



**Stockton-on-Tees**  
BOROUGH COUNCIL

**Representations On An Application By  
A Responsible Authority  
(Form LA10RA)**

www.stockton.gov.uk

Trading Standards & Licensing, PO Box 232, 16 Church Road, Stockton on Tees TS18 1XD  
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**Representations On A Current Application For A Grant/Variation Of A Premises  
Licence Or Club Premises Certificate Under The Licensing Act 2003**

**Section 1 – Licence Application Details**

Applicant Name (If Known)	Emma Moutrey
Premises Name and Address	Neanderthals 103-107 High Street Norton Stockton on Tees TS20 1AE

**Section 2 - Responsible Authority**

- Trading Standards  
 Cleveland Police  
 Environmental Health  
 Cleveland Fire Service  
 Planning  
 Protection of Children From Harm

**Section 3 – Representation Grounds**

<p><b>The representation is relevant to one or more of the following licensing objectives:</b></p> <p><b>Please tick relevant box(es)</b></p>	<p> <input checked="" type="checkbox"/> Prevention of Crime and Disorder  <input checked="" type="checkbox"/> Prevention of Public Nuisance  <input type="checkbox"/> Protection of Children from Harm  <input checked="" type="checkbox"/> Public Safety         </p>
<p>Please Select:</p> <p> <input checked="" type="checkbox"/> I object to the application being granted at all  <input type="checkbox"/> I object to the application being granted in its current form*         </p> <p>*If you choose this option remember to tell us what changes you would prefer to see.</p>	

**The grounds of the representation is based on the following:**

(Please continue on a separate sheet if necessary)

This is a new application for a premises licence to allow the sale of alcohol on the premises only between 11:00hrs – 22:00hrs, Monday to Sunday.

The opening hours of the premises are 09:00hrs – 22:00hrs, Monday to Sunday.

The application states that **'The premises is a casual restaurant/café which seats approximately 40-50 people'**

The location of the premises is on Norton High Street, near to other licensed premises which also sell alcohol both on and off the premises.

Norton High Street is a very busy location especially around the night time economy but it also suffers from alcohol related crime and anti social behaviour. Cleveland Police have received complaints to this effect.

On the application there is no mention of any CCTV being placed throughout the premises?

The applicant has also stated under the licensing objectives that **'Customers can enjoy an alcoholic beverage with their meal but will not be allowed to consume large amounts of alcohol and become heavily intoxicated on the premises'**.

The applicant was sent an e-mail requesting conditions be added to the licence and whilst the majority of these conditions were agreed, the applicant stated she would not be installing any CCTV and she would also not agree to a condition relating to alcohol being sold as ancillary to a table meal even though her own wording on the application seems to state this would be the case.

The condition that she proposes is not clear and would be difficult to enforce.

The conditions sent to the applicant are below;

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, whilst complying with Data Protection legislation.

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, outside areas and all areas where the sale/supply of alcohol occurs.

There will be a minimum of 31 days recording.

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 have the facility to be password protected to prevent unauthorised access, tampering, or deletion of images.

There will be at all times a member of staff who is trained in the use of the equipment and upon receipt of a request for footage from a governing body, such as Cleveland Police or any other Responsible Authority, be able to produce the footage within a reasonable time, e.g. 24hrs routine or less if urgently required for investigation of serious crime.

2, Alcohol shall not be removed from the designated licensed area in open containers.

3, All staff will be fully trained and the training must include the laws relating to the sale of alcohol to underage persons, persons buying on behalf of under 18s (proxy sales) , persons appearing to be under the influence of alcohol and also the operation of the associated 'Challenge 25' policy. Staff will receive refresher training at least every 6 months.

4, Training records, signed by both the staff member and the Designated Premise Supervisor/Store Manager/Business Owner will be retained for future reference and shall be updated at least every 6 months. All staff training records will be made available to the Licensing Authority and/or Responsible Authorities upon request.

5, The business will maintain a refusals book to record all instances where the sale of alcohol has been refused. This shall include the date and time of the attempted sale, together with a description of the incident. The Designated Premise Supervisor/Store Manager/Business Owner will check and sign each page and the refusals book will be made available to the Licensing Authority and/or Responsible Authorities upon request.

6, The business will maintain an incident book to record all instances where the staff deal with people who have been unruly, drunk, abusive, aggressive or have committed criminal acts or have had to call police for such incidents. This shall include the date and time of the incident, together with a description of the incident and whether the police were called/attended. The Designated Premise Supervisor/Store Manager/Business Owner will check and sign each page and the incident book will be made available to the Licensing Authority and/or Responsible Authorities upon request.

7, There will be a minimum of two notices displayed on the premise indicating that the sale of alcohol to those under the age of 18 is illegal and that those adults who buy alcohol for immediate disposal to those under age the age of 18 are committing an offence.

8, Children under the age of 18 years shall be accompanied by a responsible parent/guardian. Children will not be allowed at the bar or to remain in the premises beyond 21:00 hours.

9, Intoxicating liquor shall not be sold or supplied at the premise otherwise than to persons taking table meals and for consumption by such persons as ancillary to their meal.

However, an exception is made for a maximum of 30 people to consume alcoholic drinks without a table meal in the premises at any given time.

Cleveland Police are of the opinion that as the premises wants to serve alcohol then a CCTV system would be essential to prevent crime and disorder and also be there for the safety of staff and customers.

Police also believe that whilst the applicant has stated the premises is a restaurant/café, by not agreeing to the condition regarding table meals show that this premise may become another bar? If this is to be the case, then Police believe a working CCTV system should be fitted.

In the event that this application is not withdrawn or amended a statement will be provided by Cleveland Police.

Signed: James Johnson	Position: Licensing officer to the Chief Constable of Cleveland Police	Dated: 01/03/2018
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When complete this form should be returned to the address above or e-mailed to [licensing.administration@stockton.gov.uk](mailto:licensing.administration@stockton.gov.uk)

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Date Received		Checked By	
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