

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 30 JANUARY 2026**

APPLICATION FOR A PREMISES LICENCE

Applicant: Thayalan Markandu

Ref.No. 106881

Premises: **Hemlington** Post Office and Store, 33 Viewley Centre, Hemlington, TS8 9JH

Application received: 8 December 2025

Licensable Activities applied for:

The Sale of Alcohol for consumption off the premises: -

Daily from 07.00 until 23.00

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 – 17 December 2025

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 applicant has described the premises –

“This is an established General Store and Post Office. The Store would like to offer other products and services to current customers.

Applicant will be investing to refit the store newly, along with added services as part of the Post Office.

Alcohol will be part of the products available to customers.”

5. The Representations

On 23 December 2025 a representation was received from Cleveland Police objecting to the application on the grounds of the prevention of crime and disorder, public safety and the prevention of public nuisance. A copy of the representation is attached at **Appendix 2**.

However, within their representation the Police have stated that if the applicant is in agreement to change the proposed hours for the sale of alcohol to 0900 hours until 2100 hours 7 days a week, and to also accept the imposition of a list of conditions, then the Police would be satisfied to withdraw the representations.

On 30 December 2025 a representation was received from Ms T Lightfoot, a local resident, objecting to the application on the grounds of public safety. A copy of the representation is attached at **Appendix 3**.

On 2 January 2026 a representation was received from Mrs E Bagley, a local resident, objecting to the application on the grounds of the prevention of public nuisance. A copy of the representation is attached at **Appendix 4**.

On 4 January 2026 a representation was received from Hemlington Ward Councillor T Mohan, objecting to the application on the grounds of the prevention of public nuisance. A copy of the representation is attached at **Appendix 5**.

For Members' information, representations raising concerns regarding the application were also received from two other local residents. However, the issues raised by these two respondents did not relate to one or more of the statutory licensing objectives, and therefore the submissions made cannot be treated as 'relevant representations' within the meaning of the Licensing Act. Both these persons have therefore been advised of the legal position on this matter. Also, need concerning the commercial demand for licensed premises is not a relevant consideration under the Licensing Act.

On 21 January 2026, the Principal Licensing Officer received confirmation from Cleveland Police that following further discussions with the applicant's agent they had agreed an amended position regarding the conditions to be imposed on a premises licence should the application be granted.

The details of such agreement are as follows:-

That the permitted hours for the sale of alcohol be amended to 8.00 hours until 22.00 hours on a daily basis; and

That the conditions contained within the Police representation on the application are agreed, except for condition no. 6 – “The premise will not sell or supply any single cans of beer, lager or cider” that has now been withdrawn from the original submission made by the Police.

Accordingly, Cleveland Police have now confirmed that they have no objections to the grant of a premises licence subject to the agreed revised terms as outlined above.

Councillor Mohan and the two local residents having made relevant representations have since been informed of the above position agreed between Cleveland Police and the applicant's agent and have been asked whether they may wish to re-consider their view on the application in light of such development.

On 21 January 2026, Councillor Mohan confirmed by email that he wishes to uphold his objection to the grant of a licence, on the basis that the opening hours were not the main point of the objection from residents, and that the issues around ASB and number of licences in the centre already remain unchanged.

On 21 January 2026, Ms T Lightfoot confirmed by email that she is content to withdraw her objection to the grant of a licence.

However, at the time of publication of this report no reply had been received from the other objector Mrs Bagley.

6. The Licensing Policy

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

Prevention of Crime and Disorder	Page 18
Public Safety	Page 30
Prevention of Public Nuisance	Page 32

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

7. Revised Guidance to the Licensing Act 2003 (published November 2025)

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 2.8
Prevention of Public Nuisance	Starting at paragraph 2.21
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 Sub-Committee to the Magistrates' Court.

Contact Officer: Steve Wearing
 Principal Licensing Officer
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