

APPLICATION TO VARY A PREMISES LICENCE TO SPECIFY  
AN INDIVIDUAL AS DESIGNATED PREMISES SUPERVISOR  
UNDER THE LICENSING ACT 2003

APPENDIX 1

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.

I/We **Kirsty Kareem**

(Insert name(s) of Premise Licence Holder)

being the Premise Licence Holder, apply to vary a premise licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003

Premises licence number **MBRO/PR0199/058501**

Part 1 – Premises details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Princess Road Food Store, 39 Princess Road, Middlesbrough			
<b>Post town</b>	Middlesbrough.	<b>Post code</b>	TS1 4BG
<b>Telephone number (if any)</b>	07522222297		
<b>E-mail address (optional)</b>			

<b>Description of Premises</b> (Please read guidance note 1) General Grocery Store and Off Licence.	<b>MIDDLESBROUGH COUNCIL</b>  31 MAR 2015
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Part 2

<b>Full name of proposed Designated Premise Supervisor</b> <b>Kirsty Kareem</b>	<b>LICENSING</b>
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<b>Personal licence number of proposed Designated Premise Supervisor and issuing authority of that licence.</b> MBRO/PL0531/070986 Middlesbrough Borough Council
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<b>Full name of existing Designated Premise Supervisor (if any)</b> <b>Hardie Mhuden Kareem</b>
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Please tick yes

I would like this application to have immediate effect under section 38 of the Licensing Act 2003

I have enclosed the premise licence or relevant part of it

(if you have not enclosed the premise licence, or relevant part of it, please give reasons why not)


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

Please tick yes

- I have made or enclosed payment of the fee
- I will give a copy of this application to the chief officer of police
- I have enclosed the consent form completed by the proposed premise supervisor
- I have enclosed the premise licence or relevant part of it or explanation
- I will give a copy of this form to the existing premises supervisor, if any
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 2)

Signature	
Date	30/3/15
Capacity	Agent

**For joint applicants signature of 2<sup>nd</sup> applicant, 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 4). **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 5)

**David Lester. D&B Licensing Consultants.  
The Cottage. Over Dinsdale Hall. Near Neasham. Co Durham**

**Post town**  
Darlington

**Post Code** DL2 1PW

**Telephone number (if any)** 07521887292

**If you would prefer us to correspond with you by e-mail your e-mail address (optional)**

Dave.overdinsdale@btinternet.com

#### Guidance Notes

1. Describe the premises, for example the type of premise it is.
2. The application form must be signed
3. An applicants agent (for example – solicitor) may sign the form on their behalf provided that they have actual authority to do so
4. Where there is more than one applicant, both applicants, and their respective agents must sign the application form.
5. This is the address which we shall use to correspond with the about this application.

# Consent of Individual to being specified as Designated Premises Supervisor

I **Kirsty Kareem**  
(full name of prospective premises supervisor)

of **16. The Crescent,  
Middlesbrough  
TS5 6SQ**  
[home address of prospective premise supervisor]

Hereby confirm that I give my consent to be specified as the Designated Premise Supervisor in relation to the application for

**Premises Licence to sell alcohol by retail.**  
[type of application]

by **Kirsty Kareem**  
[name of applicant]

relating to a premise licence **MBRO/PR0199/058501**  
[Insert the Premise Licence Number if any]

for **Princess Road Food Store. 39 Princess Road, Middlesbrough TS1 4BG**  
[Insert Name of Premise to which the application relates]

and any premise licence to be granted or varied in respect of this application made by **Kirsty Karem.**  
[Insert name of applicant]

Concerning the supply of alcohol at **Princess Road Food Store. 39 Princess Road. Middlesbrough.**  
[Name and address of premises to which the application relates]

I also confirm that I am applying for, intend to apply for, or currently hold a personal licence, details of which I set out below

Personal Licence Number

**MBRO/PL0531/070986**

[Insert personal licence number, if any]

Personal Licence Issuing Authority

**Middlesbrough Borough Council**

[Inset name and address and telephone number of personal licence issuing authority]

Signed

*K. Kareem*

Name (Please print)

**Kirsty Kareem**

Date

*30/3/15*



Middlesbrough  
Council



## PREMISES LICENCE

### Part A

Premises licence number

MBRO/PR0199/058501

#### Part 1 - Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Princess Food Store 39 Princes Road	
<b>Post town</b>	<b>Post code</b>
Middlesbrough	TS1 4BG
<b>Telephone number</b>	
<b>Where the licence is time limited the dates</b>	
N/A	
<b>Licensable activities authorised by the licence</b>	
Sale of Alcohol	
<b>The times the licence authorises the carrying out of licensable activities</b>	
<b>SALE OF ALCOHOL OFF PREMISES</b>	
Monday to Saturday - 8am to 10pm Sunday - 9am to 10pm	
<b>The opening hours of the premises</b>	
Monday to Saturday - 8am to 10pm Sunday - 9am to 10pm	
<b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b>	
Alcohol sales permitted OFF the premises	

**Part 2**

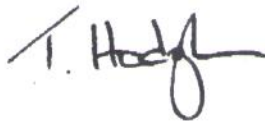
<p><b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence</b></p> <p>Mr Harde Mhauden Kareem 16 The Crescent Linthorpe Middlesbrough TS5 6SQ</p> <p>07522222297</p>
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<p><b>Registered number of holder, for example company number, charity number (where applicable)</b></p> <p>N/A</p>
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<p><b>Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol</b></p> <p>Mr Harde Mhauden Kareem 16 The Crescent Linthorpe Middlesbrough TS5 6SQ</p> <p>07522222297</p>
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<p><b>Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol</b></p> <p>MBRO/PL0666/060057 issued by Middlesbrough Borough Council</p>
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Granted on 17 March 2014



Authorised Officer



## Annex 1 - Mandatory conditions

### Supply of Alcohol

1. 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.

2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

3. But nothing in subsection (1) requires such a condition to be imposed:

(a) In respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films); or

(b) In respect of premises in relation to:

(i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

4. For the purposes of this section:

(a) "Security activity" means an activity to which paragraph 2(1) (a) of that Schedule applies, and which is licensable conduct for the purposes of that Act.

(b) Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

### Age Verification

5. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

6. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

7. 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 either:

(a) a holographic mark, or

(b) an ultraviolet feature.

### Permitted Price

8. 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.

9. For the purpose of this 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).

10. 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.

11. (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.

Irresponsible Drink Promotions (applicable to 'on' & 'off' sales)

12. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

13. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of

alcohol for consumption on the premises:

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise).

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

14. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

#### Alcoholic Drink Measures

15. The responsible person must ensure that:

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available."

## Annex 2 - Conditions consistent with the operating Schedule

### LICENSING OBJECTIVES

#### GENERAL - ALL FOUR LICENSING OBJECTIVES

Compliance with any recommendations from the authorities.

#### THE PREVENTION OF CRIME AND DISORDER

1. The premises must be fitted with colour digital CCTV both internally and externally and footage must be kept for a minimum of 31 days.
2. An incident book must be kept to record any incidents of crime and disorder.
3. All staff must be trained with regards to identifying and selling alcohol to underage persons and a record of the training must be kept up to date at all times.
4. A Challenge 21 policy will be adopted and posters will be displayed informing customers of this. Any person appearing to be under the age of 21 must be challenged for acceptable photographic identification.
5. A refusals book must be kept and maintained.
6. No perry or cider to be sold from the premises at any time.
7. The applicant or his representative must regularly attend, on no less than 4 occasions per year, the Council run "Off Licence Forum".
8. Two staff members will be in attendance at the counter area during evening hours.

#### PUBLIC SAFETY

1. Floor areas will be kept clean and dry.
2. All walkways and passages will be kept free from obstruction leading to front and side doors (opened without the use of a key).

#### THE PREVENTION OF PUBLIC NUISANCE

1. No person or persons will be allowed back into the shop who have created a nuisance on a previous visit.
2. Client numbers will be limited inside the shop during evening hours.

#### THE PROTECTION OF CHILDREN FROM HARM

1. Children will not be allowed to stand or sit on window ledges.
2. No child will be allowed into the preparation room.

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

The applicant or his representative must regularly attend, on no less than 4 occasions per year, the Council run 'Off Licence Forum'.

**Annex 4 - Plans**

Attached

## COMMUNITY PROTECTION SERVICES

### Licensing

PO Box 65, Vancouver House, Gurney Street,  
Middlesbrough TS1 1QP  
Tel: (01642) 245432



## Representations On A Current Application For A Grant/Variation of a Premises Licence Or Club Premises Certificate Under The Licensing Act 2003

**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.

I (insert name)

PC 1841 Emma Price

Wish to make representation about the application for variation/grant for a premises licence/club premises certificate (delete as applicable)

### PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description

Princess Road Food Store,  
39 Princes Road,

Post Town  
Middlesbrough

Post Code  
TS1 4BG

Name of premises licence holder or club holding club premises certificate (if known)

Mr. Hardie Mhuden KAREEM

Number of premises licence or club premise certificate (if known)

MBRO/PRO199/058501

### PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

I am

Please  
Tick ✓

- 1) an interested party (please complete (A) or (B) below)
  - a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this representation relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)**

Mr  Mrs  Miss  Ms  Other Title (for example, Rev)

Surname

First Names

I am 18 years old or over

Yes  (Please Tick)

Current Address			
Post Town		Post Code	

Daytime contact telephone number

E-mail address (optional)

**(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g. Body or Business)**

Name and Address
------------------

Telephone Number (If any)	
E-Mail address (optional)	

**(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION**

Name and Address CHIEF CONSTABLE OF CLEVELAND POLICE C/O POLICE SERGEANT 944 HIGGINS MIDDLESBROUGH DISTRICT H/Q BRIDGE STREET WEST MIDDLESBROUGH TS2 1AB
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Telephone Number (If any)	01642 303175
E-Mail address (optional)	emma.price@cleveland.pnn.police.uk



This representation relates to the following licensing objective(s)

- |   | Please<br>Tick ✓           |
|---|----------------------------|
| 1. The prevention of crime and disorder | <input type="checkbox"/> X |
| 2. Public safety                        | <input type="checkbox"/> X |
| 3. The prevention of public nuisance    | <input type="checkbox"/>   |
| 4. The protection of children from harm | <input type="checkbox"/> X |

Please state the ground(s) for representation. (please read guidance note 1)

This is an application to transfer the premises licence and vary the designated premises supervisor for 39 Princess Road, Middlesbrough.

Kirsty KAREEM is the applicant for the transfer of the premises licence and also applies to be the designated premises supervisor; this is from the current premises licence holder and designated premises supervisor Mr. Hardie Mhuden KAREEM.

The applicant Kirsty KAREEM is the wife of the current premises licence holder Hardie KAREEM.

Cleveland Police make the following representations to both applications on the grounds that an application to review the current premises licence has been made by Middlesbrough Council Trading Standards Department, following a large quantity of illicit and counterfeit tobacco being seized from a connected premises of 9 Parliament Road, Middlesbrough.

These two stores are connected and during the exercise operated by Trading Standards on 26<sup>th</sup> February 2015, a vehicle which was found to belong to Mr. KAREEM, which was registered to 39 PRINCES ROAD, was parked outside of 9 PARLIAMENT ROAD. This vehicle was found to hold a large quantity of the counterfeit tobacco and cigarettes.

Mr. KAREEM himself is also under investigation by Trading Standards in relation to the possession of a large quantity of cigarettes he was found with on the 2<sup>nd</sup> December 2014.

PRINCESS ROAD FOOD STORE has attracted some incidents of disorder over the previous twelve months. Many of the incidents reported are by Mr. Hardie KARUM, who it is established is an alias name for Mr. Hardie KAREEM, the current premises licence holder.

Examples of such disorderly behaviour are:

On 24/04/2014 at 18:40 hours Mr. KARUM reported that a male was in the store causing problems; this male was previously barred from the store. The male left prior to Police attending the scene.

On 09/05/2014 at 17:44 hours a report was received by staff at the store that a drunken female was causing problems. This same female was also barred from the store due to her behaviour

towards staff on a previous occasion. The female left prior to police arrival.

On 20/06/2014 at 16.22 hours Mr. KARUM reports a male running into the store and a number of other males causing disorder outside of the store in an attempt to attack the fleeing male. Police attended the scene however no offences were disclosed to officers.

On 26/09/2014 at 19.50 hours a member of staff contact Police to report they had been assaulted by a female who entered the store; this female had slapped the staff member and had then been racially abusive towards her. The female was arrested for the offence however the victim refused to pursue the complaint therefore the female was not charged with the offence.

On 24/03/2015 at 08.13 hours staff report an incident of criminal damage, where a delivery for the store was set on fire outside of the shop. A suspect has not been identified for the offence.

It is of the opinion of Cleveland Police that these applications to Transfer the Premises Licence and to Vary the DPS are a means to deflect away from the on going investigations by Trading Standards by placing the premises licence into the name of his wife Kirsty KAREEM.

It is evident that due to his behaviour and the on going investigations by Trading Standards that Mr. KAREEM shows a clear disregard for the law and therefore is not in a position to support the licensing objectives.

Should the applications not be withdrawn then Cleveland Police will provide further evidence.

Please provide as much information as possible to support the representation. (Please read guidance note 2)

*In the event that representations are not agreed, a statement will be provided to support the above application.*

Please  
Tick ✓

Have you made any representation relating to these premises before?

If Yes, please state the date of that representation

Day		Month		Year		

If you have made representation before relating to these premises please state what they were and when you made them.

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**How We Collect And Use Information**

By completing this document you give Middlesbrough Council the authority to collect and retain information about you for the purpose of the application. In order to process the application we may need to check this information with other enforcement agencies, local authorities or government departments.

We must protect the public funds we handle and so we may use the information you have provided on this form to prevent and detect fraud. We may also share this information with other enforcement agencies including those organisations which handle public funds. Middlesbrough Council will not disclose information about you unless the law permits.

Middlesbrough Council is the Data Controller for the purposes of the Data Protection Act. If you want to know more about the information the Authority holds about you or the way the Authority uses that information please contact the Information Security Officer, PO Box 17, Melrose House, 1 Melrose Street, Middlesbrough, TS1 2YW.

**Part 3 – Signatures** (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	07/04/2015
Capacity	Police Constable		

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)

Cleveland Police,  
Middlesbrough HQ,  
Bridge Street West,

Post Town	Post Code
Middlesbrough	TS2 1AB

Telephone Number (if any)	01642 303175
E-mail Address (optional)	emma.price@cleveland.pnn.police.uk

**Notes for Guidance**

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this representation.

6. Information on the Licensing Act 2003 is available at [www.middlesbrough.gov.uk](http://www.middlesbrough.gov.uk) and you are advised to read any relevant guidance leaflets before completing this form.