

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 31 JANUARY 2022**

APPLICATION FOR A PREMISES LICENCE

Applicant: Dart Food Group Limited

Ref.No. OL/22/01

Premises: 1 Lansdown Road, Middlesbrough, TS4 2LW

Application received: 2 December 2021

Licensable Activities applied for:

The Sale of Alcohol “off” the premise 08:00 to 23:00 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	Director of Public Health
Environmental Health Manager (Public Safety and Public Nuisance)	Home Office (Immigration Enforcement) Licensing Manager

2. Application advertised by the applicant: Teesside Gazette – 3 December 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

The premises, is currently a food retail store wishing to sell alcohol along with other products.

The premises have operated using Temporary Event Notices for 24-29 December 2021, 31 December 2021-6 January 2022 and 8-14 January 2022.

5. The Representations

On 15 December 2021 a representation was received from Mr Singh, a local resident, objecting to the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance. A copy of this representation is attached at **Appendix 2**.

On 5 January 2022 a representation was received from Mr Coates, a local resident, objecting to the application on the grounds of the prevention of public nuisance. A copy of this representation is attached at **Appendix 3**.

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
Prevention of Public Nuisance	Page 27

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
Prevention of Public Nuisance	Starting at paragraph 2.15
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