

**FOR THE CHAIR AND MEMBERS OF  
THE LICENSING SUB-COMMITTEE  
FOR 27 JANUARY 2022**

**APPLICATION FOR A PREMISES LICENCE**

**Applicant:** Teeside Grocers Ltd (Muhammad Tayyeb Butt)

**Ref.No.** OL/21/06

**Premises:** 85 Borough Road, Middlesbrough, TS1 3AA

**Application received:** 1 October 2021

**Licensable Activities applied for:**

The Sale of Alcohol "off" the premise 07:00 to 22:00 daily.

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

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**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	Home Office (Immigration Enforcement)
(Public Safety and Public Nuisance)	Licensing Manager

**2. Application advertised by the applicant:** Teesside Gazette – 12 October 2021

**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**

Under Regulation 11 of the Licensing Act (Hearings) Regulations 2005 the time limit for this hearing to take place has been extended because the applicant has been out of the country and the Council considered it is in the public interest. All parties were notified of this decision on 26 November 2021.

The premises, which are unoccupied at present, are located in a terrace of other commercial properties in Borough Road, Middlesbrough and the applicant intends to operate it as a retail shop and off-licence for the sale of alcohol.

Members are also advised that these premises are situated in a cumulative impact zone for "off-licence" premises, and under the provisions of the Council's Licensing Policy, there is a presumption that the grant of a new premise licence for the sale of alcohol "off" the premises which is likely to add to the existing cumulative impact will normally be refused, or subject to certain limitations, following relevant representations, unless the applicant can demonstrate in the operating schedule to the application that there will be no negative cumulative impact on one or more of the licensing objectives.

#### **5. The Representations**

On 7 October 2021 a representation was received from Councillor's Lewis, Storey and Uddin, Councillors for Central Ward, 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 and that the premises are located in a cumulative impact area. A copy of this representation is attached at **Appendix 2**.

On 1 November 2021 a representation was received from Fiona Helyer on behalf of the Director of Public Health, objecting to the application on the grounds of the prevention of crime and disorder; public safety and the protection of children from harm. In addition she believes that the applicant has failed to demonstrate adequately in his application how the premises would not negatively impact further on the licensing objectives and the surrounding area. A copy of this representation is attached at **Appendix 3**.

On 1 November 2021 a representation was received on behalf of the Chief Constable of Cleveland Police objecting 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. In addition he does not believe that the application adequately addresses the licensing objectives and the issue of the premises being in an area which has a cumulative impact policy in place. A copy of this representation is attached at **Appendix 4**.

#### **6. The Licensing Policy**

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

Prevention of Crime and Disorder	Page 20
Public Safety	Page 25
Prevention of Public Nuisance	Page 27
Protection of children from harm	Page 30
Cumulative Impact Policies	Page 41

and any other sections of the Policy which Members consider to be relevant.

#### **7. Revised Guidance to the Licensing Act 2003 (published April 2018)**

Members are referred to the following relevant sections of the Guidance.

Prevention of Crime and Disorder	Starting at paragraph 2.1
Public Safety	Starting at paragraph 2.7
Prevention of Public Nuisance	Starting at paragraph 2.15
Protection of Children from Harm	Starting at paragraph 2.22
Effect of Cumulative impact assessments	Starting at para 14.39
Determining applications	Starting at para 9.1

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

#### **8. Members' Options**

Under the provisions of Section 18(4) the Licensing Act 2003 Members may consider the following options:

1. Grant the licence subject to conditions consistent with the operating schedule modified to such extent as considered appropriate for the promotion of the licensing objectives.
2. To refuse to specify a person in the licence as the premises supervisor.
3. To reject 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: Sarah Morris  
Principal Licensing Officer  
Tel. 728716

**Application for a premises licence to be granted  
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.

I/We MUHAMMAD TAYYEB BUTT  
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

**Part 1 – Premises details**

Postal address of premises or, if none, Ordnance Survey map reference or description			
85 BOROUGH ROAD MIDDLESBROUGH Cleveland E			
Post town	MIDDLESBROUGH	Postcode	TS1 3AA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as appropriate      Please tick as

- a) an individual or individuals \*       please complete section (A)
- b) a person other than an individual \*
- i as a limited company/limited liability partnership       please complete section (B)
- ii as a partnership (other than limited liability)       please complete section (B)
- iii as an unincorporated association or       please complete section (B)

- iv other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname <i>BUTT</i>		First names <i>MUHAMMAD . TAYYER</i>		
Date of birth over		I am 18 years old or <input checked="" type="checkbox"/> Please tick yes		
Nationality				
Current residential address if different from premises address		<i>93 CHALFORD OAKS</i>		
Post town	<i>MILDENHURST</i>	Postcode	<i>TS58QQ</i>	
Daytime contact telephone number		<i>07868667576</i>		
E-mail address (optional)	<i>TAYYER-BUTTA@YAHOO.COM</i>			

Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
1	4	2021

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

RETAIL SHOP.  
 LOCATED IN THE SHOPPING PRECINCT  
 ON BOLDOUSH ROAD

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

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- 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 I)

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

**In all cases complete boxes K, L and M**

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)					
Mon	0700	2200						
Tue	0700	2200						
Wed	0700	2200						
Thur	0700	2200						
Fri	0700	2200						
Sat	0700	2200						
Sun	0700	2200						
						<b>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</b> (please read guidance note 6)		
Thur	0700	2200						
Fri	0700	2200						
Sat	0700	2200						
Sun	0700	2200						

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

<b>Name</b>	MUHAMMAD TAYYER. BUTT
<b>Date of birth</b>	20-08-1988
<b>Address</b>	93 CHALFORD OAKS MIDDLESBROUGH TS5 8QQ



Postcode	
Personal licence number (if known)	MBRO/PL1304/087170
Issuing licensing authority (if known)	Middlesbrough

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 9).

L

<b>Hours premises are open to the public Standard days and timings (please read guidance note 7)</b>			<b>State any seasonal variations (please read guidance note 5)</b>	
Day	Start	Finish		
Mon	7Am	10Pm		
	0700	2200		
Tue	7Am	10Pm		
	0700	2200		
Wed	7Am	10Pm		
	0700	2200		
Thur	7Am	10Pm		<b>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 (please read guidance note 6)</b>
	0700	2200		

Fri	7AM	10PM	
	0100	2200	
Sat	7AM	10PM	
	0100	2200	
Sun	7AM	10PM	
	0100	2200	

**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

WE WILL CARRY OUT ANY FURTHER CONDITIONS ORDERED BY THE COUNCIL TO ADD TO THE POINTS STATED IN B.I.D.C.L.E.

**b) The prevention of crime and disorder**

CCTV CAMERAS TO BE INSTALLED IN THE SHOP TO MONITOR ALL AREAS. - DOUBLE STAFF WILL BE EMPLOYED AT THE COUNTER AT LATE HOURS

**c) Public safety**

ALL FLOORS WILL BE KEPT CLEAN - ONLY NO MEMBER OF THE PUBLIC WILL BE ALLOWED BEYOND THE PUBLIC AREA OF THE SHOP

**d) The prevention of public nuisance**

NO PERSON WILL BE ALLOWED BACK INTO THE SHOP WHO HAS CAUSED A NUISANCE ON A PREVIOUS VISIT

e) The protection of children from harm

THERE IS A NOTICE DISPLAYED THAT WE DO NOT SELL ALCOHOL TO UNDER 18'S. - IF UNSURE PROOF OF AGE WANTED PASSPORT OR DRIVING LICENSE ONLY.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

<b>Declaration</b>	<ul style="list-style-type: none"> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15).</li> </ul>
<b>Signature</b>	<i>[Handwritten Signature]</i>
<b>Date</b>	1/10/21
<b>Capacity</b>	owner

For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

<b>Signature</b>	
<b>Date</b>	
<b>Capacity</b>	

<b>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)</b>			
<b>Post town</b>		<b>Postcode</b>	
<b>Telephone number (if any)</b>			

and any premises licence to be granted or varied in respect of this application made by

MR MUHAMMAD TAYYEB BUTT  
[name of applicant]

concerning the supply of alcohol at

85 BOROUGH ROAD  
MIDDLESBROUGH  
TS1 3AA

\_\_\_\_\_  
[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

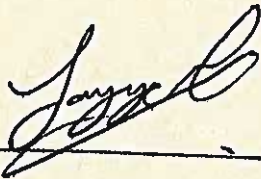
Personal licence number

MP220/PL1304/087170  
[insert personal licence number, if any]

Personal licence issuing authority

MIDDLESBROUGH COUNCIL  
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



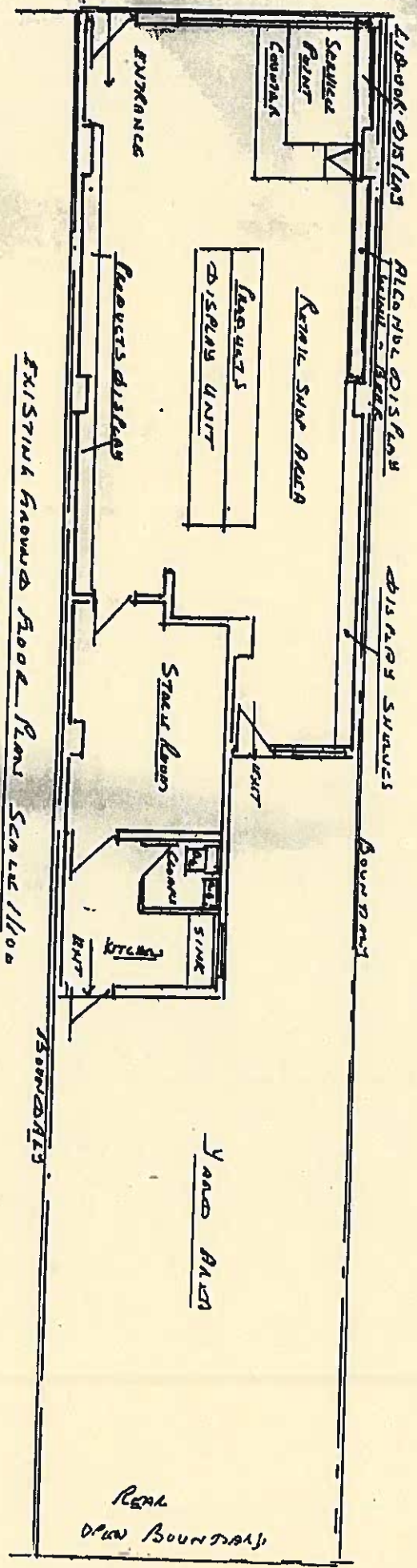
Name (please print)

MUHAMMAD TAYYEB BUTT

Date

11/10/21





EXISTING KNOWN FLOOR PLAN SCALE 1/100  
 85 BOROUGH ROAD NIDDES BURY



Councillor Linda Lewis

77 St. Aidan's Drive | Middlesbrough | TS1 5TS

Tel: (01642) 646652 e-mail: linda\_lewis@middlesbrough.gov.uk

Licensing department

7<sup>th</sup> October 2021

Re; Teesside grocer  
85 Borough rd  
Middlesbrough

Dear sir or madam,

Cllr Uddin, Cllr Storey and myself, as councillors for Central ward, strongly object to the above licensing application to sell alcohol from 7am – 10pm daily.

The premises is situated in a cumulative impact area, one of five across Middlesbrough. Central ward has well over the accepted amount for the area.

Central ward has high levels of crime and ASB, poor health mostly through drink/drugs, high rate of early deaths, high unemployment and low education attainment, all attributed to alcohol.

We should also mention that alcohol abuse has spiralled since the start of the Covid pandemic, many are drinking at home. Alcohol dependency affects all age groups whether direct or indirect, children included.

We 3 councillors for one of the most deprived wards in Middlesbrough feel that another off license is not wanted or needed and ask that this application be refused on the grounds of the 4 licensing objectives.

The protection of children from harm, the protection of crime & disorder, the protection of public nuisance and the protection of public safety.

Kind regards

Linda Lewis  
Councillor for Central ward

A handwritten signature in black ink, appearing to be "Linda Lewis".



Mr Muhammed Tayyeb Butt  
93 Chalford Oaks  
Acklam  
Middlesbrough  
TS5 5QG

Tel: (01642) 728272

Date: 01.11.21

Ref: MAU/

Dear Sir,

**LICENSING ACT 2003**

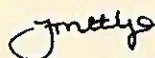
**Premises: 85 Borough Road, Middlesbrough, TS1 3AA**

With reference to your application for a licence under the Licensing Act 2003, and as a designated 'Responsible Authority', I wish to advise you that it is my intention to make a representation against your application. My reasons for making the representation are attached.

A Licensing Officer will contact you in due course regarding the arrangements for a hearing of your application before the Licensing Sub-Committee, as applicable.

If you would like to discuss this matter please do not hesitate to contact me.

Yours faithfully,



Public Health Officer  
Alcohol Control

**Middlesbrough Council**  
**The Licensing Act 2003 - Responsible Authority (RA) Representation**

**Name of RA Representative: Fiona Helyer**

**Address:** Public Health and Public Protection Service, Civic Centre, Middlesbrough.  
**Email:** EHTS@middlesbrough.gov.uk **Tel** 01642 728717

**Licence holder details**

Name and Address of Premises

Address: 85 Borough Road, Middlesbrough TS1 3AA

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

Mr Muhammed Tayyeb Butt

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

**Representation**

It is my opinion that the application fails to adequately satisfy the following licensing objectives:

- |                                     |                                  |
|-------------------------------------|----------------------------------|
| <input checked="" type="checkbox"/> | Prevention of Crime and Disorder |
| <input type="checkbox"/>            | Prevention of Public Nuisance    |
| <input checked="" type="checkbox"/> | Public Safety                    |
| <input checked="" type="checkbox"/> | Protection of Children from Harm |

Grounds for representation (including details of any previous representations)

**Evidence presented by Middlesbrough Council, Responsible Authority for Public Health, in relation to the application made by Mr Muhammed Tayyeb Butt, the applicant and Premises Licence holder for premises situated at 136 Marton Road, Middlesbrough, under the Licensing Act 2003**

As the representative of the Responsible Authority for Public Health, I make this representation against this Premises Licence application on the grounds of Crime and Disorder, Public Safety and Protection of Children from Harm.

The application made is for the grant of a new premises licence from 07:00 – 22:00 hours seven days a week for the supply of alcohol. Mr Muhammed Tayyeb Butt, the proposed Premises Licence holder and Designated Premises Supervisor for the business, makes the application.

There are a number of concerns regarding the current application made to Middlesbrough Council's Licensing Authority and it is our opinion that the granting of these premises off licence will have a negative impact on the Crime and Disorder, Public Safety and Protection of Children from Harm licensing objectives.

Middlesbrough has two Cumulative Impact Policies (CIP). CIP 1 covers on licensed premises in a designated area of Middlesbrough Town Centre. CIP 2 covers off licence premises across 5 ward areas including Central, Newport, North Ormesby, Park and Longlands and Beechwood.

In both CIP areas there are high proportions of alcohol related crimes, wholly attributable hospital admissions and crime and disorder incidents recorded. This, together with the high density of licence premises in both areas, has evidenced the need for Cumulative Impact Policies.

These premises are situated in Central Ward, just outside of the boundary for the CIP 1 area (Town Centre). The premises sits within the CIP 2 policy area as the Central ward is covered in the off licence policy.

The Licensing Act 2003 states that where a Cumulative Impact Policy (CIP) is in place, there is usually a presumption that applications for new premises licences or variations to existing premises licenses will be refused. This is unless it can be demonstrated that the granting of the licence will not negatively impact further on the licensing objectives.

Currently, there are approximately 27 off licensed premises operating in the Central ward of Middlesbrough.

Allowing another alcohol premises to operate between the hours of 7am – 10pm daily makes alcohol more readily available and will not only exacerbate some of the alcohol related issues already experienced in Middlesbrough but will also add unnecessary pressures to our emergency services including NHS Accident and Emergency departments, ambulance services and Police.

Throughout 2020, there has been an alarming rise in the numbers of people choosing to drink at home during the Covid-19 pandemic, which is having a knock-on effect on individuals, families and services. There has been an increase in alcohol related Domestic Abuse. Such incidents not only affect an individual's physical and mental health but can also have a detrimental effect on those living in the same household.

The latest research shows that people are likely to be drinking more and at levels that can harm health because of pressures and anxiety brought on by the Covid-19 pandemic

including impacts on employment, finances and the health of loved ones.

Alcohol is readily available in Middlesbrough and can be purchased from a number of different alcohol premises including off licences, supermarkets and premises offering alcohol delivery services.

Middlesbrough experiences high numbers of issues including incidents of alcohol related crime and disorder and anti-social behaviour that impact on many lives. Such issues also impact negatively on our local NHS services including James Cook Accident & Emergency departments, Police and ambulance services.

There are also high numbers of people in Middlesbrough who suffer as a result of alcohol addiction and in this ward area we continue to see some of the negative affects including street drinking and begging.

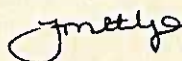
On Tuesday 19<sup>th</sup> October 2021, notification was received from Middlesbrough Council's Licensing Office advising that Mr Butt was out of the country from 24 October and not returning until 24 November 2021. Attempts have been made to communicate with Mr Butt by email, as requested however communicating this way has proved extremely difficult.

In my opinion the applicant has failed to demonstrate adequately in Part M of the application how this premises, if granted a licence, would not negatively impact further on the licensing objectives and the surrounding areas.

Granting of this licence would further undermine the Crime and Disorder, Public Safety and Protection of Children from Harm licensing objectives and will exacerbate the problems already experienced.

Further evidence will be submitted prior to a licensing sub-committee hearing.

Signed:



Dated 01.11.21

# Middlesbrough Council

www.middlesbrough.gov.uk

## 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)

JASON ARBUCKI F

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

85 BOROUGH ROAD

Post Town

MIDDLESBROUGH

Post Code

TS1 3AA

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

N/A

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

N/K

### PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

I am

- |  | Please<br>Tick ✓                    |
|--|-------------------------------------|
| 1) an interested party (please complete (A) or (B) below)                                | <input type="checkbox"/>            |
| a) a person living in the vicinity of the premises                                       | <input type="checkbox"/>            |
| b) a body representing persons living in the vicinity of the premises                    | <input type="checkbox"/>            |
| c) a person involved in business in the vicinity of the premises                         | <input type="checkbox"/>            |
| d) a body representing persons involved in business in the vicinity of the premises      | <input type="checkbox"/>            |
| 2) a responsible authority (please complete (C) below)                                   | <input checked="" type="checkbox"/> |
| 3) a member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/>            |

**(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	<input type="text"/>		
Post Town	<input type="text"/>	Post Code	<input type="text"/>

Daytime contact telephone number

E-mail address (optional)

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

Name and Address	<input type="text"/>
------------------	----------------------

Telephone Number (if any)	<input type="text"/>
E-Mail address (optional)	<input type="text"/>

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

Name and Address	CHIEF CONSTABLE OF CLEVELAND POLICE C/O POLICE CONSTABLE 1845 JASON ARBUCKLE MIDDLESBROUGH DISTRICT H/Q BRIDGE STREET WEST MIDDLESBROUGH TS2 1AB
------------------	---

Telephone Number (if any)	01642 303175
E-Mail address (optional)	<input type="text"/>

This representation relates to the following licensing objective(s)

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

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

Cleveland Police have received an application made under the Licensing Act 2003 for a premises licence to be granted at 85 Borough road, Middlesbrough, TS13AA. The applicant is seeking the sale of alcohol from 07 00hrs until 22 00hrs, seven days a week.

Cleveland Police wish to make representation's to this application for the following reasons,

Middlesbrough has two cumulative impact policies in force at the moment, one for on licensed premises and one for off licensed premises. In both Cumulative impact policy area's, there are already high levels of alcohol related crime and disorder and anti social behaviour. This proposed premise sits in the area that has the Cumulative impact policy in force for off licensed premises, as this premise will operate from Central ward, it is worthy of note that 5 ward area's of Middlesbrough are within this cumulative impact policy for off licensed premises, Central, Newport, North Ormesby, Park, Longlands and Beechwood.

As evidenced by the need for Cumulative Impact policies, Middlesbrough already suffers from high levels of alcohol related crime and disorder and anti social behaviour and Cleveland Police are firmly of the belief that another off licensed premise will only exacerbate the existing problems, by making alcohol more readily available to persons who have already partaken in alcohol and the vulnerable, this is particularly concerning considering more and more people are consuming more alcohol at home.

Also of note, the applicant notified the responsible authorities that he would be out of the country from the 24<sup>th</sup> of October until the 24<sup>th</sup> of November 2021, this has made discussing this application more difficult. Some communication with the applicant has taken place via email's, however, this is a far from ideal situation.

Cleveland Police do not believe that this application adequately address's the licensing objectives and the issue of this premise being in an area which has a Cumulative impact policy in place.

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

Further evidence/information will be provided if needed.

Please  
Tick ✓

Have you made any representation relating to these premises before?

X

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.

### **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	PC 1845	Date	01/11/2021
Capacity	LICENSING SUPPORT CONSTABLE		

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Middlesbrough Police HQ, Bridge Street West,	
Post Town	Post Code
Middlesbrough	TS2 1AB

Telephone Number (if any)	01642 303175
E-mail Address (optional)	Jason.arbuckle@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.