

# 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 **Josh Maitland on behalf of Hartlepool Trading Standards**

*(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**

Headland Local Shop  
31 Northgate

**Post town** Hartlepool

**Post code (if known)** TS24 0JX

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

Sangarapillai Nagenthiran

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

HART/PS/481

### 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

Mr Josh Maitland  
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)**

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

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

I am requesting this 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 *Headland Local Store* are contradicting two of the licencing objectives, namely, the protection of children from harm and the prevention of crime and disorder.

On 6<sup>th</sup> December 2024, the Trading Standards team carried out an underage sales operation aimed at identifying premises in the town that were selling age-restricted products to children. The operation involved two fourteen-year-old volunteers who covertly entered licenced premises under the supervision of officers and attempted to buy the products.

At 7:34 pm the volunteers attended the Headland Local Shop and were sold a packet of twenty L and B Blue cigarettes and a packet of green Rizzla cigarette papers. The staff member first asked the volunteer who had requested the items for identification but then served him anyway after the volunteer advised they didn't have any and that they were not buying anything else.

Following the operation, on the 9<sup>th</sup> December 2024, officers attended the premises to obtain a copy of the CCTV showing the sale to the volunteers. However, on arrival, the licence holder, Mr Sangarapillai Nagenthiran, was not present and the officers identified 270 illegal vapes on open display behind the counter. The vapes were duly seized by the officers. The staff member who was present during this visit was advised by officers that the CCTV showing the underage sale will need to be provided.

On 17<sup>th</sup> December 2024, officers attended the store again to obtain a copy of the CCTV footage for the sale. The same staff member who was present during the previous visit was able to give the officers access to the CCTV system after phoning the manager for instructions. However, he did not know how to download the footage so it could be retrieved by the officers. A letter requesting the CCTV was left at the premises for Mr Nagenthiran during this visit.

As the CCTV footage was not forthcoming from Mr Nagenthiran, on the 24<sup>th</sup> December 2024, officers attended the premises again to try to obtain a copy of the CCTV. Mr Nagenthiran was not present again so very specific instructions were left with the staff member as to what times and cameras were required to be provided. The staff member did not know how to operate the system but assured officers that the licence holder would get the information.

On 3<sup>rd</sup> January 2025, following the arrangement of an interview under caution regarding the underage sale, the licence holder was sent an email confirming the interview time and date. The email also requested that the CCTV be provided for the underage sale.

Annex 3 of Part A of the Premises Licence requires CCTV to cover areas of the premises where the sale of alcohol occurs. It requires a member of staff to be on duty at all times who is trained on how to use the equipment and, upon the request of a responsible authority, reproduce footage within a reasonable time. It also requires the CCTV footage to be kept for 31 days. The CCTV footage was not provided by Mr Nagenthiran despite numerous requests within the 31 day period after the sale. It is also clear that the staff had not been trained on how to operate the CCTV.

On 15<sup>th</sup> January 2025, Mr Nagenthiran attended the Civic Centre for an interview. Upon making introductions it was clear to the officers that he could not speak the English language adequately to be interviewed under caution in relation to suspected criminal offences. A Tamil interpreter was arranged at the authority's expense, but he cancelled on the day stating he was not very well. Due to the high cost of hiring the interpreter again and the potential for him to cancel again without consequence, a decision was made to interview him by post.

In his interview by post, after being asked why the CCTV was not provided, Mr Nagenthiran provided the following answer "CCTV access given to officer and it was after 28 days we were try to record. It was out of time".

The licence requires the CCTV to be kept for 31 days and written and verbal requests were made for the CCTV footage well within the 31 day period. If the CCTV is only kept for 28 days then this is a breach of the licence condition.

In relation to the vapes, Mr Nagenthiran stated that they were delivered by a supplier whose details were to be given on following visit. He also stated that he purchases them from cash and carry's only. No name or address was provided for the cash and carry.

It is Trading Standards contention that the sale of tobacco products to minors brings into doubt Mr Nagenthiran's suitability to be licenced to sell alcohol as he is failing to protect children from harm. By possessing and supplying illegal vapes he is also failing to prevent crime and disorder at the premises.

**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 myself and Daniel Briggs, Senior Trading Standards Officer.

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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 **01/05/2024**

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



Hartlepool  
TS24 8AY