



**Lancashire  
Constabulary**

police and communities together

19<sup>th</sup> December 2018

John Yardley  
Licensing Unit  
Burnley Borough Council

**Police Objection to the application for premises licence and DPS at European Foods, 260 Colne Road, Burnley**

Please accept this as the police representation to the application received to an application for a premises licence for European Foods, 260 Colne Road, Burnley by Clau & Cris LTD and for a proposal to make PERSON A – DOB XX/XX/XX - the Designated Premises Supervisor.

The police are formally objecting to the application as we have concerns that the crime prevention licensing objective will be undermined if the premises licence was granted.

The grounds for concern are:

There has been a long-standing history of illegal activity at the premises which can be evidenced by partner agencies.

Clau and Cris LTD is a limited company with two directors – one of whom is PERSON C – born XXXXXX – of XXXXXXXX, Burnley. PERSON C is the partner of PERSON B, also of XXXXXXXXXX, DOB XX/XX/XXXX.

On Thursday, 30<sup>th</sup> August 2018, I visited the shop at 260 Colne Road, with Trading Standards and Burnley Borough Council, due to a concern about unlicensed alcohol sales. PERSON B claimed to be the shop owner and was working behind the counter. The shop was called Drinks Express at this time.

A large amount of alcohol was on display for sale and subsequently seized from the store. I later carried out an interview under caution with PERSON B who gave a full and frank admission that he was selling the alcohol without a licence. PERSON B received a conditional caution – with the condition being that the alcohol was disposed by police.

This was in circumstances where the sale of alcohol by retail was an unauthorised licensable activity, contrary to Sec 137 of the Licensing Act 2003.

Therefore it is our view that the licensing objectives are undermined – namely prevention of crime and disorder and public safety. This has an impact on the nomination of DPS. Although he isn't known to police, any action that affects the granting of the Premises Licence would have an impact on proposed DPS.

I also have grave concerns over the application for a 24-hour alcohol licence in an area that has larger proportions of crime, especially violent crime, compared to Burnley and the Lancashire average. In addition, a higher proportion of alcohol-related anti-social behaviour is apparent in the locality.

Further, I reserve the right to bring further evidence to any hearing should any arise between now and then.

Regards

Sgt 3707 Gary Hennighan  
Licensing Sergeant – East Division