

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 21 JANUARY 2016**

APPLICATION FOR PREMISES LICENCE

Applicant: Mourzzam Ali

Ref.No. OL/16/02

Premises: 13 Parliament Road, Middlesbrough TS1 4JU

Application received: 1 December 2015

Summary of Proposed Licensable Activities:

Supply of Alcohol 7am to 10pm

Full details of the application 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	Director of Public Health
Environmental Health Manager (Public Safety and Public Nuisance)	

2. Application advertised by the applicant: Evening Gazette – 3 December 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 retail premises in a residential area of the town. Attached at Appendix 2 is a map of the area surrounding the premises which details existing premises licensed for the sale of alcohol and an accompanying list of those premises including the general hours those premises are open for the sale of alcohol.

5. The Representations

On 9 December 2015 a representation was received from Mr Wajid, a local business owner, who objected to the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance. That representation is attached at Appendix 3.

On 18 December 2015 a representation was received from a local resident which objected to the application on the grounds of the prevention of crime and disorder, the protection of children from harm, the prevention of public nuisance and public safety. That representation is attached at Appendix 4.

On 18 December 2015 a representation was received from a local resident which objected to the application on the grounds of the prevention of public nuisance and the prevention of crime and disorder. That representation is attached at Appendix 5.

On 18 December 2015 a representation was received from Saleem Akthar, a local resident, which objects to the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance. That representation is attached at Appendix 6.

On 18 December 2015 a representation was received from Qurban Hussain which objects to the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance. That representation is attached at Appendix 7.

On 23 December 2015 a representation was received from Councillors Linda Lewis and Zafar Uddin which objects to the application on the grounds of the protection of children from harm, the prevention of public nuisance and public safety. That representation is attached at Appendix 8.

On 24 December 2015 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. That representation is attached at Appendix 9.

On 29 December 2015 a representation was received from Middlesbrough Council's Director of Public Health which objected 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. That representation is attached at Appendix 10.

On 29 December 2015 a representation was received from Middlesbrough Council Trading Standards which objected to the application on the grounds of the prevention of crime and disorder and the protection of children from harm. That representation and additional information is attached at Appendix 11.

6. The Licensing Policy

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

Prevention of Public Nuisance	Starting at Section 7.0
Prevention of Public Safety	Starting at Section 8.0

Prevention of Crime and Disorder	Starting at Section 9.0
Protection of Children from Harm	Starting at Section 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 Public Nuisance	Starting at paragraph 2.14
Prevention of Public Safety	Starting at paragraph 2.6
Prevention of Crime and Disorder	Starting at paragraph 2.1
Protection of Children from Harm	Starting at paragraph 2.21

And any other sections of the Guidance which Members consider to be relevant.

8. Members' Options

Members may consider the following options:

Grant the application subject to conditions consistent with the operating schedule and mandatory conditions if applicable.

Grant the application subject to the addition of new conditions.

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: John Hodgson
 Senior Licensing Officer
 Tel. 728719

For admin use only:

Decision:

Reasons: