

LICENSING SUB-COMMITTEE

AGENDA



Thursday 21 March 2024

at 9.15am

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

MEMBERS: LICENSING SUB-COMMITTEE:

Councillors Darby, Dunbar and Smith

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: Asda Express PFS Warren, Easington Road, Hartlepool, TS24 9AG – *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.

LICENSING SUB-COMMITTEE

21st March 2024



Report of: Assistant Director Regulatory Services

Subject: APPLICATION FOR A NEW PREMISES LICENCE:
ADSA EXPRESS PFS WARREN, EASINGTON
ROAD, HARTLEPOOL, TS24 9AG

1. COUNCIL PLAN PRIORITY

Hartlepool will be a place:
- where people are enabled to live healthy, independent and prosperous lives.
- where those who are vulnerable will be safe and protected from harm.
- of resilient and resourceful communities with opportunities for all.
- that is sustainable, clean, safe and green.
- that has an inclusive and growing economy.
- with a Council that is ambitious, fit for purpose and reflects the diversity of its community.

2 PURPOSE OF REPORT

- 2.1 To consider an application for a new premises licence in respect of Asda Express PFS Warren, Easington Road, Hartlepool, TS24 9AG. A Summary of the application is outlined below:

2.2 Applicant: Euro Garage Limited

Premises: Asda Express PFS Warren
Easington Road
Hartlepool
TS24 9AG

2.3 The applicant has applied for a Licence for the following activities: -

Late night refreshment (off the premises only)	Monday – Sunday	23:00hrs – 05:00hrs
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Supply of Alcohol (on and off the premises)	Monday – Sunday	00:00hrs – 24:00hrs
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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 application has been advertised in the prescribed manner and representations have been made by both the Licensing Authority and Cleveland Police.
- 3.2 The Licensing Authority have provided a representation in accordance with all four licensing objectives, the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. The representation is attached as Appendix 4. Further information has been provided by the Licensing Authority and is attached as Appendix 5,
- 3.3 Cleveland Police have provided a representation in accordance with all four licensing objectives, the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. The representation is attached as Appendix 6.

4. PROPOSALS

- 4.1 As relevant representations have been received, a hearing must be held for Members to consider the application (unless all parties agree a hearing is unnecessary).
- 4.2 The Licensing Authority have made a representation as the application is not in line with their Statement of Licensing Policy, the policy states the following with regards to Licensing Hours:

Licensing Hours

4.27 The licensing authority does not accept that longer opening hours for licensed premises 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 can 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.

Whilst zoning will not be adopted, the licensing authority will impose stricter conditions with regard to noise control in areas which have denser residential accommodation.

- 4.3 Hartlepool Borough Council Statement of Licensing Policy can be viewed on the link provided at the end of this report.
- 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
- 4.6 Members are reminded that they must only consider those aspects of the licence application that are relevant to the representations received.

5. RISK IMPLICATIONS

6. FINANCIAL CONSIDERATIONS

- 6.1 If the licence was not granted and the applicant appealed the decision there would be financial implications.

7. LEGAL CONSIDERATIONS

- 7.1 Appeal by the applicant if the licence was to be refused.

8. EQUALITY AND DIVERSITY CONSIDERATIONS (IMPACT ASSESSMENT FORM TO BE COMPLETED AS APPROPRIATE.)

None

9. STAFF CONSIDERATIONS

None

10. ASSET MANAGEMENT CONSIDERATIONS

None

11. ENVIRONMENT, SUSTAINABILITY AND CLIMATE CHANGE CONSIDERATIONS

None

12. RECOMMENDATIONS

- 12.1 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.

13. REASONS FOR RECOMMENDATIONS

None

14. BACKGROUND PAPERS

- 14.1 Revised Guidance issued under Section 182 of the Licensing Act 2003
<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>
- 14.2 Hartlepool Borough Council Statement of Licensing Policy
https://www.hartlepool.gov.uk/info/20023/licences_and_permits/228/alcohol_entertainment_and_late_night_refreshment/2

15. CONTACT OFFICERS

Rachael Readman
Trading Standards and Licensing Manager

Sylvia Pinkney
Assistant Director (Regulatory Services)



Hartlepool
Application for a premises licence
Licensing Act 2003

For help contact
licensing@hartlepool.gov.uk
Telephone: 01429 523354

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

RJT.JB 84773.18485

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Euro Garages Limited

* Family name

Euro Garages Limited

* E-mail

[REDACTED]

Main telephone number

01482324252

Include country code.

Other telephone number

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader
☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?

☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

04246195

Business name

Euro Garages Limited

If the applicant's business is registered, use its registered name.

VAT number

-

Put "none" if the applicant is not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ An agent that is a business or organisation, including a sole trader
- ☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ 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 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of His Majesty's prerogative

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

Convenience Store/Petrol Filling Station

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☐ Yes ☒ No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes ☒ No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

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

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State 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.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the sale of alcohol be for consumption:

☐ On the premises ☒ Off the premises ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Continued from previous page...

Name

First name

Family name

Date of birth

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

NONE

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 00:00

End 24:00

Start

End

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.

TUESDAY

Start 00:00

End 24:00

Start

End

WEDNESDAY

Start 00:00

End 24:00

Start

End

THURSDAY

Start 00:00

End 24:00

Start

End

FRIDAY

Start 00:00

End 24:00

Start

End

SATURDAY

Start 00:00

End 24:00

Start

End

SUNDAY

Start 00:00

End 24:00

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Section 18 of 21

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Staff shall be trained in the premises licence holder's procedures which include liquor licensing and all checkout operators shall have additional training in the sale of alcohol.

All spirits will be displayed behind the counter.

No miniature bottles of spirits of 20cl or below shall be sold from the premises. Please note this does not apply to pre packaged gift packs which may contain a spirit miniature.

b) The prevention of crime and disorder

A CCTV system will be installed and maintained at the premises. Cameras will cover internal areas and the external area immediately in front of the store. The system will be capable of continuously recording and copies of such recordings shall be kept for a period of not less than 31 days and handed to the Police or authorised person upon production of a compliant 'Access Request'.

All spirits will be displayed behind the counter.

c) Public safety

The premise licence holder seeks to comply with the requirements of the health and safety legislation.

d) The prevention of public nuisance

e) The protection of children from harm

The store will have a till prompt system for alcohol products.

When prompted, staff will adopt a Challenge 25 proof of age scheme.

Only recognised forms of photographic identification such as Passport, Photo Driving Licence, 'Proof of Age' card, Military ID or any other form of identification agreed with the police will be accepted as proof of age. If the appropriate proof of age is not produced there will be no sale.

Notices are to be prominently displayed advising customers of the Challenge 25 policy.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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.

Continued from previous page...

- 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 or 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.

Continued from previous page...

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.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o 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.
 - o 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.
 - o 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.
 - o 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:
 - o 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.
 - o 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.
 - o 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.

Continued from previous page...

- 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:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o 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;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o 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.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

DECLARATION

Continued from previous page...

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.

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.

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, if appropriate.

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	Gosschalks LLP
* Capacity	Solicitors For and On Behalf of the Applicant
* Date	<div><div>26</div><div>/</div><div>01</div><div>/</div><div>2024</div></div> <div>ddmmyyyy</div>

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/hartlepool/apply-1> to upload this file and continue with your application.

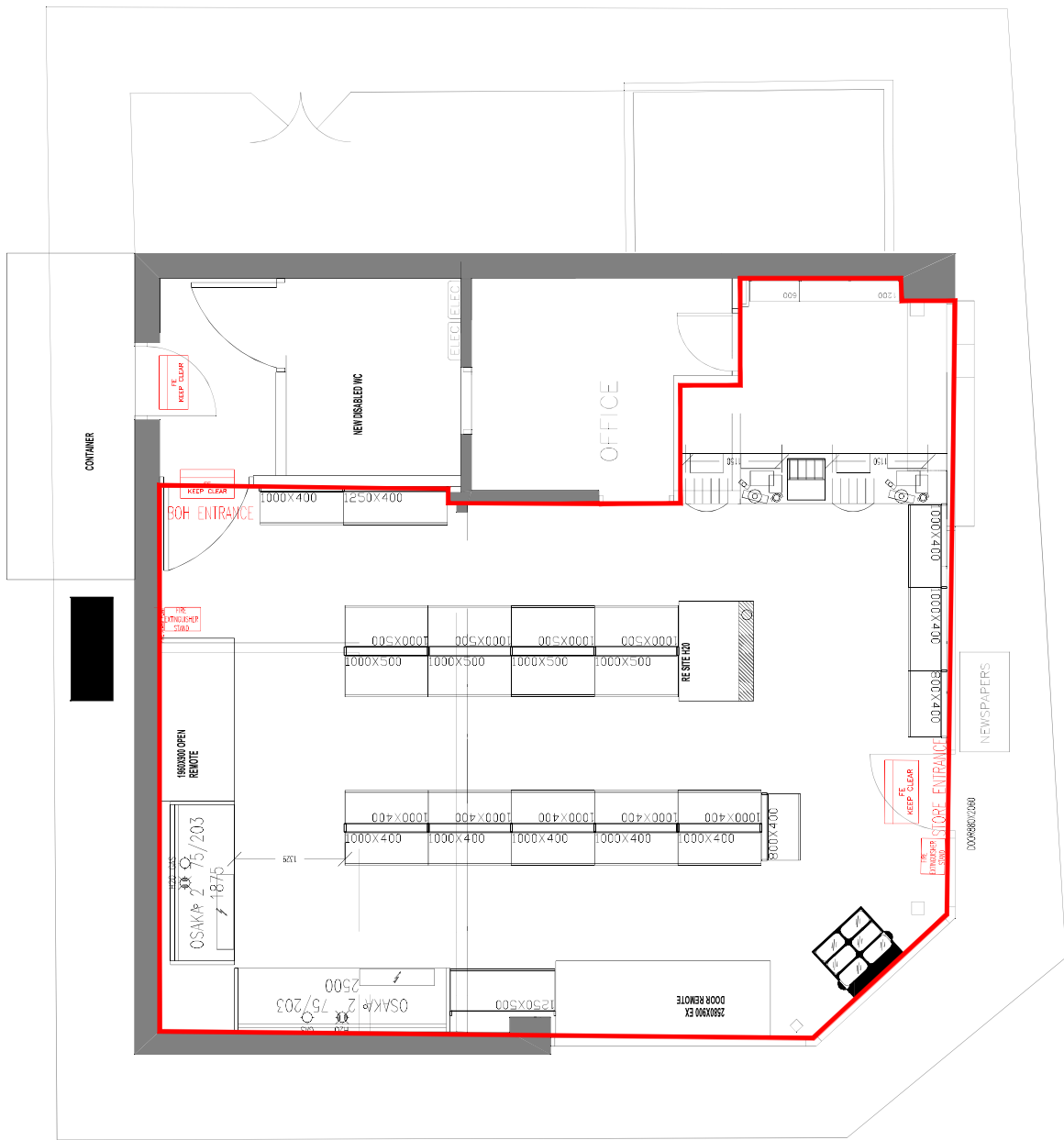
Don't forget to make sure you have all your supporting documentation to hand.







IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="RJT.JB 84773.18485"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>



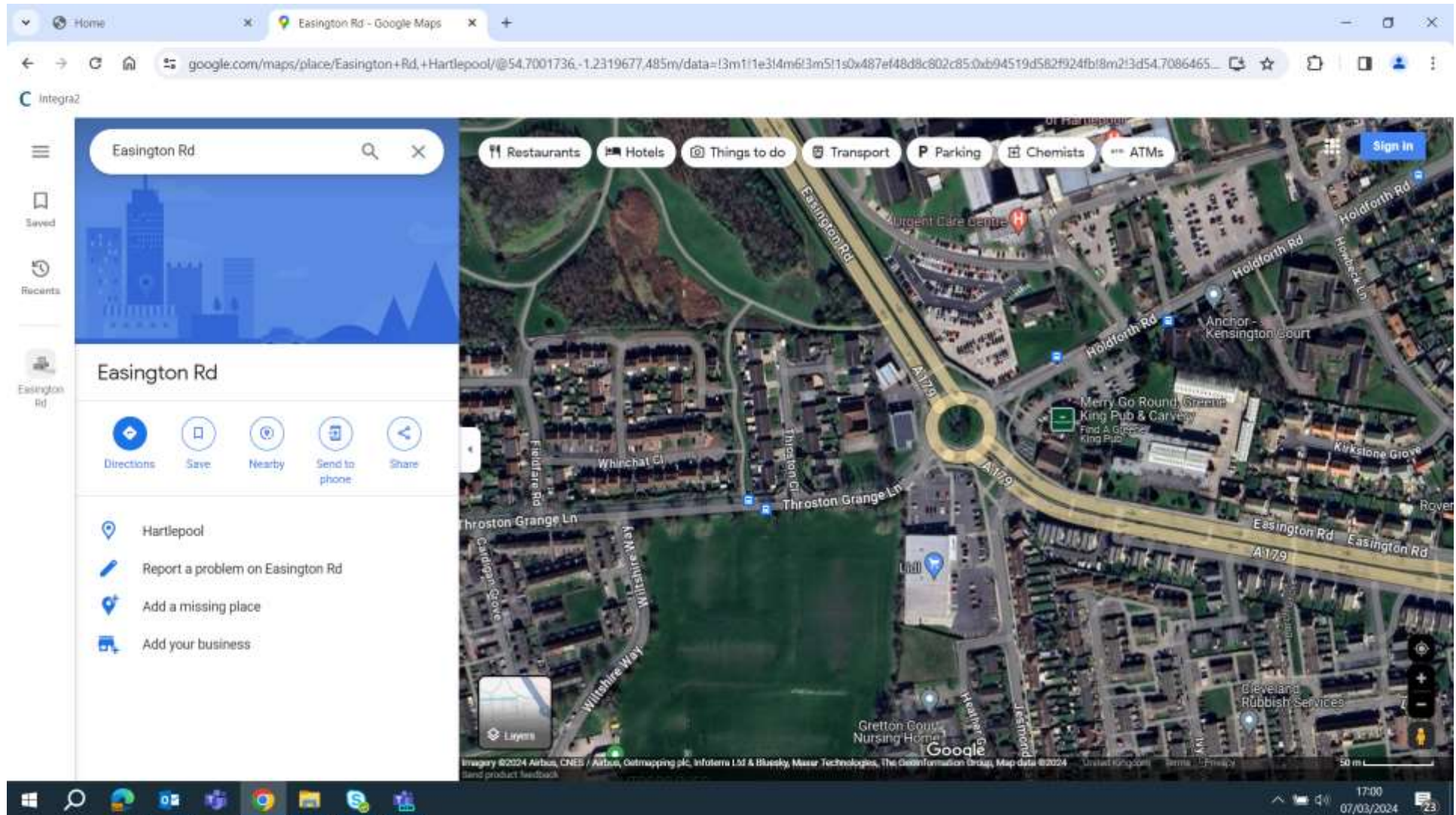
<p>KEY</p> <p>  FIRE ALARM  FIRE EXTINGUISHERS  FIRE ALARM </p>	<p>  FIRE ALARM  FIRE EXTINGUISHERS  FIRE ALARM </p>
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[illegible]

Feet	6'	6'6"	7'	7'6"	8'	8'6"	9	9'6"	10'	10'6"	11'	12'	13'	14'	15'	16'
mm	1830	2000	2100	2300	2400	2600	2700	2900	3000	3200	3300	3700	4000	4200	4800	4800

1. All drawings to be checked on site and any discrepancy to be verified with the Store Partner before proceeding with the work.
2. 00 NO SCALE FROM THIS DRAWING
3. Use this drawing for sales area fixtures and appliances. When referencing refrigeration controls use the layout CBS drawing if the CBS drawing does not match this plan, please contact the Store Partner.
4. For all BOH areas please contact the Architect.
5. CBS location of Bus Stop Storage to be positioned on site to suit the community as limited.

Asda Express PFS Warren Road – Map of Area Appendix 2



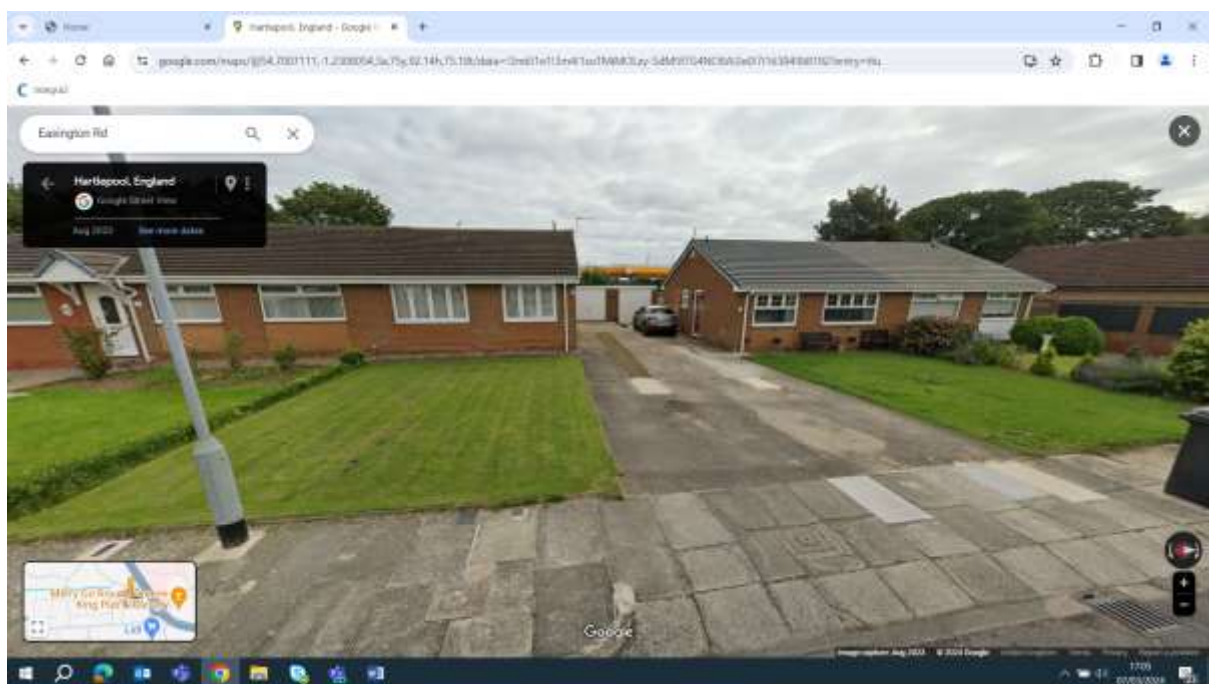
Asda Express PFS Warren – Photographs

Appendix 3



Asda Express PFS Warren – Photographs

Appendix 3



22nd February 2024

I Rachael Readman, on behalf of the

Licensing Authority
PUBLIC PROTECTION
Civic Centre,
Victoria Road
Hartlepool
TS24 8AY



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

PREMISES DETAILS

Asda Express PFS Warren
Easington Road
Hartlepool
TS24 9AG

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

The Licensing Authority have received an application made under the Licensing Act 2003 for a new premises licence to be granted at Asda Express PFS Warren.

The applicant is requesting a licence for the sale of alcohol between the hours of 00:00 to 24:00 seven days a week, and the Supply of late night refreshment (hot food or drink) from the premises from 23.00 to 05.00 hours. The premises is in a residential area.

The licensing authority intends to seek a balance between the needs of residents and local businesses by using our Licensing Policy, and other strategies, to promote and encourage well-managed, neighbour friendly licensed premises that represent a positive addition to life in Hartlepool.

The hours requested by the applicant go beyond this Local Authorities Statement of Licensing Policy that states that: *" 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."*

Rachael Readman
Trading Standards and Licensing Manager

I Rachael Readman, on behalf of the

Licensing Authority
PUBLIC PROTECTION
Civic Centre,
Victoria Road
Hartlepool
TS24 8AY

A responsible authority wish to provide further information to substantiate the representation about the application for a new premises licence.

PREMISES DETAILS
Asda Express PFS Warren
Easington Road
Hartlepool
TS24 9AG

The Licensing Authority representation is made in relation to all four of the licensing objectives, the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

As the Licensing Authority we do not accept that longer opening hours for licensed premises have been a benefit to Hartlepool but rather that they place an undue and unnecessary strain on the local Accident & Emergency services and law enforcement agencies and create a nuisance for those residents who are affected by the general operation of a premises.

Our Public Health team have provided data in regard to the location of the licence application Throston's hospital admission rates for alcohol attributable conditions is more than 50% higher than the England average, and neighbouring wards Victoria and De Bruce have even higher rates, with Victoria being more than twice the England average (See graph below).



In regard to incidents involving violence against a person with drug and alcohol cited, Throston Ward sits at around 3003 per 100,000, this increases to 4201 per 100,000 when domestic violence is also cited.

The applicant has requested for 24hr alcohol sales whereas our Statement of Licensing Policy states that requests for sales of alcohol for consumption off the premises before 9am or after 10pm in residential area will generally be refused. Applications for sales of alcohol in a non-residential area will normally be refused after 2pm. The applicant has been provided a copy of our Statement of Licensing Policy.

During the consultation period the Licensing Authority approached the applicant to see if the hours applied for could be reduced and the applicant stated that *“The application has been submitted to permit alcohol sales 24 hours a day on the basis that those are the hours that the premises already operates. In the circumstances (at this stage) we do not propose to amend the hours applied for.”*

The Licensing Authority does not accept that the hours of sales of alcohol within a residential area should be based on what hours the premises is already operating, this seems to be a matter of prioritisation on convenience rather than promoting the licensing objectives.



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

**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.

ASDA EXPRESS, Easington Road, Hartlepool, TS24 9AG

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 Asda Express, Easington Road, Hartlepool TS24 9AG. The applicant is requesting a licence for a convenience store and petrol station with the sale of alcohol between 0000hrs 2400hrs seven days a week.

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

This is a new application for a premises licence to allow the sale of alcohol to which Cleveland Police make the following representations:

The premise is situated in a residential area and also in an area which already suffers alcohol related anti-social behaviour and youths congregating in the vicinity. Cleveland Police believe that allowing the sale of alcohol may exacerbate the problems already encountered in the area.

However, Cleveland Police believe that conditions placed on the premises licence will assist in ensuring that the above licensing objectives are not undermined. Although some conditions have already been offered by the applicant, Cleveland Police would like to add further conditions and have a more robust wording of the conditions offered.

Cleveland police have also suggested a change in the hours of the sale of alcohol rather than 24/7 sales. To date Cleveland police have not received any correspondence from the applicant with regards to the suggested times.

If conditions suggested and amendments of times re sale of alcohol can be agreed Cleveland Police feel the licence can be prescriptive enough to ensure it is run as effectively and safely as possible.

In the event that the conditions are not agreed, further evidence will be provided by Cleveland Police.

Pc 1620 Clare Lawton
Licensing Support Unit

CLEVELAND POLICE

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN	17			
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Statement Clare Lawton

Age if under 18: **Over 18** (if over 18 insert "Over18") Occupation: Police Officer 1620

This statement (consisting of **7** 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 in it anything which I know to be false or do not believe to be true.

Signature: C.LAWTON PC 1620

Date: 08/03/2024

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am Pc 1620 Clare LAWTON for CLEVELAND POLICE currently stationed at MIDDLESBROUGH POLICE STATION as a licensing support officer for HARTLEPOOL.

Part of my duties is as a responsible authority for new applications for premise licences. It is my responsibility to ensure that licensed premises including pubs, clubs, restaurants, takeaways and off licenses are ran safely and efficiently, and to monitor the crime and disorder that can occur at such premises.

On MONDAY 29th JANUARY 2024 CLEVELAND POLICE received an application for a new premises license for ASDA Express, EASINGTON ROAD, HARTLEPOOL, TS249AG. The applicant details were provided as Euro Garages Limited with Goss Chalks solicitors acting on their behalf. The premise is currently a Shell garage.

The application stipulates the sales/supply of alcohol off premises Monday – Sunday 0000hrs – 2400hrs (24/7) with the provision of hot food Monday – Sunday 2300hrs – 0500hrs.

Cleveland Police are making this statement, due to a number of concerns held surrounding hours of sale suggested in this application.

Since receiving this application CLEVELAND POLICE have been in negotiations with the

Signature C.LAWTON PC 1620

Signature Witnessed by _____

CLEVELAND POLICE

Page No 2

Continuation of Statement of Clare Lawton
applicant. CLEVELAND POLICE have stated that they are happy for a licence to be granted but are unwilling to accept 24/7 sales of alcohol. The applicant has stated that they are happy to adjust the hours to 0600hrs – 0000hrs with a night sales hatch from 2200hrs – 0600hrs. However, CLEVELAND POLICE believe that 0600hrs is too early in a location of this nature and that the most appropriate time would be 0800hrs – 2300hrs. During these negotiations conditions have been agreed for this licence with the applicant, however CLEVELAND POLICE wish to proceed with objections with regards to the hour of sales. The rationale for this will be explained below. The hours suggested by CLEVELAND POLICE also fall within the guidance of HARTLEPOOL BOROUGH COUNCIL Statement of Licensing Policy. CLEVELAND POLICE fully support this policy as alcohol policies are an effective way in reducing unsafe alcohol-associated behaviours and related harms. Alcohol misuse affects not only the person who drinks but also their family and communities. Alcohol policies are an effective way to reduce alcohol misuse and related consequences within a location / community.

Asda Express is situated in the THROSTON bordered with DE BRUCE residential ward areas of HARTLEPOOL. This premise is just off the roundabout of the A179 and backs on to a large residential area. It has a Spar Convenience store next door with sale of alcohol Monday – Sunday 0800hrs – 2300hrs and directly opposite is the University Hospital of Hartlepool and Urgent Care facility. Located on the opposite corner of the A179 roundabout is the Merry Go Round Public house with sale of alcohol Monday – Sunday 1000hrs – 0000hrs. There is also a LIDL store within 200meters with sale of alcohol Monday – Saturday 0700-2300 and Sunday 0900hrs – 1800hrs. Within a 300 meter radius of this premise there are several other residential housing estates, elderly care facilities and various educational premises.

Both the THROSTON ward and DE BRUCE ward suffer from high levels of Crime and Anti social

Signature **C.LAWTON PC 1620**

Signature Witnessed by

CLEVELAND POLICE

Page No 3

Continuation of Statement of Clare Lawton
behaviour. The 2019 Index of multiple deprivation place Hartlepool as the 10th most deprived local authority in the country. There are numerous domains of deprivation which combine to create the Index of multiple deprivation, Income, Employment, Education, Health, Living Environment, Barriers to housing and services and Crime.

The Index of multiple deprivation was created on behalf of the Ministry of Housing, Communities and local government. This report also uses data based on Lower-Layer Super Output Areas (LSOAs). LSOAs are small areas designed to be of a similar population size. The report identifies 32844 LSOAs with THROSTON ward ranked 7080th most deprived ward nationally. With regards to crime they are 1011th most deprived and health at 508th most deprived.

I have liaised with the local PCSO for this ward and have been informed that in SEPTEMBER 2023 the area directly behind this premise has previously been subject to a Problem Solving Plan (PSP). This PSP was in relation to anti social behaviour in this location with issues identified in the public spaces and footpaths in the immediate vicinity. In particular STONECHAT CLOSE and WHINCHAT CLOSE. The map below shows the location of these two Closes in relation to the premise



Analysis has also been conducted on Cleveland Police's computer systems within 500 meters of

Signature **C.LAWTON PC 1620**

Signature Witnessed by

CLEVELAND POLICE

Page No 4

Continuation of Statement of Clare Lawton
this premises location. This has included all reports of crime and anti social behaviour and all reports of alcohol related crime and anti social behaviour. Although the premise is located within the THROSTON ward area due to the 500meter radius the data incorporates both THROSTON and DE BRUCE ward areas.

The data I have been provided is from a 6 month period starting 1st AUGUST 2023. It shows that 233 offences were reported in this time with violence as the key offence type accounting for 51.8% of all crime. Out of this 51.8% of violent crimes, 77.3% were alcohol related.

39 repeat street have been identified and the top 10 are shown below

Street	Total
Easington Road	50
Lime Crescent	33
JESMOND GARDENS	27
SALISBURY PLACE	21
Pine Grove	18
Holdforth Court	16
OAK GROVE	14
Ivy Grove	14
Holdforth Road	11
Warren Road	10

From the top 10 repeat streets 214 crimes have been recorded, 50 of which have occurred on EASINGTON ROAD where the premise is located. Out of these 50 34% of them have been recorded as violence against the person.

JESMOND GARDENS, LINES CRESCENT, PINE GROVE and OAK GROVE also feature in the above top 10 are located in a housing estate less than a 3 minute walk from this premise location. 39 offences were reported with regards to anti social behaviour and these have included persons fighting, drunk and disorderly and disturbance at a house party. Other incidents include arguing and shouting in the street, neighbourly disputes, and domestic related incidents. Nuisance is the main incident type accounting for 92.3% of all incidents.

With regards to anti social behaviour the top 10 repeat streets have been identified. Again

Signature **C.LAWTON PC 1620**

Signature Witnessed by

CLEVELAND POLICE

Page No 5

Continuation of Statement of Clare Lawton
EASINGTON ROAD, LIMES CRESCENT, PINE GROVE and OAK GROVE all feature.

Violence accounted for 62.3% of all domestic crimes with 18.2% been alcohol related.

As part of this data 34 pieces of intelligence have been examined mostly of which were alcohol and drug related.

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 incidents, they are not necessarily stating or in fact aware that alcohol has played a part in the incident they are reporting.

With regards to the above, granting the hours in 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 peoples drinking habits have changed. This started as a result of the restrictions stipulated during the Covid pandemic. Although those restrictions are no longer in place people have moved more to drinking in the home and this can be for several reasons. It was what they got use to during lock downs, it is cheaper to drink at home and its more convenient.

A study conducted by the Institute of Alcohol states that there is

'An overall relative decline in the proportion of alcohol consumed in on-licensed premises and a growth in the proportion of alcohol purchased from off-licensed premises and consumed at home'

The effects of alcohol misuse can impact negatively on the wider society, leading to increased instances of crime and disorder. Key features of this trend has been identified as potential contributors to the issue.

Signature **C.LAWTON PC 1620**

Signature Witnessed by

CLEVELAND POLICE

Page No 6

Continuation of Statement of Clare Lawton

As a serving Police Officer with 25 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 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 and in my experience drunkenness can and very frequently does trigger violent behaviour.

CLEVELAND POLICE would also like to raise the fact that this is a petrol station and although they are entitled to sell alcohol there are 2 main stores in very close proximity to allow the public to purchase alcohol. People generally go to a petrol station to buy fuel and the purchase of alcohol and anything else in store would be secondary. CLEVELAND POLICE believe that the sale of alcohol from 0800hrs is more than appropriate for a store of this nature.

CLEVELAND POLICE are not saying that this store can't sell alcohol they merely trying to protect the local community from potential alcohol harm and prevent potential crime and disorder.

From the evidence provided above, Cleveland Police have concerns that if the hours granted in this application it 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.

Signature **C.LAWTON PC 1620**

Signature Witnessed by

CLEVELAND POLICE

Page No 7

Continuation of Statement of Clare Lawton
C.LAWTON PC 1620

Signature C.LAWTON PC 1620

Signature Witnessed by _____

From: [Richard Taylor](#)
To: [Licensing](#); [Rachael Readman](#)
Cc: [LAWTON, Clare \(P1620\)](#)
Subject: RE: Asda Express PFS Warren GTE:00095000002770
Date: 13 March 2024 17:04:19

Dear Rachael

I have just received the agenda pack and Clare's supplementary statement and note that neither confirm the conditions agreed nor the reduction in alcohol sales hours sought.

For the avoidance of any doubt, please accept this email as an amendment to the original application such that the hours sought for alcohol sales are reduced to 0600-midnight every day.

The conditions that I have agreed with Clare are detailed below and in the circumstances, I'd be grateful if this email and the email below could be circulated to the members prior to the hearing.

In the circumstances, I believe that the only live issue for consideration by the committee is whether on the merits and in the circumstances of this particular application, the committee is prepared to grant alcohol sales hours beyond those specified in the policy. I note that the police position is that alcohol sales hours of 0800-2300 would be more appropriate.

Thank you for all of your assistance with the application process.

Kind regards

Richard

Richard Taylor | Partner | Head of Licensing Department

for and on behalf of Gosschalks LLP

Queens Gardens, Kingston Upon Hull, HU1 3DZ

DD: 01482 590216 | **F:** 0870 600 5984 | **M:** 07949 132931 | **Reception:** 01482 324252 | www.gosschalks.co.uk

Anti-fraud notice – please read carefully: We will not change our bank details during the course of this matter.

If, during the course of this matter, you receive an email or phone call purporting to be from Gosschalks informing you that our bank details have changed, it is likely to be an attempted fraud. If this happens, please report it immediately to our Cashiers Department on 01482 590203 who will verify our bank details and, if necessary, report the matter to the police.

From: Richard Taylor
Sent: Monday, March 11, 2024 8:52 AM
To: Licensing <Licensing@hartlepool.gov.uk>; Rachael Readman <Rachael.Readman@hartlepool.gov.uk>
Cc: LAWTON, Clare (P1620) <Clare.Lawton@cleveland.police.uk>
Subject: Asda Express PFS Warren

Dear Rachael

I hope you had a lovely weekend.

I'm pleased to confirm that I have agreed conditions with PC Clare Lawton. The agreed conditions read,

1. *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 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.*
 - *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.*
2. *The premise will not sell any single cans of lager, beer or cider from split multipacks. For the avoidance of doubt this does not apply to premium/craft products that are sold in single units.*
3. *The Premise shall not stock or sell any beers, lagers, ciders or perry products above 6.5% ABV.*
4. *Monday to Sunday between 2200hrs and 0600hrs a night hatch will be used for the sale of goods and payment of fuel. No persons other than store staff or members of the emergency services are to enter the store between these hours*
5. *Staff must require ID in the form of a passport, photo card driving licence or PASS logo identity card, military ID or any other form of ID approved by the Home Office 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*
6. *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 passport, photo card driving licence, Military ID, PASS logo identity card or any other form of ID approved by the Home Office*

7. *All members of staff (whether paid or unpaid) must be provided training before he / she makes a sale or supply of alcohol 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*

Once initial training has been completed as above refresher training will take place at least every six months thereafter.

8. *Documented 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. The record must be signed by the member of staff who has received the training, the Designated Premises Supervisor and the Premises Licence Holder.*

9. *Documented training records must be kept at the Premises and made available to the police, trading standards or licensing officers on request and / or during an inspection.*

10. *An incident book must be kept at the Premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following:*

- *Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour*
- *All crimes reported to the venue*
- *Any faults in the CCTV system, searching equipment or scanning equipment*
- *Any visit by a relevant authority or emergency service*

The incident book must be made available to Police, Licensing Officers and all other Responsible Authorities on request or during an inspection.

11. *The premise will keep and maintain a refusals book/electronic register which will be used to record all incidents/occasions of where the premise refuses to sell alcohol to an individual. The refusals book/electronic register will be used solely as a refusals book. It will be kept at the premise and will be made available for inspection by the Police or any other Responsible Authority.*

12. *Alcohol shall not be sold in an open container or be consumed in/on the licensed premises.*

13. *if concern is raised about a particular product on sale (by a Police officer of the rank of Inspector or above or by a Police licensing Officer) and evidence provided that the sale of this product was undermining one or more of the Licensing Objectives, management will take steps to remove the product or take other reasonable steps to address the Licensing Objectives.*

I have copied Clare into this email in order that she can confirm that the police are happy with these conditions.

I'll come back to you ASAP with regard to whether we are asking for the date of 21st to be put

back.

Kind regards

Richard Taylor | Partner | Head of Licensing Department

for and on behalf of Gosschalks LLP

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