



**FOR THE CHAIR AND MEMBERS OF  
THE LICENSING SUB-COMMITTEE  
FOR 25 OCTOBER 2005**

## **APPLICATION FOR PREMISES LICENCE**

**Applicant:** Paul William Pavloy

**Ref.No.**MBRO/PR0374/19916

**Premises:** Pavs, 7A Hartington Road, Middlesbrough TS1 5ED

**Application received:** 30 August 2005

### **Summary of proposed Licensable Activities:**

Provision of late night refreshment  
Supply of Alcohol ( only with food deliveries)

### **Summary of proposed Hours for Licensable Activities:**

5.00pm – 1.30am Monday to Sunday

**Full details of the application and accompanying operating schedule have been reproduced at Appendix 1.**

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### **1. Notification to Responsible Authorities:**

The following Responsible Authorities have all received notification of the application:

Chief Constable	Planning Manager
Chief Fire Officer	Trading Standards Manager
Area Child Protection Group	Environmental Health Manager (Public Safety and Public Nuisance)

**2. Application advertised by the applicant:** Herald & Post 7 September 2005

### **3. Legislation**

The Licensing Act 2003 requires the Licensing Authority to carry out its functions with a view to promoting the four licensing objectives:

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

The Licensing Authority must also have regard to its Licensing Policy and any guidance issued by the Secretary of State.

#### **4. Background**

The premises consist of hot food take away. Prior to the introduction of the Licensing Act 2003 these premises were not required to be licensed. The delivery of alcohol with food is an activity not currently carried out at the premises.

#### **5. The Representations**

On 26 September 2005 a representation was received from Middlehaven Community Council which objects to the application for a premises licence on the grounds of the prevention of public nuisance, the prevention of crime and disorder, public safety and the protection of children from harm (see Appendix 2).

#### **6. The Licensing Policy**

Members are referred to the following relevant sections of the Council's Licensing Policy.

Prevention of nuisance	Pages 10 to 15 (in particular para 38)
Crime and Disorder	Pages 17 and 18
Protection of children from harm	Pages 19 to 22
Public Safety	Pages 15 to 17

And any other sections of the Policy which Members consider to be relevant.

#### **7. Guidance to the Licensing Act 2003**

Members are referred to the following relevant sections of the Guidance.

Crime and Disorder	Starting at para 7.20 Annex D
Public Nuisance	Starting at para 7.38 Annex G
Protection of children from harm	Starting at para 7.47 Annex H
Public Safety	Starting at para 7.31 Annex E

And any other sections of the Guidance which Members consider to be relevant.

#### **8. Members' Options**

Members may consider the following options:

1. Grant the application subject to conditions consistent with the operating schedule and mandatory conditions if applicable.

2. Grant the application subject to the:-
  - addition of new conditions
3. To reject the whole or part of the application.

Members are reminded that any aggrieved party (i.e. Applicant, Responsible Authority, Interested Party) may appeal any decision of the Licensing Committee to the Magistrates Courts.

Contact Officer: John Hodgson  
Senior Licensing Officer  
Tel. 729693

Ed Chicken  
Head of Community Protection  
Date 25 October 2005

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**For admin use only:**

Decision:

Reasons: