



**FOR THE CHAIR AND MEMBERS OF  
THE LICENSING SUB-COMMITTEE  
FOR 25 JULY 2006**

**APPLICATION FOR REVIEW OF PREMISES LICENCE**

**Applicant:** Cleveland Police

**Ref.No.**MBRO/PR0385

**Premises:** Blue Lounge, 208 Linthorpe Road, Middlesbrough, TS1 3QW

**Application received:** 8 June 2006

**Summary of current Licensable Activities:**

Sale by retail of alcohol for consumption on and off the premises.  
Regulated entertainment including live and recorded music, dancing and films.  
The provision of late night refreshment.

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

Sale by Retail of Alcohol - 11am to 2am Monday to Saturday and 12 noon to 1am Sunday.  
12 noon to 2am on Sundays preceding a bank holiday

Regulated Entertainment and Late Night Refreshment - 11am to 2.30am Monday to Saturday and  
12 noon to 1.30am Sunday.  
12 noon to 2.30am on Sunday preceding a bank holiday

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**1. Details of Application**

On 8 June 2006 an application was received from Cleveland Police for a Review of the Premises Licence for Blue Lounge. The Police state that on 10 November 2005 and 18 May 2006 test purchase operations were carried out at the premises and on both occasions alcohol was served to underage persons. The Police also state that there has been a number of incidents of crime and disorder at the premises which are a cause for concern. Full details of the application have been reproduced at Appendix 1.

## **2. Notification to Responsible Authorities/Advertisement:**

The Police have confirmed that copies of the application were served on all responsible authorities on 8 June 2006.

In addition, to fulfil the requirements of the Licensing Act 2003, Licensing Officers posted a notice on the premises and in the Council Offices on 8 June 2006 advertising the review application. At the end of the 28 day consultation period no further representations were received.

## **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.

The Licensing Act 2003 provides a procedure for review of a premises licence by any responsible authority or interested party who consider that there are problems at a premises which would impact on any of the licensing objectives.

## **4. Background Information**

The premises consist of a lounge style public house situated in a mixed commercial/residential area. A map of the area surrounding the premises is attached at Appendix 2.

On 3 October 2005 an application was made by Barry's Pub Co Limited for a Premises Licence for the hours and licensable activities detailed above. The licence was granted on 3 November 2005.

On 8 June 2006 Cleveland Police made application for a review of the Premises Licence.

On 14 June 2006 an application was made to vary the Premises Licence to specify an individual as the Designated Premises Supervisor. The licence was granted on 14 June 2006.

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

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

Reviews Starting at para 5.99

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

## **6. Members' Options**

Members may consider the following options:

1. To modify the conditions of the licence.
2. To exclude a licensable activity from the scope of the licence.
3. To remove the designated premises supervisor.
4. To suspend the licence for a period not exceeding 3 months.
5. To revoke the licence.
6. Alternatively Members may consider that it is not necessary to take any of the above steps and may issue an informal warning/and or recommend improvement within a certain time period.

Members are reminded that any aggrieved party (i.e. Applicant for the review, Holder of the Premises Licence any other person who made a relevant representation) may appeal any decision of the Licensing Committee to the Magistrates Courts.

Contact Officer: Sarah Morris  
Licensing Officer  
Tel. 728216

Ed Chicken  
Head of Community Protection  
Date 25 July 2006

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**For admin use only:**

Decision:

Reasons: