

20 September 2017

TITLE OF REPORT: **Application to vary a premises licence to specify an individual as a designated premises supervisor**
143 Rawling Road, Gateshead, NE8 4QT

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

1. PURPOSE OF THE REPORT

The Sub-Committee is asked to consider the application from Hany Adil to vary the premises licence for 143 Rawling Road, Gateshead, NE8 4QT by varying the licence to nominate the designated premises supervisor (hereafter 'DPS') to Ayman Aly Fikry Moussa.

The application has been brought before the Sub-committee due a representation /objection made by Northumbria Police.

2. BACKGROUND

The Applications

The application submitted by Hany Adil ('Applicant') to vary the premises licence by nominating a new DPS for 143 Rawling Road, Gateshead, NE8 4QT is attached as Appendix 1.

Enquiries confirm that Mr Moussa holds a Personal Licence with Newcastle City Council.

Following a review application submitted by the Local Weights and Measure Authority (Trading Standards) on 16th August 2017 the Licensing Sub Committee decided to revoke the premises licence for 143 Rawling Road, Gatehead, NE8 4QT. Hany Adil has advised the Licensing Authority that he has lodged an appeal with Gateshead Magistrates Court.

The application to specify a new DPS was submitted on 16 August and it was requested to have immediate effect.

Representation

Northumbria Police objected to the application on the grounds the licensing objective of the prevention of crime and disorder would be undermined. The objection is attached as Appendix 2.

Parties

The Parties to the hearing will be:

- a) Hany Adil (the applicant)
- b) Ayman Aly Fikry Moussa (the proposed DPS)
- c) Northumbria Police.

3. FOR CONSIDERATION

The areas for consideration by the Sub-Committee are:

- The application to vary the premises licence to specify a new DPS; and
- The representation.

4. THE POLICY

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

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

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

5. 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:

- Grant the application; or
- Refuse the application.

APPENDICES

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| Appendix | 1 | Application to vary a premises licence to specify an individual as a designated premises supervisor |
| Appendix | 2 | Representation from Northumbria Police |
| 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 |