

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 30 JANUARY 2015**

APPLICATION FOR PREMISES LICENCE

Applicant: Rontec Watford Ltd

Ref.No. PR0145

Premises: Coronation Service Station, 245 Acklam Road Middlesbrough TS5 7BW

Application received: 13 November 2014

Summary of proposed Licensable Activities:

Supply of Alcohol – 6am to 11pm daily
Provision of Late Night Refreshment – 11pm to 5am daily

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: 17 November 2014 Evening Gazette

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 consists of a garage situated amongst other commercial premises on Acklam Road in Middlesbrough, close to residential housing.

5. The Representations

On 28 November 2014 a representation was received from the Lodore Residents Association which objects to the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance. The representation is attached at Appendix 2.

On 28 November 2014 a representation was received from Councillor H. Pearson O.B.E. and Councillor R. Arundale, ward councillors for the Kader Ward, which is adjacent to the ward in which this premises is located. The councillors object to the application on the grounds of the prevention of public nuisance and the prevention of crime and disorder. The representation is attached at Appendix 3.

On 5 December 2014 a representation was received from Mr A Jones, who objects to the Licence on the grounds of the prevention of crime and disorder. It is unclear as to whether Mr Jones is a local resident or the proprietor of a business close to this premises. The representation is attached at Appendix 4.

On 11 December 2014 a representation was received from Cleveland Police that objects to the application on the grounds of the prevention of crime and disorder, the prevention of public nuisance, the protection of children from harm and public safety. The initial representation, a statement provided by PC Bryan and accompanying documentation 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 Crime and Disorder	starting at paragraph 9.1
Prevention of Public Nuisance	starting at paragraph 7.1
Public Safety	starting at paragraph 8.0
Protection of Children from Harm	starting at paragraph 10.0

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.

Prevention of Crime and Disorder	starting at paragraph 2.1
Prevention of Public Nuisance	starting at paragraph 2.18
Public Safety	starting at paragraph 2.8
Protection of Children from Harm	starting at paragraph 2.25

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. Refuse to specify a person in the licence as the premises supervisor.

4. 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' Court.

Contact Officer: John Hodgson
Senior Licensing Officer
Tel. 728720

Dated : 30 JANUARY 2015

For admin use only:

Decision:

Reasons: