

AGENDA ITEM

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 19 OCTOBER 2022**

**APPLICATION FOR TRANSFER OF PREMISES LICENCE AND APPLICATION
TO VARY DESIGNATED PREMISES SUPERVISOR**

Ref No. PR0415

Applicant: Mr Abuzar Naveed

Premises: Lifestyle Express, 22-24 Princes Road, Middlesbrough, TS1 4BB

Application received: 27 July 2022

Premises Licence Holder – Mr Abuzar Naveed

Summary of Current Licensable Activities:

SALE OF ALCOHOL ON AND OFF PREMISES

Monday to Sunday 7am to 10pm

A copy of the current Premises Licence is attached at **Appendix 1**.

1. Summary of Applications:

The purpose of this report is to enable Members to consider an application for the transfer of the premises licence and an application to vary the designated premises supervisor at Lifestyle Express, 22-24 Princes Road, Middlesbrough following representations from Cleveland Police.

On 28 July 2022 applications were received from Abuzar Naveed to transfer the premises licence to Parveen Akhtar Iqbal and to vary the designated premises supervisor to Parveen Akhtar Iqbal. Copies of these applications are attached at **Appendices 2 and 3**.

Members should be aware that only the Police can object to such applications where they believe that the grant of the applications would undermine the crime and disorder licensing objective.

2. 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.

3. Consultation on the applications

On 29 July 2022 representations to the applications was received from Cleveland Police objecting to the applications on the grounds of the prevention of crime and disorder. Cleveland Police state that they do not believe that Mr Naveed has been in control of the premises since April 2021 and that the issues at the premises have continued under the new management. A copy of this representation is attached at **Appendix 4**.

4. Background

The Lifestyle Express store, is a busy convenience store situated on a busy residential road with a mixture of residential and business premises. The area has historically been part of the Council's Cumulative Impact Area which has lapsed but the Council are seeking to reinstate in the very near future. A location plan is attached at **Appendix 5**.

The premises have had the benefit of a premises licence since 14 April 2009 and Mr Abuzar Naveed has been the premises licence holder and designated premises supervisor since that time.

5. The Licensing Policy

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

Prevention of Crime and Disorder Page 20

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

6. Guidance to the Licensing Act 2003

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

Prevention of Crime and Disorder	Starting at paragraph 2.1
Police objections to new Designated Premises Supervisors	Starting at paragraph 4.39
Transfer of Premises Licences	Starting at paragraph 8.99

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

7. Members' Options

Members may consider the following options:

- Grant the applications for transfer of the licence and variation of the Designated Premises Supervisor.
- Refuse the applications for transfer of the licence and variation of the Designated Premises Supervisor.

Any party to the hearing who may be aggrieved by the decision taken by the Licensing Sub-Committee would have a right of appeal to the Magistrates' Court.

Contact Officer: Sarah Morris
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