

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 29 AUGUST 2014**

**APPLICATION TO VARY A PREMISES LICENCE
LICENSING ACT 2003**

Applicant: One Stop Stores Limited

Ref. No. PR0123

Premises: One Stop, 43 Viewley Centre, Hemlington, Middlesbrough

Application received: 9 July 2014

Summary of existing Licensable Activities: Sale of Alcohol (Off Sales) - 8am to 11pm Daily.

Summary of proposed Licensable Activities: Sale of Alcohol (Off Sales) – 6am to 11pm Daily.

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

A copy of the existing Premises Licence is attached at Appendix 2.

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	Director of Public Health
Environmental Health Manager (Public Safety and Public Nuisance)	

2. Application advertised by the applicant: Evening Gazette – 15 July 2014

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 operate as a convenience store, with off licence, located in a shopping precinct situated in a residential area. The premises have had the benefit of a Premises Licence since 11 December 2012.

5. The Representations

On 22 July 2014 a representation was received from Ms D Thompson, a local resident, objecting to the application on the grounds of the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. A copy of this representation is attached at Appendix 3.

On 5 August 2014 a representation was received from Councillor N Walker, a Ward Councillor, objecting to the application on the grounds of the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. A copy of this representation is attached at Appendix 4.

On 22 July 2014 a representation was received from Councillor J Walker, a Ward Councillor, objecting to the application on the grounds of the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. A copy of this representation is attached at Appendix 5.

6. The Licensing Policy

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

Prevention of Public Nuisance	Pages 23 to 29
Public Safety	Pages 30 and 31
Prevention of Crime and Disorder	Pages 32 to 42
Protection of Children from Harm	Pages 43 to 45

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.

Hours of Trading for Shops	Starting at paragraph 10.13
Prevention of Crime and Disorder	Starting at paragraph 2.1
Public Safety	Starting at paragraph 2.8
Public Nuisance	Starting at paragraph 2.18
Protection of Children from Harm	Starting at paragraph 2.25

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. Reject the whole or part of the application.

Members are reminded that any aggrieved party (i.e. Applicant, Responsible Authority, Other Person) may appeal any decision of the Licensing Committee to the Magistrates' Court.

Contact Officer: Tim Hodgkinson
Principal Licensing Officer
Tel. 728720

For admin use only:

Decision:

Reasons:

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

IWE One Stop Stores Limited

(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under S34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence Number MBRO/PRO123/077163
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description One Stop 43 Viewley Centre Hemlington			
Post Town	Middlesbrough	Postcode	TS8 9JH

Telephone number at premises	
Non-domestic rateable value of premises	£22,500.00

Part 2 - Applicant Details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	One Stop Stores Limited Apex Road Brownhills		
Post Town	Walsall	Postcode	WS8 7TS

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Yes No

If not do you want the variation to take effect from

Day		Month		Year		
┆	┆	┆	┆	┆	┆	┆

Please describe briefly the nature of the proposed variation (please read guidance note 1)

Application is made to amend the licensable hours to 06:00 to 23:00 daily.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

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Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box L)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

B

Films			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 6)				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both	<input type="checkbox"/>	
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

Late night refreshment			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 6)				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 3)	
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	06:00	23:00			
Tue	06:00	23:00			
Wed	06:00	23:00			
Thur	06:00	23:00			
Fri	06:00	23:00			
Sat	06:00	23:00			
Sun	06:00	23:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	06:00	23:00	
Tue	06:00	23:00	
Wed	06:00	23:00	
Thur	06:00	23:00	
Fri	06:00	23:00	
Sat	06:00	23:00	
Sun	06:00	23:00	
			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

M- Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

This application may be amended during the application period to reflect any agreements that may be reached with the responsible authorities and interested parties.
No additional steps have been identified as necessary to take to promote the four licensing objectives as a result of the proposed variation given the conditions currently in operation at the store.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	<i>Karen Cochrane</i>
Date	<i>9.7.14</i>
Capacity	<i>solicitor</i>

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Karen Cochrane
 Flint Bishop LLP
 St Michael's Court
 St Michael's Lane
 Derby DE1 3HQ

Telephone number (if any)	01332 226148
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If you would prefer us to correspond with you by e-mail your e-mail address (optional)

karen.cochrane@flintbishop.co.uk

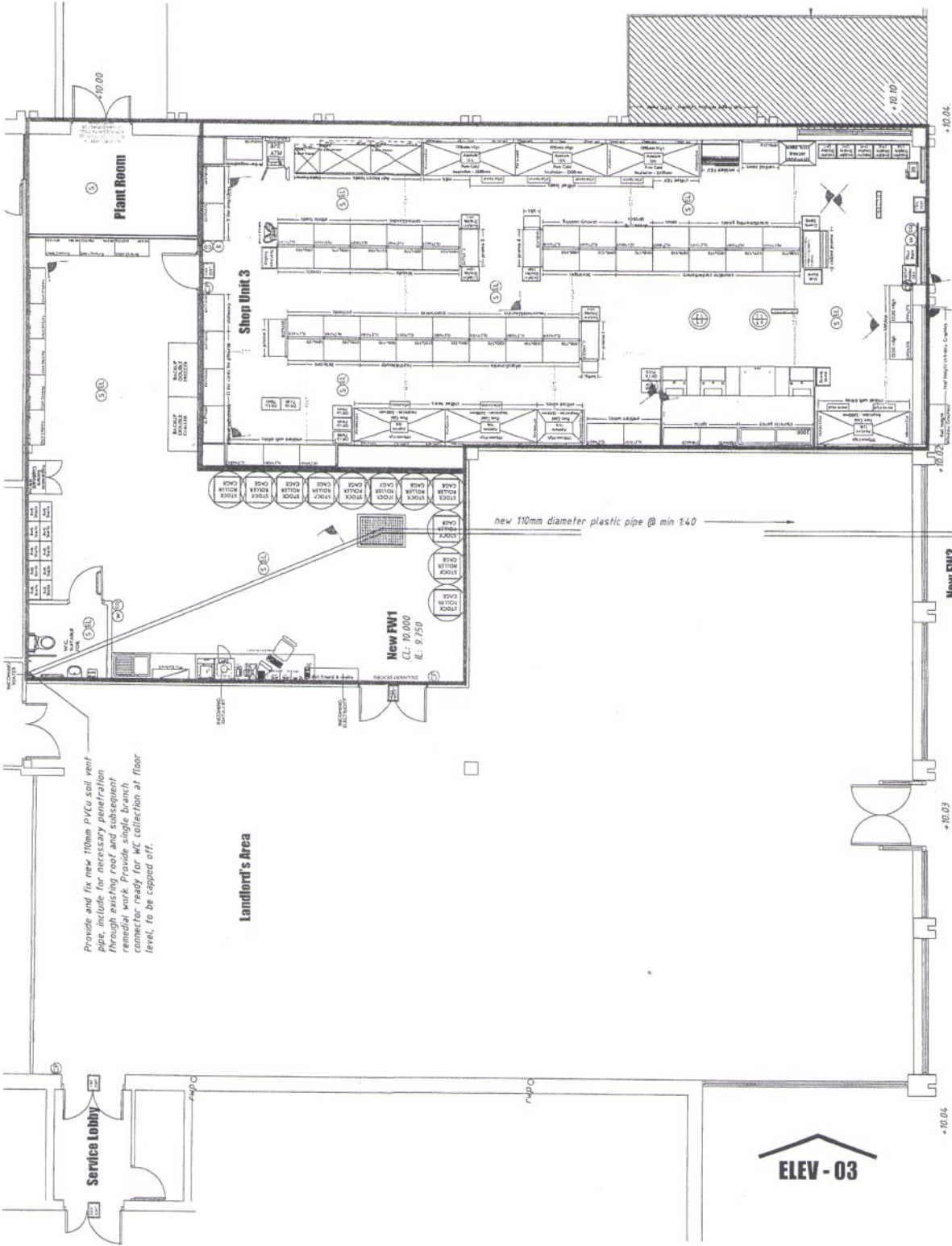
Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick 'on the premises', if you wish people to be able to purchase alcohol to consume away from the premises please tick 'off the premises'. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

CCTV	
UNIDENTIFIED	IDENTIFIED
COLLECTED	STORAGE
LICENSING	
FIRE / ALARM	
①	②
③	④
⑤	⑥
⑦	⑧
⑨	⑩
⑪	⑫
⑬	⑭
⑮	⑯
⑰	⑱
⑲	⑳
㉑	㉒
㉓	㉔
㉕	㉖
㉗	㉘
㉙	㉚
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㊴	㊵
㊶	㊷
㊸	㊹
㊺	㊻
㊼	㊽
㊾	㊿

stock room site	
store profiles	
storey flat later	
old store grading:	
Medium	
store size	2500 sq ft
store use	store use
project type:	new store
store address:	123 St
store owner:	ABC Ltd
store date:	01.07.23
store ref:	0000
onestep	
OFF LICENCE PROPOSED	
123 St, 123 St	



proposed off licence plan

Middlesbrough
Council



PREMISES LICENCE

Part A

Premises licence number

MBRO/PR0123/077163

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
One Stop 43 Viewley Centre Hemlington	
Post town	Post code
Middlesbrough	TS8 9JH
Telephone number	

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Sale of Alcohol

The times the licence authorises the carrying out of licensable activities

SALE OF ALCOHOL OFF PREMISES

Monday to Sunday: 8am to 11pm

The opening hours of the premises

Monday to Sunday: 6am to 11pm

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Alcohol sales permitted OFF the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

One Stop Stores Limited
Apex Road
Brownhills
Walsall
West Midlands
WS8 7TS

01543 363195

licensing@onestop.co.uk

Registered number of holder, for example company number, charity number (where applicable)

02462858

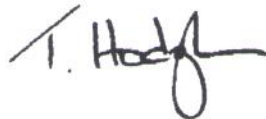
Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Mrs Michelle Faulkner

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

MBRO/PL1047/076691 issued by Middlesbrough Borough Council

Granted on 30 July 2014



Authorised Officer

Annex 1 - Mandatory conditions

Mandatory conditions in accordance with Section 19 of the Licensing Act 2003:

Where a premises licence authorises the supply of alcohol:

- (i) No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (ii) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Effective from 28 May 2014:

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1-

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
- (b) "permitted price" is the price found by applying the formula-

$$P = D + (D \times V)$$

Where:

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence-

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(b).

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.—(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

(1) The premise licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Annex 2 - Conditions consistent with the operating Schedule

LICENSING OBJECTIVES

GENERAL - ALL FOUR LICENSING OBJECTIVES

All staff will be trained in relation to the sale of age restricted goods.
A CCTV system will operate at the store.
An age recognition scheme such as Challenge 25 will be in place.
A register of all challenged and refused sales will be maintained.
A register of all major incidents of crime and disorder will be maintained.
A system of prompts will be in place to ensure staff undertake age checks on age restricted products.

THE PREVENTION OF CRIME AND DISORDER

1. The premises must be fitted with a colour digital CCTV system, covering both internal and external areas of the premises. The footage must be retained for a minimum of 31 days and must be able to be transferred onto a medium that can be viewed on Police computer systems.
2. When the store is open and trading, there must be a member of staff on duty who is fully trained and able to operate the CCTV system. They must be able to produce footage of CCTV to Police or any other Responsible Authority within a reasonable time, eg. 24 hours routine or immediately for investigation of serious crime.
3. An incident book must be kept at the premises and maintained to record all incidents, refusals and age challenges which occur at the premises. All such matters shall be timed, dated and signed by the author and produced to police or any Responsible Authority upon request. The DPS must check the incident book to ensure compliance.
4. A 'Challenge 25' Policy will be implemented with all staff insisting on evidence of age from any person appearing to be under the age of 25 and attempting to buy alcohol. The only acceptable forms of ID will be photographic ID bearing a date of birth that is either a passport, driving licence or recognised proof of age card accredited under the proof of age standards scheme (PASS). There shall be notices displayed at all points of sale and all entrances and exits to inform customers and remind staff that the premises is operating a 'Challenge 25' policy.
5. All staff will be fully trained and retrained on a six monthly basis in relation to the law relating to the sale of alcohol to under age persons, persons buying on behalf of under 18's (proxy sales) persons appearing under the influence of alcohol and also the operation of the associated 'Challenge 25' policy. Written training records to this effect, will be maintained and must be made available for inspection.
6. No alcohol is to be displayed or stocked within 5 metres of any entry/exit door.
7. The premises will be fitted with an industry standard approved Intruder Alarm System.

PUBLIC SAFETY

1. The requirements of the Fire officer will be complied with.
2. A fire risk assesment will be undertaken prior to the premises trading.

THE PREVENTION OF PUBLIC NUISANCE

1. A regular litter pick of the stores external areas will be carried out.

THE PROTECTION OF CHILDREN FROM HARM

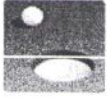
1. All staff will be trained in relation to the sale of age restricted goods.
2. An age recognition scheme such as 'Challenge 25' will be in place.
3. A system of prompts will be in place to ensure staff undertake age checks on age restricted products.
4. A register of all challenged and refused sales will be maintained.

Annex 3 - Conditions attached after a hearing by the licensing authority

Not Applicable

Annex 4 - Plans

As per plan submitted on 1 November 2012



Fw: One stop hemlington
Neil Williams to: Louise Romaine

22/07/2014 13:58

From: Neil Williams/COMPROT/Middlesbrough_Borough_Council/GB
To: Louise
Romaine/COMPROT/Middlesbrough_Borough_Council/GB@Middlesbrough_Borough_Co
uncil

Neil Williams
Licensing Enforcement Officer
01642 728718

----- Forwarded by Neil Williams/COMPROT/Middlesbrough_Borough_Council/GB on 22/07/2014 13:58 -----



di-thompson

22/07/2014 10:29

To licensing@middlesbrough.gov.uk

cc

Subject One stop hemlington

I wish to protest to a 6am licence to sell alcohol at this shop on the grounds of Potential public safety due to alcoholics coming to hemlington from other areas and becoming aggressive. Also if they will cause a public nuisance to sober people by trying to talk to them, passing out in the walkway area and finally the children who need to catch a bus to school early morning could be in danger. My son had an incident when waiting for a bus home from school when he was assaulted by a drunk without reason. Please, please do not grant this request.

Sent from Samsung Mobile on O2



Re: Licensing Act 2003 - Variation Application, One Stop, 43 Viewley Centre (PR123)

Nicola Walker to: Louise Romaine
Cc: Jeanette Walker, Tim Hodgkinson

05/08/2014 08:58

From: Nicola Walker/Councillors/Middlesbrough_Borough_Council/GB
To: Louise Romaine/COMPROT/Middlesbrough_Borough_Council/GB@Middlesbrough_Borough_Council
Cc: Jeanette Walker/Councillors/Middlesbrough_Borough_Council/GB@Middlesbrough_Borough_Council, Tim

Hi Louise

As one of the ward councillor for Hemlington Ward I would like to object on the following grounds.

There is a problem with drinking in the shopping centre and has been on and off for a number of years. This is an issue that is frequently raised at Hemlington Community Council and drink related anti-social behaviour has meant that the Viewley Centre has been a policing priority on several occasions, including over recent months.

Police records however will not reflect the true extent of the problem as it is not an offence to drink in the centre which unfortunately for the people of Hemlington is not the subject of a DPPO despite requests from ward councillors to introduce one.

Due to problems with drinking in the centre ward councillors have requested via Community Council and more recently to the Police and Crime Commissioner that a DPPO be introduced in the centre.

At a Young Person's Surgery in March 2014, a young person approached Jeanette and I with concerns about anti-social behaviour and drinking in the centre which he felt prevented him and his friends from feeling safe there.

Observations from youth groups and local residents, as well as reports of gangs (of up to 40) coming in from the Low Lane end of Hemlington, indicate that this is largely due to young people coming into Hemlington from outside the area.

As ward councillors we get complaints about drinking, not only on an evening but also during the day in the centre by adults

I litter pick on the morning of Hemlington Market (1st Saturday of the month), most recently on Saturday August 2nd when I found empty cartons of Fosters lager, empty lager cans and cider bottles. The previous month I found empty Smirnoff vodka bottles and large cider bottles.

The worry is that these problems will simply occur earlier in the morning when children are going to nearby primary schools at Viewley Hill and St Gerards, after which alcohol will have been on sale for a couple of hours.

As a dog walker I do see older children going to Macmillan, passing through the centre on their way to the bus stop well before 8 o'clock and feel it is inappropriate for them to witness drinking at this early hour.

When Onestop were first coming to the Viewley Centre, officers from Licensing, Community Safety, the Police, Community Council and local councillors met with their managers and at that time local councillors opposed the idea of a 6am start to the licence and, again at that time, Onestop agreed to amend their plans with the licence to start from 8am. No

such consultation has been sought on this occasion.

When McColls applied for their licence, they too had voluntarily amended their plans from a 6am to 8am start at the request of ward councillors.

Presumably if this licence was granted to Onestop, both McColl's and Boozebox could simply follow suit, with three 6am licences in a small centre.

This in no way is a criticism of Onestop (other than applying for a 6 am licence) who have a very well run shop which is an asset to the centre

Consultation via Social Media on this issue with local residents has resulted in the following responses-names from Facebook can be supplied on request:

"Surely not enough people come in between 6am and 8am to buy alcohol to warrant this earlier sales application? If so, then maybe there needs to be more help for these people?"

"I think 8am is far too early as it is"

"I agree with you nicki there is no need as there is a 24 hour garage not far away and whoever needs alcohol that time in the morning should buy the night before and if they drink it they won't be up for 6"

"..you would be surprised at the amount of people who do but I agree that 8 is too early to"

"Far too early!! Should be 9 when children have gone into school and don't have to witness drunks!"

"What do they do with booze that time of the Morning Do they put it on there Corn Flakes , far too early Nuff said"

"6 am , 8 am whats the difference there both too early , at one time dont think u were allowed to buy booze b 4 11 am or was it 12 ?"

"I agree alcohol is for evenings and shouldnt be sold before lunch especially in such a close proximity to a school! Talk about setting a bad example."

"Groups of secondary school kids are already down the shops just after 7 before they catch buses to school. What are the licensed hours of the other license holders? Surely all should be in line with each other so one stop and McColl both able to sell from same time only."

"Too many booze shops in a small vicinity"

"Far too early Nicky we will certainly be objecting and we were all under the impression that once someone took over the old co op mc colls would have to stop selling alcohol."

"I hope this doesnt get passed, 8am is way too early so 6am is ridiculous.....its bad enough seeing them sat on the benches at lunch time drinking and hiding it in there bags.....just no need at all.....should be changed to late afternoon to sell it....."

"That is too early at 8am never mind 6am, they should only be able to sell it at pub opening times 11am don't we have enough to worry about those shops already!"

"All thats going to happen is give Hemlington a worse name than its got already."

Regards

Nicky Walker
Labour Councillor for Hemlington Ward

-----Louise Romaine/COMPROT/Middlesbrough_Borough_Council/GB wrote:
-----To: Jeanette
Walker/Councillors/Middlesbrough_Borough_Council/GB@Middlesbrough_Borough_Council, Nicola_Walker@middlesbrough.gov.uk
From: Louise Romaine/COMPROT/Middlesbrough_Borough_Council/GB
Date: 07/10/2014 10:04AM
Subject: Licensing Act 2003 - Variation Application, One Stop, 43 Viewley Centre (PR123)

FOR INFORMATION ONLY

Licensing Act 2003 - Premise Licence - Variation
One Stop, 43 Viewley Centre, Hemlington, Middlesbrough

Please be advised that an application has been received from the above named premises in accordance with the Licensing Act 2003 to Vary a premise licence.

A brief description of the Variation is as follows:-

Sale of alcohol 'off' premises Monday to Sunday 6am to 11pm (currently 8am to 11pm).

The full application can be inspected at the Licensing Office, Ground Floor, Vancouver House.

Please note that any representations must be received no later than Wednesday 6 August 2014.

Thanks.

Louise Romaine
Licensing Officer
Tel: 01642 728712



Licensing Act 2003 - Variation Application, One Stop, 43 Viewley Centre
(PR123)

Jeanette Walker to: Louise Romaine
Cc: Nicola_Walker, Tim Hodgkinson

05/08/2014 23:11

Dear Louise

As one of the local ward councillors from the Hemlington Ward I would like you to accept this email as my objection to the application for a variation of licence hours for One Stop, 43 Viewley Centre (PR123).

I would like to support my fellow councillor Nicky Walker's email, stating reasons for the objection. Many of the reasons which were given to us all relate to the issue of people drinking in the centre.

I would like to object on behalf of the residents of Hemlington who feel that any variation to the existing licence hours for the One Stop shop will add to problems of anti social behaviour which already exist in the centre. There have as my colleague states been reasons to make the area a policing priority to avoid the issues of people drinking in and around the very shop which wishes to extend their opening hours. We had a problem recently as my colleague Nicky Walker states in her email of gangs coming in to the area from other wards and causing problems we do not need this happening and would ask that you do not feel it necessary to grant this application. This objection is in keeping with the licensing objective of **Prevention of Crime and Disorder** and **Prevention of Public Nuisance**.

I also feel that we need to object on the grounds of **Protection of children from Harm**. As many children in this area travel to Macmillan Academy and other secondary schools which are outside of the area. They would be open to seeing the effects of early morning drinking going on in the centre and this would or could lead to them feeling unsafe. It is many residents fears that opening from 6am in the morning would only serve to exacerbate the problems already existing in the area. My colleague and I are regularly in the area and also witness people buying drinks and openly consuming them outside the very shops that they have bought them from. These are people who have a problem with drinking in the main and we feel that this is only going to cause more problems than already exist. Children are also visiting these shops on their way to school and also witness this happening. We need to try and avoid this happening in our very small but local shopping centre. These reasons stated also relate to the last of the Licensing objectives **Public Safety**.

We Nicky Walker and I, are trying hard to raise the profile of Hemlington and work with traders, and police in this area to ensure that residents feel safe and enjoy shopping safely in the Viewley Centre. We feel that by granting this variation you will undo all the good work which has been happening here and we urge you to refuse this variation.

Yours sincerely

Jeanette Walker Local Ward Councillor.