

TITLE OF REPORT: **Application to transfer the premises licence and vary the Designated Premises Supervisor for:**
283 Coatsworth Road, Bensham, Gateshead, NE8 4LJ

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

1. PURPOSE OF THE REPORT

The Sub-Committee is asked to consider the applications from Shirwan Salah Omar to:

- Transfer the Premises Licence for 283 Coatsworth Road, Bensham Gateshead, NE8 4LJ from Sanjiv Rana
- Vary the Designated Premises Supervisor for 283 Coatsworth Road, Bensham Gateshead, NE8 4LJ from Sanjiv Rana to Zana Qadir Arif

The applications have been brought before the Sub-Committee due a representation /objection made by Northumbria Police.

2. BACKGROUND

The Application

The application submitted by Shirwan Salah Omar ('Applicant') to transfer the premises licence for 283 Coatsworth Road, Bensham Gateshead, NE8 4LJ is attached at Appendix 1.

The application submitted by Shirwan Salah Omar ('Applicant') to vary the Designated Premises Supervisor for the premises is attached at Appendix 1.1.

A copy of the Premises Licence is attached at Appendix 1.2. You will note that the premises was previously called Best One.

Representation

Northumbria Police objected to both applications. They have stated that they believe that if the applications are granted the licensing objectives would be undermined. The representation is attached at Appendix 2.

Northumbria Police will be producing additional documents for reference should the Sub-Committee wish to have sight of them but are not contained within this report as they relate to an ongoing criminal investigation.

Parties

The Parties to the hearing will be:

- a) Shirwan Salah Omar
- b) Zana Qadir Arif
- c) Sanjiv Rana
- d) A representative from Northumbria Police.

3. FOR CONSIDERATION

The areas for consideration by the Sub-Committee are:

- The application to transfer the Premises Licence for 283 Coatsworth Road, Bensham Gateshead, NE8 4LJ from Sanjiv Rana to Shirwan Salah Omar
- The application to vary the Designated Premises Supervisor for 283 Coatsworth Road, Bensham Gateshead, NE8 4LJ from Sanjiv Rana to Zana Qadir Arif.

4. 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 Amended Guidance (April 2018) 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.

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 either or both of the Applications; or
- Refuse the Applications.

APPENDICES

Appendix	1	Application to transfer the Premises Licence
	1.1	Application to vary the Premises Licence to specify an individual as a Designated Premises Supervisor
	1.2	Premises Licence
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
Appendix	5	Area Plan