



Devon & Cornwall Police

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Licensing Department
Torbay Council
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TORQUAY
TQ1 3DR

Licensing Department East
Devon and Cornwall Constabulary
Force Headquarters
EXETER
EX2 7HQ

Telephone: 01803 218900

1 July 2015

Dear Sir/Madam

Application to Vary the Designated Premises Supervisor in respect of O'Pescador, 12-14 Victoria Parade, Torquay, Devon

I refer to an application to Vary the DPS of the above named premises into the name of Mr Eduardo Gomes.

Devon and Cornwall Police wish to object to the variation of the licence to specify Mr Gomes as the Designated Premises Supervisor, on the basis that the exceptional circumstances of the case are such that granting the application would undermine the crime prevention objective.

A check of the Police National Computer in respect of Mr Gomes has revealed the following:

On 7 July 2006 Mr Gomes appeared at Camberwell Green Magistrates Court where he was convicted of driving a motor vehicle with excess alcohol, for which he was found guilty. As a result of this he was fined £250, disqualified from driving for 18 months and his driving licence was endorsed. The rehabilitation period for this conviction is 5 years and therefore this conviction was deemed spent on 7 July 2011.

On 17 July 2012 Mr Gomes appeared at South London Magistrates Court charged with an offence of driving a motor vehicle with excess alcohol and was found guilty of this offence. As a result of this conviction Mr Gomes was fined £250, disqualified from driving for 36 months and his driving licence was endorsed to this effect.

The rehabilitation period in respect of this conviction is 5 years and the matter will not

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The Government Standard

be spent until 17 July 2017.

In light of the fact that Mr Gomes has a current conviction for driving a motor vehicle with excess alcohol and a spent conviction for the same offence, the police consider that Mr Gomes is not suitable to have responsibility for a licensed premises where a responsible attitude towards alcohol sale/consumption and compliance of the Licensing Act is paramount to ensure a premises does not impact on the any of the licensing objectives.

Should you require any further information or assistance, please do not hesitate to contact my Licensing Officer, Mrs Julie Smart, on telephone number 01803 218900.

Yours faithfully

A handwritten signature in blue ink, appearing to be 'G Mayhew', with a horizontal line underneath.

G Mayhew – Superintendent
LPA Commander – South Devon