

DELEGATED

AGENDA NO.

**REPORT TO THE
STATUTORY LICENSING
COMMITTEE**

DATE:

**LICENSING ACT 2003
APPLICATION FOR GRANT OF A PREMISE LICENCE
NISA, WRENSFIELD COMMUNITY CENTRE, WRENSFIELD ROAD, STOCKTON ON TEES**

SUMMARY

The purpose of this report is for Members to determine an application for the grant of a premise licence under the Licensing Act 2003 to which there has been representations from interested parties.

RECOMMENDATION

That Members determine the application.

THE APPLICATION

1. An application for grant of a premise licence has been received from Kash Retail UK Limited, in relation to Nisa, Wrensfield Community Centre, Wrensfield Road, Stockton on Tees. TS15 9BG

The applicant has applied for a licence for the following:

Supply Of Alcohol Off The Premises

Monday to Sunday 06:00 – 23:00

A copy of the application is attached at Appendix 1.

RESPONSIBLE AUTHORITIES

2. Conditions have been agreed with Trading Standards and Cleveland Police. Copies attached at Appendix 2.

INTERESTED PARTIES

3. One representation has been received supporting this application, copy attached at Appendix 3.

Three representations have been received objecting to this application. These representations relate to the prevention of crime and disorder, prevention of public nuisance, protection of children from harm and public safety objectives. Copies attached at Appendix 4.

ADDITIONAL INFORMATION

4. Attached at Appendix 5 is a map showing the location of the premises.

POLICY CONSIDERATION

5. Members are respectfully reminded of the need to give due consideration to Stockton Borough Councils Licensing Policy Statement and the Section 182 Revised Guidance issued October 2012 under the Licensing Act 2003 when determining this application.
6. Members must carry out their functions with a view to promoting the four licensing objectives:
 - The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm

MEMBERS OPTIONS

7. Members may consider the following options:
 1. To refuse the application
 2. To grant all or part of the application subject to the necessary conditions to promote the four licensing objectives.

ASSOCIATED PAPERS

8. The following appendices are attached for information:
 - Appendix 1 - Application Form
 - Appendix 2 - Agreed Conditions
 - Appendix 3 - Supporting Representation from an Interested Party
 - Appendix 4 - Representations from Interested Parties
 - Appendix 5 - Location Map

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Financial Implications:

None

Environmental Implications:

The Licensing Act 2003 requires the licensing authority to have regard to:

- Public safety; and
- The prevention of public nuisance

Any conditions imposed should reduce the potential for environmental harm.

Community Safety Implications:

The Licensing Act 2003 requires the licensing authority to have regard to:

- The prevention of crime and disorder

Any conditions imposed should reduce the potential for crime and disorder.

Legal Implications:

Depending upon the determination of this application Schedule 5 of the Licensing Act 2003 provides the

applicant, the holder of a licence and/or any person who made a relevant representation in relation to the application, with the right of appeal to the Magistrates' court.

Human Rights Implications:

Members should have regard to Human Rights Act when determining this application

Background Papers:

Stockton Borough Council Licensing Policy Statement and Section 182 Guidance

Ward(s) and Ward Councillors:

Newtown Ward
Councillor Baker
Councillor Proud