

LICENSING SUB-COMMITTEE

AGENDA



Friday 27th September 2024

at 10.00 am

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

MEMBERS: LICENSING SUB-COMMITTEE:

Councillors Darby, Dunbar and Jorgeson

1. APOLOGIES FOR ABSENCE

2. TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS

3. MINUTES

3.1 To confirm the minutes of the meeting held on 3rd June 2024

3.2 To confirm the minutes of the meeting held on 7th August 2024

3.3 To confirm the minutes of the meeting held on 12th August 2024

4. ITEMS FOR DECISION

4.1 Application for a new premises licence – Villiers 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 SUB COMMITTEE

MINUTES AND DECISION RECORD

3 JUNE 2024

The meeting commenced at 2.00 pm in the Civic Centre, Hartlepool.

Present:

Councillor: Sue Little.

Also Present: as substitute in accordance with Council Procedure Rule 4.2.
Councillor Carole Thompson as substitute for Councillor Gary Allen.

Officers: Rachael Readman, Trading Standards and Licensing
Manager
David Cosgrove, Democratic Services Team

1. Apologies for Absence

Councillor Gary Allen.

2. Declarations of interest by Members

None.

3. Application for a New Premises Licence: Victoria House, Avenue Road, Hartlepool *(Assistant Director, Regulatory Services)*

In the absence of a quorum and the applicant, and in accordance with Council Procedure Rules, the meeting stood adjourned to be reconvened at a later date.

Decision

The meeting stood adjourned.

The meeting adjourned at 2.10 pm

The meeting commenced at 10.00am on Thursday 25th July in the Civic Centre, Hartlepool.

Present:

Councillor: Gary Allen (In the Chair)

Also Present: in accordance with Council Procedure Rule 4.2.
Councillor Martin Dunbar as substitute for Councillor Tom Feeney and
Councillor Rob Darby as substitute for Councillor Sue Little.

Officers: Rachael Readman, Trading Standards and Licensing
Manager
Tony Macnab, Solicitor
Jo Stubbs, Democratic Services Officer

Also Present: Frank Fender – representative for the applicant
PC Claire Lawton – Cleveland Police

4. Apologies for Absence

Councillors Tom Feeney and Sue Little

5. Declarations of interest by Members

None.

6. Application for a New Premises Licence: Victoria House, Avenue Road, Hartlepool *(Assistant Director, Regulatory Services)*

An application had been made for a new premises licence in respect of Victoria House, 24-26 Avenue Road. There had been a number of amendments to the application since the report had been issued and the hours requested now stood at 11pm-2am for late night refreshments (on premises only) and 8am-11.30pm for supply of alcohol (off premises). There had also been a number of additional conditions agreed resulting in the withdrawal of the objections from Cleveland Police, Environmental Health and Public Health. Three public objections had also been received relating to concerns around anti-social behaviour and the detrimental impact granting this licence would have on nearby businesses.

PC Lawton confirmed that Cleveland Police had withdrawn their objection following agreement that the applicant would not sell high strength alcohol or single cans. She was present to answer any questions relating to anti-social behaviour in the area.

Mr Fender spoke on behalf of the applicant who was not available due to family business. The applicant was a very experienced operator of licensed premises and currently runs 2 in Birmingham which have 24 hour licences without issue. However he had readily agreed to the reduced hours for the sale of alcohol and the conditions relating to the alcohol strength and single

can sales. Any alcohol on premises would be physically covered out of hours. In terms of late night refreshments this would consist of a coffee machine or heating up food rather than anything more involved. 2 of the public objections came from nearby operators but much of their objection relating to potential anti-social behaviour was speculative and reduced by the agreed conditions. Guidance states that the police should be the main source of advice on crime and anti-social behaviour and they had withdrawn their objection. Operators at the other premises had also raised concerns at patrons bringing alcohol into their premises purchased elsewhere but that was a management issue from them not the applicant. The area under consideration was not part of the cumulative impact zone and there were no public spaces protection orders in place. PC Lawton confirmed that had been the case when the application was submitted but a problem solving plan was now in place following anti-social behaviour issues on the ramp and cenotaph. This was not however an official public spaces protection order.

Members queried the policies in place to prevent the sale of alcohol to under 25s. Mr Fender was unclear on the exact details but the agent who had submitted the application provided training information to his clients and there were robust training conditions in place.

With regards to anti-social behaviour in the area PC Lawton confirmed that at the time of application this had primarily been based around children and shoplifters rather than linked to the night time economy. However there now seemed to be anti-social behaviour coming from York Road which appeared to be linked to a similar premises. Efforts were being made to introduce similar conditions to that premises. In terms of Victoria House she felt that the conditions around alcohol were strong enough.

Regards identification of habitual drinkers the Trading Standards and Licensing Manager confirmed that the applicant would be given the opportunity to be part of a linked network provided to all relevant premises which provides information of this type. It was a voluntary paid-for scheme but the applicant would be offered free use for the first year and would hopefully see the benefits in that time.

Members queried whether there would be door supervisors. Mr Fender confirmed there would be 2 staff members on duty at all times but he did not feel that door supervisors were appropriate at the moment given the cost implications on the applicant.

The Chair thanked everyone for their attendance at the meeting and their response to elected members questions. The Chair stated that the Sub Committee would then go into closed session to discuss their decision.

Decision

That the application be approved based on the updated hours and conditions as detailed at the meeting.

The Licensing Sub-Committee considered the application for the sale of alcohol for consumption off the premises for the amended hours 8:00am to 11:30 pm seven days a week and for the provision of late night refreshment (primarily coffee) from 11:00pm to 2:00am.

A number of conditions had been agreed with The Police and as a result the objections from the Responsible authorities had been withdrawn. PC Claire Lawton attended to answer any questions.

Rachael Readman, Trading Standards and licensing Manager, outlined the application and read out three letters consisting of representations from members of the public including two from operators of nearby licensed premises.

Frank Fender attended as agent for the applicant who was unable to attend due to family business.

Mr Fender explained that these were brand new premises and the applicant was very experienced and has two other premises in Birmingham with 24 hour licences. There have never been any issues with those premises. The provision of late night refreshment would consist of a coffee machine or heating up a pasty. During the hours that the premises are open but when alcohol sales are prohibited the area where the alcohol is located will be covered up.

With regard to the written representations, Mr Fender stated that the two from nearby operators concerned potential anti-social behaviour and were speculative and with the agreed conditions was lessened. He said that the applicant's previous agent had emailed the operators following the agreed conditions and amended application but had not received any reply.

Members determined the application in accordance with the promotion of the licensing objectives and having regard to the Statutory Guidance. They considered the representations put forward by the applicant and the written representations received

Members were satisfied with the agreed conditions and considered that the Licensing Objectives would be promoted by granting the application and therefore granted the application.

Members considered that this decision is appropriate and proportionate for the promotion of the licensing objectives.

The meeting concluded at 10:44am

CHAIR

LICENSING SUB COMMITTEE

MINUTES AND DECISION RECORD

7 August 2024

The meeting commenced at 10.00am in the Civic Centre, Hartlepool.

Present:

Councillor: Ben Clayton (In the Chair)

Councillors: Sue Little and John Nelson

Officers: Rachael Readman, Trading Standards and Licensing Manager
Tony Macnab, Solicitor
Denise Wimpenny, Principal Democratic Services Officer

Also Present: Councillor Brenda Harrison
Stuart Hind and Liam Lester – representatives for the applicant
Susan Imray, Objector

Prior to consideration of business, and during introductions the Chair reported that Councillor Harrison was in attendance as a Ward Councillor and friend of the objector but would not influence or be part of the decision making process.

11. Apologies for Absence

None

12. Declarations of interest by Members

None

13. Application for a new premises licence – Hartlepool Rugby Club, Mayfield Park, Easington Road, Hartlepool *(Assistant Director (Regulatory Services))*

The Trading Standards and Licensing Manager presented the report which provided an outline of the application for a new premises licence in respect of Hartlepool Ruby Club, Mayfield Park, Easington Road, Hartlepool, for a

pitch licence to be used for sports and social events for a maximum of five days per calendar year. The applicant had amended their original application following consultation with responsible authorities and were seeking a licence for the following revised activities:-

Live music (on premises only) Monday to Sunday 12.00 – 22.00

Recorded music (on premises only) Monday to Sunday 12.00 – 22.00

Supply of Alcohol (on premises only) Monday to Sunday 12.00 – 22.00

Opening hours (outdoor area) Monday to Sunday 12.00 – 22.30

A copy of the application was appended to the report. The application had been advertised in the prescribed manner and one representation had been received from a member of the public, details of which were appended to the report. The objections were summarised as concerns regarding the prevention of crime and disorder and prevention of public nuisance.

The applicant had agreed conditions for the premises license with responsible authorities. Members were referred to the agreed police conditions and the agreed Environmental Health conditions as set out in the report.

Following presentation of the report, clarification was provided in response to questions raised by Members.

Representatives in attendance, on behalf of the applicant, addressed the Committee expressing support for the application and provided clarification in response to questions raised by Members. The representatives explained that Mayfield Park was a hub for the community, had experienced growth and become more inclusive offering teams and wellbeing opportunities for all including women and girls of all ages. For a number of years the club had hosted successful events and raised money to ensure rugby was free for children. Alice House Hospice had benefitted from funding raised as a result of such charity events, details of which were provided.

Clarification was provided in response to a number of issues raised by Members. The representatives addressed the concerns relating to noise at outdoor events and indicated that the club had been advised to take regular noise recordings and utilise noise monitors and the marquee and speakers were placed as far away as possible from residential properties. Clarification was also provided in terms of security, health and safety and training arrangements in preparation for events.

A local resident, who was in attendance, advised that whilst she had no objections to the events being held, the benefits of which were acknowledged, the club had not always been good neighbours and raised a number of concerns around noise nuisance, parking and anti-social behaviour. Examples of her experiences were provided. Mrs Imray advised that both herself and her husband were retired and liked to enjoy time in their garden. However previous events had disturbed them with

noise from the terrace as late as 11.50 pm, a child on a scooter at 11.45 pm and associated noise from people using the bins, the impact of which was outlined. Mrs Imray referred to the agreed conditions and indicated that she had never been given 28 days advance notice of events. Concerns around parking and access to their drive were also highlighted.

In the lengthy discussion that followed officers and the representatives responded to issues raised by Members. It was highlighted that parking on pavements was a matter for the police and that whilst the application before Members today related purely to the application for a pitch licence and not the operation of the club, the suggestions around the need to provide adequate parking could be discussed by the Safety Advisory Group prior to the events.

Councillor Harrison commented on the background to Mrs Imray's representations and whilst in support of the club, advised that Mrs Imray had been given no choice but to object as previous concerns had not been taken on board.

The representatives acknowledged the concerns raised and agreed to take the issues on board. Mrs Imray was invited to meet with the club representatives separately following the meeting to discuss her concerns in further detail.

At the conclusion of the evidence, neither the applicants or objector wished to add any further representations.

The Chair thanked everyone for their attendance at the hearing and their responses to Members' questions. The Chair stated that the Sub Committee would then go into closed session to discuss their decision.

Decision

Members determined the application in accordance with the promotion of the licensing objectives and having regard to the statutory guidance. They considered the representations put forward on behalf of the applicant and the written and oral representations from the objector.

Members were satisfied with the agreed conditions with a slight amendment to number 24 with the addition after the word maintained as highlighted in bold to read as follows:- .

- Noise levels will be monitored during all events, written records will be maintained **and shared with the Environmental Protection Team.**

Members considered that the licensing objectives would be promoted by imposing additional conditions and granted the application subject to the following conditions:-

- Ensure suitable arrangements for Parking when holding the events, to be discussed with the Safety Advisory Group.
- Litter picking to be scheduled to take place after events.
- Installation and De-rig for events must only take place between the hours of 08:00 and 18:00 Monday to Friday, or between the hours of 10:00 and 16:00 on weekends.
- Emptying of waste bins containing glass bottles or waste materials shall only take place between the hours of 9am and 9pm on any day in the interest of the amenities of the occupants of neighbouring premises.

The meeting concluded at 12 noon.

CHAIR

LICENSING SUB COMMITTEE

MINUTES AND DECISION RECORD

12 August 2024

The meeting commenced at 10.00am in the Civic Centre, Hartlepool.

Present:

Councillor: Carole Thompson (In the Chair)

Councillors: Quewone Bailey-Fleet and Mike Young

Officers: Sylvia Pinkney, Assistant Director (Regulatory Services)
Neil Wilson, Assistant Chief Solicitor
Rachael Readman, Trading Standards and Licensing Manager
Angela Armstrong, Principal Democratic Services and Legal Support Officer

Also present:

S Pakitharan (Applicant), S Kanarathi (Agent)
A and S Bribech and M Hayes (Objectors)

14. Apologies for Absence

None.

15. Declarations of interest by Members

None.

16. Application for a New Premises Licence: The Fens Local, 394 Catcote Road, Hartlepool *(Assistant Director, Regulatory Services)*

The Assistant Director, Regulatory Services gave details of a revised application for a new premises licence to allow the supply of alcohol 07:00-23:00, Monday – Sunday (off the premises only) with opening hours of 06:00-00:00, Monday-Sunday. A copy of the original application was attached at Appendix 1. The Applicant stated in the application that the premises will be a local convenience store and will join a retail group to offer a choice of products to customers.

It was noted that five representations had been provided, four of which were from members of the public and one from the Licensing Authority. These

representations were attached by way of Appendix. Street view images and a map of the area were also attached.

The Licensing Authority had submitted a representation which made reference to the following three licensing objectives:

- The prevention of crime and disorder
- The prevention of public nuisance
- Public safety

A number of conditions had been agreed by the Applicant with Cleveland Police and these were attached by way of Appendix.

The Agent informed Members that the Applicant was well experienced at managing premises and that this premises was located in a purpose built shopping parade. The shop will be open from 7am-11pm and this application was to sell alcohol within that timeframe. In addition it was noted that there was another store on the same site that opened 6am-11pm and sold alcohol during those opening hours. With regards to the Police's objections around the sale of alcohol, the Applicant had agreed additional conditions that would promote the licensing objectives. The Agent added that there was CCTV installed that would evidence any issues that may arise and appropriate action would be taken should it be necessary.

During the discussion that followed, Members sought clarification on why the Applicant should be able to operate outside the Council's Licensing Policy. The main reason provided was that the premises was located in a purpose-built shopping parade and was considered a commercial area. In addition, there was already a shop selling alcohol outside of the stipulated times within the current Licensing Policy. The Trading Standards and Licensing Manager confirmed that the licence to sell alcohol from the other premises on the shopping parade was granted in 2005. The current Licensing Policy was amended to include restrictions on the operation of premises within residential areas in 2011.

Members had concerns around the potential issue of people loitering around the shopping parade after purchasing alcohol and sought clarification on how the management of the store would deal with this issue. The Agent confirmed that signs would be in place to indicate that people should not stay in the area and that staff would adequately trained to disperse any customers who remained in the area post purchase. It was noted that the store that was licensed to sell alcohol outside of the current opening hours stipulated in the Licensing Policy employed security staff to assist with dispersing customers.

The members of the public who lived in the residential accommodation above the shopping parade and had submitted objections were in attendance and addressed the Committee. Members were informed that there had been a lot of problems with anti-social behaviour caused by drinking which had led to violence, vandalism and damage to residential

properties above the shopping parade over a number of years. As there was already a shop selling alcohol outside of the current Licensing Policy restrictions along with a public house on the site also, the residents considered that there was enough of a drinking culture in the area. There were concerns that this would add to the workload of the local police and more importantly put added strain and worry on the residents of the area. The Trading Standards and Licensing Manager confirmed that the area was predominantly residential with housing above and surrounding the shopping parade.

In conclusion, the Agent for the Applicant referred to the fact that there was another shop open from 6am-12 midnight and the staff would be adequately trained to deal with any post sale customers who were hanging around outside the premises. In addition to this, the shop already had permission to open from 7am-11pm, this application was about selling alcohol between those times.

The Trading Standards and Licensing Manager reiterated that the Licensing Policy was in place to encourage well-mannered neighbourly friendly premises. The Applicant needed to demonstrate why these premises should be able to sell alcohol beyond the permitted hours contained within the Licensing Policy.

The Chair thanked everyone for their attendance at the hearing and their responses to Elected Members' questions. All parties left the meeting to enable Members to deliberate and form a decision.

During the deliberations, a Member did highlight the benefits of having late night shopping in what is predominantly a residential/family area. However, Members did not feel that the Applicant or Agent had demonstrated any reason to permit the sale of alcohol outside the hours permitted within the Council's Licensing Policy despite being questioned on this point several times. The Licensing Policy currently states that the sale of alcohol for any new premises licences was permitted between 9am-10pm and Members considered that nothing had been demonstrated to show why this application should be permitted to operate outside of those hours.

All parties rejoined the meeting.

This is an application for a new premises license for a local convenience store. The applicant initially applied to sell/supply alcohol between 06:00hrs and 00:00hrs, seven days a week. The application was subsequently amended to request a license to sell/supply between the hours of 07:00 and 23:00.

We have considered the application and the additional representations made today. Those representations can be summarised as:

1. The premises will be managed by a well experienced manager;

2. the premises are not in a residential area but are in a purpose built commercial shopping parade;
3. that this will be a great addition to the existing offer;
4. that they have agreed conditions with the police;
5. the premises used to be an off license;
6. the premises will be well managed and staff will be asked to disperse groups and signs will be put up asking people not to congregate;
7. they have reduced the hours sought to satisfy police; and
8. the shop will open between 7 and 11 and there is no reason why it shouldn't sell alcohol whilst open.

We have considered the written representations put forward by two local residents along with the oral representations of three local residents who have a detailed experience of living in the area and the extensive anti-social behaviour that has taken place over the years. The concerns can be summarised as follows:

1. The area has historically suffered with significant anti-social behaviour;
2. when the property was an off-license there was almost daily reports to the police as a result of criminal damage, intimidation, the property being held up and robbed;
3. other local businesses already attract anti-social behaviour and this will add to the problems, especially with the proposed extended hours;
4. residents are afraid of the problems that this proposal will attract, matters have only recently quietened down. It was not uncommon for residents to feel intimidated by groups congregating near the doors to their properties which adjoin the shops or of having their property damaged by these groups;
5. the shops do attract crime and other shops have had to appoint dedicated security staff, which is not proposed for these premises;
6. the premises are clearly residential, there are signs advertising the residential use and the shops serve the community;
7. the applicant may manage other premises well but he is naïve to believe that issues presented in this location can be managed by simply asking people to not congregate or to disperse; and
8. Having the premises open to the proposed time will increase traffic to the property and the corresponding noise that will accompany this.

We are satisfied that the location of the premises is in a residential area and therefore paragraphs 4.27, 5.5 and 5.13 of the Council's current licensing policy is relevant to the application.

A number of conditions had been agreed with The Police and as a result the objections from them have been withdrawn.

The applicant was asked to justify why we should depart from the existing policy and we were not satisfied that there was any evidence presented to

do so. The applicant pointed to another local convenience store that could (although did not) open longer than them but other than point to their opinion that this was not a residential area and the conditions that they had agreed, they did not provide any significant evidence to support a departure from our policy. The applicant had not put forward any demonstrable representations as to why we should depart from the licensing policy.

Decision

Members determined the application in accordance with the promotion of the licensing objectives and having regard to the Statutory Guidance. They considered the representations put forward by the applicant and the written representations and oral from members of the public who attended and from the written representation of residents of the area.

Members were satisfied with the agreed conditions and considered that the Licensing Objectives would be promoted by granting a premises licence for reduced hours which will be from 9am until 10pm every day in accordance with the policy.

Members considered that this decision is appropriate and proportionate for the promotion of the licensing objectives.

The meeting concluded at 10.50am

CHAIR

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**27th September 2024****Report of:** Assistant Director Regulatory Services**Subject:** APPLICATION FOR A NEW PREMISES LICENCE:
VILLIERS STREET, HARTLEPOOL, TS24 7PA**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.
- that has an inclusive and growing economy.

2 PURPOSE OF REPORT

2.1 To consider an application for a new Premises Licence in respect of the premises Dart Foods, Villiers Street, Hartlepool, TS24 7PA. A Summary of the application is outlined below:

2.2 Applicant: Mohammed Selim – Ark Logistics Ltd

Premises: Dart Foods (The Old Tesco's)
Villiers Street
Hartlepool
TS24 7AP

2.3 The applicant is seeking a Licence for the following activities: -

1. Supply of Alcohol (off the premises only)	Monday – Sunday	08:00 – 23:00
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Opening hours

Monday – Sunday	08:00 – 23:00
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A copy of the application is attached as **Appendix 1**.

Street view images of the premises are attached as **Appendix 2** and a map of the area is attached as **Appendix 3**.

2.4 The applicant states on the application that the premises will be a frozen food store.

3. BACKGROUND

3.1 The application has been advertised in the prescribed manner and four representations have been received by the Licensing Authority.

3.2 Six representations have been submitted by members of the public, the representations are attached as **Appendix 4, Appendix 5, Appendix 6, Appendix 7, Appendix 8 and Appendix 9**. The representations are based on the following licensing objectives:

- The prevention of crime and disorder
- The prevention of public nuisance
- The protection of children from harm
- Public Safety

3.3 The applicant has agreed conditions for the premises license with Cleveland Police, these conditions are attached as **Appendix 10**.

4. PROPOSALS

4.1 As a relevant representation has been received, a hearing must be held for Members to consider the application (unless all parties agree a hearing is unnecessary).

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

5. OTHER CONSIDERATIONS/ IMPLICATIONS

Risk Implications	None
Financial Considerations	If the licence was not granted and the applicant appealed the decision, there would be financial implications to the Local Authority.
Legal Considerations	Appeal by the applicant if the licence was to be refused
Equality and Diversity Considerations	None
Staff Considerations	None
Asset Management Considerations	None
Environmental, Sustainability and Climate Change Considerations	None

6. RECOMMENDATIONS

- 6.1 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.

7. REASONS FOR RECOMMENDATIONS

None

8. BACKGROUND PAPERS

None

9. CONTACT OFFICERS

- 9.1 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

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

Mohammed

* Family name

Selim

* 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:

☒ 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant 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

15765804

Business name

Ark logistics ltd

If your business is registered, use its registered name.

VAT number

- none

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

Legal status

Private Limited Company

Continued from previous page...

Your position in the business

Owner

Home country

United Kingdom

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

3rd floor, 86-90

Street

Paul street

District

london

City or town

london

County or administrative area

Postcode

ec2a4ne

Country

United Kingdom

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

OLD TESCO STORE

Street

Villiers Street

District

City or town

Hartlepool

County or administrative area

Postcode

TS24 7PA

Country

United Kingdom

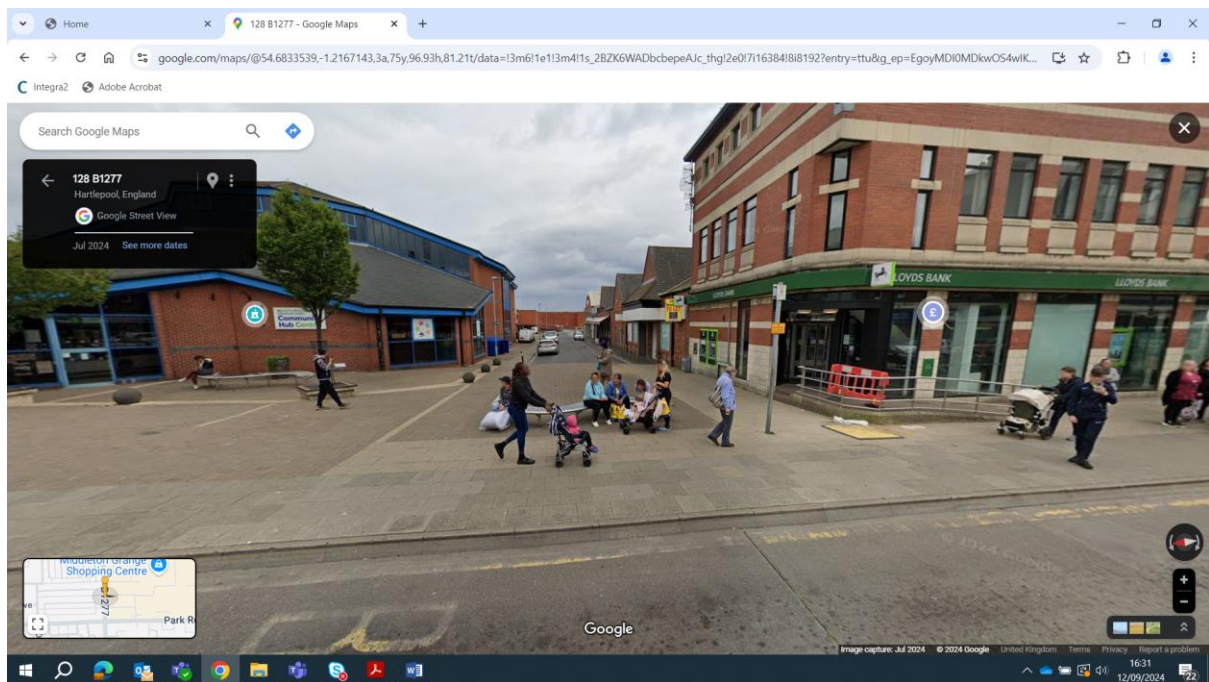
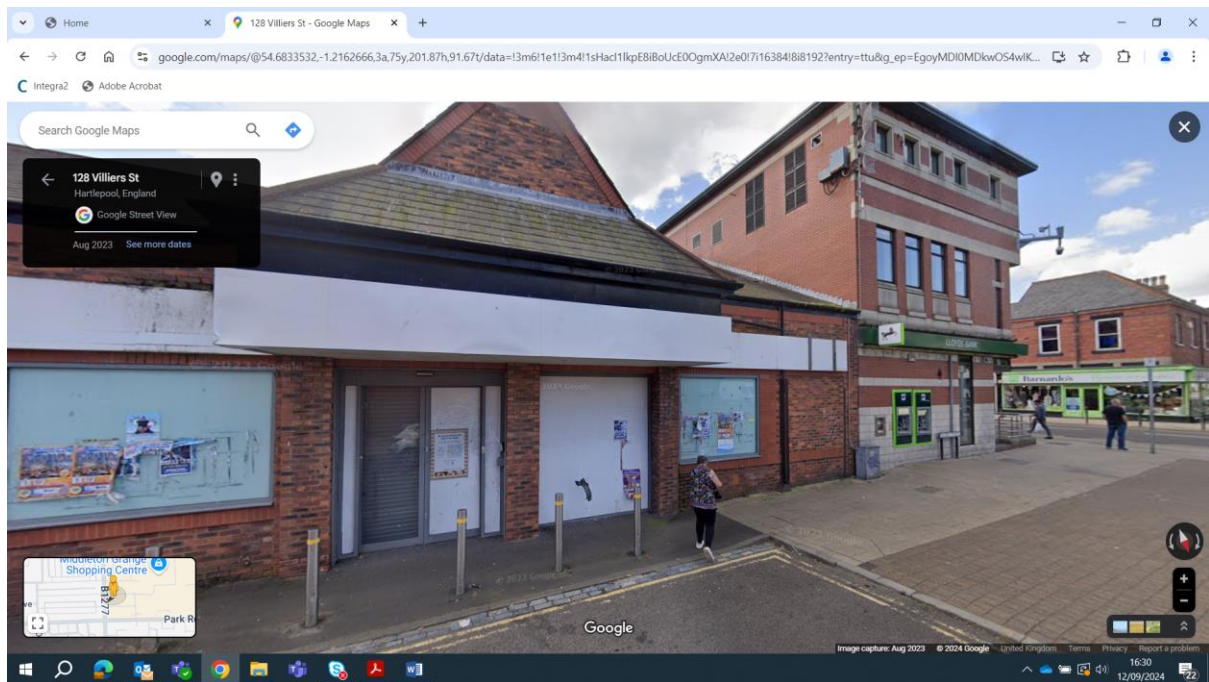
Further Details

Telephone number

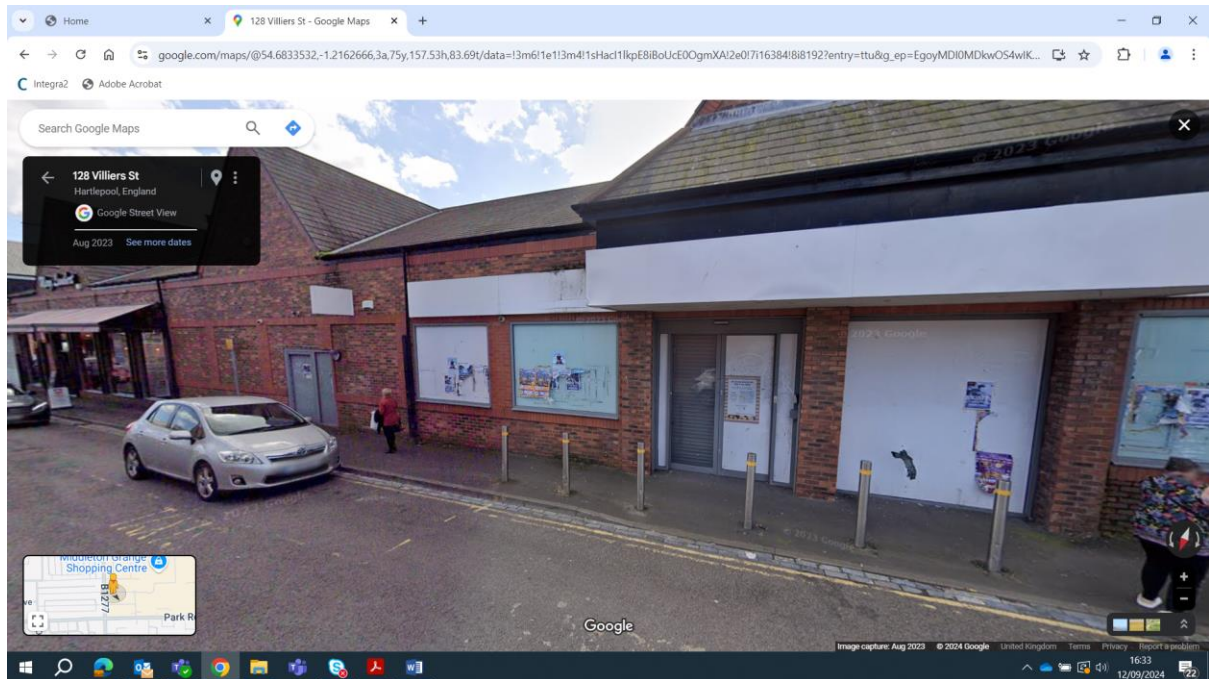
Non-domestic rateable value of premises (£)

57,000

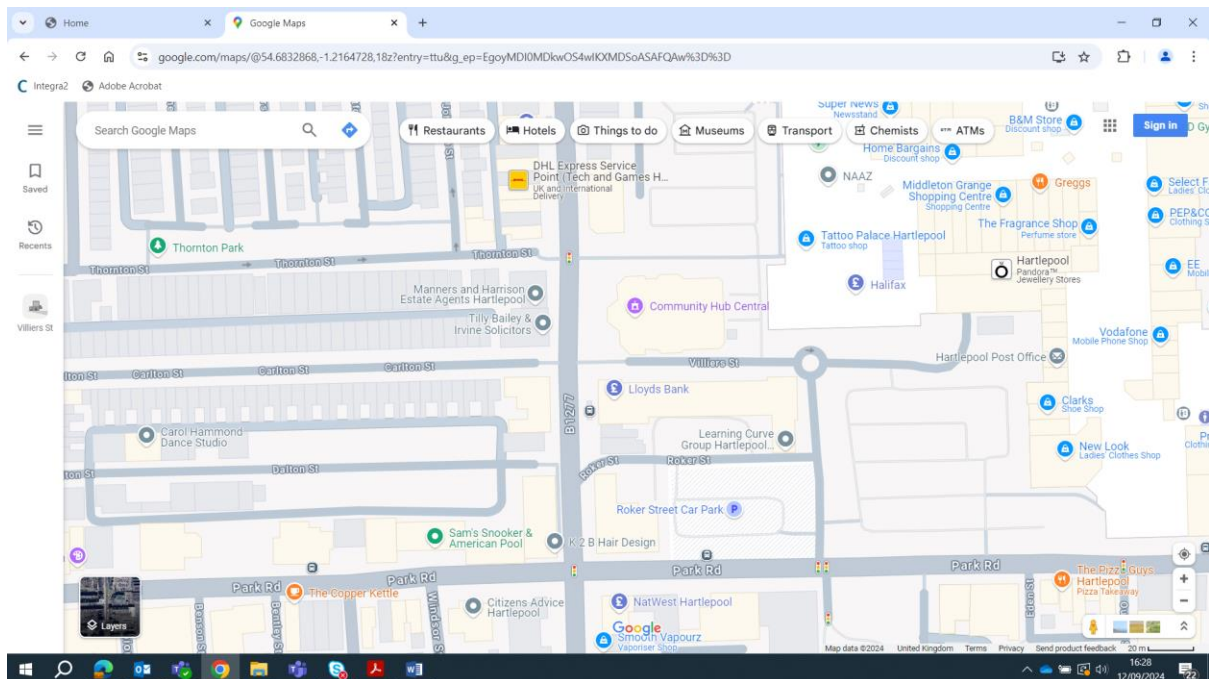
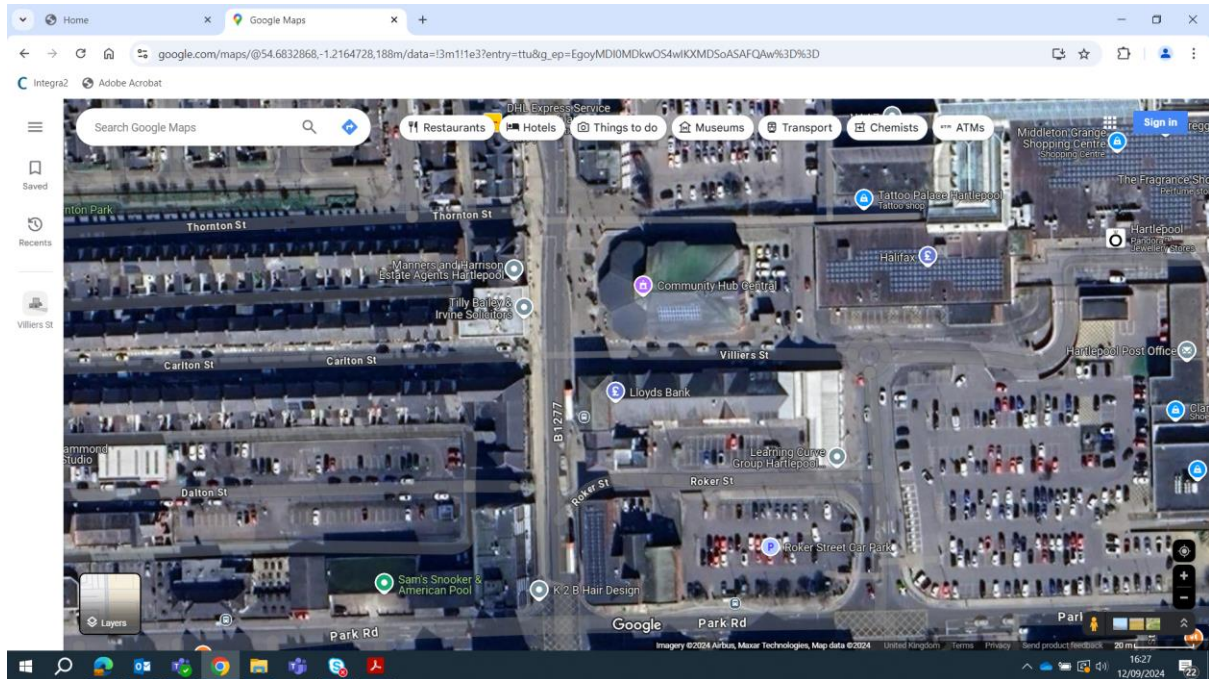
Appendix 2 – Street View Images, Villiers Street



Appendix 2 – Street View Images, Villiers Street



Appendix 3 – Map of the Area Villiers Street



Fri 23/08/2024 15:28

To Licensing@hartlepool.gov.uk

Hello,

No problem. The York Road area is already blighted with anti social behaviour, gangs of youths, drunken idiots falling out of the XXXXXXXX etc.

So for the prevention of further crime and disorder to prevent public nuisance that will keep the law abiding hard working public and their children safe from harm I vehemently object to granting this license.

There is already enough outlets selling alcohol within the surrounding areas.

I think HBC should have a stroll down york road and raby road on a normal day and see for themselves that what the area doesn't need is more outlets selling alcohol.

The town centre is an absolute shadow of its former self and an embarrassment to others not from the town.

Not granting the license will clearly show the public of the long term positive strategy that the council want for the town.

The mitigating solutions cited in the planning application of checking ID and CCTV etc. Solve nothing.

Kind regards,

On Fri, 23 Aug 2024, 10:15 Licensing@hartlepool.gov.uk> wrote:

Good Morning,

Thanks for your email.

As you may be aware, the Licensing Act 2003 requires local authorities to consider only those objections that are directly related to at least one of the Act's licensing objectives. These objectives are as follows:

- The prevention of crime and disorder
- The prevention of public nuisance
- Public safety
- The protection of children from harm

If you believe that granting this application would have a negative impact on one or more of the above objectives, we kindly request that you resubmit your objection, clearly stating which objective(s) your objection pertains to, by 3 September 2024.

Should you have any questions or require further assistance, please do not hesitate to contact the Licensing Team at licensing@hartlepool.gov.uk or on 01429 523354.

Regards

Sent: 22 August 2024 23:03

To: Licensing <licensing@hartlepool.gov.uk>

Subject: Alcohol license for former tesco express store on Villiers Street

To whom it may concern,

Please do not grant this alcohol license!

Why does a frozen food store need to also sell alcohol?

This is located in an area already blighted by off licenses and anti social behaviour! Hartlepool town centre has nothing but takeaways and off licenses and more off licenses. They are all within a stones throw of each other up and down york road.

After the recent riots and horrendous publicity the town has suffered we do not need anymore outlets selling cheap alcohol. There are already plenty of supermarkets for that.

Please think long and hard about this request and the long term prosperity to the town.

A frozen food shop yes and will bring an empty building into use. However, selling alcohol is not the answer.

Kind regards,

Appendix 5 – Public Representation GW

Dear sir / madam,

I have noted that the above application has been initiated to re-open the former Tesco Express store on Villiers street. The concern is that the application includes the selling of alcohol. This is of concern as there are individuals who drink alcohol outside of the library from early morning and anti- social behaviour and littering of drinks cans is a regular feature near to this proposed store. Granting of such a licence would only add to the problems of alcohol consumption in that area as it would be freely available from early morning.

It is hoped the licensing committee will consider the above comments in relation to the application.

Yours sincerely,

Appendix 6 – Public Representation SE

I would like to object the drinks licence to the frozen food premises due to open near library.

The area is already problematic and dispersal orders have been in place several times through the summer.

It seems ridiculous to be selling alcohol so close to where alcoholics already congregate. When going to library last week from my home on York Road I had to walk past someone urinating against a bin in broad daylight.

If anything they should be stopping places selling alcohol near library not adding to them.

Regards

Appendix 7 – Public Representation LW

To whom it may concern

I wish to register my objection to the application for an alcohol license to be awarded at the proposed " frozen food " shop in Villiers street.

As a resident of Carlton Street I have some concerns on the impact of this

Nearby we already have a couple of stores selling alcohol so can see no reason why you would grant another one when we already have issues with drink / drug issues and anti social behaviour

Only recently we had 3 dispersal orders granted to the police because of the on going problems

The abuse that is already metered out by those drinking on " The Ramp " on a daily basis is well documented and I can not fathom a single reason why you would allow more alcohol to be sold in this area

I'm all for us having new stores but can not understand why a frozen food store would be open till 11pm it seems to me that it's more like a way of getting around a license awarded.

I think with the importance of Mental Health nowadays you really need to access if this is the right way forward, surely as a council you have a duty of care

We already suffer a problem with gangs and especially on a weekend have to listen to cars sitting out side the Hub with music playing full blast , the police seem unable to curtail this already due to their stretched resources how are they going to be able to maintain order here with what is undoubtedly going to be cars illegally parking and noise nuisance

I really hope you take these concerns seriously as I feel that the availability of more alcohol in this already troubled area is not very conducive in making our town centre more safer

Yours sincerely

Resident

Appendix 8 – Public Representation PB

I wish to register my objection to this application in the strongest possible way.

I understand that it's very important

to have as many of the empty shops around the town open and providing a serving for the public .

I welcome the opening of new store in the area but why do we need a frozen food store open from 8.00 in the morning until 11.00 applying for a licence to sell alcohol night till 11.00 7 days a week ?

There is another store not 100m away selling alcohol till 11.00 already .

With another store at the top of Carlton Street selling alcohol till 9.00. So where is the need for another one with a licence to sell alcohol so late . Why not until 6.00?

I could understand if we had no shops in the area, but the area is more than catered for don't you think ?

You are constantly as a council clamping down on fast food outlets stating people's general health as a reason and turning down many new applications but surely alcohol outlets must be just as important?

We have a huge problem in this area already with constant Anti-Social Behaviour from gangs of Drunks and Drug users.

There has been 3 dispersal orders issued by the police in the last few weeks alone for this area .

To help combat this problem but they just turn back up when the police disappear. The racial abuse , threatening and frightened behaviour of these gangs is disgusting and very frightening for everyone in the area .

With gangs of up to 20 people congregating around this area just sitting around getting drunk from early morning until very late at night we even have female openly selling sexual favours in exchange for alcohol or money to buy alcohol.

Another premises selling Alcohol till late will not help this situation in the slightest in this area . I'm sure the police will not be very happy with this either .

We also have a serious problem in this area with Anti-social Noise behaviour from the late night shop 40 m from where this new is going to be , with cars parking outside at all hours just sitting there with music blasting out of their cars so loud that we have problems sleeping .

This has been reported to the police on numerous occasions with nothing happening this is only going to get worse with a new late night shop .

We as residents of Carlton Street will be blighted with people parking at the bottom of our street as nobody is going to drive through 2 sets of traffic lights to park in Villiers St outside the proposed new store when they can park at the bottom of Carlton Street with all the extra noise from car doors, engines, general public noise associated with people shopping late at night .

Like I have already stated we have no problem with any new premises opening up in the area as it's great for everyone & the area in general

But we really do not see the need for another late night alcohol shop

Why not just insist the licence is only until 6.00 at night .

This email will probably not make any difference to your response to the application but at least we have put our objection in and let our thoughts be known .

Yours hopefully

Resident of Carlton Street

Head of Service (Community Hubs & Wellbeing)
Preventative and Community Based Services
Level 4
Civic Centre
Victoria Road
Hartlepool
TS24 8AY



HARTLEPOOL
COMMUNITY HUBS

Dear Licensing

As the Head of Service for Community Hubs I want to express my concern regarding the application for an alcohol licence at the old Tesco Express store on Villiers Street, Hartlepool.

I have concerns about the potential impact of an additional licensed premises in the town centre, especially if it is to sell alcohol from 8am – 11pm. In accordance with the Licensing Act 2003 the objectives I have are:

The prevention of public nuisance & the prevention of crime and disorder

As the Head of Service for Community Hubs I have real concerns over another retail outlet being approved to sell alcohol so close to Community Hub Central. We have worked tirelessly this year to try and stop the anti-social behaviour and public nuisance outside the Hub from the people who sit outside on the ramp and drink alcohol all day.

The off licence on York Road is where they currently buy their alcohol. Anecdotally I learned in June 2024 that they were selling the people outside the Hub 2-3 cases of cider cans per day.

This has led to many complaints from the public about feeling intimidated by their presence on the ramp to elected members, on social media, and to our staff in the Hub. The people congregate from 8am for the entire day, blatantly drinking alcohol, smoking cannabis, fighting physically and verbally with each other, sleeping on the path, aggressively begging users of the ramp and Central Hub for money and creating a public nuisance.

In May 2024 I started liaising with the Neighbourhood Safety Team about the multiple issues we had with people coming into the hub and disposing of cans and bottles in the toilets as they come in to use them. Those people were then taking the opportunity to bother people for money, cigarettes, or sell stolen goods. Our staff ask them to leave and majority of them do just leave with no incident.

We have had multiple incidents whereby they have been shoplifting in shops within Middleton Grange Shopping Centre and have stolen alcohol which they drink outside, or clothes which they take the labels off in the Hub toilets as we find the labels and tags on the toilet floor and inform the police. We have informed the police of multiple incidents via the Community Officer or the COPA app since May when I first started monitoring the situation.

Community Protection Warnings (CPWs) and Community Protection Notices (CPNs) have been issued to multiple persons gathering around the bottom of the ramp by the Central Hub who have been engaged in anti-social behaviour. Community Safety badged this piece of work as Operation Shrewsbury with the Police.

The Neighbourhood Safety Team positioned a mobile CCTV camera facing the ramp to monitor the people who were engaging in anti-social behaviour and aggressive begging. We have just invested in £7,000 worth of extra CCTV cameras, now linked to the central control room, for Community Hub Central as we have had so many issues and requests from the police for CCTV images of violence and disorder.

In July 2024 a serious incident occurred and the Police presence increased and a recurring 48 hour Dispersal order was put in place. Five People were issued with warning for dispersal on the 18th July, and a further six people were issued with ASB warnings from community safety team. Once the Dispersal order expired we did employ a security guard for a week in Community Hub Central to protect our users and to deter anti-social behaviour. We also employed a security guard for a week to ensure no-one tried to set fire to the Hub whilst the Gas Network tried to repair the gas mains which had been damaged by a fire set by people outside the hub to the mains gas pipe, causing it to leak and very luckily avoided a gas explosion.

The protection of children from harm & Public safety

We have a lot of people using the Hub and this ASB causes a reputational risk to the service. We have a lot of parents with children using the children's library sessions, we have a lot of vulnerable elderly, people with extra needs, and generally people who would prefer not to run the intimidating gauntlet of people outside the hub. It feels intimidating and scary for a lot of people, including my staff when they are coming and going.

I would strongly argue that granting an application to sell alcohol all day from this new premises will create more ASB on the ramp as well as potentially moving it around the corner to the other side of the Community Hub. We have already had incidents of people abusing the bike lockers as urinals as well as starting a fire which caused a gas leak on Villiers Street.

We regularly have people fighting outside Community Hub Central when they are intoxicated and under the influence of other substances. They bang off our windows and doors and we are constantly picking up their litter. This behaviour puts people off coming to the Hub, this is a huge disservice to the people of Hartlepool, as everyone should have the right to attend the local library and sources of support without the threat of intimidation, violence or anti-social behaviours.

We had one incident in June 2024 where a gentleman was so drunk he had passed out on the floor at 12noon at the side of Central Hub on Villiers Street. Passer-by's and our caretaker picked him up and called an ambulance, he did not know who he was or where he was, then he urinated up the wall. This is easily a risk to children witnessing this as we have a large Children's library which is very well utilised and children should not have to see people drunk and urinating in public.

We have reported incidents to the police whereby young people including children have been observed with the groups of people at the bottom of the ramp and engaged in drinking and smoking with the group. Another licensed premises creates more opportunity for this and threatens the safeguarding of children who may be coerced or abused.

As much as I am absolutely in favour of derelict buildings being used and bringing economic regeneration to the town, it must be considered in conjunction with the impact that will have to the existing ASB and Alcohol issues we have in the town centre.

Kind regards

Re: Licensing Act 2003

Application for Premises Licence

Dart Foods

Villiers Street

Hartlepool

TS247PA

Further to your recent correspondence concerning the above. I confirm that I wish to remove the conditions submitted in my operating schedule and for them to be replaced with the following,

All sales of alcohol will occur in person at the premise and there will be no delivery service provided.

1. 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
2. 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
3. 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.
4. 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.

5. 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 requestor 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. 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.

Appendix 10 – Agreed Police Conditions

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

9. The premises will not stock, display or sell any lager, beer, cider or perry product with an ABV content above 6.5%.

10. The premises will not sell any single cans of lager, beer or cider.

11. The display of alcohol will not exceed the area specified and identified as alcohol display areas on the plan attached to the 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

12. 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.