

Licensing Sub Committee

A meeting of Licensing Sub Committee was held on Tuesday, 25th March, 2008.

Present: Cllr Colin Leckonby, Cllr Mrs Kath Nelson and Cllr Bill Woodhead.

Officers: C Snowdon, M Vaines (DNS); J Nertney (LD).

Also in attendance: Sergeant Daley and PC Jones (represented by Miss Smith, Barrister).

Apologies: None.

**LSC
24/07** **Appointment of Chairman**

RESOLVED that Councillor Woodhead be appointed Chairman for this meeting only.

**LSC
25/07** **Declarations of Interest**

No interests were declared.

**LSC
26/07** **The Cedars, 30 Yarm Lane, Stockton on Tees
Application for a Variation of a Premise Licence under the Licensing Act
2003**

Members were informed that prior to the meeting the applicant (Mr Miran Mehmet) was contacted and he confirmed that he had declined to attend and was happy for the hearing to continue in his absence.

The Licensing Officer presented the report to the Members. The report outlined that an application for variation had been received from Mr Miran Mehmet, in relation to The Cedars, 30 Yarm Lane, Stockton on Tees. The applicant had applied for a variation to include the following:

- To extend the existing hours of business to 17.00 to 04.00 Monday to Sunday

A copy of the existing licence was attached to the report.

Consideration was given to the application as outlined in the report by the Licensing Officer. Members noted and gave consideration to the representations that had been received from responsible authorities, namely Cleveland Police and the Council's Environmental Health Section.

Miss Smith on behalf of Cleveland Police stated that the location of the premises was a hot spot for crime and disorder in the town centre area. The Police were of the opinion that to allow the premise to open longer would lead to an increase in crime and disorder in the vicinity of the premises.

Mr Snowdon, then presented his submission to Members and explained that the Environmental Health Section had submitted a representation as they had concerns over the potential for public nuisance associated with noise from clients leaving the premises and concerns regarding the provision of late night refreshment.

The Applicant (Mr Mehmet) was not in attendance to state his case so the Committee had regard to his application, a copy of which was included in the report.

When considering their decision Members had regard to the Statutory guidance issued under Section 182 of the Licensing Act 2003 and the Councils Licensing Policy.

Members noted that the applicant was not in attendance at the Committee. Neither the responsible authorities or the Members of the Committee were able therefore to question or clarify any of the relevant issues.

After giving due consideration to all of the evidence Members felt that the application for the variation should be refused as they felt the proposed opening times would undermine the Crime and Disorder objective and the potential to increase public nuisance.

RESOLVED that the application be refused.