

**TITLE OF REPORT:** **Application for the review of a Premises Licence:**  
Sunlea Store, 17 Hookergate Lane, High Spen, Gateshead,  
NE39 2BE

**REPORT OF:** **Strategic Director, Communities & Environment:**  
Licensing Officer

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## 1. PURPOSE OF THE REPORT

The Sub-Committee is asked to consider the application from the Chief Inspector of Weights & Measures, who is duly authorised on behalf of Trading Standards (Local Weights and Measures Authority) at Gateshead Council for the review of a Premises Licence for Sunlea Store, 17 Hookergate Lane, High Spen, Gateshead, NE39 2BE.

Representations from Gateshead's Local Safeguarding Children Board (LSCB), Public Health, Northumbria Police, the Licensing Authority and Councillor Julie Simpson have also been received and are to be considered with the review application.

## 2. BACKGROUND

On 2 July 2005 Mr Paramjit Singh Bhandal became the premises licence holder and designated premises supervisor for Sunlea Store, 17 Hookergate Lane, High Spen, Gateshead, NE39 2BE. This was following an application he had submitted to convert the existing Justices' Licence to a premises licence under the Licensing Act 2003. The Justices' Licence (under the Licensing Act 1964) was held in the name of Mr Paramjit Singh Bhandal and it noted him as the owner of the licensed premises.

The Premises Licence Holder has informed the Council that the premises are currently up for sale.

## 3. THE CURRENT REVIEW APPLICATION

The review application submitted by the Local Weights and Measures Authority ('Applicant') is attached at Appendix 1. A copy of the Premises Licence is attached at Appendix 1.1.

The Applicant applied for a review of the existing licence (Appendix 1.1) under s51 of the Licensing Act 2003 on the following grounds:

**On 1 June 2017 4 cans of Fosters lager were sold to a 15 year old child volunteer, contrary to section 146(1) of the Licensing Act 2003.**

The seller on this occasion was the Premises Licence Holder and Designated Premises Supervisor Mr Bhandal.

The application for review relates to the following licensing objectives:

- The prevention of crime and disorder
- The protection of children from harm

The application for review was advertised in accordance with the provisions of the Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005.

The Licensing Authority may attach conditions to any licence which are appropriate for the promotion of the Licensing Objectives. A copy of the Model Pool of Conditions from Gateshead Council's Statement of Licensing Policy is attached at Appendix 1.2.

#### **4. REPRESENTATIONS**

The following representations have been received:

- Gateshead Local Safeguarding Children Board (LSCB) (Appendix 2)
- Public Health (Appendix 2.1)
- Northumbria Police (Appendix 2.2)
- Licensing Authority (Appendix 2.3)
- Councillor Julie Simpson (Appendix 2.4)

#### **5. PARTIES**

The Parties to the hearing will be:

- a) Local Weights and Measures Authority;
- b) Gateshead Local Safeguarding Children Board (LSCB);
- c) Public Health
- d) Northumbria Police;
- e) Licensing Authority;
- f) Councillor Julie Simpson and
- g) The Premises Licence Holder, Mr Paramjit Singh Bhandal

#### **6. THE POLICY & GUIDANCE**

When carrying out its functions the Sub-Committee must have regard to:

- (a) the Statement of Gateshead Council's Licensing Policy, and
- (b) the Licensing Act 2003
- (c) the Amended Guidance (April 2017) issued under Section 182 of the Licensing Act 2003 by the Secretary of State.

Some relevant parts of the Policy and Amended Guidance are reproduced in Appendices 3 and 4. The parties may refer to any part of the Policy and Guidance during the hearing.

## **7. FOR DECISION**

The Licensing Authority may, having regard to the application, take any of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Take no action;
- Modify the conditions of the licence (alter, add or remove conditions);
- Remove the designated premises supervisor;
- Suspend the licence for a period not exceeding three months; or
- Revoke the licence.

## APPENDICES

Appendix	1	Review Application
	1.1	Premises Licence
	1.2	Pool of Model Conditions from Gateshead Council's Licensing Policy
Appendix	2	Representation from Gateshead Local Safeguarding Children Board
	2.1	Representation from Public Health
	2.2	Representation from Northumbria Police
	2.3	Representation from Licensing Authority
	2.4	Representation from Councillor Julie Simpson
Appendix	3	Relevant Extracts from Gateshead Council's Licensing Policy
Appendix	4	Relevant Extracts from the Guidance issued under Section 182 of the Licensing Act 2003.
Appendix	5	Area Plan