

# PLEASE NOTE VENUE

## LICENSING COMMITTEE AGENDA



**Wednesday 12<sup>th</sup> December 2007**

**at 10.00am**

**in the Red Room, Avondale Centre,  
Dyke House, Hartlepool  
(Raby Road entrance)**

**MEMBERS: LICENSING COMMITTEE:**

Councillors Atkinson, Brash, R W Cook, Fleming, Griffin, Hall, Jackson, Johnson, Kaiser, Laffey, G Lilley, London, Dr Morris, Richardson, Rogan

**1. APOLOGIES FOR ABSENCE**

**2. TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS**

**3. MINUTES**

- 3.1 To confirm the minutes of the meeting held on 27<sup>th</sup> September 2007  
(*attached*)

**4. ITEMS FOR DECISION**

- 4.1 The Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2007 – Shopping Parades, Play Areas, Cemeteries, Residential Streets – *Head of Community Safety and Prevention*

**5. ITEMS FOR INFORMATION**

- 5.1 Quarterly Report on Licensing Act Sub-Committees and Hackney Carriage and Private Hire Sub Committees Activity – *Assistant Chief Executive*

**5. ANY OTHER ITEMS WHICH THE CHAIRMAN CONSIDERS ARE URGENT**

# **LICENSING COMMITTEE**

## **MINUTES AND DECISION RECORD**

27 September 2007

The meeting commenced at 10.00 a.m. in the Grand Hotel, Hartlepool

**Present:**

Councillor Dr Morris (In the Chair)

Councillors: Atkinson, R W Cook, Griffin, Hall, Fleet, Laffey, G Lilley, London and Richardson.

Officers: Ralph Harrison, Head of Public Protection  
Ian Harrison, Principal Licensing Officer  
Tony Macnab, Solicitor  
Alec Gough, Local Transport Plan Coordinator  
Peter Frost, Traffic Team Leader  
Philip Hepburn, Parking Services Manager  
David Cosgrove, Principal Democratic Services Officer

Police Representatives:

Marie Nevison, Police Solicitor  
Sergeant M Suggitt  
PC T Swales

### **10. Apologies for Absence**

Councillors Brash and Kaiser.

### **11. Declarations of interest by members**

None.

### **12. Confirmation of the minutes of the meeting held on 27 June 2007**

Confirmed.

### **13. Licensing Policy – Licensing Act 2003** *(Head of Public Protection)*

#### **Purpose of report**

To provide Members with an opportunity to consider the adoption of a revised Licensing Policy as required by the Licensing Act 2003.

#### **Issue(s) for consideration by the Committee**

The Head of Public Protection reminded Members that Section 5 of the Licensing Act 2003 states that each licensing authority must determine and publish a Licensing Policy every three years. The current Licensing Policy was approved by full Council on 16th December 2004 and as such a new or revised policy must be published in order to satisfy the Council's statutory obligations. The current Licensing Policy was submitted as Appendix 1 to the report.

There was a duty that each Licensing Policy's must be published every three years but may be reviewed more frequently, should it be considered necessary. The current Licensing Policy was published following extensive consultation with local and national licensing bodies, community groups and parish councils and followed a template provided by the Local Authorities Co-ordinating Body for Regulatory Services (LACORS).

Since the Policy's adoption in 2004 some 320 premises licences, 50 club certificates and 350 personal licences have been issued and during this time the Policy has not been legally challenged. While the Policy itself had not been challenged the 'Special Policy' contained within it was the subject of detailed consideration during the determination of an application for a late night licence for 2 Victoria Road (the old gas showroom) that was ultimately approved by Members.

A 'Special Policy' is a statement that a specific geographical area experiences 'Cumulative Impact'. This is defined as the potential impact on the licensing objectives caused by a significant number of licensed premises in one area. Adopting a Special Policy reverses the presumption that a licence must be granted and instead places an obligation on a licence applicant to demonstrate that granting the licence will not add to the cumulative impact in that area.

The area currently covered by the Special Policy was adopted following the provision of statistics by Cleveland Police that highlighted that the town centre experienced high levels of alcohol related crime and disorder. Although also experiencing high levels of crime and disorder, Church Street was not included in the Special Policy area as the Council's Local Plan identifies Church Street as an area suitable for further late night development. Adopting a policy effectively restricting further licences in this area would therefore have contradicted an existing Council policy.

Cleveland Police have indicated that they believe the current Special Policy

area should remain. At the meeting, Sgt Suggitt distributed information that showed that while crime figures for the special policy area were lower than those for the Church Street area, there were less public houses and take-aways in the area. There had been a 300% rise in violent crimes in the Church Street area in the last three years and the Police's view was that the crime figures for the special policy area would have risen by a similar level had it not been for the policy.

Members indicated that they understood that there had been changes to the recording of crime figures and asked if the rise in figures was solely due to that and if not what would the figures have been under the old monitoring system. Sgt Suggitt indicated that it was difficult to compare the figures and the new system of crime recording had led to an increase in incidents. However, the levels of violent crime in both the special policy area and the Church Street area had risen very significantly and the new system did provide a much more accurate record.

A Councillor remarked that his perception was that there was a higher Police presence in the Victoria Road/York Road area on an evening. Sgt Suggitt indicated that people tended to follow a set route starting at York Road and working their way down to Church Street in the late evening. The Police presence followed them.

### **Decision**

That the proposed Licensing Policy as detailed in Appendix IV to the report including the Special Area Policy be endorsed and recommended to full Council for approval and adoption.

## **14. Sub Committee Hearings** *(Head of Public Protection)*

### **Purpose of report**

To consider the options available regarding future Sub-Committee hearings concerning Licensing Act licence reviews and contentious applications for Hackney Carriage/Private Hire driver's licences.

### **Issue(s) for consideration by the Committee**

The Head of Public Protection reported subsequent to the meeting of 7th June 2007 when Members requested a report detailing the options available concerning future Licensing Act licence reviews and contentious applications for Hackney Carriage/Private Hire driver's licences. Several Members have previously expressed their concern at the number of Licensing Act reviews being brought before them where it was felt that the circumstances surrounding the review were such that there was no opportunity for any substantive action to be taken by Members. Some Members also commented that the current policy for the consideration of previous criminal convictions was resulting in too many Hackney Carriage/Private Hire drivers' applications being referred to them.

The Head of Public Protection stated that of the fourteen alcohol licences

reviewed, the majority had been brought for review due to successful prosecutions by the Trading Standards Team for sales of alcohol to people under age. There had been occasions where licence holders had shown that they had appropriate measures in place to train staff and Members were then left with little scope but to issue warnings. There were many, however, that did wish to see licence holders 'brought to book' for these offences even when it was sales assistants that were prosecuted.

Members had mixed views as to whether the approach to the reviews should be changed. Some Members did see value in continuing to bring the reviews as at present as this sent a clear message to licence holders that the Council took any breaches seriously. Other Members did feel that the system needed to be changed to avoid situations where Members had little scope of action. The Solicitor commented that one of the objects of the review was to highlight the seriousness of each matter.

Members considered the matter in some detail and considered that the Trading Standards Team should be advised that Members would wish to see licence holders pursued wherever possible but that officers should exercise their discretion in other cases.

In relation to Hackney Carriage and Private Hire licence applications, the Head of Public Protection indicated that Members had questioned the time period that had lapsed between previous convictions and the application for a licence. There was also the issue of the involvement in the process of officers from the Children's Services and Adult and Community Services departments. These departments, when approving drivers to carry children and/or vulnerable adults, also carried out a CRB check on the driver. The regulations prevented one agency sharing the information from a CRB check with another, though it was felt that should the Children's Services department become involved in the initial licensing process, this could avoid this issue and save time and costs. Such arrangements would need to be the subject of detailed discussions between the two departments.

Members were also asked if they wished to consider relaxing their current policy in relation to convictions. Members expressed their previous concerns in that when they had refused an application, as they did not feel it was in the interests of public safety, the Magistrates Court frequently overturned the decisions and awarded a licence. Members considered that their role in protecting the public was the main issue.

Members supported the proposal in relation to the involvement of officers from the Children's Services Department.

### **Decision**

1. That in relation to Licensing Act officers advise Trading Standards that it considers licence reviews should normally only be requested following the prosecution of a licence holder or designated premises supervisor.
2. That in relation to Hackney Carriage/Private Hire Drivers Licences,

officers commence discussions with the Children's Services Department and Adult Services Department with a view to the development of a new policy for the consideration of previous criminal convictions and for their possible attendance at future Sub-Committee meetings.

## **15. Hackney Carriage/Private Hire Policy** *(Head of Public Protection)*

### **Purpose of report**

To consider possible amendments to the current hackney carriage/private hire licensing policy in the light of recommendations of good practice published by the Department for Transport.

### **Issue(s) for consideration by the Committee**

The Head of Public Protection advised Members that in October 2005 that the Department for Transport had begun consulting on a Best Practice Guidance document for taxi and private hire licensing authorities. This document has now been published and its recommendations provide an opportunity for the current policy, which was approved in 1998, to be re-evaluated and revised where necessary.

Appendix 1 to the report set out areas of the current policy that were considered appropriate for further review and consideration. Some issues had been highlighted because of their inclusion in the Department for Transport's Best Practice Guidance whilst others had been suggested by the local taxi trade. Areas where the current policy fails to meet a recognised problem or the policy simply needs updating had also been included.

### **Decision**

- i) That the proposed process of consultation and review of the existing Hackney Carriage/Private Hire Licensing Policy be approved; and
- ii) That a further report be produced at a future meeting of the Licensing Committee detailing the outcomes of the consultation process

## **16. Avenue Road/Victoria Road Taxi Ranks** *(Head of Technical Services)*

### **Purpose of report**

To provide an update on the operational taxi issues in Avenue Road and Victoria Road.

### **Issue(s) for consideration by the Committee**

The Traffic Team Leader reported on a number of issues concerning taxi operations in Victoria Road and Avenue Road that were discussed at the meeting of 27 June 2007.

Members had expressed concern over demand for the Avenue Road rank

exceeding the available spaces. Previous discussions with the Police had indicated that they would be unwilling to support the provision of an additional rank adjacent to the Police Station on safety/ security grounds. However, at the meeting the Police stated that they would be prepared to accept a new rank, but would wish to retain the right to cone off the area for their use when necessary (Police horse box use, etc). The provision of a new rank at this location has now been formally approved and sent to the Council's Legal Section in order to be advertised. The new rank will be set back from the Civic Centre exit road to ensure a reasonable level of visibility for vehicles leaving this road, which has also been highlighted as a problem.

Taxis occupying bus stops in Victoria Road on a Friday and Saturday night has long been a cause of some concern. Enforcement has taken place from time to time, however the effect is limited, as the presence of Parking Enforcement Officers tends to prevent taxis parking in the first place, with them returning once the enforcement exercise has finished.

At the previous meeting, the possibility of camera enforcement was discussed, and the Traffic Management Act is expected to allow local authorities to apply to use these powers from April 2008. The Council is in the process of submitting a bid to purchase a dedicated camera enforcement vehicle, which would enable parking enforcement to be far easier. There would not be the effect of an enforcement officer merely deterring taxis from parking for short periods until they leave site. It would also vastly reduce the likelihood of confrontations occurring while enforcement takes place, with both taxi drivers and their customers who may be under the influence of alcohol. The Traffic Management Act will also allow the enforcement of certain moving traffic offences, which are expected to become the responsibility of local authorities under the new powers. These include the enforcement of box junctions, banned turns, restricted turns, U-turns, weight restrictions and one-way streets.

Members considered the problem of taxis in Victoria Road to be an issue that need to be addressed. Members indicated that they had witnessed buses having to drop off and pick up passengers in the middle of the road as it could not get near the bus stop due to taxis. Members welcomed the proposal for the mobile camera and questioned if the vehicle would be marked or would operate covertly. The Traffic Team Leader indicated that this was not known at present as final guidance on the scheme had not yet been produced by the government. The scheme would not be introduced until April 2008 when the new enforcement regulations came into force.

### **Decision**

That the report be noted and the enforcement proposals welcomed.

## **17. Quarterly Report on Licensing Act Sub Committees and Hackney Carriage and Private Hire Sub Committees Activity** *(Assistant Chief Executive)*

### **Purpose of report**

To update Members on the work undertaken by the five Licensing Act Sub Committees and the three Hackney Carriage and Private Hire Licensing Sub Committees.

### **Issue(s) for consideration by the Committee**

The report updated the full Committee on the work undertaken by the sub committees since the last report to the Committee on 27 June 2007. The Licensing Act Sub Committees had considered two (2) matters, while the Hackney Carriage and Private Hire Licensing Sub-Committees had considered seven (7) driver applications in the same period.

### **Decision**

That the report be noted.

## **18. Any Other Business the Chair Considers Urgent**

The Chair welcomed Councillor Mary Fleet to the Committee. Councillor Fleet had been appointed to the Committee in place of Councillor Johnson.

Councillors Cook and Atkinson raised their concerns in relation to Member attendance at meetings of the Licensing Act Sub Committees.

Councillor G Lilley raised the issue of outside smoking areas at public houses. These applications had been the subject of several applications and much debate at the Planning Committee over recent months. Councillor G Lilley was concerned that in approving a planning application, Members could be creating a noise nuisance for local residents, particularly in light of the late hours quite a number of pubs were now open. Members considered the issue did warrant further discussion.

CHAIRMAN



## LICENSING COMMITTEE

12 December 2007



**Report of:** Head of Community Safety and Prevention

**Subject:** The Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2007 - Shopping Parades, Play Areas, Cemeteries, Residential Streets

---

### 1. PURPOSE OF REPORT

- 1.1 To seek approval to publish a formal public notice to be published in the Hartlepool Mail, inviting representation on proposals to designate new areas within the town under the Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2007.

### 2. BACKGROUND

- 2.1 Sections 12-16 of the Police and Criminal Justice Act 2001 allow local authorities to adopt powers contained in the Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2007 to designate areas, which have known anti-social drinking, and nuisance associated with them. In designated places the Police are provided with powers to enforce restrictions on public drinking.
- 2.2 The Regulations specify that making an order is a 'non Executive' function. At Council on 14<sup>th</sup> December 2006, it was agreed to delegate to Licensing Committee the power to discharge the Council's functions under the Local Authorities (Alcohol Consumption in Designated Public Places) Regulations 2001 including (now 2007 Regulations), namely:
- Consideration of any representations received
  - Add to, delete, extend, reduce or otherwise vary the proposed designated areas, and
  - On the Council's behalf, to approve the order or orders and take any further action necessary in that regard and

- Authorise the Chief Solidtor to publish all notices necessary to comply with the regulations.
- 2.3 At meeting of the Licensing Committee on 27<sup>th</sup> June 2007, Members agreed to designate those areas that had been previously covered by the alcohol byelaws. Members went on to debate the advantages of extending these powers across the entire town. Following discussion in relation to the legislation issues, the Council's Solicitor clarified that the current legislation did not allow for a town-wide designation order. Members then discussed the inclusion of particular areas in future designation orders and it was agreed these suggestions would be included in a future report to this committee.
- 3. EVIDENCE**
- 3.1 In order to progress the proposed locations for designation (**Appendix 1**), evidence that anti social behaviour as a result of alcohol consumption had occurred in the proposed locations was collected from a variety of sources between April and November 2007:
- Data from Cleveland Police
  - Anti Social Behaviour Unit data
  - Letters, e mails and phone calls from members of the public
  - Feedback from public meetings with residents
  - Consultation with individual Police Officers and PCSO's
  - Consultation with HBC officers with responsibility for parks and cemeteries
- 3.2 Letters were sent to Ward Councillors, each household, shop or business within the vicinity of each of the shopping and other areas identified as proposed designated areas, asking for the occupier's views and whether or not they had witnessed anti social behaviour connected with the consumption of alcohol (An example of the letter is attached as **Appendix 2**).
- 3.3 The residential streets are proposed because of evidence of anti social behaviour and to offset the effects of possible displacement from the shopping areas. The residential streets were proposed after careful consultation with local police teams and consideration of the views of residents.
- 3.4 Four other areas were considered for designation, but no evidence of anti social behaviour was forthcoming (**Appendix 3**).

#### 4. CONSULTATION

- 4.1 In accordance with Regulations, the Police District Commander was consulted on the proposals as were Parish Councils. The District Commander supported the designation of further areas, but no response was received from the Parish Councils.
- 4.2 The Crime and Disorder Coordinator attended the Police and Community Forums in September 2007 to gather the views of residents regarding the proposed areas.
- 4.3 The letter at **Appendix 2** also sought views and opinions of residents on the proposal to designate.
- 4.4 The Crime and Disorder Coordinator has attended numerous residents' groups and other meetings with the intention of gathering further evidence relating to anti social drinking, informing residents of the proposals and the possible effects of any orders. The meetings attended were;
- Friends of North Cemetery
  - Duke Street Residents Association
  - Murray Street Residents Association
  - Murray Street Business Community
  - Raby Road Residents Association
  - Meetings with Ward Councillors for Rossmere, Burn Valley and St Hildas
- 4.5 Only one objection was received (**Appendix 4**) but the area concerned has been included in the proposal to designate as there is evidence of anti social behaviour.

#### 5. RECOMMENDATIONS

- 5.1 That Members give authorisation to undertake the steps required by regulations to enable a formal public notice to be published in the Hartlepool Mail inviting representations on the proposed designated public places (**Appendix 1**).

##### Background Papers

Minutes of Licensing Committee - Dec 06  
Minutes of Licensing Committee - Jun 07  
Police and Criminal Justice Act 2001

4.1 Licensing 12.12.07 The Local authorities alcohol consumption in designated public places regulations 2007 shopping parades play areas cemeteries residential

The Local Authority (Alcohol consumption in Designated Public Places)  
Regulations 2007

## Appendix 1

### PROPOSED DESIGNATED PUBLIC PLACES 2007

#### Highways

Abigail Walk  
Addison Road  
Albany Court  
Alderson Street  
Alma Street  
Ashley Gardens  
Barbara Mann Court  
Belk Street  
Bentick Street  
Brafferton Street  
Breward Walk  
Brougham Terrace  
From its junction with Raby Road  
to its junction with Turnbull Street

Cameron Road  
Charterhouse Street  
Chatham Road  
Cornwall Street  
Cundall Road  
Dent Street  
Derby Street  
Derwent Street  
Devon Street  
Dorset Street  
Duke Street  
Elcho Street  
Elliott Street  
Eton Street  
Furness Street  
Glamis Walk  
Gloucester Street  
Gordon Street  
Grainger Street  
Grange Road  
From its junction with Murray Street  
To its junction with Mulgrave Road

Gray Street  
Grosvenor Gardens  
Grosvenor Street

From its junction with Milton Road  
and Grange Road  
Harcourt Street  
Harrow Street  
Hartley Close  
Headland Front  
numbers 2-29

Herbert Walk  
Helmsley Street  
Hurworth Street  
Jackson Street  
Jacques Court  
Johnson Street  
Lowthian Road  
Mapleton Road  
Marlborough Street  
Marton Street  
Mary Street  
Mason Walk  
Mayfair Street  
Milton Road  
Mitchell Street  
Morton Street  
Mulgrave Road  
Murray Street

Oakley Gardens  
Perth Street  
Potter Walk  
Raby Road  
From its junction with St.Oswald's Street  
to its junction with Dent Street  
Richmond Street  
Roseberry Mews  
Rossall Street  
Rugby Street  
Sheriff Street  
Shrewsbury Street  
Stephen Street  
St. Oswald's Street  
St. Paul's Road  
Stotfold Street  
Straker Street  
Suggitt Street  
Thorneville Road  
Thornton Street  
Topcliffe Street

4.1 Licensing 12.12.07 The Local authorities alcohol consumption in designated public places  
regulations 2007 shopping parades play areas cemeteries residential

Turnbull Street  
Tuson Walk  
Tweed Walk  
Uppingham Street  
Wynnstay Gardens  
York Road  
From its junction with Park Road to Colwyn Road  
Young Street

### **Shopping areas**

Caledonian Road  
Front of shop at 2 Caledonian Road

Catcote Road  
Front, rear and public access areas of shops  
from numbers 240 to 250

Catcote Road (Fens Shops)  
Front, rear and side of shops including car park .

Catcote Road Shops (at junction  
with Oxford Road)  
Front, side and rear of shops of shops, including garaged area at rear

Chatham Road:

Front of shops from junction with  
Acclom Street to Oakley Gardens

Clavering Road:

Front, rear and grassed areas at sides  
of shops i) Licensed area at side of  
The Gillens Arms is excluded from  
this area

Davison Drive:

Front and rear of shops including  
service and public access areas

Elwick Road:

Front of shops from junction with York Road to Burn Valley Road

King Oswy Drive:

Front, side and rear of shops  
Including all service roads and  
Public access areas

Miers Avenue:

Front, side and rear of shops including  
all service and public access areas

Middleton Grange:

Middleton Grange Shopping Centre:  
including Queens Parade, all malls,  
squares, arcades, ramps, subways, approach  
roads, service roads and all other  
service areas, amenities and  
adjacent landscaped areas

Northgate (North):

Front, side and rear of shops  
including service and public access areas

Northgate (South):

Front, side and rear of shops  
including service and public access areas

Oxford Road:

Front and rear of shops on  
Oxford Road from its junction  
with Shakespeare Avenue to  
Caledonian Road.

Oxford Road:

Front of shop at number  
1 Oxford Road

Owton Manor Lane (Rossmere):

Front of shops including both side  
access roads and garaged area  
at rear of shops. Also including  
footpath leading from rear of  
shops to Campbell Road.

Owton Manor Lane (St Patrick's Shops):



Front, side and rear of shops.

Salter Walk:

Front of shops at number 2-4

Stockton Road (St. Aidans Shops):

Front of shops (number 117 to 145)

Stockton Road:

Front, side and rear service

area of shops

(numbers 13 to 33)

Warren Road:

Front, side and rear of shops,

Including service and adjacent

public access areas

Wiltshire Way:

Front, side and rear of shops,

including car park.

Wynyard Road Shops:

Front, side and rear of shops

including service area and

public access areas

### **Parks, Cemeteries, Gardens and other Public Leisure Facilities**

King George V Playing Field

Lynfield School

Mill House Skateboard Park

North Cemetery

Old Cemetery (Spion Kop)

Play area, Clavering Road/Rafton Drive

Play area, Grayfields

Play area, Greatham

Play area, Jutland Road

Play area, Oxford Road

Rift House Recreational Ground

Stranton Cemetery

Stranton Garth

West View Cemetery

Summerhill

Tennis Courts/Play area, Headland:

All Tennis Courts, Bowling Green

and play areas including pavilion and  
shelters adjacent to Jacques Court

**Open Amenity Areas**  
Headland Town Square

## Appendix 2

### ALCOHOL CONSUMPTION IN DESIGNATED PUBLIC PLACES

#### Give us your views

The Home Office Action Plan on alcohol related crime, launched in August 2000 set out the key priorities for tackling alcohol related crime, disorder and nuisance.

It included specific action to meet three broad objectives:

- Reduce the problems arising from under-age drinking
- Reduce public drunkenness
- Prevent alcohol-related violence

Supporting measures were incorporated into the Criminal Justice and Police Act 2001. They included new powers for local authorities to designate areas to restrict the public consumption of alcohol and for the police to confiscate alcohol.

The new designation order will mean that the police will have additional discretionary powers to confiscate alcohol in public places. The order would allow the police to take away and dispose of alcohol (both sealed and opened containers) where they reasonably believe a person is, has been or intends to drink and where antisocial behaviour or nuisance is occurring or likely to occur.

#### Fens Shops, Catcote Road, Hartlepool

We are keen to seek the views of people living in the area on the possible introduction of an order at the above location. We would like information on the following questions:

- 1 Do you think we have chosen the right area?
- 2 Have you witnessed any anti social behaviour as a result of public drinking in the above named location?

The results of the consultation process will be reported to the Council's Licensing Committee for consideration and decision.

Please send any comments regarding this issue to Joe Hogan, Crime and Disorder Coordinator, 8 Church Street, Hartlepool TS4 7DS.  
[Joe.Hogan@hartlepool.gov.uk](mailto:Joe.Hogan@hartlepool.gov.uk)

**Appendix 3**

**PROPOSED DESIGNATED AREAS WHERE  
NO EVIDENCE OF ASB**

Elizabeth Way Shops

Brus Corner Shops

Elwick Road

Brierton Shops

Winston Court, Headland

## 4.1

## Appendix 4

hello

I have received a notification re the consumption of Alcohol in public places, specifically, Greatham Play Area.

In the first instance, I would like to know how you identified this area? I have not lived here long (3 months) but during that time, have only been aware on one occasion of teenagers hanging around the play area late in the evening and I am not aware of whether alcohol was also present or involved. I know that there was only a few people there and that they cleared off within acceptable hours and I was not bothered by the incident.

I am strongly against the placing of a sign saying that this is an alcohol free area as I believe it is not necessary and also that a sign will de-value my property should I choose to sell.

The place where people appear to 'hang around' is at the fork of the road, near the church, opposite the community hall. Again, I have personally not had a problem with this but would be against a sign being placed in this area too as it may make the play area opposite my house more attractive as a drinking area, if they are banned in others.

I am against anti-social and disruptive behaviour but all that prohibiting areas seems to do is move that problem to someone else's area.

If there is a problem with alcohol being drunk inappropriately within the village and this is turn leading to disruptive behaviour, then it should be tackled by a team effort of the parish council, the community, the community policeman and an alcohol agency demonstrating that behaviour of this nature is not going to be tolerated and offering help and education in the detrimental effects of alcohol. If the council are really concerned, there appears to be a lack of facilities for young people in the village and they may be better served addressing this as a means of dispersing groups than putting up Alcohol free zone signs.

I think I have answered your questions.

No, I don't think it is the right area

No, I have not seen any examples of anti social behaviour in this area.

I will be interested to hear of developments and decisions made regarding this subject.

## **CRIMINAL JUSTICE AND POLICE ACT 2001**

### **Alcohol Consumption in Designated Public Places Order 2007**

The Hartlepool Borough Council (in this Order called “the council”) hereby make the following Order under Section 13(2) of the said Act:

1. The land described in the Schedule below and shown on the map attached to this Order, being land in the area of the Council which is land to which the Criminal Justice and Police Act 2001 applies, is hereby designated for the purposes of that Act.
2. This Order may be cited as the Alcohol Consumption in Designated Public Places for the area of Hartlepool Borough Order 2007 and shall come into force on 1<sup>st</sup> October 2007.

### **SCHEDULE**

#### **Part 1 - Hartlepool**

##### **Highways**

Avenue Road	:	From its junction with Victoria Road southerly to the Middleton Grange Shopping Centre.
Back Victoria Homes	:	Adjacent to Burn Valley Gardens
Baden Street	:	That part which passes through Burn Valley Gardens
Brinkburn Road	:	That part which passes through Burn Valley Gardens
Colwyn Road		
Park Road	:	From its junction with Osborne Road to its junction with Stockton Street
Roker Street		
South Road	:	From its junction with Avenue Road to its junction with Back York Road
Stockton Street	:	From its junction with Hucklehoven Way/Park Road to its junction with Upper Church Street
Swainson Street		
Unnamed Road	:	Adjacent to the north western edge of Burn Valley Gardens
Victoria Road	:	From its junction with Upper Church Street to its junction with York Road
Villiers Street		
York Road and Back York Road East	:	From its junction with Victoria Road to its junction with Park Road

### **Car Parks**

- Multi –story car park - Junction of Park Road and Stockton Street
- Surface level car park - West of Stockton Street
- Surface level car park - East of Back York Road, including car park beneath the Market Hall
- Surface level car park - North of Park Road
- Central Library car park and its precincts

### **Parks, Gardens and other Public Leisure Facilities**

- Burn Valley Gardens - Lying south of Colwyn Road and extending west as far as the unnamed Footpath which runs north west to the junction of Queensberry Avenue and Elwick Road
- Rossmere Park (south of Rossmere Way)
- Serpentine Gardens, (at the junction of Serpentine Road/Hart Lane)
- Victory Square (including the War Memorial)
- Ward Jackson Park, (between Park Avenue and Elwick Road)

### **Open Amenity Areas**

- Open space : To the east of Burn Valley Gardens.
- Open space : On south side of Colwyn Road adjacent to Burn Valley Gardens
- Open space : Area bounded by Victoria Road/Raby Road and A179 adjacent Wesley Chapel

## **Part 2 – Headland**

### **Highways**

- Albion Terrace
- Bath Terrace
- Cliff Terrace : The southern footpath only from its junction with Radcliffe Terrace to its junction with Batch Terrace
- Croft Terrace
- High Street : The southern footpath only from its junction with Sandwell Chare to its junction with Croft Terrace Path
- Radcliffe Terrace
- Sandwell Chare
- South Crescent
- The Headland Promenade
- The Promenade : Between Headland Promenade and York Place.
- Town Wall : From the western boundary of number 30 Town Wall to its junction with Croft Terrace.
- Unnamed Path : From Moor Terrace to the site of the former gun placement
- Unnamed Path : Between High Street and Croft Terrace
- York Place

### **Parks, Gardens and other Public Leisure Facilities**

Croft Garden, (east of Sandwell Chare)  
Band Stand, the Promenade  
Redheugh Close Gardens, including the War Memorial (between  
Radcliffe Terrace and Cliff Terrace)

### **Open Amenity Areas**

Open Space : Between Harbour Public House and Croft Gardens

### **Fronts and the Foreshore**

- Front at Headland
- i) All that area of the front and foreshore including the paddling pool and all steps, ramps, paths, platforms and bankside from time to time situated between the low water mark of medium tides and Town Wall and the Promenade and between:
    - a) an imaginary line running south from a point on the western boundary of number 30 Town Wall; and
    - b) an imaginary line running from number 14 south Crescent along the south western elevation of the Heugh Breakwater.
  - ii) Pilot Pier, also known as the Old Pier, is excluded from this area.

### **Other Areas**

Area around the Heugh Lighthouse between Bath Terrace and the Promenade Car Park which forms the eastern extension of Moor Terrace  
Heugh Battery  
Old Gun Placement

## **Part 3 – Seaton Carew**

### **Highways**

Ashburn Street  
Charles Street  
Church Street : From its junction with The Front to the holy Trinity church  
Coronation Drive : From the Swimming Baths Car Park to its junction with The Cliff  
Green Terrace  
Major Cooper Court, (Charles Street)  
The Cliff  
The Esplanade  
The Green



The Front	
Unnamed Road	: Leading from The Front to and alongside the Amusement Park
Unnamed Road	: From The Front adjacent to Café royal to The Esplanade
West View Terrace	

### **Car Parks and Bus Terminus**

Bus Terminus	: East of The Front, including the verges, benches and shelters
Rocket House Car Park	: South of Longscar Hall, The Front
Seaton Carew Car Park	: Within Seaton Carew Park
Wainwright Walk Car Park	: East of Coronation Drive

### **Parks, Gardens and Other Public Leisure Facilities**

Crazy Golf Course	: East of The Front
Lawns and Gardens and Paved Areas	: East of The Front, The Green and The Cliff
North Shelter and Public Toilets	: East of The Front
Paddling Pool	: East of The Front
Putting Green	: East of The Front
Seaton Carew Park	: South of Station Lane
South Shelter, Clock and Public Toilets	: East of the Bus Terminus

### **Open Amenity Areas**

Open Space	: East of The Front and The Cliff
Open Space	: On south side of Station Lane at its junction with The Front
Open Space	: East of Ashburn Street
Open Space	: West of Ashburn Street
Open Space	: East of Wainwright Walk
Open Space	: The Green (including the War Memorial)

### **Fronts and the Foreshore**

Front at Seaton Carew	: All that area of the front and foreshore, including all steps, ramps, paths, platforms and banksides from time to time situated between the low water mark of medium times and the Esplanade and between: a) an imaginary straight line running in a generally easterly direction from a point on the Esplanade at its junction with the unnamed slipway road which runs between the Putting Green and the Amusement Park: and
-----------------------	---

- b) an imaginary straight line running in a generally easterly direction from a point on Coronation Drive at its junction with the Northern boundary of number 20 Wainwright Walk.

Dated 20<sup>th</sup> September 2007

The Common Seal of the Hartlepool Borough Council  
was hereunto affixed in the presence of

Solicitor

## **LICENSING COMMITTEE**

12 December 2007



**Report of:** Assistant Chief Executive

**Subject:** QUARTERLY REPORT ON LICENSING ACT SUB COMMITTEES AND HACKNEY CARRIAGE AND PRIVATE HIRE SUB COMMITTEES ACTIVITY

---

### **1. PURPOSE OF REPORT**

To update Members on the work undertaken by the five Licensing Act Sub Committees and the three Hackney Carriage and Private Hire Licensing Sub Committees.

### **2. BACKGROUND**

The Licensing Committee at its meeting on 15 March 2006 (Minute No. 61 refers) agreed to receive regular reports on the work of the sub committees when establishing the new Hackney Carriage and Private Hire Licensing Sub-Committees.

Attached as appendices to the report are tables setting out briefly the work undertaken by the sub committees since last reported to the Committee on 27 June 2007. From the tables Members will see that the Licensing Act Sub Committees have considered one (1) matter, while the Hackney Carriage and Private Hire Licensing Sub-Committees have considered eight (8) driver applications in the same period.

As this report is for Members information only, there are no specific risk implications or financial or legal considerations to report.

### **3. RECOMMENDATIONS**

That Members note the report and the information set out in the two appendices.

**6. REASONS FOR RECOMMENDATIONS**

The report is for Members information only in compliance with the decision of the committee on 15 March 2006

**7. BACKGROUND PAPERS**

Minutes of Licensing Committee held on 15 March 2006

Published minutes of the Licensing Act Sub Committees and the Hackney Carriage and Private Hire Licensing Sub-Committees held in 2007.

**8. CONTACT OFFICER**

David Cosgrove  
Principal Democratic Services Officer  
Corporate Strategy and Support Division  
01429 52 3019  
david.cosgrove@hartlepool.gov.uk

## Appendix 1

**Licensing Act Sub Committees**

<b>Premises / Individual</b>	<b>Date</b>	<b>Application Type</b>	<b>Application</b>	<b>Members</b>	<b>Objectors Present</b>	<b>Decision</b>	<b>Latest Operational Hour Granted</b>
The Station Hotel	3 October 2007	Premises licence	Variation	Councillors Hall (Chair), Griffin and Dr Morris	Head of Public Protection & Housing. Member of the public	Application granted.	1.00 am

## Appendix 2

## Hackney Carriage and Private Hire Licensing Sub Committees

Date	Members	Application Type (Driver's Licence)	Applicant	Applicant Present	Decision
12 October 2007	Councillors Dr Morris, London, Rogan, Atkinson and Griffin	Private Hire	AB	Yes	Approved
		Private Hire	TDS	Yes	Approved
		Private Hire	NMJ	Yes	Approved
27 November 2007	Councillors Dr Morris, Brash, Griffin, G Lilley and Richardson	Private Hire	PC	No. Written submission provided.	Deferred
		Private Hire	CMC	Yes	No Action
		Private Hire	AJR	Yes	No Action
		Private Hire	GTB	No	Approved
		Private Hire	SCH	Yes	Approved