



**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 10 SEPTEMBER 2008**

APPLICATION TO VARY PREMISES LICENCE

Applicant: Middlesbrough Football & Athletic Company (1986) Limited **Ref.No.**MBRO/PR0362

Premises: Riverside Stadium, Dockside Road, Middlesbrough

Application received: 16 July 2008

Summary of current Licensable Activities:

Sale by retail of alcohol for consumption on and off the premises,
Late Night Refreshment, Live/Recorded Music, Dancing, Boxing/Wrestling, Indoor Sporting
Events, Plays, Films

Summary of current hours of Licensable Activities:

Sale by retail of alcohol for consumption on and off the premises	- 11am to 2am
Late Night Refreshment	- 11pm to 3am
All other licensable activities	- 6am to 3am
Premises Opening Hours	- 6am to 3am

Summary of proposed variation

- To add to the areas licensed for the sale of alcohol. It is proposed that alcohol sales will take place from mobile trollies in certain areas of the lower and upper concourses.
- To make amendments to the layout of the premises in the Premier Lounge and the Hardwick Suite.

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

1. Notification to Responsible Authorities:

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

Chief Constable

Planning Manager

Chief Fire Officer
Area Child Protection Group

Trading Standards Manager
Environmental Health Manager (Public Safety and Public
Nuisance)

2. Application advertised by the applicant: Herald & Post 23 July 2008

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 Riverside Stadium has held a premises licence with this Council since the introduction of the Licensing Act 2003 in November 2005. Prior to the introduction of the Licensing Act the premises had the benefit of a Justices Off Licence and Public Entertainment Licence for a number of years.

The current premises licence allows the applicant to offer a range of licensable activities from its numerous function suites including the sale of alcohol from the concourse areas in the stadium. The current application includes a request to allow for the sale of alcohol from mobile trollies in lower and upper concourses to relieve pressure on the licensed bars on matchdays.

Following discussions with Cleveland Police the Applicant has amended his application to include the following conditions:-

- The six mobile trollies use for the sale of alcohol will operate from positions in the concourse area to be agreed from time to time with the Police.
- After the use of the mobile trollies for the sale of alcohol at half time on a match day the relevant concourse areas will be cleared of litter consisting of empty drinks containers prior to the exit of spectators at full time.

5. The Representations

On 24 July 2008 a representation was received from Cleveland Fire Brigade, objecting to the application to vary the licence on the grounds of public safety (see Appendix 3).

6. The Licensing Policy

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

Public Safety

Pages 16 and 17

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

