

LICENSING SUB-COMMITTEE

AGENDA



Tuesday 12 July 2022

at 10.00 am

**in Committee Room A,
Civic Centre, Hartlepool**

Those wishing to attend the meeting should phone (01429) 523568 or (01429) 523019 by midday on Monday 11 July and name and address details will be taken.

You should not attend the meeting if you are displaying any COVID-19 symptoms (such as a high temperature, new and persistent cough, or a loss of/change in sense of taste or smell), even if these symptoms are mild. If you, or anyone you live with, have one or more of these symptoms you should follow the [NHS guidance on testing](#).

MEMBERS: LICENSING SUB-COMMITTEE:

Councillors Jackson (Chair), Hall and D Nicholson.

1. **APOLOGIES FOR ABSENCE**
2. **TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS**
3. **ITEMS FOR DECISION**
 - 3.1 Application for a New Premises Licence –121-123 Raby Road,
Hartlepool – *Assistant Director, Regulatory Services*

CIVIC CENTRE EVACUATION AND ASSEMBLY PROCEDURE

In the event of a fire alarm or a bomb alarm, please leave by the nearest emergency exit as directed by Council Officers. A Fire Alarm is a continuous ringing. A Bomb Alarm is a continuous tone. The Assembly Point for everyone is Victory Square by the Cenotaph. If the meeting has to be evacuated, please proceed to the Assembly Point so that you can be safely accounted for.

LICENSING ACT 2003

Procedure for Hearings



Prior to the commencement of the meeting, a representative of the Democratic Services Section shall establish the identity of those present, who they represent and who intends, or wishes to speak.

1. The Chair's opening comments, including introduction of Members of sub-committee and officers present. Explanation of the decision to be considered.
2. The Assistant Director (Regulatory Services), or representative shall outline the application, any relevant representations and relevancy to Licensing Policy and statutory guidance.
3. Members ask any questions of the Assistant Director (Regulatory Services), or representative.
4. Applicant presents their case (either personally or via legal representation) and introduces witnesses where appropriate.
5. Questions by Members to applicant and/or applicant's witnesses.
6. Representations by responsible bodies and/or interested parties and witnesses introduced where appropriate.
7. Questions by Members to responsible bodies/interested parties and/or their witnesses.
8. Parties may question and clarify issues raised with the consent of the Chair.
9. If required, responsible bodies/interested parties to be given opportunity to sum up.
10. If required, the applicant to be given opportunity to sum up.
11. Members to have the opportunity to clarify any points raised. The Chair shall ask whether all parties are satisfied they have said all they wish to.
12. Members to go into closed session to deliberate.
13. Chair informs parties of their decision, with reasons.

Report of: Assistant Director (Regulatory Services)

Subject: APPLICATION FOR A NEW PREMISES LICENCE:
121-123 RABY ROAD, HARTLEPOOL

1. PURPOSE OF REPORT

- 1.1 To consider an application for a new premises licence in respect of 121-123 Raby Road, Hartlepool.

2. SUMMARY OF APPLICATION

- 2.1 Applicant: Mr Sajaad Ali
- 2.2 The applicant has applied for a new premises licence for the off sales of alcohol 24 hours per day, seven days a week.

A copy of the application is attached as Appendix 1.

A map of the area is attached as Appendix 2 and street view images of the premises are attached as Appendix 3.

3. BACKGROUND

- 3.1 The premises to which this application relates is currently licensed for the sale of alcohol between 0900 and 1900 hours Monday – Saturday and 1000 – 1800 hours on Sundays.
- 3.2 A copy of the current licence is attached as Appendix 4.
- 3.3 The applicant has chosen to make an application for a brand new licence rather than amend the existing licence. Should the new licence be granted either in full, or with better terms than the current licence, it is likely that the current licence would then be surrendered. If the application is refused entirely, or granted on worse terms than the current licence, the applicant would be able to continue to trade using the current one.
- 3.4 The current licence was granted in 2017 and reflects the operating hours that were applied for at that time by a previous owner. Before that, a licence was granted in 2005 for the premises to operate 24 hours per day but these hours were reduced to 0700 – 2300 hours in 2009 following an application by local residents for the licence to be reviewed because of nuisance and crime & disorder in the area.

- 3.5 That licence remained in force until 2015 at which point it lapsed due to the licence holder at that time, becoming insolvent.
- 3.6 The current licence was granted in 2017 and Mr Ali, the current licence holder, took it over in June 2021.

4. ISSUES

- 4.1 The applicant been advertised in the prescribed manner and four representations have been received – one from Cleveland Police (Appendix 5), one from Hartlepool Borough Council's Environmental Protection Team (Appendix 6), one from Hartlepool Borough Council's Licensing Team (Appendix 7) and one from a councillor (Appendix 8)

- 4.2 As relevant representations have been received, a hearing must be held for Members to consider the application.

- 4.3 Members attention is drawn to paragraph 5.13 of Hartlepool Borough Council's Licensing Policy which states the following in respect of licensed hours: -

'The licensing authority does not accept that longer opening hours have been a benefit to Hartlepool but rather that they place an undue and unnecessary strain on the local transport infrastructure, Accident & Emergency services and law enforcement agencies and creates a nuisance for those residents who are affected by the general operation of a premises or from revellers returning home during the early hours.'

*Shops, stores and supermarkets will in general be licensed to provide sales of alcohol for consumption off the premises at any time when the retail outlet is open for shopping **but licences for before 9:00 a.m. or after 10:00 p.m. in residential areas will generally be refused.***

- 4.4 Having regard to the representations received, Members may take any of the following steps for the promotion of the licensing objectives:

- i) To approve the application in its entirety
- ii) To approve the application in part - with or without the addition of further conditions
- iii) To reject the whole or part of the application

- 4.5 The licensing objectives are:

- i) The prevention of crime and disorder
- ii) Public safety
- iii) The prevention of public nuisance, and
- iv) The protection of children from harm

- 4.6 Members are reminded that they must only consider those aspects of the licence application that are relevant to the representations received.

5. RECOMMENDATIONS

- 5.1 That Members consider the representations made by the applicant and the objectors and determine what aspects, if any, of the application should be granted and, if appropriate, what conditions, if any, should be attached.

Application for a premises licence to be granted 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/We Sajaad Ali

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
121-123 Raby Road			
Post town	Hartlepool	Postcode	TS24 8DT

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£5,500

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | | please complete section (B) |
| ii as a partnership (other than limited liability) | | please complete section (B) |
| iii as an unincorporated association or | | please complete section (B) |
| iv other (for example a statutory corporation) | | please complete section (B) |
| c) a recognised club | | please complete section (B) |
| d) a charity | | please complete section (B) |

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities: or ☒

I am making the application pursuant to a
statutory function or
a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="radio"/>	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname Ali			First names Sajaad		
Date of birth		<input type="text"/>	I am 18 years old or over		Please tick yes <input checked="" type="checkbox"/>
Nationality British					
Current residential address if different from premises address		<input type="text"/>			
Post town	<input type="text"/>			Postcode	<input type="text"/>
Daytime contact telephone number <input type="text"/>					
E-mail address (optional)		<input type="text"/>			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					
See attached copy of British passport.					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	8	062022

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

The premises are at 121-123 Raby Road, which road forms part of the B1277 that runs from Hartlepool Power Station to the south to the junction with the A179 near the University Hospital of Hartlepool to the north. The premises are situated on the west side of the road, to the south of the traffic light-controlled crossroads junction with the B1376 Hart Lane.

The premises consist of, what were probably originally, two purpose built retail units, now used as one unit, in a parade of single storey shops (with cellars). The parade of shops includes a gift shop, barbers, bakery, takeaway and a post office.

To the east side of Raby Road, terraced housing is set back and at a right angle to Raby Street, so the nearest houses do not face Raby Road or the premises. There are no windows in the gable end of the end terraced house nearest the premises.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	
					Outdoors	
Day	Start	Finish			Both	
Mon			Please give further details here (please read guidance note 4)			
Tue						
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)			
Thur						
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)			
Sat						
Sun						

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 4)			
Tue						
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timing (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	
				Off the premises	<input checked="" type="checkbox"/>
				Both	
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5) NO SEASONAL VARIATIONS		
Mon	00:00	23:59			
Tue	00:00	23:59			
Wed	00:00	23:59			
Thur	00:00	23:59			
Fri	00:00	23:59			
Sat	00:00	23:59			
Sun	00:00	23:59			
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 6) NO NON-STANDARD TIMINGS		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	Sajaad Ali
Date of birth	[REDACTED]
Address	[REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	[REDACTED]
Issuing licensing authority (if known)	Newcastle City Council

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

The premises sells other age restricted products, such as cigarettes and other tobacco products.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5) NO SEASONAL VARIATIONS
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) NO NON-STANDARD TIMINGS
Mon	07:00	23:00	
Tue	07:00	23:00	
Wed	07:00	23:00	
Thur	07:00	23:00	
Fri	07:00	23:00	
Sat	07:00	23:00	
Sun	07:00	23:00	

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

IN ADDITION TO THE MANDATORY CONDITIONS THAT WILL BE ATTACHED TO ANY PREMISES LICENCE THAT IS GRANTED:

- (1) Comprehensive training will be given to staff in relation to the conditions of the premises licence and in crime prevention measures. A record of each individual's training will be maintained and be available for inspection at the premises at all times by a responsible authority.
- (2) Between 23:00 and 07:00 the premises will be closed to walk-in trade with sales being made to customers through the night service hatch.
- (3) The licensee and the DPS (Designated Premises Supervisor) shall ensure that at all times the premises are open for any licensable activity, there are sufficient competent staff on duty at the premises for the purposes of fulfilling the terms and conditions of the licence. During the hours 23:00 to 07:00 there will be at least two uniformed members of staff on the premises.

b) The prevention of crime and disorder

IN ADDITION TO THE MANDATORY CONDITIONS THAT WILL BE ATTACHED TO ANY PREMISES LICENCE THAT IS GRANTED:

- (1) All staff will be given training using the HSE leaflet on 'Preventing Violence to Retail Staff' or such other equivalent guidance issued by a competent body.
- (2) A CCTV system shall be designed, installed and maintained in proper working order and shall:
 - Be operated by properly trained staff.
 - Be in operation at all times the premises are open for the sale of alcohol.
 - Ensure coverage internally and externally of the public entrance / exit and the night hatch.
 - Ensure coverage of till areas and the area(s) at which alcohol is displayed and / or stored.
 - Have a member of staff present and trained in the retrieval of CCTV footage whenever the premises are open for the sale of alcohol.
 - Be capable of recognition of all persons entering the premises.
 - Provide continuous recording facilities for each camera to a high standard of clarity (a minimum of 4 frames per second). Such recordings shall be retained for at least the period of 28 days and shall be supplied as soon as possible following a request from representatives of Cleveland Police or the licensing authority made in accordance with relevant data protections laws.
- (3) All members of staff responsible for the sale of alcohol will receive training in relation to their duties and responsibilities under the Licensing Act 2003 (or replacement legislation), including those in relation to online and telephone sales of alcohol (if the licensee decides to engage in such sales) before being permitted to sell alcohol at the premises. Such training

will be provided by the DPS (Designated Premises Supervisor). A record of each individual's training will be maintained and be available for inspection at the premises at all times by a responsible authority.

- (4) All members of staff responsible for the sale of alcohol will receive refresher training at least once annually as to their duties and responsibilities under the Licensing Act 2003 (or replacement legislation) before being permitted to sell alcohol at the premises. Such training will be provided by the DPS (Designated Premises Supervisor). A record of each individual's training will be maintained and be available for inspection at the premises at all times by a responsible authority.
- (5) Staff will use their best endeavours to ensure customers use the premises in an orderly and respectful manner and to prevent drinking of alcohol on the premises.
- (6) An incident log (the "Incident Log") (electronic or paper based) must be kept at the premises and be available for inspection at the premises at all times by a responsible authority. The Incident Log must record the following:
 - (a) any incidents of unruly, drunk, abusive, disorderly or aggressive behaviour
 - (b) any incident of detected theft (shoplifting) or attempted theft (shoplifting)
 - (c) any incident involving a criminal act or resulting in the police being called
 - (d) any faults in the CCTV system
 - (e) any refusal of the sale of alcohol, including refusal of proxy sales
 - (f) any visit by a responsible authority or emergency services

c) Public safety

NO CONDITIONS ARE CONSIDERED NECESSARY IN ADDITION TO THE STATUTORY REQUIREMENTS RELATING TO HEALTH & SAFETY, FIRE SAFETY AND PUBLIC HEALTH, PARTICULARLY IN RELATION TO THE CURRENT CORONAVIRUS PANDEMIC.

d) The prevention of public nuisance


IN ADDITION TO THE MANDATORY CONDITIONS THAT WILL BE ATTACHED TO ANY PREMISES LICENCE THAT IS GRANTED:

- (1) Clear and legible notices shall be displayed at the exit, night hatch and point of sale requesting patrons to have regard to the needs of local residents, in particular to leave the premises quietly and in an orderly manner.
- (2) The DPS and staff shall monitor the activity of persons using the night hatch, leaving the premises or loitering nearby and remind them of their public responsibilities where necessary.
- (3) Deliveries of goods to and from the premises will be carried out at such time and / or in such a manner as to prevent nuisance and disturbance to nearby residents.
- (4) Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a disturbance to nearby residents.

e) The protection of children from harm




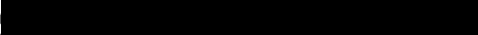

IN ADDITION TO THE MANDATORY CONDITIONS THAT WILL BE ATTACHED TO ANY PREMISES LICENCE THAT IS GRANTED:

- (1) The area for the display of alcohol for sale will be permanently monitored by staff.
- (2) A 'Challenge 25' policy shall be adopted, implemented and maintained ensuring that all members of staff responsible for the sale of alcohol are trained to refuse sales to anyone who appears to be under the age of 25 and who is seeking to purchase alcohol unless that person provides credible photographic proof of age evidence. Such credible evidence, which must include a photograph of the customer, will either be a passport, photographic driving licence, proof of age card carrying a 'PASS' logo and hologram or a military identification card showing a date of birth. If no such evidence is produced the sale will be refused.
- (3) There shall be a minimum of three notices displayed on the premises (one at the point of sale and one where alcohol is displayed for sale) indicating that the sale of alcohol to those under the age of 18 is illegal and that those adults who buy alcohol for immediate disposal to those under the age of 18 are committing an offence.
- (4) Staff will refuse to sell alcohol to any adult who they suspect is attempting to buy alcohol on behalf of those underage (ie proxy sales). Details of these refusals will be recorded in the Incident Log (see condition 5 above under the heading "The prevention of crime and disorder").

	proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	20/5/22
Capacity	Applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
David Wilson, Licensing Consultant			
			
Post town		Postcode	
Telephone number (if any)	Phone		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
			

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☒

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.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her
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Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

(b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- ~~A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.~~
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.

- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

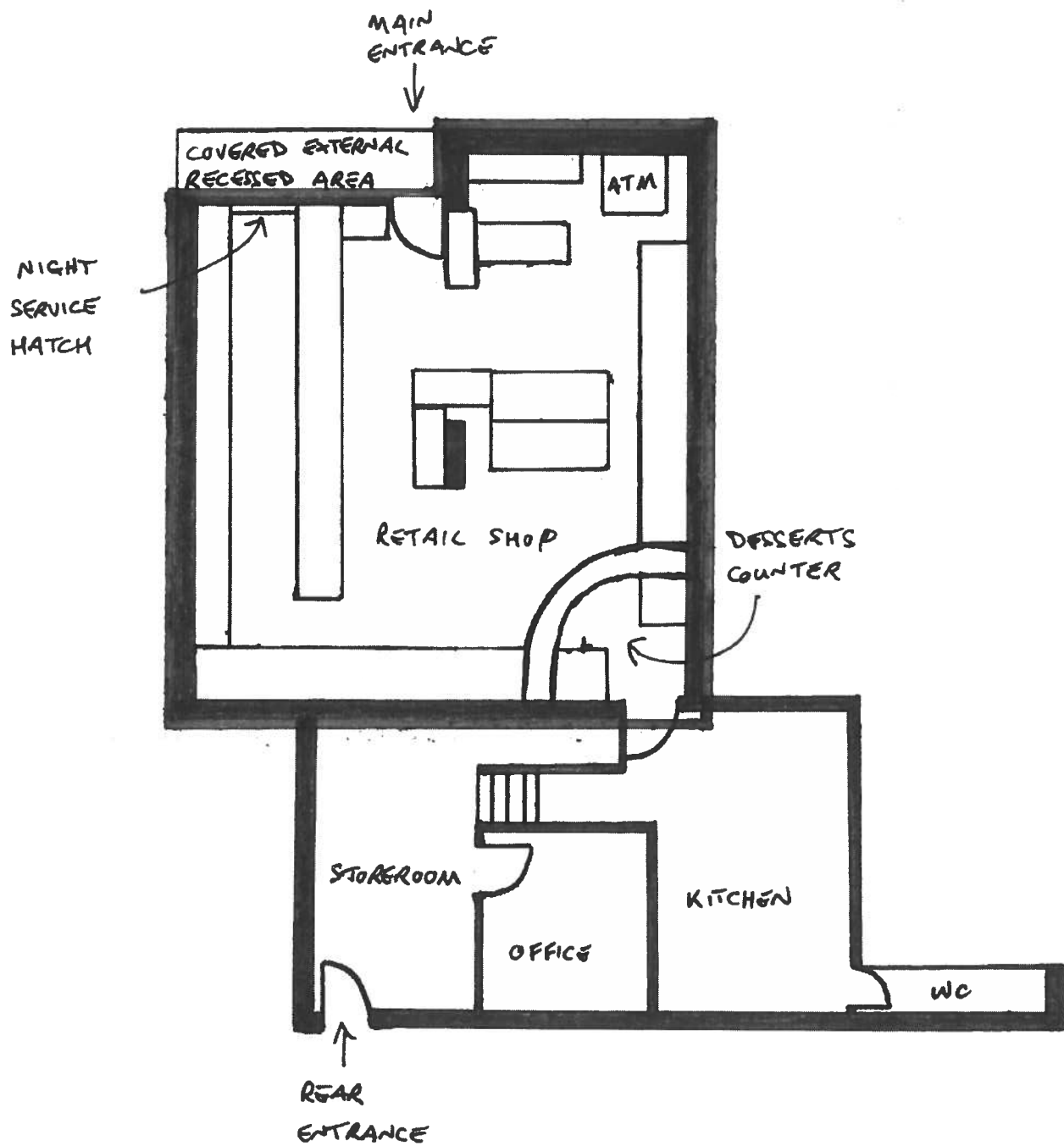
As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

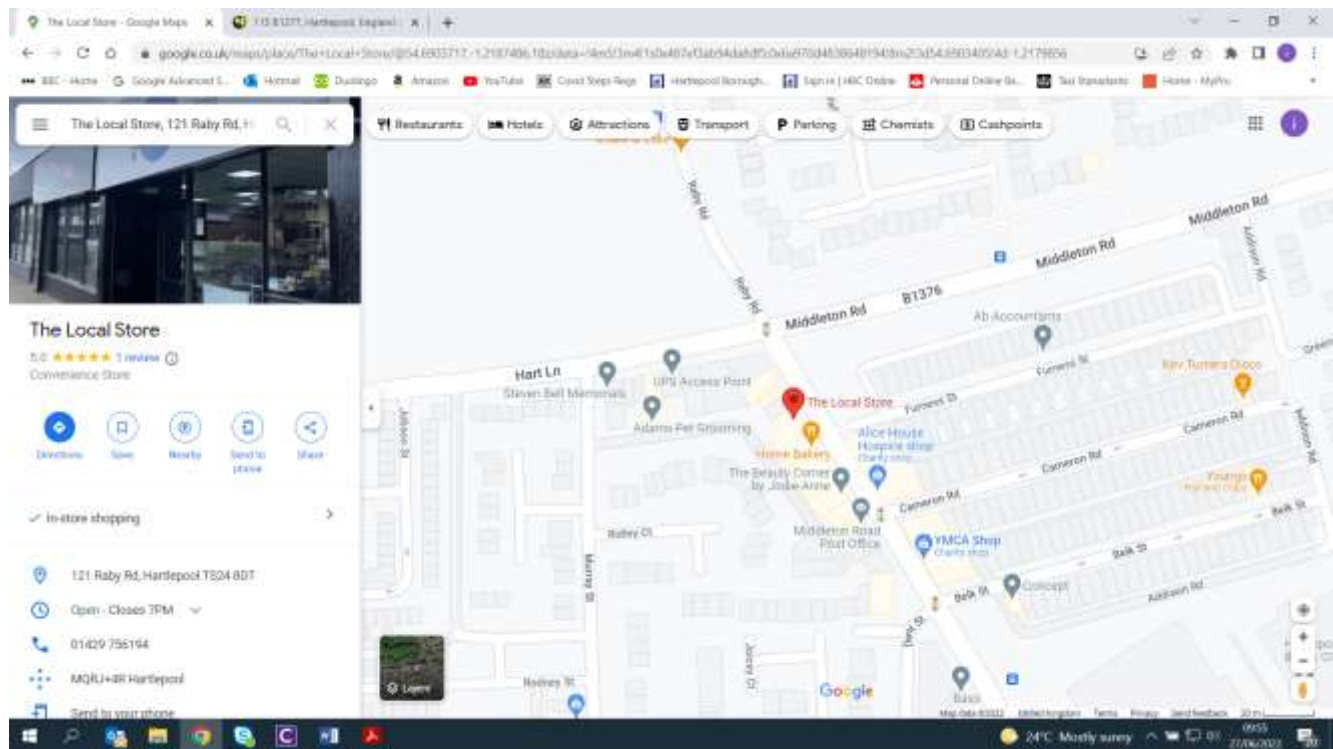
An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

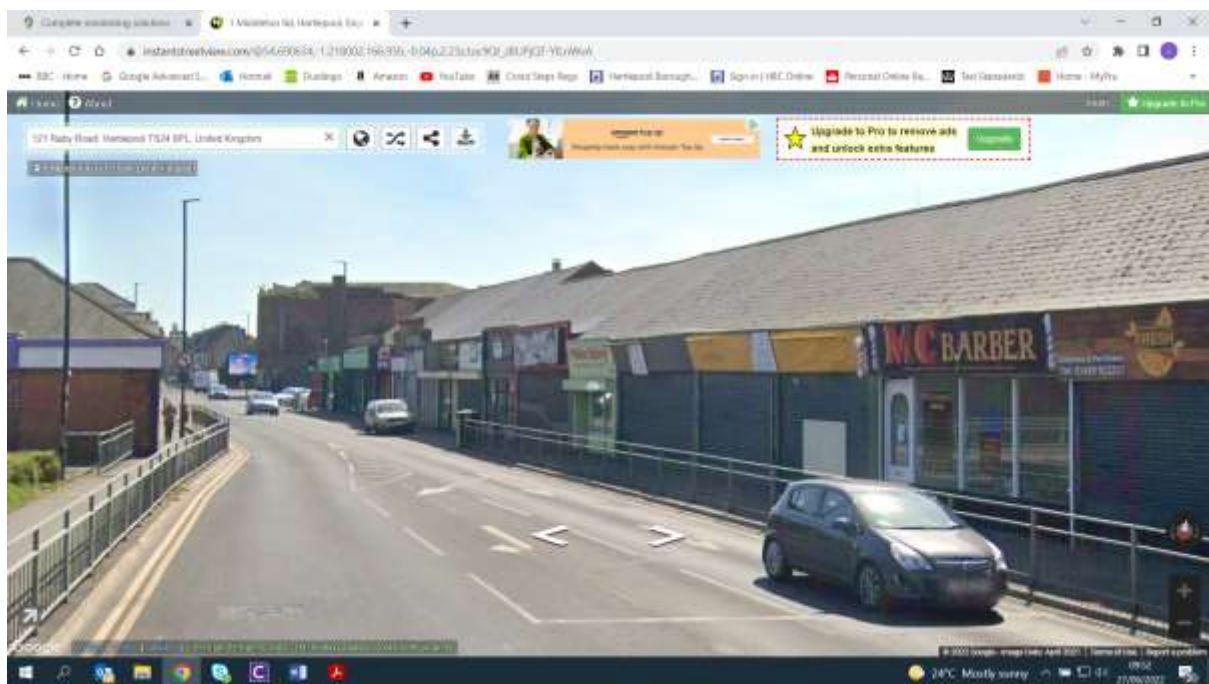
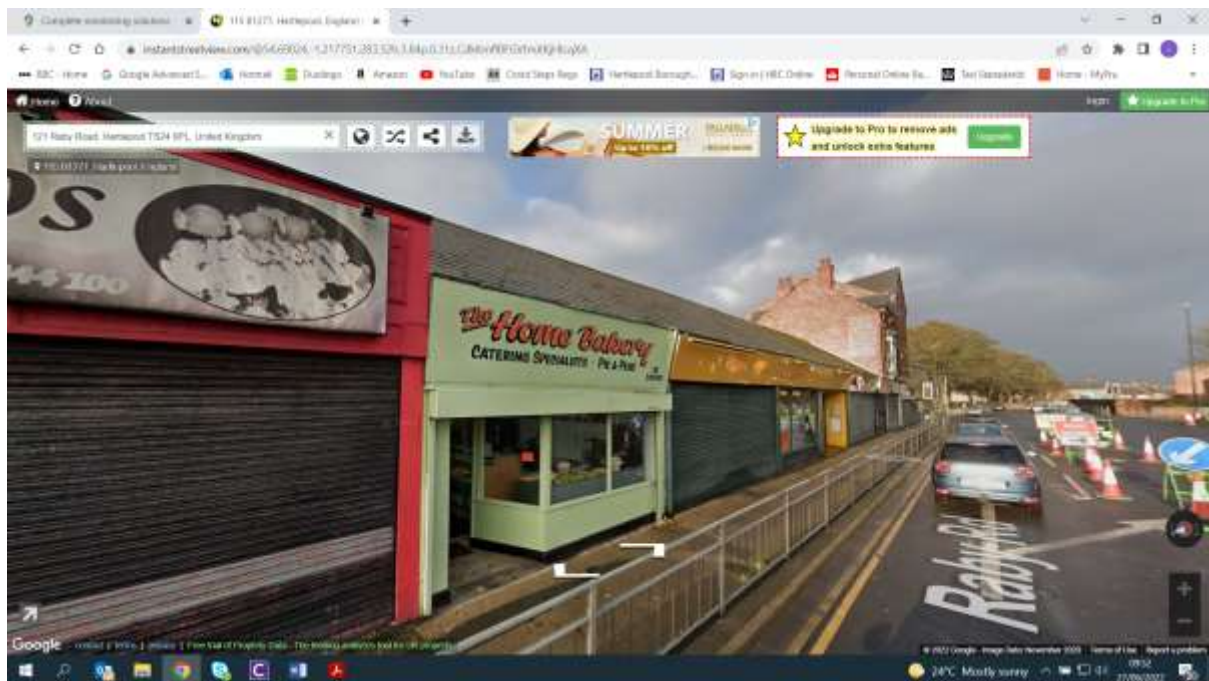
121 - 123 RABY ROAD, HARTLEPOOL TS24 8DT



SCALE 1:100

121-123 Raby Road (identified on map as 'Local Store')





THE LICENSING ACT 2003
PREMISES LICENCE (PART A)

Premises licence number

HART/PS/519

Part 1 - Premises details**Postal address of premises or, if none, ordnance survey map reference, or description**

The Local Store
121-123 Raby Road

Post Town Hartlepool**Post Code** TS24 8DT**Telephone number****Where the licence is time limited the dates**

N/A

Licensable activities authorised by the licence. Any entertainment authorised by this licence is limited to indoors only, unless stated otherwise.

Alcohol Sales (off sales)

This licence does not authorise the provision of adult entertainment.**The time the licence authorises the carrying out of licensable activities.**

Alcohol Sales (off sales)
Monday – Saturday 09:00 – 19:00
Sunday 10:00 – 18:00

The opening hours of the premises

Monday – Saturday 08:00 – 19:00
Sunday 09:00 – 18:00

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Off Sales

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Sajaad Ali

Registered number of holder, for example company number, charity number (where applicable)

N/A

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Sajaad Ali

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Date licence granted: 4th June 2021

ANNEX 1 – Mandatory Conditions

1. No supply of alcohol may be made under the premises licence-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

3. (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- (2) For the purposes of the condition set out in paragraph 1—
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

- (I) P is the permitted price,
- (II) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (III) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a

licence, or

- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 – Conditions consistent with the Operating Schedule

1. The premises shall have a CCTV system that complies to a minimum approved standard set in partnership with Cleveland Police. The system will also be maintained at regular service intervals and always record when the premises is open for business. Where more than one camera is in operation, at least one shall be permanently directed at the sales counter so as to record all sales taking place.

Images recorded by the system shall be retained for a minimum of 28 days and shall be made available to police officers or other authorised officers on request within a reasonable time frame (usually within 24-72 hours) unless the circumstances are serious enough that the footage be required immediately.

2. To ensure that all staff are aware of their responsibilities in relation to underage sales, each member of staff who is authorised to sell alcohol must attempt one of the following:-
 - (a) The Alcohol Sales written quiz (Document TSAS1 as produced by Hartlepool Trading Standards) OR
 - (b) An alternative written test covering at least the following areas in sufficient detail, namely age limits, Challenge 21 or 25 policies, knowledge of acceptable ID cards and challenging customers for proof of age identification.

A person is only permitted to supply alcohol after completing one of the requirements specified above to the satisfaction of the Designated Premises Supervisor or another suitable person appointed by the Premises Licence Holder.

Such a challenge must be attempted at least once every three years to help ensure competency or else the staff member shall not be authorised to supply alcohol.

The most recent completed written test shall be made available to Responsible Authorities for inspection upon request.

3. A “Challenge 25” policy will be implemented with all staff insisting on evidence of age from any person appearing to be under 25 years of age and who is attempting to buy alcohol. There shall be notices displayed at all points of sale and at all entrances and exits to inform customers and remind staff that the premise is operating a “Challenge 25” policy.
4. Only valid passports, UK “photo card style” driving licences, PASS approved Proof-of-Age cards or Ministry of Defence “Form 90” identification cards shall be accepted as proof-of-age.
5. There will be a minimum of two notices displayed on the premise indicating that the sale of alcohol to those under the age of 18 is illegal and that those adults who buy alcohol for immediate disposal to those under, the age of 18, are committing an offence.
6. The area for the display of ‘alcohol for sale’ will be permanently monitored by staff.

7. Staff will ensure customers use the premises in an orderly and respectful manner and will prevent the drinking of alcohol at the retail unit.
8. The business will maintain a refusals book to record all instances where the sale of alcohol has been refused. This shall include the date and time of the attempted sale, together with a description of the incident. The Designated Premises Supervisor/Store Manager/Business Owner will check and sign each page and the refusals book will be made available to the Licensing Authority and/or Responsible Authorities upon request.
9. The business will maintain an incident book to record all instances where the staff deal with people who have been unruly, drunk, abusive, and aggressive or have committed criminal acts or have had to call the police for such incidents. This shall include the date and time of the incident, together with a description of the incident and whether the police were called/attended. The Designated Premises Supervisor/Store Manager/Business Owner will check and sign each page and the incident book will be made available to the Licensing Authority and/or Responsible Authorities upon request.
10. Prominent, clear and legible notices will be displayed at the exit requesting the public to respect nearby residents and leave the premises and the area quietly.
11. Deliveries of goods, necessary for the operation of the business, will be carried out at such a time and/or in such a manner as to prevent nuisance and disturbance to nearby residents.
12. To prevent any noise nuisance and disturbance to nearby residents, customers will be discouraged from loitering outside of the premises.
13. Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a disturbance to nearby residents.

ANNEX 3 – Conditions attached after a hearing by the Licensing Authority

None

ANNEX 4 - Plans

Ref: HART/PS/519 rev1

YOU ARE REMINDED THAT IT IS YOUR LEGAL OBLIGATION TO ATTACH THE CURRENT 'PLAN' TO THIS PREMISES LICENCE AND KEEP THIS LICENCE (OR A CERTIFIED COPY) IN A SECURE PLACE AT THE LICENSED PREMISES.

IT IS AN OFFENCE NOT TO PRODUCE YOUR PREMISES LICENCE (INCLUDING THE PLAN) UPON REQUEST BY A POLICE OFFICER, LOCAL AUTHORITY OFFICER OR AUTHORISED PERSON.



**CLEVELAND
POLICE**

Licensing Support Unit
Middlesbrough Police Station
Bridge Street West
Middlesbrough
Cleveland
TS2 1AB
Tel 01642303176

Representations On A Current Application For A Grant/Variation of a Premises Licence Or Club Premises Certificate Under The Licensing Act 2003

I Pc 1620 Clare LAWTON

On behalf of

CHIEF CONSTABLE OF CLEVELAND POLICE
MIDDLESBROUGH DISTRICT H/Q
BRIDGE STREET WEST
MIDDLESBROUGH
TS2 1AB

As a responsible authority wish to make representation about the application for a new premises licence.

PREMISE OR CLUB DETAILS

The Local Store
121 – 123 Raby Road
Hartlepool
TS24 8DT

This representation relates to the following licensing objective(s)

- | | | |
|----|--------------------------------------|---|
| 1. | The prevention of crime and disorder | x |
| 2. | Public safety | x |
| 3. | The prevention of public nuisance | x |
| 4. | The protection of children from harm | x |

GROUND'S FOR REPRESENTATIONS

Cleveland Police have received an application made under the Licensing Act 2003 for a new premises licence to be granted at 121 – 123 Raby Road Hartlepool TS248DT. The applicant is requesting a licence for a general dealers with the sale of alcohol between 0000hrs – 2359hrs 7 days a week.

Cleveland Police submit representations to this application for the following reasons,

The area that this premise is situated is on a main road through Hartlepool, with residential properties surrounding it. This area already suffers from high levels of crime, disorder and antisocial behaviour, much of it alcohol related.

On Thursday 9th June 2022, I attended the premise to gain more information about the application. Upon arrival there was one lone male worker who identified himself to me as the applicant Mr Sajaad ALI.

During the visit Mr ALI stated that his intention was to provide the sale of alcohol 24/7 and after 2300hrs sales would be through a hatch at the front of the store. Mr ALI also explained that he would be providing an alcohol delivery service. The application does not explain the provision of an alcohol delivery service. There is a sentence in the application that states 'Deliveries of goods to and from the premises' However this does not stipulate an alcohol delivery service or how the alcohol delivery would support and promote the licensing objectives.

At this time a licence inspection was also conducted. It was quickly established that Mr ALI had very limited knowledge of the licensing conditions on his premises licence. It was also discovered that the premise was not complying to all the conditions imposed.

The result of this visit is deeply concerning to Cleveland police particularly given how challenging the area can be. Along with the importance of abiding by the conditions granted to support the licensing objectives.

If required, a statement can be provided with supporting evidence.

Pc 1620 Clare Lawton
Licensing Support Unit

From: [Zoe Craig](#)
To: [Licensing](#)
Cc: [Rachael Readman](#); [Nicola Purdy](#)
Subject: RE: New Premises Licence Application - 121-123 Raby Road, Hartlepool
Date: 15 June 2022 17:10:17
Attachments: [image001.png](#)

Public Protection is objecting to the new premises licence

The Objection is made based on the following licensing objectives:

- Prevention of public nuisance.

Having the premises stay open 24hrs will attract a number of people not only from the local area but across Hartlepool. The applicant would struggle to control cars parking out front and with that comes the potential revving of engines, playing music and idling. Unfortunately this is not easy manageable and with residential properties opposite the likelihood of noise and public nuisance would be significant.

It also doesn't meet with our policy and as such we could not support the application.

Regards

Zoe Craig | Environmental Health Manager (Environmental Protection)

Hartlepool Borough Council

Tel: (01429) 523325

Email: zoe.craig@hartlepool.gov.uk

Web: hartlepool.gov.uk

Facebook: facebook.com/hartlepoolcouncil

Twitter: twitter.com/HpoolCouncil

From: Licensing

Sent: 23 May 2022 14:52

To: Alison Macklam <Alison.Macklam@hartlepool.gov.uk>; Andy Thorpe <andrew.thorpe@cleveland.pnn.police.uk>; Clare Lawton <clare.lawton@cleveland.pnn.police.uk>; Craig Blundred <Craig.Blundred@hartlepool.gov.uk>; Fire Brigade <hpfs@clevelandfire.gov.uk>; Graeme Joynt <Graeme.Joynt@hartlepool.gov.uk>; Home Office Immigration Enforcement <Alcohol@homeoffice.gsi.gov.uk>; Ian Harrison <Ian.Harrison@hartlepool.gov.uk>; Jane Kett <Jane.Kett@hartlepool.gov.uk>; Neil Harrison [Trading Standards] <Neil.Harrison@hartlepool.gov.uk>; CCTV <CCTV@hartlepool.gov.uk>; Police general mail <H0.LicensingUnit@cleveland.pnn.police.uk>; HSSCP <HSSCP@hartlepool.gov.uk>; Susan Icton <susan.iceton@cleveland.pnn.police.uk>; Sylvia Pinkney <Sylvia.Pinkney@hartlepool.gov.uk>; Zoe Craig <Zoe.Craig@hartlepool.gov.uk>

Subject: New Premises Licence Application - 121-123 Raby Road, Hartlepool

Classification: Confidential

LICENSING ACT 2003 - NOTIFICATION OF RECEIPT OF APPLICATION

IF YOU HAVE NOT RECEIVED SUCH A COPY YOU SHOULD NOTIFY THIS OFFICE AS SOON AS POSSIBLE.

On 20th May 2022

Hartlepool Borough Council received an application for a New Premises Licence under the Licensing Act 2003 from: -

Address: 121-123 Raby Road, Hartlepool, TS24 8DT

Closing date for Consultees: 17th June 2022

Your organisation has been designated or identified as a 'responsible authority' under the Licensing Act and as such the applicant must send you a complete copy of their application immediately.

You are advised that there is a statutory maximum of 28 consecutive days from the receipt of the application for your organisation to make any comments concerning it.

Only those comments received within 28 consecutive days may be considered by the Licensing Authority when making its determination about the licence application. Similarly, the Authority can only consider matters and impose conditions relating to representations made to it. You are therefore advised to comment on ALL matters that concern you.

To avoid any doubt, it would be appreciated if you could reply to this e-mail with either the specific conditions that you would like adding to the licence or a 'No Comment' if you have no concerns.

Please reply to this e-mail with your comments (licensing@hartlepool.gov.uk)

Licensing Team
Hartlepool Borough Council



Tel: 01429 523354

Email: licensing@hartlepool.gov.uk

Website: www.hartlepool.gov.uk/licensing

Facebook: /hartlepoolcouncil

Twitter: @HpoolCouncil



Please consider the environment before printing this e-mail



From: [Rachael Readman](#)
To: [Licensing](#)
Cc: [Ian Harrison](#)
Subject: Representation - 121-123 Raby Road
Date: 16 June 2022 09:44:53

Good morning,

This representation is made on behalf of Hartlepool Borough Council in its role as licensing authority and in respect of an application for a new premises licence for the above named property.

Hartlepool Borough Council's current Statement of Licensing Policy (published in 2021) states the following

Prevention of Crime and Disorder:

5.13 The licensing authority does not accept that longer opening hours have been a benefit to Hartlepool but rather that they place an undue and unnecessary strain on the local transport infrastructure, Accident & Emergency services and law enforcement agencies and create a nuisance for those residents who are affected by the general operation of a premises or from revellers returning home during the early hours.

Shops, stores and supermarkets will in general be licensed to provide sales of alcohol for consumption off the premises at any time when the retail outlet is open for shopping but licences for before 9:00 a.m. or after 10:00 p.m. in residential areas will generally be refused. In addition, licence applications for the supply of alcohol for consumption on the premises for before 9:00 a.m. or after 11:30 p.m. in residential areas will generally be refused.

In non-residential areas applications for licences to allow the sale of alcohol or the supply of late night refreshment beyond 2:00 a.m. will normally be refused subject to relevant representations being received.

Thank you
Rachael Readman

Rachael Readman | Senior Trading Standards Officer
Hartlepool Borough Council
Tel: (01429) 523352
Email: rachael.readman@hartlepool.gov.uk
Web: www.hartlepool.gov.uk
Facebook: /hartlepoolcouncil
Twitter: @HpoolCouncil



Please consider the environment before printing this e-mail

From: [Shane Moore Councillor](#)
To: [Licensing](#)
Subject: RE: New Premise Licence Application - 121-123 Raby Road, Hartlepool
Date: 24 May 2022 11:02:26

I have serious concerns with the request to sell alcohol 24 hours a day 7 days a week from this business. This business serves an area that has some of the highest levels of deprivation and drug & alcohol misuse in Hartlepool and as a result sees a disproportionate number of children coming into Local Authority Care.

I cannot support the granting of a licence which would actively worsen these problems.

Kind regards,

Cllr Shane Moore | Headland & Harbour Ward
Leader of Hartlepool Borough Council
Tel: (01429) 284142 | Mob: 07850476380
Email: shane.moore@hartlepool.gov.uk

Web: www.hartlepool.gov.uk
Facebook: facebook.com/hartlepoolcouncil
Twitter: twitter.com/HpoolCouncil

From: Licensing
Sent: 23 May 2022 15:12
To: Councillors Email Group (Contains External Contacts) <CouncillorsEmailGroup@hartlepool.gov.uk>
Subject: New Premise Licence Application - 121-123 Raby Road, Hartlepool

FOR INFORMATION ONLY

20th May 2022 We received an application for a New Premise Licence under the Licensing Act 2003 from:

A copy of the application will shortly be published on our website at
https://www.hartlepool.gov.uk/info/20023/licences_and_permits/342/details_of_licensing_applications_received

The closing date for consultation is

Should you have any queries please do not hesitate to contact the Licensing Team

Regards
Linda Grylls | Team Leader - Public Protection
Hartlepool Borough Council
Tel: (01429) 523203
Email: Linda.grylls@hartlepool.gov.uk

Web: www.hartlepool.gov.uk
Facebook: [/hartlepoolcouncil](https://facebook.com/hartlepoolcouncil)
Twitter: [@HpoolCouncil](https://twitter.com/HpoolCouncil)



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RESTRICTED (when complete)**CLEVELAND POLICE****WITNESS STATEMENT**

(CJ Act 1967, s9 MC Act 1980, ss5A(3)(a) and 5B; MC Rules 1981, r70)

URN	17			
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Statement of **Clare LAWTON**Age if under 18 **Over 18** (If over 18 insert "Over 18") Occupation **PC 1620**

This statement (consisting of **9** page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature **Clare LAWTON**Date: **28/06/2022**Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am Pc 1620 Clare LAWTON of Cleveland Police; I am currently posted to the Licensing Support unit at Middlesbrough Police station.

I am making this statement with regards to an application for a new premises licence under the licensing act 2003. The premise subject to this application is The Local Store 121 – 123 RABY ROAD HARTLEPOOL TS248DT.

The application has been submitted by Sajaad ALI, who is requesting licensing hours for the provision of the sale/supply of alcohol 24 hours a day 7 days a week. Mr ALI currently has a licence for the premises where it is permitted for the sale of alcohol Monday – Saturday 0900hrs – 1900hrs and Sundays 1000hrs – 1800hrs.

Cleveland Police are making this statement, due to a number of concerns held surrounding this application. The Local Store is situated in the VICTORIA residential ward area of HARTLEPOOL. Close to the crossroads with HART LANE and MIDDLETON ROAD. The Local Store is positioned amongst a parade of shops which include a post office, a local bakers and solicitors. Directly opposite The Local Store are residential properties which incorporates a grassed area. There is also a residential housing estate directly behind the store. This is already an area where anti social behaviour is an issue and public disorder causes concerns.

Signature _____

Signature Witnessed by _____

RESTRICTED (when complete)**CLEVELAND POLICE**Page No **2**Continuation of Statement of **Clare LAWTON**

I have liaised with the local neighbourhood policing team and from the research I have carried out can state that the VICTORIA ward and in particular this area incorporating RABY ROAD is an area which suffers from high levels of crime and disorder and anti social behaviour. It is believed that granting an application of this nature the opportunity for anti social behaviour and alcohol related incidents are increased.

It is worthy to note that using the most current Index of Multiple Deprivation (2019) nationally Hartlepool is ranked 10th most deprived area in the UK and has declined since 2015 (previous index) from 17th most deprived area. Narrowing it down further utilising the web-based tool 'STREET GUIDE' that uses data from the Index of Multiple Deprivation from a national rating they use of 1 – 100. 1 been the most deprived, RABY ROAD scores 9.6 nationally.

Analysis has been conducted on Cleveland Police's computer systems with regards to all reports of crime and anti social behaviour and all reports of alcohol related crime and alcohol related anti-social behaviour within the VICTORIA ward area. The following results were obtained.

During the last 12 months, 2582 offences were reported within Victoria, Hartlepool, an increase of 155 offences (6.4%) from the previous twelve months. Offences occurred throughout the week with an increase on Saturdays and Sundays . Peak times are recorded as 1300hrs – 1759hrs and 2100hrs – 2259hrs. From this 111 repeat streets are identified and the table below shows those street with more than 40 offences recorded.

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RESTRICTED (when complete)**CLEVELAND POLICE**Page No **3**Continuation of Statement of **Clare LAWTON**

Street	Total
Middleton Grange Shopping Centre	355
Murray Street	174
York Road	169
Victoria Road	150
Sheriff Street	110
Clarence Road	89
Avenue Road	61
Derwent Street	57
Stephen Street	56
Grange Road	54
Hart Lane	52
Raby Road	51
Dent Street	50
Wharton Street	49
Duke Street	43
Everett Street	40

From the table above 51 offences occurred on RABY ROAD with 43.4% of them been violence.

Regarding the above crime figures 378 (14.6%) of recorded crime were alcohol related, with alcohol related offences peaking Saturday and Sundays 1700hrs – 2159hrs and 0000hrs – 0359hrs.

Like wise with Anti-Social behaviour 554 incident were reported with 90.8% of them recorded as nuisance. With key words recorded as fighting, shouting, throwing bottles, being aggressive, drinking in the street and general drunk and disorderly behaviour. 98 of the offences recorded related to youths with key words such as throwing stones, being abusive, drinking alcohol, climbing on roofs, throwing bottles and general nuisance. Other incidents have been recorded which have included fighting, arguing, shouting in the street, street parties, neighbour disputes and 'domestic related'.

56 repeat streets are identified with regards to ASB, and the table below shows the repeat streets with 10 or more incidents.

Signature _____ Signature Witnessed by _____

RESTRICTED (when complete)**CLEVELAND POLICE**Page No **4**Continuation of Statement of **Clare LAWTON**

Street	Total
MIDDLETON GRANGE SHOPPING CTR	61
VICTORIA RD	55
CLARENCE RD	38
SHERIFF ST	33
YORK RD	27
RABY RD	18
DUKE ST	18
OVAL GRA	16
WHARTON ST	16
GRANGE RD	14
ELLIOTT ST	13
MURRAY ST	12
JUNCTIONS	12
JESMOND RD	11
AVENUE RD	10
HART LN	10
PARK RD	10
HARTLEY CL	10

Regarding the above Anti-Social Behaviour figures 149 (26.9%) were alcohol related accounting for over a quarter of Anti-Social Behaviour. Alcohol related ASB keys times are between 2200hrs – 0359hrs.

It is evident from these figures that the area suffers significantly with crime and disorder and anti-social behaviour. With regards to these figures in my opinion the number of alcohol related crimes and alcohol related incidents of Anti-Social Behaviour within the area should be higher. Rationale been that when members of the public are contacting the Police to report a crime or Anti-Social Behaviour, they are not necessarily stating or in fact aware that alcohol has played a part in the incident they are reporting.

Analysis has also been conducted on Cleveland Police's computer systems with regards to all reports of crime and Anti-Social Behaviour and all reports of alcohol related crime and alcohol related Anti-Social Behaviour within a 500 metre radius of the proposed premise.

Signature _____ Signature Witnessed by _____

RESTRICTED (when complete)**CLEVELAND POLICE**Page No **5**Continuation of Statement of **Clare LAWTON**

310 domestic related offences are recorded with violence accounting for 76.5% of all domestic crimes. 13.5% of them are recorded as alcohol related, with offences increasing on Saturdays and Thursdays, with times peaking 1400hrs – 1559hrs and 1900hrs – 2359hrs. Repeat streets are identified with the table below showing streets with 9 or more offences.

Street	Total
Parton Street	24
Derwent Street	20
Wharton Street	17
York Road	16
Greenwood Road	15
Sheriff Street	14
Brougham Terrace	11
Raby Road	11
Collingwood Road	11
Furness Street	10
Murray Street	9
Wharton Terrace	9
Belk Street	9

Common assault is a key offence accounting for 49% of all violent crimes in this area, with 14.9% of them alcohol related and 58.8% domestic related.

Within this 500 meter radius 47 repeat streets are identified and the table below outlines those streets with 8 or more offences.

Street	Total
Raby Road	23
Parton Street	21
Derwent Street	19
Murray Street	18
Wharton Street	16
York Road	16
Clarence Road	14
Sheriff Street	12
Dent Street	11
Brougham Terrace	10
Greenwood Road	10
Chester Road	9
Christopher Street	8
Furness Street	8

Signature _____ Signature Witnessed by _____

RESTRICTED (when complete)**CLEVELAND POLICE**Page No **6**Continuation of Statement of **Clare LAWTON**

227 incidents of Anti-Social Behaviour are recorded with nuisance accounting for 89.4% of all ASB incidents. Of all ASB incidents recorded 13.2% are alcohol related including key words as fighting, shouting, drinking alcohol, drunk and disorderly and persons needing medical attention.

With regards to Anti – Social Behaviour and repeat streets 28 were identified and the below table shows those recorded with 5 or more incidents.

Street	Table
CLARENCE RD	38
RABY RD	37
SHERIFF ST	25
WHARTON ST	15
HARTLEY CL	10
MURRAY ST	9
DENT ST	8
MARINA WAY	6
BROUGHAM TER	5
PARTON ST	5
WHARTON TER	5

From the above figures in my opinion, this shows that the location of The Local Store is a hotspot location for incidents of crime and Anti-Social Behaviour in the VICTORIA ward area and in all the tables above RABY ROAD and street in close proximity feature.

With regards to the above, granting this application of longer licensing hours will make alcohol more readily available, exacerbating the problems and issues that already exist. It will also make alcohol more available to the vulnerable and those suffering from alcohol dependency.

Over recent times, the whole country has been and is still affected by the Covid 19 pandemic. During this time various and numerous restrictions have been in place throughout the country and as a result have changed people's habits. As such, alcohol consumption at home has increased.

Signature _____ Signature Witnessed by _____

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One of the many reasons for this is the mere fact that on licensed premises were closed and when they re opened, they initially had restrictions. People have now started to enjoy home drinking.

As a serving Police Officer with over 20 years experience, the fact that members of the public are consuming more alcohol at home concerns me greatly, at least when members of the public are consuming alcohol in an on licensed premise, there is an element of control with regards to the amount of alcohol consumed and the behaviour of the individual consuming it, i.e., the premise may have Door Supervisors, the person serving the alcohol and the Supervisor's of the establishment will all be on duty to monitor the patrons consumption and behaviour. When consuming alcohol in domestic surrounding's, those measure's are not in place and in my experience, the more alcohol consumed, the greater the risk that violence will occur. The relationship between alcohol and violence is complex and often referred to as bed fellows. Consuming alcohol does not inevitably lead to violent behaviour, and most episodes of drunkenness pass without any violence, however, by lowering inhibitions and impairing judgement, alcohol can increase both aggression and the willingness to take risks. In my experience drunkenness can and very frequently does trigger violent behaviour.

As such, Cleveland Police have concerns that if granted, this application will have a negative effect on local residents through crime and disorder and Anti-Social Behaviour and will also have a detrimental effect within the domestic setting.

On THURSDAY 9th JUNE I attended The Local Store RABY ROAD with a colleague from my department. The purpose of the visit was to check conditions were adhered to and gain more information about the application submitted.

Upon arrival I noted that the store was well maintained, well stocked and had a good quality CCTV system in place. At 1215hrs I spoke to the only member of staff on the premises who identified

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himself to me as Sajaad ALI. Mr ALI stated that he was the applicant although he had used an agent to complete his application. During conversation about his application Mr ALI stated that he was also wanting to provide an alcohol delivery service 24/7. This was something that I was unaware of and had not read anything about an alcohol delivery service on his application. I pointed this out to Mr ALI and he said that his agent was aware and that I would need to speak to him. I explained that an alcohol delivery service would have to have stringent conditions in place in order to promote the 4 licensing objectives and on his application I did not recall reading any conditions relating to an alcohol delivery service. Again Mr ALI stated I would need to speak to his agent about it. Also during this conversation Mr ALI discussed that he intended to use a 'hatch' at the front of his store to serve customers after 2300hrs. I got the impression from Mr ALI that the purpose of this hatch was to protect him and his staff from potential drunk and rowdy people late at night. I asked Mr ALI about this highlighting my concern of people gathering outside of his store if he was only serving from a hatch. Mr ALI stated that no body gathers outside his store. I did explain to him that that could well be different if he was to begin using a hatch for service.

I had a copy of Mr ALIs current licence in my possession and conducted a licence inspection. During this I asked about staff and the current training they receive. Mr ALI stated that he was the only person that worked in the store. I asked when he had completed his last training to which he replied when he had completed his personal licence course a number of years previously. I highlighted Annex 2 (a) (b) and the requirements to complete what was required and Mr ALI asked me to explain what I meant. I read out the condition and pointed out that it was his responsibility to adhere to the conditions imposed on his licence. Mr ALI replied to be honest I've not read the licence. I noted that Mr ALI had been granted the licence 4th JUNE 2021 and I asked him that since that date had he read and understood the licence. Mr ALI replied no. I then continued my

Signature _____ Signature Witnessed by _____

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inspection and also noted the following :- No incident book was available upon my request and no leave quietly signs were on display. Although these are easily fixable, they are still breaches of the licence conditions. However, my main concern was that since been granted the licence in 2021 Mr Ali admitted to having not read it or taken time to understand the conditions imposed.

I fully appreciate that someone's lack of experience and knowledge shouldn't necessarily prevent them from operating a business within the licensing trade. However Mr ALI informed me that he was a DPS of several stores in the Northumbria area and had held his personal licence for several years. Due to this I would expect a greater understanding of the conditions imposed and a dedicated approach in adhering to them. The potential risks involved in selling alcohol are enormous and it is very concerning to Cleveland Police that someone who has been a DPS previously has such little knowledge and understanding of the licensing act and the conditions imposed on their licence. I would expect a DPS to ensure conditions are adhered to stringently particularly in such a challenging area.

My other concern was the information I had received from Mr ALI about him wanting to provide a 24/7 alcohol delivery service and it had not been mentioned in his original application. An alcohol delivery service in essence it an off sale. However, it comes with greater responsibility. The ability for an individual drinking at home and having the ability to order more alcohol without regulation is of great concern to Cleveland Police. The conditions around the ordering and supply have to be considered greatly in order to promote the 4 licensing objectives. An example of potential conditions are:- No sale of alcohol can take place in the street, delivery has to be to an address. The person receiving delivery must be the person who has place the order and ID has to be presented upon receiving the goods.

The lack of knowledge Mr ALI has with his existing licence does not fill me with confidence that he will adhere to such rigorous conditions that would be imposed on such a delivery service.

Signature _____ Signature Witnessed by _____

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Given that this is only an application at this time the full effects this licence will have on the community cannot be fully measured, however Cleveland Police firmly believe that if this application is granted it will not promote the licensing objectives but undermine them and will only exacerbate issues already suffered the local area and will add extra pressure and burden on the Emergency and support services.

Signature _____ Signature Witnessed by _____