



**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 17 MARCH 2008**

APPLICATION FOR PREMISES LICENCE

Applicant: Andrea Claire Williams

Ref.No.MBRO/PR0470

Premises: 31-33 Saltersgill Avenue, Middlesbrough TS4 3LD

Application received: 23 January 2008

Summary of proposed Licensable Activities:

Sale of Alcohol (Off Sales) 9.00am – 10.00pm Monday to Sunday

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	Trading Standards Manager
Area Child Protection Group	Environmental Health Manager (Public Safety and Public Nuisance)

2. Application advertised by the applicant: Herald and Post 30 January 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 premises consist of a convenience store situated in a residential area.

5. The Representations

On 6 February 2008 a representation was received from Councillor Garry Clark, Ward Councillor for the area acting on behalf of local residents, 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 15 February 2008 a representation was received from Cleveland Police, which objects to the application on the grounds of the prevention of crime and disorder, the prevention of public nuisance and the protection of children from harm. (Appendix 3)

On 19 February 2008 a representation was received from Beechwood Community Council, which objects to the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance (see Appendix 4).

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 21

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.

Public Nuisance	Starting at para 2.32 Annex D (Pool of Conditions)
Crime and Disorder	Starting at para 2.1 Annex D (Pool of Conditions)
Protection of Children	Starting at para 2.41 Annex D (Pool of Conditions)

And any other sections of the Policy 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. 728719

Ed Chicken
Head of Community Protection
Date 17 March 2008

For admin use only:

Decision:

Reasons: