

**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 85 Borough 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 08:00 – 22:00 hours seven days a week for the supply of alcohol. The proposed Premises Licence holder and Designated Premises Supervisor for the business is a male named Mr Muhammed Tayyeb Butt. The application was received from Mr Semper, Director of The Licensing Guys, acting on behalf of Mr Tayyeb Butt

In November 2021 and following receipt of an application for the grant of a new premises licence by Mr Muhammed Tayyeb Butt for premises situated at 85 Borough Road, Middlesbrough, a representation was made on behalf of Middlesbrough Council's Public Health service as there was a number of concerns regarding the application.

It was the opinion of Public Health representatives that the granting of these premises off licence would have a negative impact on the Crime and Disorder, Public Safety and Protection of Children from Harm licensing objectives.

On 27 January 2021, a licensing sub-committee hearing was held where members of Middlesbrough Council's Licensing Committee heard evidence from Public Health and Cleveland Police representatives as to their concerns regarding the application.

Sinead Upton, a Middlesbrough Council Principal Officer provided and gave evidence on behalf of Public Health during the licensing sub-committee hearing on 27 January 2022 (Exhibit ref FMH/1).

The evidence provided by Public Health at this time included information around Middlesbrough Council's Cumulative impact policies for on/off licensed premises which were current at the time. These policies have since lapsed however there remains a high density of both on/off licensed premises in Central ward and there is evidence of high levels of alcohol related crime and disorder, anti-social behaviour and alcohol related harm in the area where these premises are situated.

All the evidence provided by Public Health for this hearing has been reviewed and apart from a few subtle variations regarding the CIP policies and health statistics the majority of this evidence remains the same.

After hearing the evidence from all parties concerned, members of the Licencing Committee made the decision to refuse to grant the premises licence, (Exhibit FMH/2).

On 22 March 2022, Mr Semper contacted representatives from Public Health and a discussion was held regarding the licensing application submitted by Mr Butt in November 2021 and the subsequent licensing sub-committee hearing held in January 2022 in respect of these premises.

An email was received from Mr Semper later that day which briefly outlined the conversation that had taken place, his new proposal for a premises licence application, including a number of drafted proposed conditions which have been included in the current application.

This proposal was considered by representatives of Middlesbrough's Responsible Authorities however it was felt by all concerned that no conditions would suffice due to the location that these premises are situated, the high density of licensed premises already in this area and the high levels of alcohol related crime and disorder, anti-social behaviour and health harms that the area already suffers. An update was provided to Mr Semper outlining the Responsible Authorities concerns.

Communication with Mr Semper has been included in the attached documentation exhibit ref FMH/3.

On 7 April 2022 a new application was received from Mr Muhammed Tayyeb Butt's licensing representative Mr Nick Semper, Director of The Licensing Guys in respect of 85 Borough Road.

Having reviewed the evidence submitted for the 1<sup>st</sup> licensing sub-committee hearing and the most recent health and crime data, it remains our opinion that the granting of this licence would undermine the Crime and Disorder, Public Safety and Protection of Children from Harm licensing objectives and will exacerbate the problems already experienced.

In addition to the evidence marked exhibit ref FMH/1 I wish to add the following:

People in Middlesbrough are more likely to die of alcohol related conditions or specific reasons compared to England or the region.

In 2020, Middlesbrough had an alcohol-related mortality rate per 100,000 of 55.9 per 100,000 which was higher than the North East rate of 49 per 100,000, significantly higher than the England rate of 37.8 and the 6<sup>th</sup> highest nationally. The rate of hospital admissions for alcohol-related conditions in 2020/21 was also significantly higher in Middlesbrough compared to England with a rate of 1,957 per 100,000 compared to 1,500 nationally.

The rate of admission episodes for alcohol-specific conditions in under 18s for the period 2018/19 – 20/21 was 35.6 per 100,000, higher than the England rate of 29.3 per 100,000.

Central ward has consistently higher rates of all types of emergency admissions to hospital than overall in Middlesbrough for all causes, and much higher rates of self harm.

Alcohol misuse continues to present an area of concern in Middlesbrough affecting the lives of many individuals, families and communities.

Middlesbrough has the second highest rate in the North East for the number of premises licensed to sell alcohol per square kilometre with a rate of 7.7, significantly higher than the England rate of 1.3.

The introduction of the Licensing Act in 2005 resulted in a significant increase in off licence premises in Middlesbrough as a whole. In 2005 there were 94 off licence premises, in November 2015 there were 141 and in November 2021 there were 138. Alcohol sold from off licences can be considerably cheaper than on licence sales.

Survey work carried out in Middlesbrough 2015/16 found that alcohol was being sold as cheaply as 13p/unit. A more recent survey completed in 2021/22 shows a slight rise, increasing the unit cost to 18p.

This increase falls in line with a number of factors including; the introduction of the cumulative impact policy in 2016 for off licensed premises, reviewing licenses of problematic premises, working alongside retailers to promote responsible retailing and imposing or agreeing conditions that help to limit the sales of cheap, strong alcohol products especially in areas that suffer from high levels of alcohol related crime and disorder, anti-social behaviour and health harms.

The following table shows alcohol related crimes for all 20 ward areas in Middlesbrough over a 3 year period from 2018/2019/2020. Throughout this period Central ward had the highest levels of alcohol related crime recorded across the three years. Newport ward, which borders Central ward, had the second highest levels recorded

AR-Crime			
Ward	2017-18	2018-19	2019-20
Acklam	11	21	13
Ayresome	30	47	48
Berwick Hills & Pallister	91	135	155
Brambles & Thorntree	119	151	133
Central	458	516	447
Coulby Newham	49	45	47
Hemlington	48	80	68
Kader	26	17	19
Ladgate	37	44	46
Linthorpe	28	29	25
Longlands & Beechwood	107	155	142
Marton East	17	27	12
Marton West	8	16	13
Newport	223	261	262
North Ormesby	86	115	114
Nunthorpe	8	8	7
Park	99	109	81
Park End & Beckfield	79	129	133
Stainton & Thornton	11	8	9
Trimdon	11	9	18
Unknown Ward	1	4	3
CIP Zone	278	287	218
All AR-Crimes (not inc CIP)	1547	1926	1795

The following table shows alcohol related anti-social behaviour for all 20 ward areas in Middlesbrough over a 3 year period from 2018/2019/2020. Central ward had the

highest levels of alcohol related Anti-Social Behaviour (ASB) across the three years. Newport ward, which borders Central ward, had the second highest levels recorded

AR-ASB			
Ward	2017-18	2018-19	2019-20
Central	361	373	241
Newport	124	134	109
Longlands & Beechwood	76	69	50
Park End & Beckfield	46	57	30
North Ormesby	59	50	33
Park	80	55	30
Berwick Hills & Pallister	46	50	36
Brambles & Thorntree	45	53	22
Hemlington	40	27	27
Ladgate	20	16	13
Coulby Newham	25	22	12
Kader	12	12	4
Acklam	21	14	9
Marton East	20	13	5
Ayresome	10	15	13
Marton West	5	13	10
Linthorpe	13	4	13
Trimdon	12	9	7
Nunthorpe	7	4	3
Stainton & Thornton	4	9	4
Unknown Ward	1	3	0
<i>CIP Zone</i>	<i>287</i>	<i>308</i>	<i>193</i>
<b>All AR-ASB (not inc CIP)</b>	<b>1027</b>	<b>1002</b>	<b>671</b>

Alcohol related crime and ASB has a significant impact on our NHS services including local A&E departments.

The Hospital Intervention Liaison Team (HILT) sits within Accident and Emergency unit James Cook Hospital to assess those patients accessing the hospital with drug and/or alcohol issues. They engage, support and make referrals into community services where needed.

Between April 21 and March 2022 HILT assessed 819 patients in total from the Middlesbrough area.

The following table shows the number of patients living in both Central and Newport wards of Middlesbrough (postcode starting with TS1) that were assessed by HILT in JCUH during this period.

<b>Patients living in TS1 identified as suitable for HILT</b>	116
Alcohol Only	75
Presenting with both Alcohol & Drug misuse	41

Over the past few years there has been an increase in the levels of alcohol related domestic abuse right across the UK. Such incidents often result in injury which not only impacts on a person's physical health but can have a long lasting impact on mental health and wellbeing, including for those who are witness to such incidents of violence.

Throughout 2020 and to date there has been an alarming rise in the numbers of people choosing to drink at home during the Covid-19 pandemic.

Between February and September 2020 deaths caused by alcohol hit a new record high in England and Wales and high-risk drinking increased by almost 90%. It was estimated there were 8 million people drinking at higher risk levels, with alcohol treatment services struggling to cope.

Between 1 May 2020 and 18 November there were 9 deaths recorded in Middlesbrough where alcohol had been a contributing factor. There has been a further 43 drug related deaths recorded between 8 January 2021 – 14 April 2022 in Middlesbrough, where alcohol has been identified as the sole or additional contributing factor. Almost 50% (19) of these deaths were recorded from both Central and Newport wards.

Having been involved in licensing work since 2006 and in my roles as a Cleveland Police Officer (Licensing Unit), Licensing Litigation Officer (Middlesbrough Council) and my current role as a Public Health Officer I have gained a large amount of knowledge and experience not only in my areas of expertise but from the geographical areas that I live and work.

In certain areas of Middlesbrough there is real deprivation, with high unemployment rates, poor education attainments and poor standards of living, all of which contribute to poor health and wellbeing within families and communities. Alcohol related crime and poor health standards are visible in some of the most deprived wards in Middlesbrough. Central ward is one of the most deprived wards in Middlesbrough that already suffers the consequences of having a high density of licensed premises and some of the cheapest alcohol being made readily available for our most vulnerable members of society.



### Public Protection Service

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It remains our opinion that the granting of this licence would undermine the Crime and Disorder, Public Safety and Protection of Children from Harm licensing objectives and will exacerbate the problems already experienced.

Signature:

A handwritten signature in black ink, appearing to read "Jmetts".

Dated: 28 June 2022