

**ADDITIONAL EVIDENCE**

**AGENDA NO.**

**REPORT TO THE STATUTORY LICENSING COMMITTEE**

**8<sup>TH</sup> JANUARY 2025**

**LICENSING ACT 2003**

**APPLICATION FOR REVIEW OF A PREMISES LICENCE**

**FAMILY SHOPPER, 2 LYTTLETON DRIVE, STOCKTON-ON-TEES, TS18 5LE**

1. This Premises licence review hearing was scheduled for 19 December 2024 and was deferred on 13 December 2024 at the request of Mr Theivendram's representative who advised he could not attend the hearing.
2. On 6 January 2025 an email was received from Mr Theivendram's representative, advising of proposed changes to the premises prior to the committee hearing. A copy of the email is attached as Appendix 1.
3. On 6 January 2025 an application was received to transfer the premises licence from Theivam LTD of which Mr Theivendram is the sole director to Uthaya(UK) LTD of which Miss Uthaya Bergmen is the sole director. A copy of the application form is attached as Appendix 2.
4. For members information, Miss Bergmen resides at the same address as Mr Theivendram and has been DPS at the premises with direct responsibility for the day to day running of the premises since 29 November 2023.
5. Following the supply of alcohol to officers outside of the licensable hours on 4 August 2024, Miss Bergmen as DPS at the premises, was invited by officers for formal interview regarding this offence. A copy of the interview letter is attached as Appendix 3.
6. Miss Bergmen did not attend the arranged interview, when officers made contact with her, she said she was unwell, she made no further contact with officers to rearrange the date and time.
7. On 6 January 2025 an application was received to vary the Designated Premises Supervisor at the premises from Miss Bergmen to Mr Venuka Yasassri Wickramaarachchi. A copy of the application form is attached as Appendix 4.
8. For members information, on 16 April 2024 during an underage sales test purchase operation at the above premises Mr Wickramaarachchi supplied alcohol to an underage volunteer.

**From:** ARKA LICENSING <[contact@arkalicensing.co.uk](mailto:contact@arkalicensing.co.uk)>  
**Sent:** 06 January 2025 15:16  
**To:** Sarah Whaley <[Sarah.Whaley@stockton.gov.uk](mailto:Sarah.Whaley@stockton.gov.uk)>; Kirsty Wannop <[Kirsty.Wannop@stockton.gov.uk](mailto:Kirsty.Wannop@stockton.gov.uk)>  
**Cc:** Licensing Admin (ES) <[Licensing@stockton.gov.uk](mailto:Licensing@stockton.gov.uk)>  
**Subject:** Re: Statutory Licensing Sub Committee Agenda 8 January 2025

Good afternoon Sarah,

We would like to submit to the committee - the changes has taken place since the review.

Oxford Convenience Store

A manager / New DPS has been Appointed - Amy Louise Critchley who has been working for over 6 years.

Owner has been relieved to manage other aspects of the business.

Family Shopper

The business has been transferred under new company/ New DPS has been appointed - This is also to divide duties between staff to manage effectively.

We have submitted the applications today. DPS consent forms have enclosed for reference.

Regards

Suresh

07803 90 3897

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Consultant  
Arka Licensing  
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Tel: (0203) 405 1886

Mob: 07803 903 897

E-mail: [contact@arkalicensing.co.uk](mailto:contact@arkalicensing.co.uk)

**Application ref:** stockton-on-tees-1595937  
**Licence:** Application to transfer premises licence  
**Applicant name:** NIRA SURESH  
**Applicant email:** contact@arkalicensing.co.uk  
**Submitted on:** 06/01/2025 14:51  
**Total fee:** £23.00  
**Payment status:** Paid  
**Access PaySuite ref:** 004554  
**Amount paid:** **£23.00**  
**Fee outstanding:** £0.00

**Application**

**NIRA SURESH application form**

**Supporting documents (1)**

**Consent form of premises licence holder**

**Authority Reference**

**Reference:**

**Tacit consent applies**

Process by: **20/01/2025**

Status: **Not collected**

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**Recent History**

**Notification to contact@arkalicensing.co.uk:**  
Sent on 06/01/2025 14:53

**Notification to licensing@stockton.gov.uk:**  
Sent on 06/01/2025 14:53

**Payment Successful:**  
at 06/01/2025 14:52

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\* required information

## Section 1 of 7

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  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

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

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 the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

### Applicant Business

Is the applicant's business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Legal status

*Continued from previous page...*

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* 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:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent 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

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 7**

**PREMISES DETAILS**

I/we, as named in section 1, apply to transfer the premises licence described below under section 42 of the Licensing Act 2003 for the premises described in section 2 below.

**Premises Licence**

\* Premise licence number

**Name Of Current Premises Licence Holder**

\* Name

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Please give a brief description of the premises

*Continued from previous page...*

LOCAL CONVENIENCE STORE

Telephone number at the premises if any

### Section 3 of 7

#### APPLICATION DETAILS

In what capacity are you applying for the premises licence to be transferred to you?

- An individual or individuals
- A limited company/limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

**Please confirm the following:**

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of His Majesty's prerogative

### Section 4 of 7

#### NON INDIVIDUAL APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Continued from previous page...

### Non Individual Applicant's Name

Name

### Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

### Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes  No

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

### Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes  No

E-mail

Telephone number

Other telephone number

## Section 5 of 7

### FURTHER INFORMATION

Are you the holder of the premises licence under an interim authority notice?

Yes  No

Do you wish the transfer to have immediate effect?

Yes  No



*Continued from previous page...*

Have you attached the consent form signed by the existing premises licence holder?

Yes       No

If this application is granted I would be in a position to use the premises during the application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)?

Yes       No

Have you attached the previous licence?

Yes       No

**Section 6 of 7**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

### **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

### **Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **together with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

*Continued from previous page...*

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

### Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online.

The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

## Section 7 of 7

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £23

### DECLARATION

I/WE UNDERSTAND IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. [APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP, BUT NOT COMPANIES OR LIMITED LIABILITY PARTNERSHIPS] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK. I HAVE INCLUDED DOCUMENTS DEMONSTRATING MY ENTITLEMENT TO WORK IN THE UK (PLEASE SEE NOTES ON ENTITLEMENT TO WORK IN SECTION 6).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

*Continued from previous page...*

Full name

Capacity

\* Date  /  /   
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/stockton-on-tees/change-3> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**OFFICE USE ONLY**

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [Next >](#)

**Consent of premises licence holder to transfer**

I/we **THEIVAM LTD**

*[full name of premises licence holder(s)]*

the premises licence holder of premises licence number **048143**

*[insert premises licence number]*

relating to

**FAMILY SHOPPER, 2 LYTTLETON DRIVE, STOCKTON-ON-TEES, TS18 5LE**

*[name and address of premises to which the application relates]*

hereby give my consent for the transfer of premises licence number

**048143**

*[insert premises licence number]*

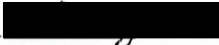
to

**UTHAYA (UK) LTD**

*[full name of transferee]*

signed

name  
(please print)

  
THEIVAM LTD – THILAGESWARAN THEIVENDRAM

dated

06/01/2025



# Find and update company information

Companies House does not verify the accuracy of the information filed  
(<http://resources.companieshouse.gov.uk/serviceInformation.shtml#compInfo>),  
[Advanced company search \(/advanced-search\)](/advanced-search)

## UTHAYA(UK) LTD

Company number **13848134**

[Follow this company](#)

File for this company  
([https://beta.companieshouse.gov.uk/company/13848134/authorise?return\\_to=/company/13848134/officers](https://beta.companieshouse.gov.uk/company/13848134/authorise?return_to=/company/13848134/officers))

[Overview](#)

[Filing history](#)

**People**

[More](#)

- [Officers](#)
- [Persons with significant control \(/company/13848134/persons-with-significant-control\)](/company/13848134/persons-with-significant-control)

### Filter officers

Current officers

Apply filter

**1 officer / 0 resignations**

#### **BERGMEN, Uthaya**

Correspondence address **71 Earlsdon Avenue, Middlesbrough, Cleveland, TS5 8ST**

Role Active **Director**

Date of birth **September 1979**

Appointed on **14 January 2022**

Nationality **British**

Country of residence **England**



## Find and update company information

[Companies House does not verify the accuracy of the information here](http://resources.companieshouse.gov.uk/serviceInformation.shtml#compInfo)  
(<http://resources.companieshouse.gov.uk/serviceInformation.shtml#compInfo>),  
[Advanced company search \(/advanced-search\)](/advanced-search)

# UTHAYA(UK) LTD

Company number **13848134**

[Follow this company](#)

File for this company  
([https://beta.companieshouse.gov.uk/company/13848134/authorise?return\\_to=/company/13848134](https://beta.companieshouse.gov.uk/company/13848134/authorise?return_to=/company/13848134))

**Overview**

[Filing history](#)

[People](#)

[More](#)

### Registered office address

71 Earlsdon Avenue, Middlesbrough, Cleveland, TS5 8ST

### Company status

Active

### Company type

Private limited Company

### Incorporated on

14 January 2022

## Accounts

Next accounts made up to **31 January 2025**  
due by **31 October 2025**

Last accounts made up to **31 January 2024**

## Confirmation statement

Next statement date **13 January 2025**  
due by **27 January 2025**

Last statement dated **13 January 2024**





My Ref:  
Your Ref: I98360



Dear Mrs Bergmen

**Licensing Act 2003**  
**PLH: Theivam LTD**  
**DPS: Uthaya Bergmen**  
**RE: Supply of alcohol outside Licensable hours.**

Following a visit to your premises at Family Shopper 2 Lyttleton Drive for a licensing inspection where a Licensing Officer has checked CCTV condition compliance and witnessed that alcohol was sold on 4<sup>th</sup> August 2024 outside of licensable hours.

Given this evidence we now need to speak with you about this offence and you are invited to attend for a formal interview. I have arranged an interview for you, with me at

**16 Church Road, Church Road, Stockton, on:**  
**Friday 3<sup>rd</sup> October 2024 at 10.30**

This interview will be conducted under Caution and you may be legally represented at the interview and / or seek your own independent legal advice, before attending the interview.

Yours Sincerely

A handwritten signature in black ink that reads "K. Wannop".

Kirsty Wannop  
Licensing Officer

Mr Uthaya Bergmen



DPS Consent Form

## Consent of individual to being specified as a premises supervisor

VENUKA YASASSRI WICKRAMAARACHCHI

I

.....  
*[full name of prospective premises supervisor]*

of

.....  
.....  
.....  
.....

.....  
*[home address of prospective premises supervisor]*

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

VARAITION OF DPS

.....  
*[type of application]*

by

UTHAYA (UK) LTD

.....  
*[name of applicant]*

relating to a premises licence 048143  
*[number of existing licence, if any]*

for

FAMILY SHOPPER  
2 LYTTLETON DRIVE  
STOCKTON-ON-TEES  
TS18 5LE

.....  
*[name and address of premises to which the application relates]*

and any premises licence to be granted or varied in respect of this application made by

UTHAYA (UK) LTD

-----  
*[name of applicant]*

concerning the supply of alcohol at

FAMILY SHOPPER  
2 LYTTLETON DRIVE  
STOCKTON-ON-TEES  
TS18 5LE

-----  
*[name and address of premises to which application relates]*

my date of birth is

-----  
*[insert your date of birth e.g 1<sup>st</sup> January 1980]*

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

SBC158009

-----  
*[insert personal licence number, if any]*

Personal licence issuing authority

STOCKTON ON TEES

-----  
*[insert name and address and telephone number of personal licence issuing authority, if any]*

Signed

Name (please print)

VENUKA YASASSRI WICKRAMAARACHCHI

Date

06/01/2025