2 High Street, Stilton PE7 3RA

We are writing in support for re-licensing of Mr Abdul Bashir of the above address.

Mr Bashir is a very responsible person and has been extremely supportive of the community in Stilton over the last few years. We often have a meal at this restaurant and have always been impressed by Mr Bashir's attitude towards customers and service.

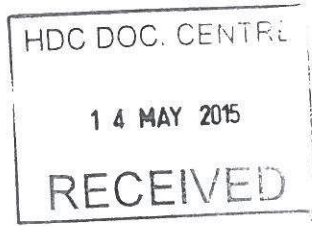
I strongly support his application for re-licence and if you would like to speak to us further please call on

Yours sincerely

Philip Newell

Theresa Newell

Dum 26972



Dave Skelton
Willowbrook
Apreece Way
Stilton
PE7 3XG

12th May 2015

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

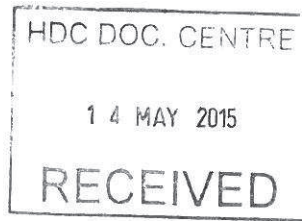
Dear Sirs,

Re: Angel Spice, Stilton

Please accept this letter in support of the above establishment.

We have always found the restaurant to be friendly, well managed, trouble free and is an excellent use of the historic building in which it sits.





51 Church Close
Stilton
Peterborough
Cambs
PE7 3XB
12/05/15

Huntingdon District Council
Licensing Section
Pathfinder House
St Mary's Street
Huntingdon
PE293TN

Dev 26971

Dear Sir/Madam

I am writing in regard to the reviewing of the licensing at Angel Spice in Stilton. I do not feel that Angel Spice is the direct cause of any crime or disorder to the village at all. On the contrary I feel that it gives a lot to the community as Mr Bashir is always keen to help the local people of Stilton. I myself have had two London Marathon fund-raisers there, one for Macmillan and one for the RAF Wings appeal and I know he has also supported Help for Hero's and Caresco on many occasions and is very generous in giving his time and profits to the various charities mentioned. People come from far and wide to visit the restaurant and it is an asset to our village. Local people also work in the restaurant which also helps the community. People are always impressed by the quantity and quality of our restaurants in Stilton and they are well regarded therefore it would be a great shame if the licensing from this premises is withdrawn.

Yours faithfully

Emma Ward

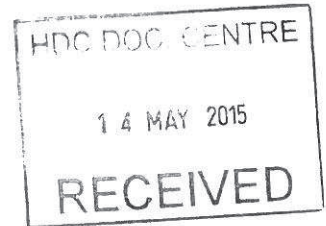


C MARRANNINO, 5 OAK ROAD, STILTON, PE7 3RB

12th May, 2015

Dum 26970.

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



Dear Sirs,

Re: The Angel Spice, Stilton

I meet with Mr Abdhul Bashir on a regular basis, mainly because I use his premises for dinner and also because of his charity work. I am President elect of my Rotary Club (Peterborough Minster), we have benefited to the tune of £3,000 over the last 3 years. All from Mr Bashir's generosity.

I am supporting his application for the sale of alcoholic beverage on his premises for the following reasons;

- o I prefer to choose whether I drink alcohol or not when I use his premises.
- o I have in the past taken my family there without any issues.
- o He does a lot for Stilton and beyond. He is well known in the village and generous to local charities.
- o He provides local part-time work.
- o He does his part in keeping the main street safe and vibrant.
- o I have always felt safe in his establishment.
- o I have yet to meet someone local or otherwise who has a wrong word against him.

For the above reasons I am registering my support as an interested party and dearly hope that Hunts DC grant him a licence. Without it, his business, his livelihood, charity work and the vibrancy of the village will suffer.

Yours sincerely

C Marrannino

Dum 26969



MR RODERICK CAWOOD



The Limes, 15B Great North Road Stibbington Peterborough PE8 6LN



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

13th May 2015

To whom it may concern

Mr A Bashir – Angel Spice Restaurant Stilton Peterborough

I have known Mr Bashir for 6 years initially as one of his customers. During this time he has been financially, very supportive of Peterborough Minster Rotary Club, of which I am currently President. His support has been that of our Main Prize Sponsor for the past 3 years at our Rotary Charity Golf Day and indeed this year, his contribution has helped us raise £8,000. I know, in addition, that he also supports several other local charities and is a credit to the community.

I have always found him to be completely honest and open in his financial dealings with our Rotary Club and as customers, along with many of our friends, we find him to be an excellent host.

I would fully support his re-application for his License.

Should you require any further information, please don't hesitate to contact me.

Yours faithfully

R H Cawood



Mardon, Sarah (Licensing)

From: Chrisostomou, Effe (Corporate Office)
Sent: 14 May 2015 14:01
To: Licensing
Subject: FW: Angel Spice license application CRM:0026503

Categories: Orange Ian

Address needed

Is this something that you can deal with please ???

Many thanks

Effe

From: Customer Service Email [<mailto:hdccustomerservice@huntingdonshire.gov.uk>]
Sent: 14 May 2015 13:40
To:
Subject: RE: Angel Spice license application CRM:0026503

Dear Mr Pearce

Thank you for your email. I confirm that this has today been passed onto our Lincensing Department for them to consider.

Yours sincerely

Stephanie Murphy
Customer Service Advisor
Huntingdonshire District Council

All your council services in one place www.huntingdonshire.gov.uk
Keep up to date with news from your district, sign up to 'Huntingdonshire Online' at www.huntingdonshire.gov.uk/subscribe

----- Original Message -----
From:
Received: 11/05/2015 17:14
To: SYSTEM - Mail@huntingdonshire
Subject: Angel Spice license application

Sir

I understand that the license for the Angel Spice Restaurant is coming up for renewal. I would like to offer my support for this application. As a regular customer here I found the staff helpful and polite. This concern creates employment within Stilton and I consider The Angel Spice to be an asset to the village.
Martin Pearce

Dum 2 7010

14 Oak Road
Stilton
Peterborough
Cambs
PE7 3RB

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



To whom it may concern,

I am writing to support Angel Spice in Stilton.

Firstly, I have run the London Marathon twice and on both occasions, fundraising events have been held at the Angel Spice and have been very successful, raising thousands of pounds for Macmillan and the RAF Association. We invited a large amount of guests who had an amazing evening, most of which have now become regular visitors to the restaurant due to the fabulous food served and incredible hospitality shown by the staff.

Secondly, I myself go the Angel Spice regularly and always have a wonderful time. The food is delicious and the staff always go out of their way to ensure we have a lovely time and have become good friends and well known, liked members of the village community.

I will continue to support Angel Spice and remain a dedicated customer to them. I have many friends who come along to the Angel Spice on a regular basis since being introduced from surrounding villages.

I hope my letter contributes to the support for Angel Spice.

Kind regards,

Melissa Clarke

Mardon, Sarah (Licensing)

From:
Sent: 19 May 2015 22:19
To: Licensing
Subject: The Angel Spice, Stilton

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Yellow Sarah

Dear Sir/Madam,

I have recently become aware that a request for a review of the Premises Licence of the above has been made.

Although I am not aware of the full history and reasons behind the request for review, I do though believe that the Angel Spice makes a significant contribution to the social life and the economy of Stilton and the surrounding area and ask this be taken into consideration when this matter is discussed.

I feel it appropriate to mention that although I was recently elected to represent Stilton Ward on Huntingdonshire District Council, at the time of writing this email, I have not signed an acceptance of office so I am writing as an individual resident.

Yours faithfully,

Tim Alban

36 Worthington Close
Stilton
PE7 3FF

Appendix D

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