

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 21 MAY 2015**

APPLICATION FOR REVIEW OF PREMISES LICENCE

Applicant: Middlesbrough Council Trading Standards

Ref.No. OL/15/4

Premises: 9 Parliament Road, Middlesbrough TS1 4JU

Application received: 1 April 2015

Current Licensable Activities: Sale of Alcohol Off Premises 7am – 11pm Daily

A full copy of the application for review is attached at Appendix 1. Further documentation in support of the application will be provided prior to the date of the committee hearing. Full details of the current Premises Licence have been reproduced at Appendix 2.

1. Notification to Responsible Authorities:

The Trading Standards Officer confirmed that copies of the application were submitted to all other Responsible Authorities and the current Premises Licence holder on 1 April 2015.

2. Notice of Application: A notice giving details of the application was displayed close to the premises by a Licensing Officer on 1 April 2015

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 located amongst other retail premises in a busy residential area. These premises have traded with the benefit of a premises licence since 18 July 2007.

5. The Representations

On 29 April 2015 a representation was received from Cleveland Police, supporting the application to review the premises licence on the grounds of the prevention of crime and disorder and the prevention of public nuisance. A copy of the representation is produced at Appendix 3.

On 15 April 2015 a representation was received from the Director of Public Health, supporting the application to review the premises licence on the grounds of the prevention of crime and disorder and public safety. A copy of the representation is attached at Appendix 4. Further evidence in support of this representation will be provided prior to the date of the committee hearing.

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 to 31
Prevention of Crime and Disorder	Pages 32 to 42
Protection of Children from Harm	Pages 43 and 44

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 Public Nuisance	Starting at paragraph 2.18
Public Safety	Starting at paragraph 2.8
Prevention of Crime and Disorder	Starting at paragraph 2.1
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. Modify conditions in place on the premises licence.
2. Exclude a licensable activity from the scope of the licence
3. Remove the designated premises supervisor
4. Suspend the licence for a period not exceeding 3 months
5. Revoke the licence.

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: John Hodgson
Senior Licensing Officer
Tel. 728719

For admin use only:

Decision:

Reasons: