

**DELEGATED**

**AGENDA NO.**

**REPORT TO THE  
STATUTORY LICENSING  
COMMITTEE**

**28 MARCH 2018**

**LICENSING ACT 2003  
APPLICATION FOR GRANT OF A PREMISE LICENCE  
NEANDERTHALS DELI, 103-107 HIGH STREET, NORTON, STOCKTON ON TEES TS20 1AE**

**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 a representation from Responsible Authorities and Interested Parties.

**RECOMMENDATION**

That Members determine the application.

**THE APPLICATION**

1. An application for grant of a premise licence has been received from Mr John Taylor, in relation to Regent House, 1 Regent Street, The Regent Quarter, Stockton on Tees.

The applicant has applied for a licence for the following:

Live & Recorded Music  
Monday to Sunday 09.00 – 22.00

Supply of Alcohol On The Premises  
Monday to Sunday 11.00 – 22.00

Opening Hours  
Monday to Sunday 09.00 – 22.00

A copy of the application is attached at Appendix 1.

**RESPONSIBLE AUTHORITIES**

2. Representation had been received from Environmental Health but after discussions the applicant has agreed to conditions being placed on the licence. Copy of agreed conditions attached at Appendix 2.
3. Representation has been received from Cleveland Police. These representations relate to crime and disorder and public nuisance objectives. Copies attached at Appendix 3.

**INTERESTED PARTIES**

3. Representations have been received from Interested Parties. These representations relate to crime and disorder and public nuisance 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 Section 182 Revised Guidance issued on 6 April 2017 under the Licensing Act 2003 when determining this application. Paragraph 41 of the Council Policy states, *'The Council recommends that applicants risk assess their operation against the four licensing objectives to identify potential areas of concern. An operating schedule should include information which is necessary to enable any responsible authority or other person to assess whether the steps to be taken to promote the licensing objectives are satisfactory.'*
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 from Environmental Health
  - Appendix 3 - Representations from Cleveland Police
  - 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;
- 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:**

Norton North Ward  
Councillor K Nelson  
Councillor S Nelson