



Ely Neighbourhood Panel Update

July 2013

East Cambridgeshire District Council – Action Updates:

Priority: None Set

Other Issues Raised at the Panel meeting:

No.	Issue	Action Taken												
1.	Maltings - News on the restaurant provider when available	A verbal update will be provided at the panel meeting.												
2.	St Mary's Street - Clarification of licensing requirements for the new hotel	<p>Response Karen See:- The Licence came into effect on 15th April 2013. The premises licence granted is detailed below :</p> <table border="1"> <thead> <tr> <th>Licensable Activity</th> <th>Approved Hours/Conditions</th> </tr> </thead> <tbody> <tr> <td>Films (indoors)</td> <td>Mon – Sun 00:00 – 24:00</td> </tr> <tr> <td>Indoor Sporting Events</td> <td>Mon-Sun 07:00 – 01:00</td> </tr> <tr> <td>Live Music (Indoors)</td> <td>Mon - Sun 07:00 – 23:00 The terminal hour for licensable activities for non-residents will be amended so that live music to be restricted to 11 pm terminal hour as in accordance with the Live Music Act 2012.</td> </tr> <tr> <td>Recorded Music (Indoors)</td> <td>Mon – Sun – 07:00 – 00:00 The terminal hour for licensable activities for non-residents will be amended so that recorded music to be restricted by way of regulated entertainment to cease at midnight seven days a week.</td> </tr> <tr> <td>Performance of Dance</td> <td>Mon – Sun 07:00 – 00:00</td> </tr> </tbody> </table>	Licensable Activity	Approved Hours/Conditions	Films (indoors)	Mon – Sun 00:00 – 24:00	Indoor Sporting Events	Mon-Sun 07:00 – 01:00	Live Music (Indoors)	Mon - Sun 07:00 – 23:00 The terminal hour for licensable activities for non-residents will be amended so that live music to be restricted to 11 pm terminal hour as in accordance with the Live Music Act 2012.	Recorded Music (Indoors)	Mon – Sun – 07:00 – 00:00 The terminal hour for licensable activities for non-residents will be amended so that recorded music to be restricted by way of regulated entertainment to cease at midnight seven days a week.	Performance of Dance	Mon – Sun 07:00 – 00:00
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		(Indoors)	
		Provision of late Night refreshment (Indoors & Outdoors)	Mon – Sun 23:00 – 01:00
		Supply Of Alcohol (on and Off the Premises)	Mon – Sun 07:00 – 01:00 The terminal hour for licensable activities for non-residents will be amended so that supply of alcohol for consumption both on and off the premises to be limited to a terminal hour of 1 am seven days a week. With no additional hours on any days of the year.
		Hours premises are open to the public	Mon – Sun 00:00 – 24:00
		30 minutes to finish	Mon – Sun 00:00 – 24:00
		Additional Hours	Residents and their bona fide guests will be entitled to be served alcohol 24 hours 7 days a week
		Additional Provisions	For the avoidance of doubt, there should be no regulated entertainment in external areas of the premises. Regulated entertainment will be restricted to the internal areas of the premises. During regulated entertainment, all windows and external doors to the function room will remain closed except for access and egress. Internal doors will remain closed except to allow access and egress. No alcohol and/or food will be allowed to be taken to the external areas of the premises after 23:00 hours on any night. All windows and external doors to the bar area will remain closed after 23:00 except for access and egress. At all exits from which the public are likely to leave the premises, a clear and legible notice shall be displayed requesting the public to respect the local residents and

leave the premises in a quiet and orderly manner. Any smoking shelter shall be positioned following discussions with the Environmental Health Authority to minimise the impact on surrounding residents. A noise limiter will be fitted at the premises for use in the function area and the limiter will be set to a level agreed with the Environmental Health Officer.

Mandatory Conditions - in addition to the above, the following conditions are required by law to be imposed upon the new premises licence by the Licensing Act 2003:

Premises Licence - Sale by Retail of Alcohol

1. No supply of alcohol may be made under the premises licence:
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Irresponsible Drink Promotions

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:

	<p>(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:</p> <p>(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</p> <p>(ii) drink as much alcohol as possible (whether within a time limit or otherwise);</p> <p>(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);</p> <p>(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;</p> <p>(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:</p> <p>(i) the outcome of a race, competition or other event or process, or</p> <p>(ii) the likelihood of anything occurring or not occurring;</p> <p>(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.</p> <p>Dispense of Alcohol</p> <p>1. 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).</p> <p>Provision of Free Tap Water</p> <p>1. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.</p>
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Age Verification Policy

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.

Measures of Alcohol

1. 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: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) Customers are made aware of the availability of these measures.

Premises Licence - Exhibition of Films

1. Where the film classification body is specified in the premises licence, unless subsection (2)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
2. Where:
 - a) the film classification body is not specified in the licence, or
 - b) the relevant licensing authority has notified the holder of the premises licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that

licensing authority.

3. In this section:

- a) 'children' means persons under the age of 18, and
- b) 'film classification body' means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Reason(s) for the Decision

Members are aware that they are to consider the steps and issues relevant and necessary to promote the 4 licensing objectives and that in determining this application, they are to promote those objectives in the overall interests of the local community.

In summing up, Members confirmed that given the fact that: -

- a) A mediation meeting had been held between the Applicant and those that had made representations, and as a result of this, revised conditions addressing the licensing objective of preventing public nuisance had been put forward. These had been accepted by the Principal Environmental Health Officer (Domestic) and she had then withdrawn her representation as Responsible Authority;
 - b) That there were planning conditions already in place on the premises to address public nuisance; and
 - c) Information had been tabled at the hearing regarding the hours permitted for other establishments nearby and the hours requested were not excessive or out of keeping for Ely and indeed were similar to other public houses/restaurants in the area;
- the Premises Licence should be granted subject to the amendment that the hours for performance of dance (indoors) should be Monday to Sunday between the hours of 07:00 – midnight and not 1 am.

Rights of Appeal

The Applicant or any person who made a relevant objection has a right of appeal against this decision. Notice must be given to Cambridge Magistrates' Court, The Court House, Bridge Street, Peterborough, Cambridgeshire PE1 1ED Telephone: 0845 310 0575, Facsimile: 01733 896915 within 21 days of the Sub Committee's decision.

ECDC has since agreed with the operators the initial level for the noise limiter, with the view to monitoring noise in the vicinity during actual events to assess the suitability or otherwise of such a level, once the site is fully operational and hosting events, and having regard to current legislation and

		<p>guidance.</p> <p>In addition to these conditions there was a requirement under the planning permission for a noise management plan to be agreed with the LA. This addressed issues such as deliveries, position of refuse stores and the schedule for emptying, smoking shelter position, use of the garden, noise levels were set for the external pieces of plant (the chillers), and agreements were made as to the handling of any potential noise complaints. The use of marquees in the garden was prohibited as was external amplified music.</p> <p>There was also a planning condition requiring the odour control system to be agreed prior to use.</p>
3.	Angel Drove - Rubbish Angel Drove car park	<p>Response from Tracey Harding, ECDC :-</p> <p>We are aware of the litter issue at Angel Drove Car Park and are looking in the long term at ways in which we can address this. In the interim the Community Pay Back Team and some of our own ECDC staff are assisting in removing the litter.</p>
4.	Car Parks - Signage in car parks is confusing can it be improved?	<p>Response from Tracey Harding, ECDC :-</p> <p>Car Parking signage will be updated where necessary following the introduction of the new Off Street Parking Places Order 2013 which comes into effect on 1st October. Lisle Lane will be looked at as part of this update.</p>
5.	Stour Green to The lantern - Stopped cutting round trees but led to a lot of dog fouling and concern about welfare of children	<p>Response from ECDC Grounds Team and Environmental Services :-</p> <p>Residents approached us to change the grass cutting regime to improve the wildlife value. As a trial over this last year some areas have therefore been left uncut but this remains under review and any further changes will be based on feedback received from residents.</p> <p>In the last 3 months there has only been one dog fouling report made in Cam drive, Ely on 7/1/13 and no dog fouling reports made for Stour Green.</p>

Cambridgeshire County Council – Action Updates:

Priorities: None Set

Other Issues Raised at the Panel meeting:

No.	Issue	Action Taken
1.	Market place lighting columns - When will they be replaced? What is the timetable?	Balfour Beatty (the County Council's street lighting service provider) has informed the County Council that replacement of the heritage columns has been put on hold further to discussions with Lorraine Brown at East Cambridgeshire District Council concerning a proposed enhancement project for the area which may include changing the style of the current street lamps. Once this meeting has been held, Balfour Beatty and County Council officers will be better informed and will, if applicable, arrange for the replacement heritage columns to be installed.
2.	Bypass - Will there be speed restrictions on the new bypass	At this stage in the process, there is no reason to believe that anything other than the national speed limit for single carriageway roads (of 60 mph) would apply.
3.	Fore Hill - Blue badges but can they only park on one side?	<p>This matter has been investigated by the Highways Service's Policy and Regulation Team.</p> <p>The legal situation is that Blue Badge holders are permitted to park on any single or double yellow lines for up to three hours. However, the Blue Badge is not a licence to park anywhere; badge holders must not park where it would cause an obstruction or danger to others.</p> <p>If a badge holder does park where it would cause an obstruction or danger to other road users, the vehicle could be removed by the Police. The badge holder could also be prosecuted and the badge withdrawn.</p>
4.	New Barnes - Hedging on narrow pathways overgrown to Kings Avenue	<p>In most cases, boundary hedges or planted shrubs adjacent to the public highway are in the ownership of the respective adjoining property owners and, therefore, the responsibility to maintain this planting (to ensure that there is no obstruction to the highway) rests with those property owners.</p> <p>However, the County Council, as Local Highway Authority, will, as a matter of priority, send letters to the property owners, to both remind them of their duties and request that they trim back the hedges and/or shrubs.</p> <p>The relevant Highways Supervisor is seeking to clarify ownership issues and will arrange for any clearance work/trimming to be done as required.</p>

5.	<p>Lynn Road - Road surfaces dangerous for cyclists – Lynn road</p>	<p>Maintenance works are being undertaken between 28 June to 2 July 2013.</p>
	<p>West Fen road junctions - Needs looking at from Downham Road onto West Fen Road</p>	<p>The County Council's Road Safety Team has reviewed the injury accidents along the A10 between West Fen Road and Downham Road over a five year period.</p> <p>There have been 6 slight and 1 serious injury accident at the cross roads on the A10/West Fen Road. However this is not a current cluster site. The accidents display a variety of different turning movements. There was a single overtaking slight injury accident between the two junctions. There have been 2 slight injury accidents at roundabout on the north-western approach.</p> <p>The priority for the Road Safety Team is to address formally identified accident cluster sites. Cambridgeshire has approximately 100 such sites and this team prioritises where engineering works are undertaken by the accident savings to be achieved.</p> <p>A cluster site is defined as a junction or 100 metre length of road (in the most recent 3 calendar year period) with: 6 or more slight injury accidents; 3 or more fatal or serious accidents; or 5 or more injury accidents providing that one of them is fatal or serious.</p> <p>The following link details this:</p> <p>http://www.cambridgeshire.gov.uk/transport/safety/methodologies/accident+sites.htm</p>
	<p>Cycling – out routes from Ely for cycling. Joined up thinking needed</p>	<p>The County Council has established a Cycle Forum which has met 3 times now - this was set up to ensure that agencies work together and the voices of local cyclists are heard.</p> <p>The County Council is working closely with East Cambridgeshire District Council. In addition, there have been a number of meetings with members of Ely Cycling Campaign; the County Council applauds the content of that group's strategy document.</p>
	<p>Prickwillow - More HGV's going through – why? Are there works somewhere?</p>	<p>Relevant officers within the County Council are unaware of any particular reason for an increase in HCV traffic through Prickwillow. However, a letter will be sent to local hauliers to reinforce the Cambridgeshire Advisory Freight Map and the strategic routes which should be used for through movements.</p>

Sanctuary Housing – Action Updates:

Priorities: None set

Other Issues:

No.	Issue	Action Taken
1.	None raised	

City of Ely Council – Action Updates:

Priorities: None set

Other Issues Raised at the Panel meeting:

No.	Issue	Action Taken
1.	Flyposting - Can this be picked up by John Yates town centres team?	A verbal update will be given on all City of Ely Council issues at the panel meeting
2.	Residential Streets near station - Streets near station with commuters parking – Can this be a priority now that charging dropped?	
3.	High street - TRO Saturdays – bring into on street parking review? Offence if you move not if you park	

4.	Fore Hill - Blue badges but can they only park on one side?	
5.	New Barnes Road & Beech Lane - Monitoring of erratic driving, speeding ignoring road markings. 20 mph considered?	
6.	New Barnes allotments - Golf balls on allotments	
7.	Lisle Lane - Ban parking all together with cycle track on one side	

Current Organisational Issues:

None

East Cambridgeshire Local Policing Team – Action Updates:

Priorities:

<ul style="list-style-type: none"> ● Priority 1 : Antisocial parking and speeding at various locations as specified above 	
Action Taken	<p>Parking update - Regular patrols of problem areas have been conducted, and tickets issued for offences of parking on double yellow lines, overstaying, obstruction, and parking in a Disabled Bay without a Blue Badge.</p> <p>Tickets have been issued in Chapel Street, Chief Street, St Mary's Street, Annesdale, West Fen Road, Market Street, High Street, Minster Place, The Gallery, Downham Road, Archery Crescent, New Barnes Road, Larkfield Road, Forehill, Broad Street, West End and Dovehouse Close.</p> <p>In total 75 Fixed Penalty Notices have been issued for parking offences in Ely City since the time of the last panel meeting.</p> <p>A joint initiative with the Fire Service also took place – on 30/05/13 – in Potter's Lane and Dovehouse Close, with vehicles being leafleted about potential obstruction of emergency services.</p>

	<p>Speeding update - Police enforcement activity took place in the following locations: Cam Drive – 2 drivers reported; 3 drivers given words of advice. Lisle Lane - 5 drivers reported; 3 drivers issued with Endorsable Fixed Penalty Notices; 1 driver given words of advice. Lynn Road – 1 driver reported.</p> <p>No Speedwatch activity reported.</p>
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Other Police Issues raised at the Panel meeting:

There is less activity to report than would be usual for a panel meeting. It should also be noted that during this period East Cambridgeshire Police officers have been committed with an ongoing local operation, which has limited their capacity to deliver against speeding issues.

No.	Issue	Action Taken
1.	Mobile phones being used while driving (no location given)	Officers will issue Endorsable Fixed Penalty Notices, or report for summons to court if offences are observed.
2.	St Johns Road – One Stop Illegal parking outside 'One Stop' shop	See Parking update under Priority 1 above
3.	Railway station roundabout - Drivers indicating incorrectly, dangerous for cyclists	Noted. If offences are observed then these will be dealt with.
4.	Deacons Lane - Parking on both sides of road Deacons Lane (paradise centre) and New Barnes Avenue.	See Parking update under Priority 1 above
5.	High Street - Alignment of parking cars on high street dangerous	See Parking update under Priority 1 above. If vehicles are parked diagonally but within the parking bay, then no offence is committed. If drivers are parked outside of the parking bay then this will be dealt with.
6.	Lisle lane - Speeding and ugly Aldi sign	See Parking update under Priority 1 above
7.	Cam drive - Speeding Cam Drive near	See Parking update under Priority 1 above

	schools 7-10am between Stour Green Rd and Downham road	
8.	Skateboarding Market Square – advice to young people from PCSO's.	No offences being committed by young people skateboarding.
9.	Stour Green - No parking restrictions and offences being committed (obstruction?)	Patrols conducted; no offences observed. See Parking update under Priority 1 above
10.	New Barnes Road & Beech Lane - Monitoring of erratic driving, speeding ignoring road markings. 20 mph considered?	See Parking update under Priority 1 above
11.	St Marys school - Parking in neighbouring streets on grass etc at anytime	See Parking update under Priority 1 above
12.	St Marys surgery - Parking issues	See Parking update under Priority 1 above
13.	Lisle Lane - Delivery lorries Travis Perkins parking on road	See Parking update under Priority 1 above

Fire Service data Primary and Secondary fires:

Month	Ward	Property Category	Property Type	Cause
April 2013	Ely	Non Residential	Fire in open	Deliberate
Amount of discarded refuse in Queen Adelaide way set alight				
April 2013	Ely	Non Residential	Outdoor storage	Accidental
A skip fire in which no evidence could prove intentional burning				

April 2013	Ely	Non Residential	Fire in open	Accidental
Railway trackside vegetation on fire				

April 2013	Ely	Non Residential	Outdoor storage	Accidental
Fence fire				