

LICENSING ACT 2003 – AS AMENDED

Representation Re Application for a Premises Licence

From:	The Licensing Section, Tameside Metropolitan Borough Council
To:	The Licensing Section, Tameside Metropolitan Borough Council
Date:	26 October 2021
Premises:	Acre Street Mini Market, 21 Acre Street, Denton, M34 2BB
Date of Application:	04.10.2021

The Licensing Authority, in its capacity as a 'Responsible Authority' under the provisions of the Licensing Act 2003, hereby give notice of our objection to the grant of a premises licence in respect of the above premises.

The reason(s) for the objection are as follows:

I wish to make representation in relation to this application due to concerns that the premises would seriously undermine the Licensing Objectives:

Public Safety
Protection of Children from Harm
Prevention of Crime and Disorder

Murtza Hussain held the premises licence (PL0682) at 21 Acre Street, Denton since 17 July 2014 until the revocation of this licence on 27 September 2017. During this period, despite numerous attempts by Licensing Officers to work with the premises licence holder, there was a clear pattern of non-compliance with the conditions of the premises licence and relevant legislation.

The premises licence was previously revoked at a Speaker's Panel (Liquor Licensing) Hearing on 27 September 2017 following a range of visits from May 2015 to June 2017 where the premises was found to be in breach of their licence conditions on numerous occasions, in addition to selling Legal Highs / Psychoactive Substances and Illicit Tobacco.

Following this Speakers Panel Hearing Mr Hussain informed the Licensing Department that he intended to appeal the decision at the Magistrates Court. A premises is able to continue to trade in the event of a live appeal and the premises licence remains in force until the appeal is heard.

The Courts confirmed that no appeal had been submitted and sales of alcohol should have ceased on 19 October 2017 when the revocation came into effect however the premises was found to still be selling alcohol on 23 February 2018. Mr Hussain was informed that he must cease the sale of alcohol immediately during a visit with a letter hand delivered informing Mr Hussain of this.

Following this visit the premises continued to trade and a test purchase of alcohol was conducted on 9 March 2018 where an officer was served a bottle of wine and obtained a receipt of purchase. Alcohol was still being offered for sale on 13 March 2018.

On 16 May 2018 the Licensing Department received a Premises Licence application from Mr Hussains wife, Mrs Shabana Kousar, for Acre Street Mini Market, 21 Acre Street, Denton. The Licensing Authority, following receipt of this application, conducted a visit to the premises on 4 June 2018 where a large fridge on the shop floor was found stocked with a range of alcoholic products. The stock room also contained a large amount of alcohol, which Mr Hussain informed officers was for personal use. This premises licence application was refused at a Speakers Panel Hearing on 2 July 2018.

Due to the history of non-compliance, the Licensing Authority is of the opinion that the premises has operated in a manner that undermines the licensing objectives and on that basis I believe the premises licence application should not be granted.

A copy of this representation has been sent to the applicant.

Signed: R.Birch

Name: Rebecca Birch
Regulatory Compliance Officer