

# LICENSING SUB-COMMITTEE

## AGENDA



**Wednesday 29<sup>th</sup> March 2023**

**at 10.00am**

**in Committee Room B  
Civic Centre, Hartlepool.**

MEMBERS: LICENSING SUB-COMMITTEE:

Councillors Cassidy, Little and Martin-Wells.

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 – 78 Church Street, 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:  
78 CHURCH STREET, HARTLEPOOL

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## 1. PURPOSE OF REPORT

- 1.1 To consider an application for a new premises licence in respect of 78 Church Street, Hartlepool.

## 2. SUMMARY OF APPLICATION

- 2.1 Applicant: Mercy Raajanee Pathmarajan
- 2.2 The applicant has applied for a new premises licence for the off sales of alcohol between 0700 hours and 2300 hours 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 (seen as a shuttered end property) are attached as **Appendix 3**.

## 3. BACKGROUND

- 3.1 The application has been advertised in the prescribed manner and one representation has been received from Cleveland Police (**Appendix 4**).
- 3.2 The Police representation expresses a number of concerns and proposes a number of conditions that they believe should be added to the licence in order to promote the licensing objectives. These require agreement from the applicant and no such agreement has been reached.

## 4. ISSUES

- 4.1 As a relevant representation has been received, a hearing must be held for Members to consider the application.
- 4.2 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

4.3 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

4.4 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.

<b>I/ W e</b>	<b>MERCY RAAJANEE PATHMARAJAN</b>
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*(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

78 CHURCH STREET,			
<b>Post town</b>	HARTLEPOOL	<b>Postcode</b>	TS24 7DN

Telephone number at premises (if any)	██████████
Non-domestic rateable value of premises	£ 8500

### Part 2 - Applicant details

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

a)	an individual or individuals *	X	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)

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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) ga)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  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) 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

yes

Majesty's prerogative **(A) individual**

**applicants** (fill in as applicable)

<u>Mr</u>	<u>Mrs</u>		<u>Miss</u>		<u>Ms</u>	Other Title (for example, Rev)	
					<u>X</u>		
<b>Surname</b>					<b>First names :</b>		

<b>: PATHMARAJAN</b>		<b>MERCY RAAJANEE</b>	
<b>Date of birth</b> [REDACTED]			
<b>Nationality : BRITISH</b>			
Current residential address if different from premises address		[REDACTED]	
Post town	[REDACTED]	Postcode	[REDACTED]
<b>Daytime contact telephone number</b>		[REDACTED]	
<b>E-mail address (optional)</b>	[REDACTED]		
<p>Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)</p> <p><b>Share Code:</b></p>			

2

**Second individual applicant** (if applicable)

<u>Mr</u>	<u>Mrs</u>		<u>Miss</u>		<u>Ms</u>	Other Title (for example, Rev)	
<b>Surname</b>					<b>First names</b>		
<b>Date of birth</b> I am 18 years old or over Please tick yes							
<b>Nationality</b>							
Current residential address if different from premises address			[REDACTED]				
Post town	[REDACTED]				Postcode	[REDACTED]	
<b>Daytime contact telephone number</b>				[REDACTED]			
<b>E-mail address (optional)</b>		[REDACTED]					

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)

**Share Code:**

### **(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)

3

### **Part 3 Operating Schedule**

When do you want the premises licence to start?	<u>DD MM YYYY</u> 01/03/2023
If you wish the licence to be valid only for a limited period, when do you want it to end?	<u>DD MM YYYY</u>

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

news agent , offlicence and Grocery shop

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.	
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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)	
<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)		
<b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)		

In all cases complete boxes K, L and M

4

**A**

(please read guidance note 3)

**Plays**

Standard days and timings (please read

**Will the performance of a play take place indoors or outdoors or both – please tick**

Indoors

Indoors

	nce (7)			Outdoors	
Day Start Finis h				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		

Tue			
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)
Thur			
Fri			<b><u>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</u></b> (please read guidance note 6)
Sat			
Sun			

5

## B

(please read guidance note 3)

### Films

Standard days and timings (please read

**Will the exhibition of films take place indoors or outdoors or both – please tick**

Indoors

	nce 7)			Outdoors	
Day Start Finis h				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		

Sat			
Sun			

**C**

6  
guidance note 7)  
**Please give further details** (please read  
guidance note 4)

**Indoor sporting events**  
Standard days and timings (please read

Day		Start	Finis h	
Mon				
Tue				<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed				
Thur				<b><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></b> (please read guidance note 6)
Fri				
Sat				
Sun				

**D**

7

**Boxing or wrestling entertainments**  
Standard days and

**Will the boxing or wrestling entertainment take place indoors or**

**outdoors or both – please tick** (please

Indoors

	gs (please read guidance note 7)		read guidance note 3)	Outdoors	
Day Start Finish				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

8

**E**

(please read guidance note 3)

**Live music**

Standard days and timings (please read

**Will the performance of live music take place indoors or outdoors or both – please tick**

Indoors

	nce (7)			Outdoors	
Day Start Finish				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of</u></b>		

			<b>live music</b> (please read guidance note 5)
Thur			
Fri			<b>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</b> (please read guidance note 6)
Sat			
Sun			

9

**F**

**please tick** (please read guidance note 3)

**Recorded music**  
Standard days and timings (please read

**Will the playing of recorded music take place indoors or outdoors or both –**

Indoors

	nce 7)			Outdoors	
Day Start Finis h				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

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10

**G**

(please read guidance  
note 3)

**Performances of dance Will the performance of**

Standard days and

**dance take place**  
**indoors or outdoors or**  
**both – please tick**

Indoors

	Days (please guidance 7)			Outdoors	
Day Start Finish				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the performance</u></b> <b><u>of dance</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the</u></b> <b><u>premises for the performance of dance at different</u></b> <b><u>times to those listed in the column on the left, please</u></b> <b><u>list</u></b> (please read guidance note 6)		
Sat					
Sun					

11

**H**

<p><b>Anything of a</b></p> <p><b>similar description</b></p> <p><b>to that falling within</b></p> <p><b>(e), (f) or (g)</b></p> <p>Standard days and</p>	<p>Please give a description of the type of entertainment you will be providing</p>
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timings (please read guidance note 7)					
Day Start Finish			<b><u>Will this entertainment take place indoors or outdoors or both – please</u></b>	Indoors	
Mon			<b><u>tick</u></b> (please read guidance note 3)	Outdoors	
				Both	
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><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></b> (please read guidance note 6)		
Sun					

12

I

please tick (please

**Late night refreshment**  
Standard days and

**Will the provision of late night refreshment take place indoors or outdoors or both –**

	ings (please read guidance note 7)		read guidance note 3)	Outdoors	
Day Start Finish				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					

Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)
Thur			
Fri			<b><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></b> (please read guidance note 6)
Sat			
Sun			

13

**J**

guidance note 8)

**Supply of alcohol**  
Standard days and  
timings (please read

**Will the supply of alcohol be for consumption – please tick** (please read

On the premises

X

	nce 7)			Off the premises	
Day Start Finis h				Both	
Mon	7.00	AM	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 5)		
	23.00	PM			
Tue	7.00	AM			
	23.00	PM			
Wed	7.00	AM			
	23.00	PM			
Thur	7.00	AM	<b><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></b> (please read guidance note 6)		
	23.00	PM			
Fri	7.00	AM			

	23.00	PM	
Sat	7.00	AM	
	23.00	PM	
Sun	7.00	AM	
	23.00	PM	

**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):**

<b>Name :</b> [REDACTED]
<b>Date of birth :</b> [REDACTED]
<b>Address :</b> [REDACTED] [REDACTED]
<b>Postcode :</b> [REDACTED]
<b>Personal licence number (if known)</b> [REDACTED]
<b>Issuing licensing authority (if known)</b>

14

**K**

<p><b>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).</b></p>
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**L**

**State any seasonal variations** (please

**Hours premises are open to the public** read guidance note 5)

Standard days and timings (please read guidance note 7)

Day Start Finis h			
Mon	7.00	AM	
	23.00	PM	
Tue	7.00	AM	
	23.00	PM	
Wed	7.00	AM	
	23.00	PM	<b><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></b> (please read guidance note 6)
Thur	7.00	AM	
	23.00	PM	
Fri	7.00	AM	
	23.00	PM	
Sat	7.00	AM	
	23.00	PM	
Sun	7.00	AM	
	23.00	PM	

15

## 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)

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**b) The prevention of crime and disorder**

24 hours CCTV

**c) Public safety**

24 hours CCTV

**d) The prevention of public nuisance**

24 hours CCTV

**e) The protection of children from harm**

24 hours CCTV

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**Checklist:**

**Please tick to indicate agreement**

	I have made or enclosed payment of the fee.	
	I have enclosed the plan of the premises.	X
	I have sent copies of this application and the plan to responsible authorities and others where applicable.	x
	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	X
	I understand that I must now advertise my application.	x




	<p>I understand that if I do not comply with the above requirements my application will be rejected.</p> <p>[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).</p>	x
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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.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [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).</li> <li>• 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 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)</li> </ul>
Signature	
Date	
Capacity	 _____

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

## 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 issued to an individual or an individual in a partnership which is not a limited liability 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 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 the right 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 which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 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).

### **Home Office online right to work checking service.**

As an alternative to providing a copy of original documents, 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 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, will allow the licensing authority to carry out the check.

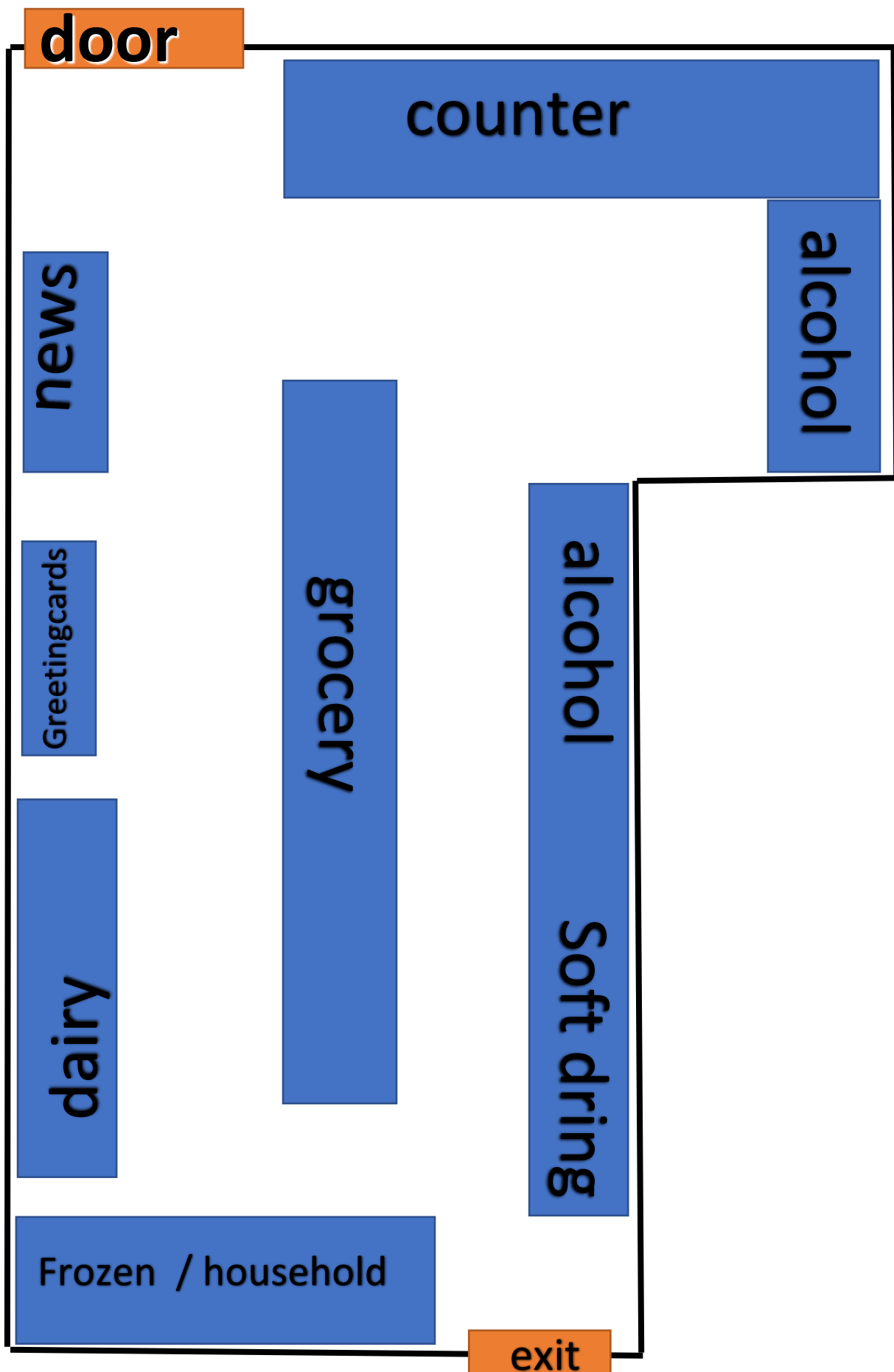
In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not

subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

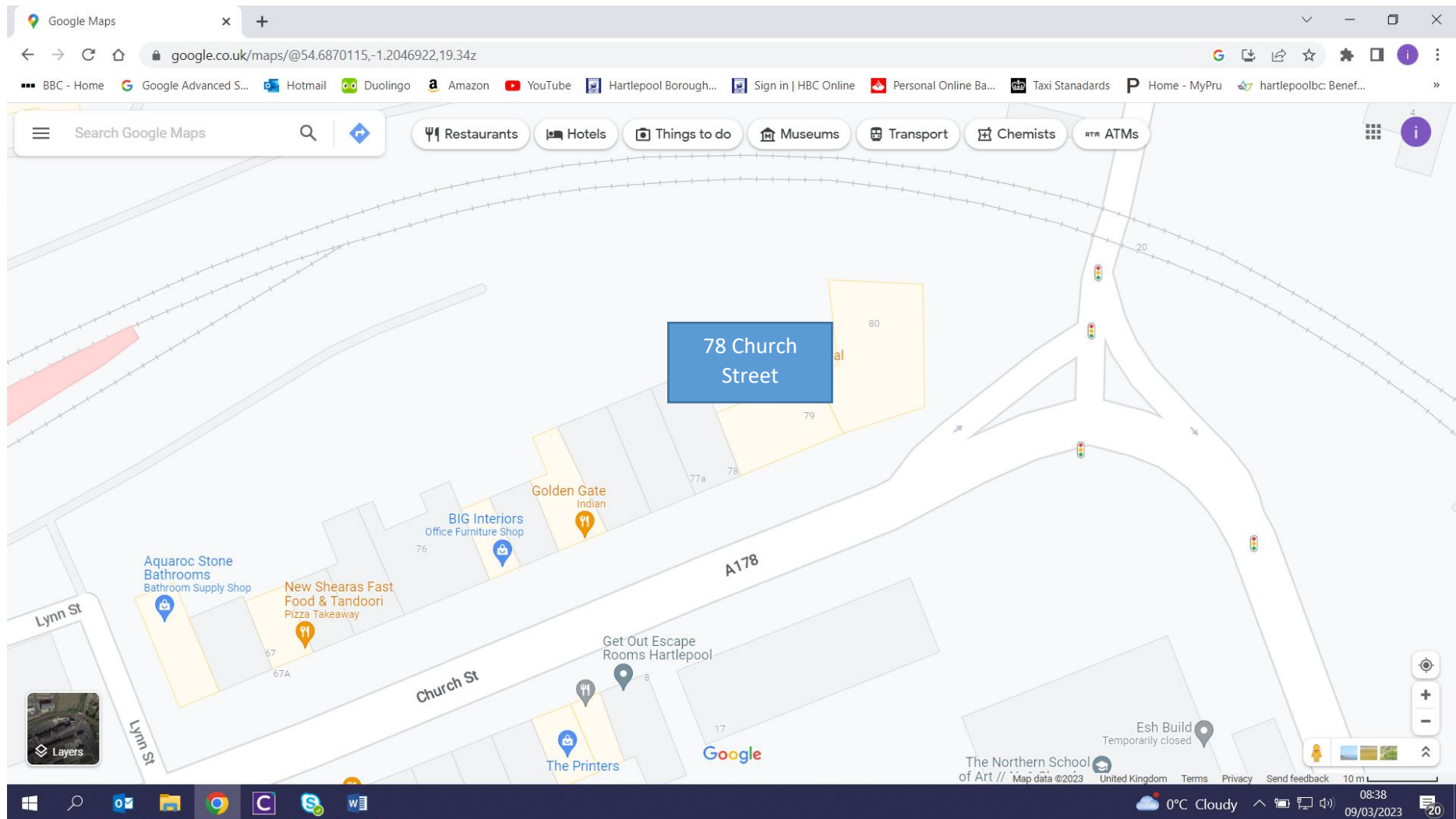
An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what information

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 copies of documents as set out above.

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.

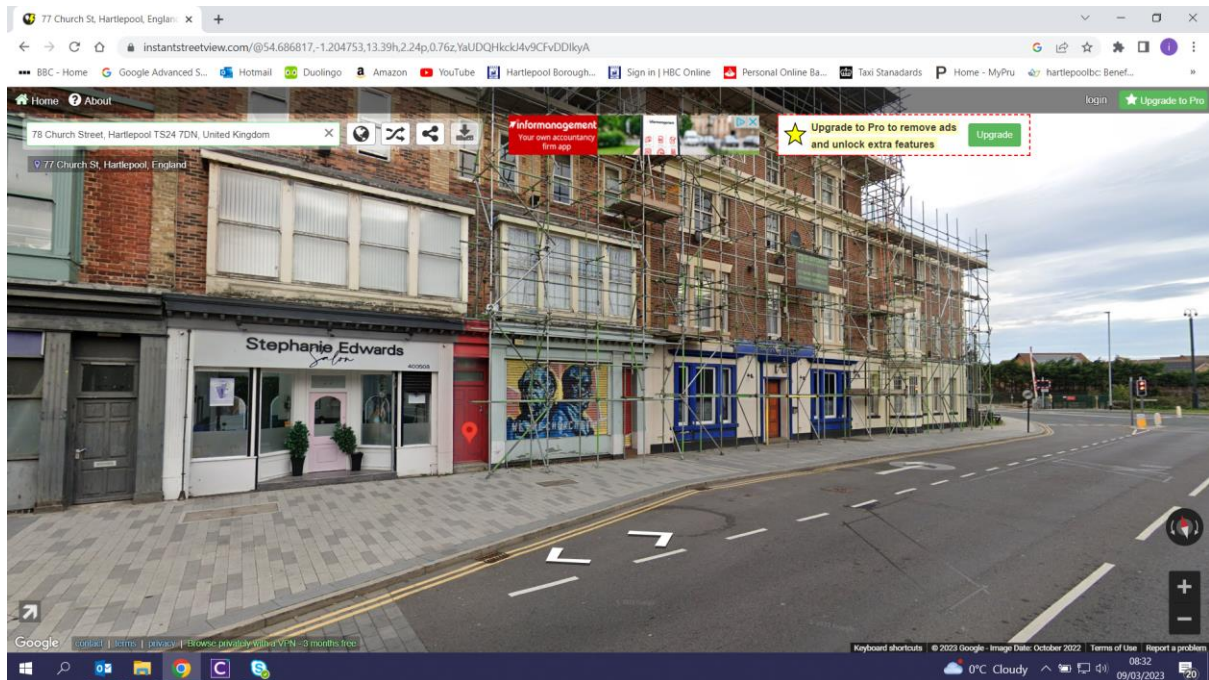


## Appendix 2

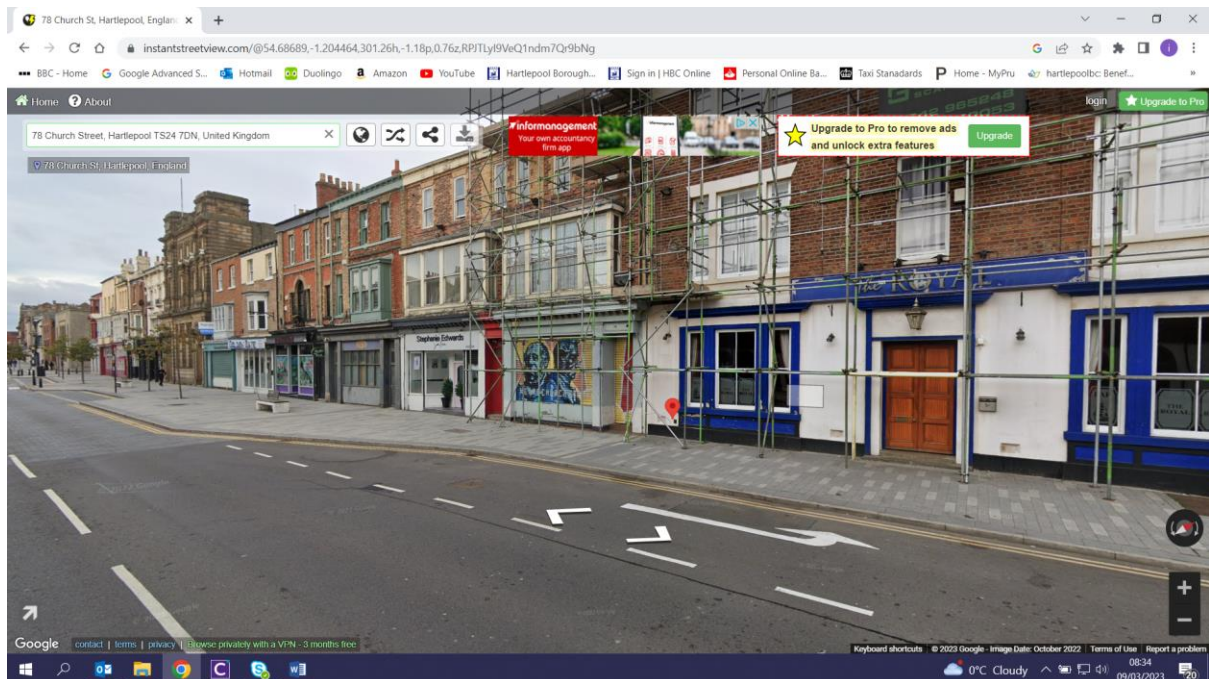




## Appendix 3



78 Church Street has the two painted figures on the front





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

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**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 variation of a premises licence.

**PREMISES OR CLUB PREMISES DETAILS**

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 |

**GROUNDINGS FOR REPRESENTATIONS**

Cleveland Police have received an application made under the Licensing Act 2003 for a new premises licence to be granted at 78 CHUCRCH STREET HARTLEPOOL TS24 7DN . The applicant is requesting a licenced for a news and general dealers with the sale of alcohol between 0700hrs and 2300hrs.

Cleveland Police submit representations to this application for the following reasons. The applicant is seeking the provision of the sale of alcohol, for off the premise sales, between the hours of 0700hrs and 2300hrs , seven days a week.

Given the fact that this is a new premise, the effects this premise will have on the local community cannot be measured at this time, however, the area in which this proposed premise is situated in already suffers from high levels of alcohol related crime and disorder and anti-social behaviour.

In its current format, Cleveland Police believe that this application fails to adequately address the prevention of crime and disorder objective. Within the application the applicant has not provided any details other the provision of CCTV to promote the licensing objectives. For this reason Cleveland Police do not believe that this is enough to fulfil the applicants requirement in promtiong these four areas.

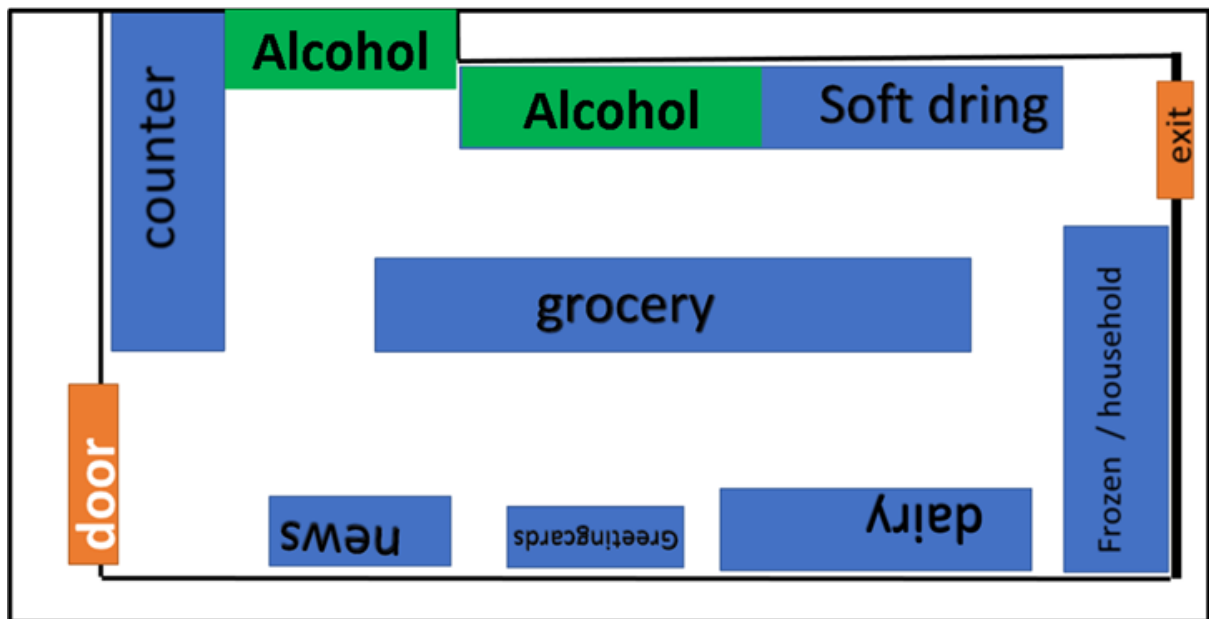
On 21<sup>st</sup> February 2023 a meeting was held at the premise with a male called Mr Prabhu SUBRAMANIYAM. This male is not the applicant but is on the application to be the dedicated premises supervisor. Throughout this whole process when every I have contacted the applicant, I have never been able to speak to them and I have only ever been able to speak to Mr SUBRAMANIYAM. This raises concerns to who the applicant is and what involvement they will be having in the premise.

In this meeting on the 21<sup>st</sup> concerns were raised by Cleveland Police about the effects that this premise would have on the local area and the wider community.

Cleveland Police believe that the concerns raised would be adequately addressed and the licensing objectives would be promoted if the following conditions were placed onto the premise licence.

- 1) Change of sale of alcohol to 0800hrs – 2300hrs.
- 2) Staff must require ID in the form of a current passport, photo card driving licence or PASS logo identity card from any customer who appears to be under the age of 25 and verify the customer is over the age of 18 before any sale of alcohol is made.
- 3) Notices must be placed in a prominent position advising customers the Premises operates a challenge 25 policy and all customers who appear under the age of 25 will be challenged for ID proving they are over 18 in the form of a current passport, photo card driving licence or PASS logo identity card.
- 4) Training in relation to Challenge 25, under age sales, sales to adults on behalf of minor (proxy sales), sales to intoxicated persons, refusals registers, incident records and all other conditions on the Premises Licence must be provided and undertaken by all members of staff (whether paid or unpaid) before he / she makes a sale, supply or delivery of alcohol and at least every six months thereafter.
- 5) Electronic training records must be completed in respect of every member of staff and must include the name of the member of staff trained, date, time and content of the training. Electronic training records must be available at the Premises and made available to the police, trading standards or licensing officers on request and / or during an inspection.
- 6) There will be an incident book or an electronic incident recording system used at the Premises and kept up to date at all times recording the time date and details of all incidents of crime and disorder or anti-social behaviour at the premises or directly outside of the premises. The incident book must be made available to the police, trading standards and / or licensing officers on request or during an inspection.

- 7) There will be a refusals book or electronic refusals system used at the Premise and kept up to date at all times recording the date time and reasons for every refusal to sell alcohol to a customer. The refusals record must be made available to the police, trading standards and / or licensing officers on request or during an inspection.
- 8) A digital Closed Circuit Television System (CCTV) will be installed and maintained in good working order and be correctly time and date stamped. The system will incorporate sufficient built-in hard-drive capacity to suit the number of cameras installed. CCTV will be capable of providing pictures of evidential quality in all lighting conditions, particularly facial recognition.  
Cameras will encompass all ingress and egress to the premises, the front of the premise and all areas where the sale/supply of alcohol occurs.  
The system will record and retain CCTV footage for a minimum of 31 days  
The system will record for 24 hours a day.  
The system will incorporate a means of transferring images from the hard-drive to a format that can be played back on any desktop computer.  
The Digital recorder will be password protected to prevent unauthorised access, tampering, or deletion of images.
- 9) There will be at all times, when the premises is open, a member of staff on duty with access to the CCTV system who is trained in the use of the equipment.  
Upon receipt of a request for a copy of CCTV footage from Police, Licensing Officers or any other Responsible Authority, the member of staff will produce the footage within 24 hours or less if urgently required for investigations of serious crime.  
CCTV footage must be made available to be viewed by the Police, Licensing Officers or other Responsible Authorities on request during an inspection of or visit to the Premises.
- 10) The premises will not stock, display or sell any lager, beer, cider or perry product with an ABV content above 6.5%.
- 11) The premises will not sell any single cans of lager, beer or cider.
- 12) The display of alcohol will not exceed the area specified and identified as alcohol display areas on the plan attached to this application. Or such other areas within the store equivalent to and not exceeding the shelf and floor space identified on the said plan for the display of alcohol, without the consent of the police and licensing officers.
- 13) The application shows 2 sections where alcohol will be on display for sale. The second section will also be for the display and sale of soft drinks. The area for alcohol in this section will not exceed 50% of this display/sales area. This is indicated on the attached plan in green
- 14) There must be a minimum of 4 signs in the premises visible at the points of sale stating that it is an offence:
  - to sell alcohol to persons under 18 years of age.
  - to purchase alcohol on behalf of any person under 18 years of age
  - to sell alcohol to any persons who appear drunk or under the influence of other illegal substances.



Pc 1620 Clare Lawton  
Licensing Support Unit