



**FOR THE CHAIR AND MEMBERS OF  
THE LICENSING SUB-COMMITTEE  
FOR 4 DECEMBER 2006**

**APPLICATION TO VARY PREMISES LICENCE**

**Applicant:** Brian Thompson

**Ref.No.**MBRO/PR0241

**Premises:** The Ship Inn, 23 Stockton Street, St Hildas, Middlesbrough

**Application received:** 13 October 2006

**Summary of current Licensable Activities:**

Sale by retail of alcohol for consumption on and off the premises

**Summary of current hours of Licensable Activities:**

11.00am to 11.00pm Monday to Saturday

12 noon to 10.30pm Sundays and Good Friday

12 noon to 3.00pm and 7.00pm to 10.30pm Christmas Day

**Summary of proposed variation of Licensable Activities:**

To extend the hours for the sale of alcohol and to remove the restriction in relation to children under the age of 14 years from accessing the premises.

**Summary of proposed variation to Hours for Licensable Activities:**

11.00am to 4am each day

**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

Chief Fire Officer

Area Child Protection Group

Planning Manager

Trading Standards Manager

Environmental Health Manager (Public Safety and Public Nuisance)

**2. Application advertised by the applicant:** Evening Gazette 18 October 2006.

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### **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 traditional public house situated in the St Hilda's area of Middlesbrough.

### **5. The Representations**

On 2 November 2006 a representation was received from Cleveland Police who object to the application to vary the licence on the grounds of the prevention of crime and disorder, the prevention of public nuisance 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	Page 10 to 15
Crime and Disorder	Pages 17 and 18
Protection of Children	Pages 19 to 22

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

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:-
  - removal of conditions
  - alteration of conditions
  - addition of new conditions
  - Mandatory conditions if applicable
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: Sarah Morris  
Licensing Officer  
Tel. 728716

Ed Chicken  
Head of Community Protection  
Date: 4 December 2006

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**For admin use only:**

Decision:

Reasons: