

Licensing Sub Committee

Friday, 25 February 2022

Present: Councillors Janet Hunter, T Mulvenna and J O'Shea

LS23/21 Appointment of Chair

Resolved that Councillor T Mulvenna be appointed Chair for this meeting.

LS24/21 Declarations of Interest

There were no Declarations of Interest or Dispensations reported.

LS25/21 Ali Baba, 51 Nile Street, North Shields, NE29 0BG

The Sub-committee met to consider an application for the grant of a new Premises Licence in respect of Ali Baba, 51/51A Nile Street, North Shields, NE29 0BG.

The Applicant, Matios Limited, sought permission for the supply of alcohol by way of off-sales from 08:00 hours to 23:00 hours each day of the week.

Following introductions the Chair outlined the procedure to be followed at the hearing.

Mr Young, Licensing Officer, presented details of the application, the representations received and the options available to the Sub-committee. He responded to a question from a member of the Sub-committee.

Mrs Lee, Public Protection Manager, set out her objections to the grant of the licence on behalf of the Licensing Authority. She responded to a question from a member of the Sub-committee.

Mr Burnett, Senior Trading Standards Officer, set out his representation in relation to the grant of the licence on behalf of the Weights and Measures Authority. He responded to questions from a member of the Sub-committee and the applicant.

Sergeant Morgan set out the representation on behalf of Northumbria Police and responded to questions from a member of the Sub-committee and the applicant.

Mr Dara, on behalf of the Applicant, addressed the Sub-committee in support of the application and responded to questions from members of the Sub-committee and the representatives of the Responsible Authorities. He advised the Sub-committee that he wished to amend the application as follows:

- to permit the sale of alcohol by way of off sales from 08:00 hours to 20:00 hours each day of the week and for the Premises to be open to the public for the same hours.

All parties to the hearing were given the opportunity of summing up their respective cases and the Sub-committee retired to make its decision in private.

All parties were invited back into the hearing and the Chair announced the decision of the Sub-committee.

Resolved that the application for the grant of a Premises Licence in respect of Ali Baba, 51/51A Nile Street, North Shields be rejected.

Reason for Decision

- The Sub-committee was not satisfied that the Applicant understood the seriousness of the shortcomings which have occurred at the Premises.
- The Sub-committee is satisfied that the Applicant has failed to adhere to the requirements of the Licensing Act 2003, the various tobacco products legislation, the Trade Marks Act 1994 and the Consumer Protection from Unfair Trading Regulations 2008 which demonstrates to the Sub-committee that the applicant company disregards the need for it to operate in accordance with the law at all times and the likely outcome if a licence was granted would be a failure to promote the licensing objectives related to the prevention of crime and disorder and the protection of children from harm.