

Application for the review of a premises licence or club premises certificate 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 Mrs Rachael Readman

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

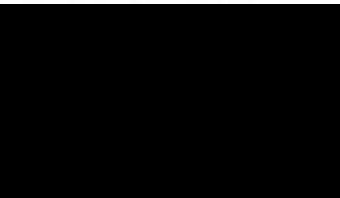
Postal address of premises or, if none, ordnance survey map reference or description

Charlies
44A Duke Street

Post town Hartlepool

Post code (if known) TS26 8UP

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



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

HART/PS/090

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**



(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Mrs Rachael Readman Senior Trading Standards Officer Public Protection Civic Centre Hartlepool TS24 8AY
Telephone number (if any) 
E-mail address (optional) 

This application to review relates to the following licensing objective(s)

- Please tick one or more boxes ✓
- 1) the prevention of crime and disorder
 - 2) public safety
 - 3) the prevention of public nuisance
 - 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 2)

I am requesting the review on behalf of Hartlepool Borough Council's Trading Standards department - a Responsible Authority under the Licensing Act 2003. I believe the current trading practices at *Charlie's* are contradicting the Licensing Objectives of protection of children from harm and the prevention of crime and disorder.

Trading Standards have received reports from the general public, concerned parents and schools regarding *Charlies* selling disposable vape bars, known as Geek Bars, to children. Geek bars are nicotine delivery devices (similar to vapes) and are age restricted products – meaning they cannot be sold to anyone under 18 years of age.

On the 2nd November 2021, an 18 year old modern apprentice who works for the Council attended Charlies and purchased a Geek Bar *Pro* under the instruction of two Trading Standards Officers. She made the purchase without any checks being made to confirm her age. Geek Bar *Pro* vape bars cannot be legally sold to people of any age in the UK therefore breaching the Tobacco Products Directive.

Immediately following the sale, the two Senior Trading Standards officers attended the premises noticing there were a lot of children in the vicinity. The shop had further Geek Bar *Pro* vape bars for sale.

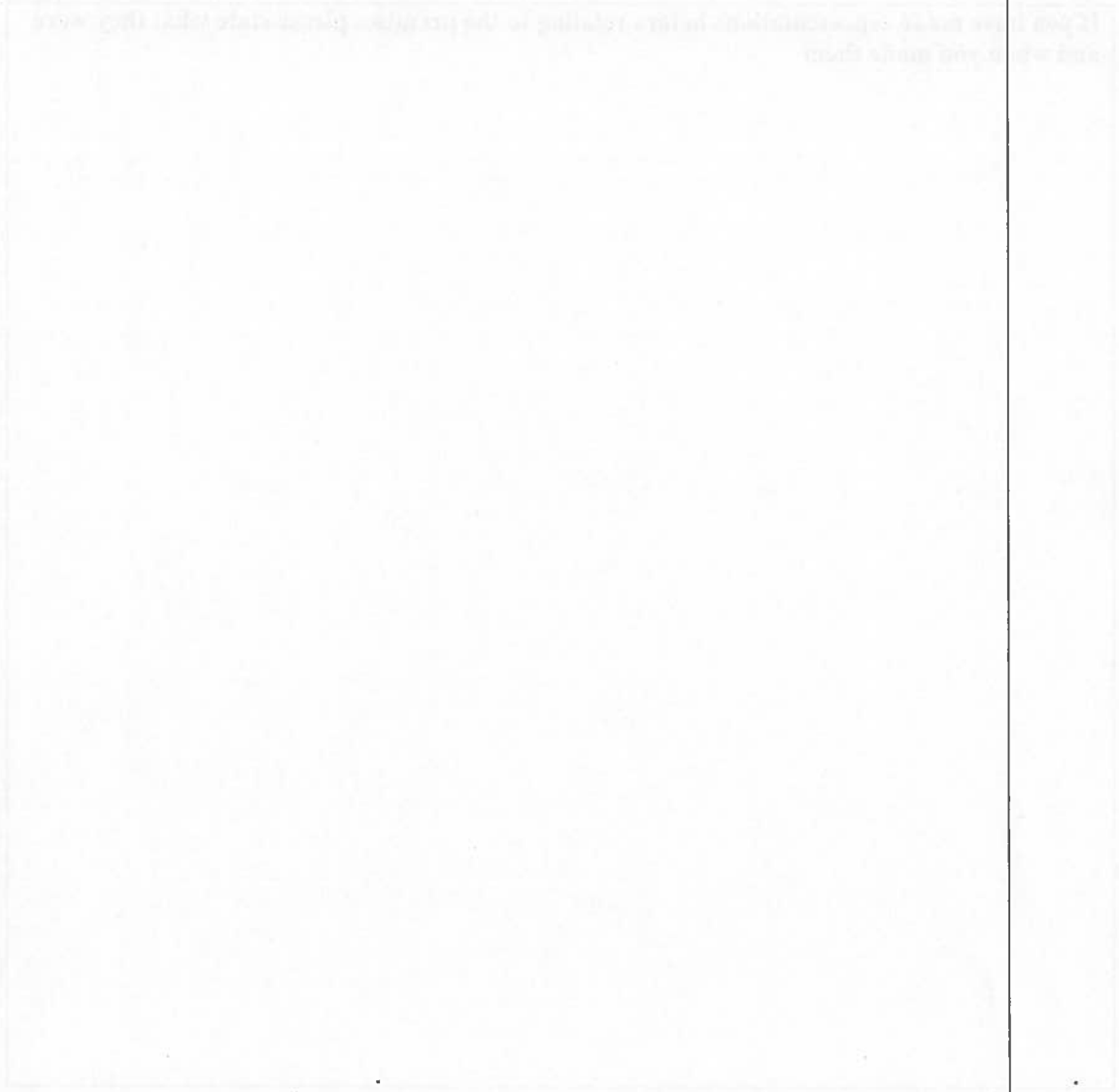
The non-compliant vape bars were seized by the Trading Standards Officers. During the time the officers were in the premises there were numerous groups of young children coming into the shop and asking to purchase "Geek Bars". One of the girls who had attempted to purchase a Geek Bar, stated she regularly bought them there until she was challenged by one of the Trading Standards Officers and stated that she was a student at Dyke House School.

Charlies are making these products readily available to children and, as an age restricted product, they should have systems in place to verify a prospective purchaser's age to ensure children cannot make a purchase – in the same way as they should when selling other age restricted products such as alcohol. The test purchase carried out by Trading Standards, and the presence of children attempting to purchase products when Trading Standards were on site, proved that they were not doing so.

It is Trading Standards' contention that selling age restricted products to children without verifying the purchaser's age casts significant doubt on the licence holder's suitability to be licensed to sell age restricted products i.e. alcohol.

Please provide as much information as possible to support the application (please read guidance note 3)

To support my application supporting evidence will be provided by Mr Daniel Briggs, Senior Trading Standards Officer, Clare Lawton PC 1620 from the Licensing Support Unit for Cleveland Police and two concerned parents whose children have stated they have bought Geek Bars from the premises.



Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to the premises please state what they were and when you made them

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

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.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date **14 December 2021**

Capacity **Senior Trading Standards Officer**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

**The Licensing Team
Hartlepool Borough Council
Civic Centre**

REV01

- I have read and understand the information on this form and I agree to provide the information requested.
- I have read and understand the information on this form and I agree to provide the information requested, but I do not wish to be contacted for further information.

I hereby declare that the information provided on this form is true and correct to the best of my knowledge and belief.

I understand that my information may be used for the purposes of the Local Government Pension Scheme (LGPS) and that I agree to the use of my information for these purposes.

[Handwritten Signature]
Name

In November 2011

County of North Yorkshire

Postcode	Local Authority

Notes

- 1. A separate form should be completed for each property and returned to the relevant authority.
- 2. The property should be the main or only residence of the person providing the information.
- 3. The information should be provided for each property where the person providing the information is the owner or tenant.
- 4. The information should be provided for each property where the person providing the information is the owner or tenant.
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The Local Government Pension Scheme
North Yorkshire Council
The Council