

## Helen Farman-McKenna

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**From:** James Finn <James.Finn@staffordshire.police.uk>  
**Sent:** 24 October 2022 18:55  
**To:** Licensing  
**Cc:**   
**Subject:** Application for a Premises Licence to be granted under the Licensing Act - The Locomotive, 28 Station Street, Burton-on-Trent, DE14 1AU

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Dear licensing,

Application for a Premises Licence to be granted under the Licensing Act – The Locomotive, 28 Station Street, Burton-on Trent, DE14 1AU

In relation to the above application received on the 28<sup>th</sup> September 2022, Staffordshire Police wish to make representations on the basis that it is considered that the application in its current form would not promote the licensing objectives.

The above premises is located within the heart of the Cumulative Impact Assessment area for Burton Town Centre. The effect of the Cumulative Impact Assessment (CIA) is to create a presumption that applications for new Premises Licences or material variations of existing Premises Licences will be refused, unless the Applicant is able to demonstrate to the Licensing Authority via the Licensing Subcommittee that their application will not add to the existing cumulative problems of crime and disorder and nuisance within the cumulative impact area. This has not been demonstrated to the satisfaction of Staffordshire Police within the application pack received.

Each case is, of course, considered on its individual merits. However East Staffordshire Borough Council's Statement of Licensing Policy 2020-2025 makes it clear that the onus is firmly on the Applicant to demonstrate, by adducing evidence, that their case should be considered an exception to the general presumption of refusal. It is not for the Police, the Licensing Sub-Committee, or any other party to demonstrate why an exception should not be made. This is also referenced in the Revised Guidance issued under Section 182 of the Licencing Act 2003 specifically Ch14, para 40 (in part)-

*"where the applicant can demonstrate in the operating schedule that they would not be adding to the cumulative impact."*

The area in which this premises is situated suffers from violence and disorder within the night time economy and to licence this premises as specified in the application will undermine the prevention of crime and disorder licensing objective. It is anticipated that the issues will not just continue but actually increase if this premises is afforded a licence as requested.

Therefore Staffordshire Police respectfully request that the application be refused.

Further documentation in support of this representation will be submitted in due course, should the matter progress to a hearing representatives of the Police Licensing Unit will be in attendance.

Please could licensing services confirm receipt of this correspondence as a relevant representation.

Yours sincerely,

PS 4613 Jim Finn  
Licensing Manager.



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