



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

**APPLICATION FOR PREMISES LICENCE**

**Applicant:** Punch Taverns Plc

**Ref.No.**MBRO/PR0375/19917

**Premises:** The Laurel, 113 Borough Road, Middlesbrough

**Application received:** 30 August 2005

**Summary of proposed Licensable Activities:**

Sale by retail of alcohol for consumption on and off the premises  
Live/Recorded music, Dancing

**Summary of proposed hours of Licensable Activities:**

11.00am – 11.00pm Monday to Thursday  
11.00am – 1.00am Friday and Saturday  
12noon – 10.30pm Sundays

An additional hour on various notable dates throughout the year (Bank Holiday Weekends)  
Premises to remain open to the public for an additional 30 minutes following the end of licensable activities

**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:** Evening Gazette 6 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 a Public House situated in close proximity to residential premises. The premises currently have the benefit of a Justices 'On' Licence and Public Entertainment Licence to operate during the following hours:

11.00am – 11.00pm Monday to Saturday  
12noon – 10.30pm Sunday

However, these licences were not converted by the applicant into a premises licence during the transitional period, therefore the application is made for a new premises licence.

## 5. The Representations

On 2 September 2005 a representation was received from Cleveland Police which objects to the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance. (see Appendix 2).

On 5 September 2005 a representation was received from Stuart Wears, Environmental Health Officer which objects to the application on the grounds of noise nuisance. (see Appendix 3).

On 26 September 2005 a representation was received from Paul Emerson, Chair of Middlehaven Community Council who objects to the application on the grounds of crime and disorder and public nuisance. (see Appendix 4).

## 6. The Licensing Policy

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

Licensed Premises in residential areas	Page 10, (in particular para 42)
Crime and Disorder	Pages 17 and 18
Prevention of nuisance	Pages 10 to 15 (in particular para 38)

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 Appendix G

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 to vary.

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: Tim Hodgkinson  
Principal Licensing Officer  
Tel. 729693

Ed Chicken  
Head of Community Protection  
Date 25 October 2005

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### **For admin use only:**

Decision:

Reasons: