



North Tyneside Council

Licensing Sub Committee

20 June 2019

Friday, 28 June 2019 0.01 Chamber - Quadrant, The Silverlink North, Cobalt Business Park, North Tyneside, NE27 0BY **commencing at 10.00 am.**

Agenda Item	Page
1. Appointment of Chair	
The Sub-Committee to appoint a Chair for this meeting.	
2. Declarations of Interest and Dispensations	
You are invited to declare any registerable and/or non-registerable interests in matters appearing on the agenda, and the nature of that interest.	
You are also invited to disclose any dispensations in relation to any registerable and/or non-registerable interests that have been granted to you in respect of any matters appearing on the agenda.	
You are also requested to complete the Declarations of Interests card available at the meeting and return it to the Democratic Services Officer before leaving the meeting.	
3. Procedure for Licensing Act Hearings	3 - 8
Procedure for hearing an application for the grant of a new Premises Licence.	
4. Woods, 1 and 2 King Edwards Court, Front Street, Tynemouth, NE30 4DZ (Tynemouth Ward)	9 - 60
To consider an application for the grant of a new Premises Licence.	

Circulation overleaf ...

Members of the public are entitled to attend this meeting and receive information about it. North Tyneside Council wants to make it easier for you to get hold of the information you need. We are able to provide our documents in alternative formats including Braille, audiotape, large print and alternative languages.

Members of the Licensing Sub Committee

Councillor John O'Shea
Councillor Willie Samuel

Councillor Tommy Mulvenna

LICENSING ACT 2003

NORTH TYNESIDE COUNCIL

PROCEDURE FOR HEARING OF AN APPLICATION BEFORE THE LICENSING SUB-COMMITTEE (“the Committee”)

The four licensing objectives, as set out in the Licensing Act 2003, are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm.

Each application that comes before this Committee will be treated on its own merits, and this Licensing Authority will take its decision based upon:

- The merits of the application
- The promotion of the four licensing objectives
- The Statement of Licensing Policy of North Tyneside Council
- The guidance issued under Section 182 of the Licensing Act 2003.

The Procedure of the Committee is as follows:

1. The Chair of the Committee will open the hearing and will ask all persons present at the hearing to identify themselves. The Chair will then explain the procedure to be followed at the hearing.
2. The Committee will then consider any request made by a party under regulation 8(2) of the Licensing Act 2003 (Hearings) Regulations 2005 for permission for a person to attend as a witness on his/her behalf.
3. The Licensing Officer will present a report to the Committee outlining the application, any relevant representations and the relevant sections of the Council’s Statement of Licensing Policy and the statutory guidance.
4. The Committee may ask any relevant questions they have of the Licensing Officer.
5. The Applicant or their representative will then be invited to address the Committee to clarify any information arising from the officer’s report, if necessary.
6. Each of the Responsible Authorities which have made representations will be invited to address the Committee about the application, to indicate why they consider the issues they have raised to be relevant to the licensing objectives and sufficient to object to the application or notice (as applicable).

If a Responsible Authority has obtained prior permission to call a particular witness, then they may call that witness.

7. The Committee may ask any relevant questions they have of the Responsible Authorities.
8. Other Persons may ask any relevant questions they have of the Responsible Authorities.
9. The Applicant or their representative may ask any relevant questions they have of the Responsible Authorities.
10. Each of the Other Persons who have made representations will be invited to address the Committee about the application, indicating why they consider the issues they have raised to be relevant to the licensing objectives and sufficient to object to the application or notice (as applicable).

If any Other Person has obtained prior permission to call a particular witness, then they may call that witness.

Note: In order to avoid repetition and to expedite proceedings at the hearing, objectors within the same group of Other Persons are encouraged to appoint an agreed spokesperson to address the Committee.

11. The Committee may ask any relevant questions they have of the Other Persons or their witness(es).
12. The Responsible Authorities may ask any relevant questions they have of the Other Persons or their witness(es).
13. The Applicant or their representative may ask any relevant questions of the Other Persons or their witness(es).
14. The Applicant or their representative will be invited to address the Committee, as to why they consider the issues raised by the Responsible Authorities and Other Persons to be irrelevant to the licensing objectives and why they consider the Committee should grant their application or notice (as applicable).

If the Applicant has obtained prior permission to call a particular witness, then they may call that witness.

15. The Committee may ask any relevant questions they have of the Applicant, their representative or their witness(es).
16. The Responsible Authorities may ask any relevant questions they have of the Applicant, their representatives or their witness(es).
17. Any of the Other Persons may ask any relevant questions they have of the Applicant, their representative or their witness(es).

18. The Chair of the Committee will invite each of the Responsible Authorities to make a brief closing statement. Each Responsible Authority should ideally take no longer than 10 minutes to make their closing statements
19. The Chair will invite each of the Other Persons to make a brief closing statement. Each of the Other Persons will be entitled to a maximum of 10 minutes in which to make their closing statements.
20. The Chair will invite the Applicant or their representative to make a brief closing statement. Each Applicant should ideally take no longer than 10 minutes to make their closing statements.
21. The Chair will ask all parties if they are satisfied that they have said all they wish to.
22. The Committee will retire in private to consider the application and make its determination. The Legal Adviser will be present to ensure that all matters of law, evidence and procedure are adhered to appropriately but will not take part in the decision.
23. In considering any representations or a notice made by any party, the Committee may take into account documentary or other information produced by a party in support of their application, representations or notice (as the case may be) either before the hearing or, with the consent of all the other parties, at the hearing.
24. The Committee shall disregard any information given by a party or by any person to whom permission to appear at the hearing is given by the Committee, which is not relevant to:
 - (i) their application, representations or a notice (as the case may be) or, in the case of another person, the application, representations or notice of the party requesting their attendance; and
 - (ii) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by a chief officer of police, the prevention of crime and disorder licensing objective.

NB Parties are reminded that any documentary or other information or evidence they wish to produce in support of their application or representation must have been disclosed to all parties prior to the hearing taking place. **Late representations, documents or evidence will only be considered with the agreement of all parties present.**

25. The Committee will return to announce its decision. A written notice of the decision will be provided to all parties in accordance with statutory requirements. The decision letter will include the reasons for the decision, and any conditions placed upon the licence (if granted) and the licensing objective(s) they relate to. The notification of decision will include information on a party's right to appeal against the Committee's decision.

General Matters

1. Expectations on parties

The Licensing Authority expects all parties to a hearing to endeavour to address any issues openly and to work towards an amicable resolution, if at all possible, prior to the hearing taking place.

All parties will be expected to:

- (i) demonstrate which of the four licensing objectives are addressed in relation to each of the issues they wish to raise at the hearing; and
- (ii) draw to the Committee's attention any relevant aspects of the National Guidance or local Statement of Licensing Policy which they also consider are particularly relevant to the Committee's consideration of the issues the party(ies) has/have raised.

2. Agreement that a hearing is unnecessary

A Licensing Authority can dispense with holding a hearing if all persons concerned (applicants and parties raising a representation) give notice to the Licensing Authority prior to the hearing date that they consider it unnecessary.

Where all such persons have given such notice, and the Licensing Authority agrees that a hearing is unnecessary, the Licensing Authority will give notice to the parties that the hearing has been dispensed with.

3. Failure of parties to attend

The hearing may proceed in the absence of any party who has informed the Licensing Authority that they do not intend to attend or be represented at the hearing.

If a party fails to attend or be represented at a hearing without notifying the Licensing Authority, the Committee may adjourn the hearing to a specific date if it considers it to be in the public interest to do so, or alternatively may proceed with the hearing in the party's absence. In the interests of the other parties, costs and efficiency, hearings will generally proceed notwithstanding the absence of any party (including the Applicant).

Where it is decided to proceed in a party's absence, all notices and representations received from the absent party will be considered by the Committee.

If, in exceptional circumstances, a decision is made to adjourn a hearing all parties will be advised of the date, time and venue to which the hearing has been adjourned.

4. Questioning of parties

The Licensing Authority will generally allow all parties to ask questions of another party present, but this decision will be taken on a case by case basis and in some exceptional circumstances (a reason will be given) cross examination may be prohibited.

5. **Further clarification**
When addressing the Committee each party shall respond specifically to any points of which it received notice (with the Notice of Hearing) upon which the Committee was seeking clarification.
6. **Questioning by Legal Adviser**
The legal adviser to the Committee may ask questions on behalf of, or in addition to, the Committee members themselves.
7. **Hearsay evidence**
Hearsay evidence will be admissible provided that it is relevant. The weight to be attributed to hearsay evidence will be a matter for the Committee.
8. **Persons behaving in a disruptive manner**
The Committee has the right to exclude any person disrupting the hearing, at their discretion. The Committee can refuse to allow that person to return or, alternatively, may permit him/her to return on such conditions as the Committee may decide. Any person required to leave the hearing may, before the end of the hearing, submit to the Committee in writing any information which they would have been entitled to give orally had they not been required to leave.
9. **No decision-making by Ward Members**
A member of the Licensing Committee shall not be entitled to participate in any decision-making in relation to any licensing application concerning premises in the Ward for which he/she serves as Councillor.

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REPORT

**Meeting/
Decision
Maker(s)** Licensing Sub-Committee

Date: 28th June 2019

Report by: Susan Vert
Licensing Officer
Licensing Section
☎ 643 6902

**Contact
Officer(s):** Susan Vert
Licensing Officer
Licensing Section
☎ 643 6904

**Title of
Report:** Licensing Act 2003 Application
Woods, 1-2 King Edwards Court,
Front Street, Tynemouth,
Tyne & Wear, NE30 4DZ.

Ward: Tynemouth

1.0 Summary / Purpose of Report

1.1 Licensing Sub-Committee

The Licensing Act 2003 provides that, where representations have been received from a Responsible Authority or Other Persons in respect of an application for a licence or a review of a licence, a hearing must be held to consider them. Sub-Committees have been established in accordance with provisions of the Act for the purpose of hearing such applications.

1.2 The Sub-Committee is asked to consider and determine the application from Mr Steven Smallwood for a new Premise Licence in respect of Woods, 1-2 King Edwards Court, Front Street, Tynemouth, Tyne & Wear, NE30 4DZ.

1.3 The applicant has been invited to attend the meeting to put forward his case in support of the applications. All persons making relevant representations have also been invited to attend.

1.4 **Representations from Responsible Authorities and Other Persons**

The application has been forwarded to the Chief Officer of Police, Fire Authority, Local Planning Authority, Environmental Health Authority, Health and Safety Enforcement Agency, Licensing Authority, Director of Health, Weights and Measures Authority and the Local Safeguarding Children Board with a view to any of these Responsible Authorities inspecting the premises if deemed appropriate by them and to enable them to comment on the application. The application has also been advertised at the premises, in a local newspaper and on the Council website as prescribed. Representations have been received from other persons and the Environmental Health Authority. These are attached at **Appendix 5**.

1.5 **Authority to make decisions**

In relation to an Application for the grant of a Premises Licence or Club Premise Certificate the Licensing Sub-Committee can, under the Licensing Act 2003:

- grant a Licence subject to conditions consistent with the operating schedule and necessary for the promotion of the licensing objectives in addition to the mandatory conditions
- exclude from the scope of the Licence any of the licensable activities to which the Application relates,
- or reject the Application.

As this is an application for a New Premises Licence the Licensing Authority must make its determination within five working days of the day on which the hearing is held.

2.0 **Background**

This report relates to an application for a New Premises Licence in respect of Woods, 1-2 King Edwards Court, Front Street, Tynemouth, Tyne & Wear, NE30 4DZ.

2.1 The Application for a New Premise Licence is attached at **Appendix 1**, a plan of the premises is attached at **Appendix 2** and a map of the area is attached at **Appendix 3**.

2.2

The Application for the Grant of a Premises Licence under Section 17 of The Licensing Act 2003

The Application for the Grant of the Premises Licence is made pursuant to Section 17 of the Licensing Act 2003 and the relevant Section of the Act dealing with the determination of such an Application is contained in Section 18 of the Act.

The application for a premise licence is as follows:

1. To permit the premises to **supply alcohol** (on the premises) as follows:

- Every Day From 12:00 until 22:00

2. To permit the provision of **Live Music**

- Friday and Saturday From 17:00 until 22:00

3. To permit the provision of **Recorded Music**

- Monday to Friday From 08:00 until 22:00
- Saturday and Sunday From 09:00 until 22:00

4. The opening hours are as follows:

- Monday to Friday From 08:00 until 22:00
- Saturday and Sunday From 09:00 until 22:00

If the licence is granted this will be subject to mandatory conditions attached at **Appendix 4**.

3.0

Promotion of Licensing Objectives

The applicant has included the following additional steps in the operating schedule that they intend to take in order to promote the licensing objectives.

Please see **Appendix 1**.

4.0 The Representations

Relevant representations have been made as follows and are attached at **Appendix 5.**

- The Chief Officer of Police has made no representation.
- Tyne and Wear Fire and Rescue Service has made no representations.
- The Health and Safety Officer of North Tyneside Council has made no representations.
- The Local Planning Authority has made no representations.
- The Environmental Health Officer of North Tyneside Council has made a representation.
- The Local Safeguarding Children's Board for North Tyneside has made no representations.
- The Weights and Measures Authority for North Tyneside has made no representations.
- The Licensing Authority has made no representations.
- The Director of Health has made no representation.
- Other Persons have made representations.

5.0 The Parties

The Parties to the hearing will be:

1. The Applicant - Mr Steven Smallwood
2. Persons who have made representations.

6.0 For consideration

The areas for consideration by the Licensing Sub-Committee are:
Application for a New Premises Licence in respect of. **Woods, 1-2 King Edwards Court, Front Street, Tynemouth, Tyne & Wear, NE30 4DZ.**

7.0 The North Tyneside Council Statement of Licensing Policy

The Sub-Committee's attention is drawn to the relevant part of the Policy – Sections 10.1 – 10.5 Crime and Disorder. Further this premises is situated within the cumulative impact area of Tynemouth as defined in the Cumulative Impact Assessment and referenced at section 13.3 of the Policy. It should be noted that the Policy relates to alcohol led licensed premises, where alcohol is consumed on the premises.

8.0 The Revised Guidance issued under Section 182 Licensing Act 2003

The Sub-Committee's attention is drawn to the relevant parts of the Guidance issued under S182 Licensing Act 2003 that is Chapter 2 Licensing Objectives.

9.0 For Decision

The Sub-Committee is asked to determine these applications in whichever way it sees fit.

Associated Papers

- 10.0** Appendix 1 – The application for a New Premises Licence
 Appendix 2 – Plan of the premises
 Appendix 3 – Map of the area
 Appendix 4 – Mandatory Conditions
 Appendix 5 – Representations

11.0 **Background Information**

The following background papers have been used in the compilation of this Report and are available for inspection at the offices of the authors of the Report:

North Tyneside Council Statement of Licensing Policy
The Licensing Act 2003 and Regulations
Revised Guidance issued under Section 182 of the Licensing Act 2003 from the Home Office
Delegation Scheme – Licensing Committee 7 February 2005

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APPENDIX 1

AMENDED.

CIRCULARITY DENSITY
ON WEBSITE TO SITE

0600 212444/4455

pd 15/3/19
£190

gen. JK.



North Tyneside Council

North Tyneside
Application for a premises licence
Licensing Act 2003

For help contact
liquor.licensing@northtyneside.gov.uk
Telephone: 0191 6432175

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name If your business is registered, use its registered name.

VAT number Put "none" if you are not registered for VAT

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21

NON INDIVIDUAL APPLICANTS

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality Documents that demonstrate entitlement to work in the UK

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

woods is a corner plot coffee shop at the bottom of tynemouth front street, with beautiful views of the priory and seafront. we have lots of indoor and outdoor seating available, we are very popular with the local community as we have 3 coffee shops in the north tyneside area. we sell mainly hot and cold beverages, hot and cold savoury snacks, ice-creams, milkshakes, cakes, biscuits etc

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

light acoustic unamplified solo artistes providing back ground music

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes No

Standard Days And Timings

MONDAY

Start 08:00

End 22:00

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start 08:00

End 22:00

Start

End

WEDNESDAY

Start 08:00

End 22:00

Start

End

THURSDAY

Start 08:00

End 22:00

Start

End

FRIDAY

Start 08:00

End 22:00

Start

End

SATURDAY

Start 09:00

End 22:00

Start

End

SUNDAY

Start 09:00

End 22:00

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

piped music through an ipod to small speakers around the premises

Continued from previous page...

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes

No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes

No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start 12:00

End 22:00

Start

End

Give timings in 24 hour clock, (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth

 / /
dd mm yyyy

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Continued from previous page...

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 08:00

End 22:00

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start 08:00

End 22:00

Start

End

WEDNESDAY

Start 08:00

End 22:00

Start

End

THURSDAY

Start 08:00

End 22:00

Start

End

FRIDAY

Start 08:00

End 22:00

Start

End

SATURDAY

Start 09:00

End 22:00

Start

End

SUNDAY

Start 09:00

End 22:00

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

opening times may be extended to :

Continued from previous page...

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

we are a family run coffee shop which strives to provide our guests with a safe, comfortable, enjoyable experience, we take our guests welfare very serious indeed. we train our staff on every new aspect we bring to the coffee shop, we provide fire alarms, serviced weekly, we have a security alarm, we are totally covered by CCTV recorded on a hard drive for 21 days. All our staff will be trained in the licensing objectives. we will only sell quality branded drinks from a reputable company, and no cheap promotions will take place. We will promote the challenge 25 program in place. We will promote signage to encourage our guests to be mindful of our neighbors. we will supply extra bins if needed to reduce the possibility of extra waste, we will also carry on promoting the no plastic issue we so care about. we basically would like a carbon copy of our other store at the Broadway, iam sure we could provide this extra service to our guests

b) The prevention of crime and disorder

CCTV in place, door staff if ever needed but highly unlikely,
no sales of alcohol to drunk people
be part of pub watch
display appropriate signage, security alarm system in place

c) Public safety

CCTV in place, security system in place
provide door supervision if needed (highly unlikely) fire alarms in place, serviced regularly, well lit outside, staff trained in health and safety

d) The prevention of public nuisance

no cheap drink promotions, no sales of alcohol to drunk people, challenge 25 in place, music to a reasonable level and kept to allocated hours, signs promoting mindfulness to our neighbors and to leave quietly, staff supervising customers leaving

e) The protection of children from harm

always ask for ID, implement the challenge 25 policy, regular staff training, introduce time policy, (no children after a certain time)
Clear signage stating our laws on alcohol to under 18's, drunk people

Continued from previous page...

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK (please see note below about which sections of the passport to copy).
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from Immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15) The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name
* Capacity
* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/north-tyneside/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 Next >



Consent of individual to being specified as premises supervisor

I STEVEN SMALLWOOD
[full name of prospective premises supervisor]

of
[Handwritten address]

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

PREMISES LICENCE
[type of application]

by
STEVEN SMALLWOOD
[name of applicant]

relating to a premises licence 1
[number of existing licence, if any]

for WOODS COFFEE
FRONT ST LTD.
122 KING EDWARD COURT
TYNEMOUTH
NE30 4DZ
[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

STEVEN SMALLWOOD
(name of applicant)

concerning the supply of alcohol at

WOODS COFFEE
FRONT ST. LTD
1 & 2 King EDWARDS COURT
FRONT STREET
TYNEMOUTH
NE304DZ

(name and address of premises to which application relates)

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

C -
(insert personal licence number, if any)

Personal licence issuing authority

NORTH TYNESIDE COUNCIL
(insert name and address and telephone number of personal licence issuing authority, if any)

Signed

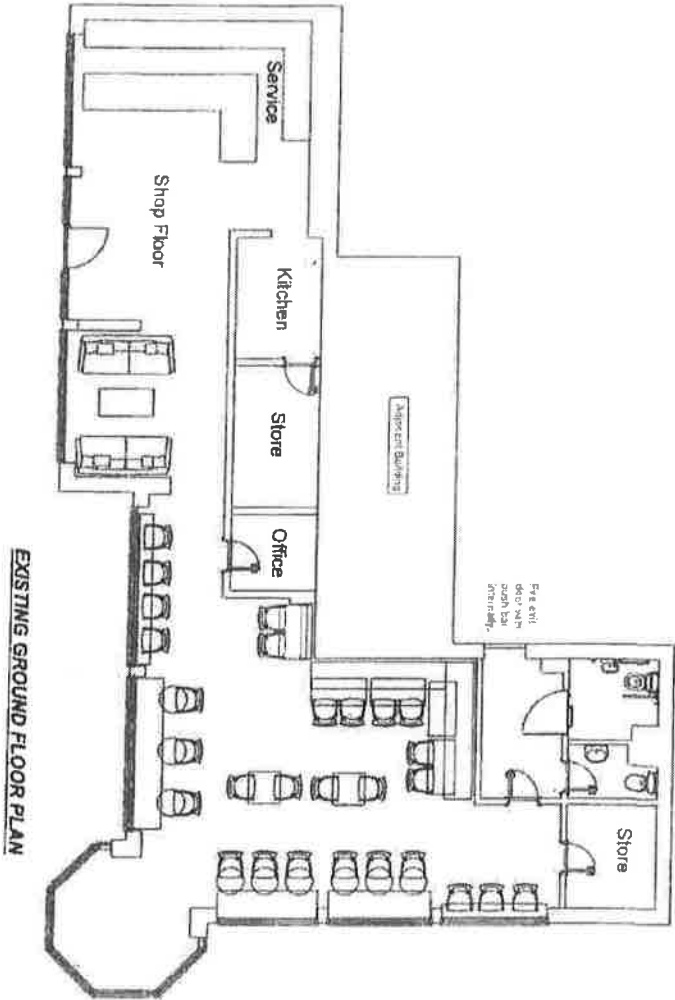
Name (please print)

Date

STEVEN SMALLWOOD

15/3/19

APPENDIX 2

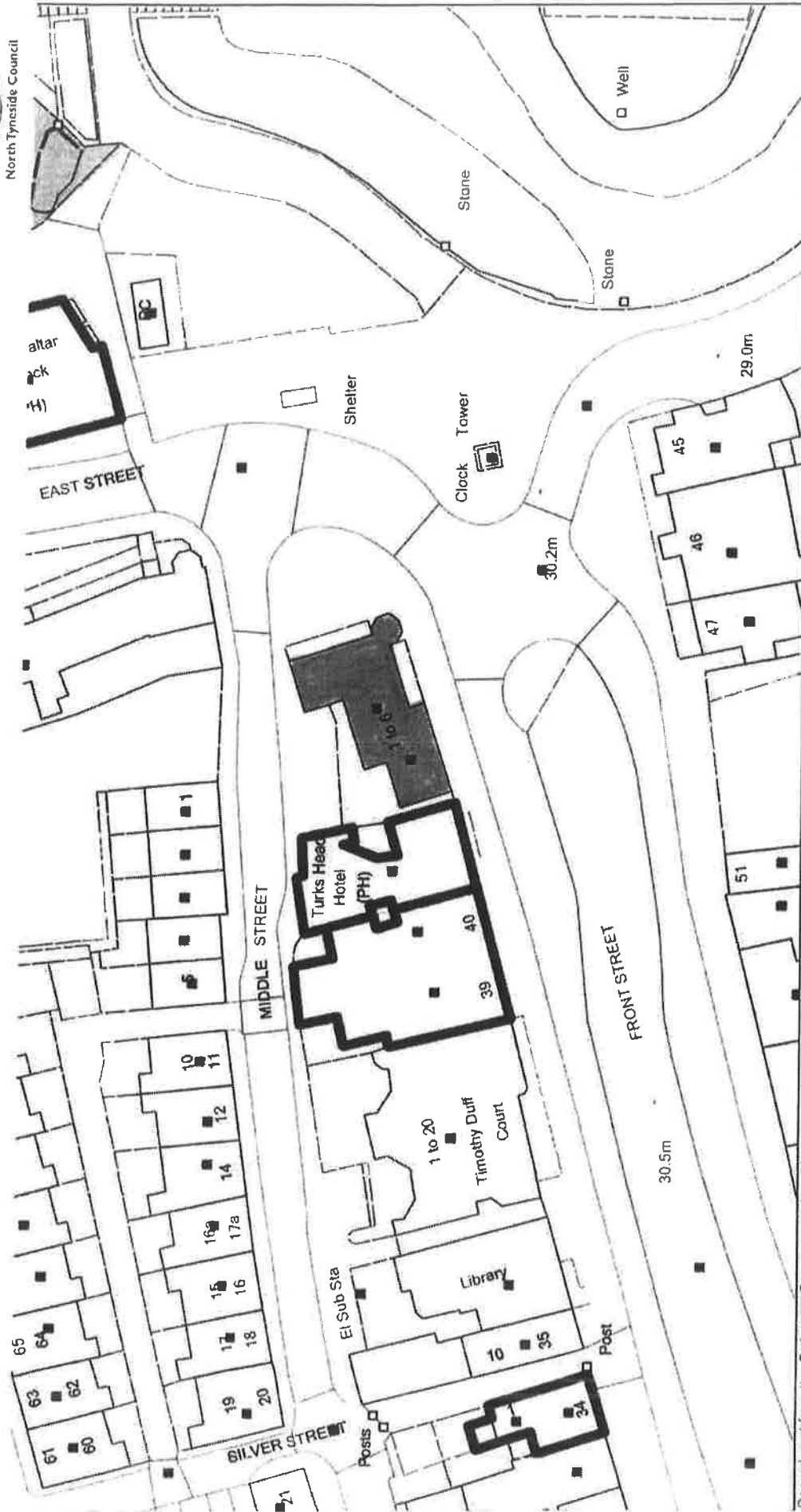


Rev	Revised Date	Scale
001	12.04.19	1:100
Proposed alterations to WOODS Front Street Tynemouth		Date 12.04.19
Existing Ground Floor Plan		Sheet No 001

APPENDIX 3

Woods

Not Set



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Organisation	North Tyneside Council	Date	19 June 2019
Department	North Tyneside Council	SLA Number	100016801
Comments	Not Set	Scale :	1:627

APPENDIX 4

Appendix 4

Mandatory Conditions

Section 19 Licensing Act 2003

1. No supply of alcohol may be made under this premises licence:-
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence
 - Or
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under this premises licence must be made or authorised by a person who holds a licence.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 - with effect from 1st April 2010 as amended on 1st October 2014

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

(e) dispensing alcohol directly by one person into the mouth of another (other than where that person is unable to drink without assistance by reason of disability).

2. The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 - with effect from 1st October 2010 as amended on 1st October 2014

3. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premise licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
4. The responsible person shall ensure that:
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, ~~the customer is made aware that these measures are available.~~

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014 – with effect from 28th May 2014

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1—
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula—
$$P = D + (D \times V)$$
where—
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

1. The admission of children to the exhibition of any film must be restricted in accordance with Section 20 Licensing Act 2003.

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APPENDIX 5

1

ACKNOWLEDGED E-MAIL
21-5-19.

Gary Callum

From:
Sent: 19 May 2019 21:20
To: Liquor Licensing
Cc:
Subject: Scanned]

EXTRNL

Dear Sir

I write to object to the above licence application for the following:

Live music on Friday and Saturday from 5 until 10pm Recorded music from 8am until 10pm Sale of alcohol from midday until 10pm 7 days per week Extended opening hours from 8am until 10pm every day

I live immediately above this cafe and am extremely concerned about the increase in noise and nuisance that would be associated with the live and other music, as well as the sale of alcohol, in conjunction with the proposed extended opening hours. This noise and nuisance would adversely affect not only me and other residents at King Edwards Court but also those living in the vicinity. I also consider the application, should it be approved by the Council, to be in contravention of the Councils Cumulative Impact Policy.

I urge you to refuse this application.

Yours faithfully

Sent from Yahoo Mail on Android <<https://protect-eu.mimecast.com/s/9bTOCqKWl8OwB8fZ2QPY?domain=overview.mail.yahoo.com>>

2

ACKNOWLEDGED
21-5-19 Post

Gary Callum

From: [Redacted]
Sent: 19 May 2019 12:58
To: Liquor Licensing
Subject: Woods Cafe, [Redacted] [Scanned]

EXTRNL
Dear Sirs,

As owners of residential flat No 3 above the Woods Cafe premises we would have strong objections to the granting of any alcohol or extended hour licensing for these premises.

This would cause unlimited noise pollution in what is already a rowdy street because of all the existing licensed premises in Front Street Tynemouth. It would also adversely affect the property values of all of the flats above these premisses.

Also, from a safety and pollution point of view, there are already people who stand outside of the cafe smoking and leaving substantial litter around the car park / entrance to the flats, this would also increase the possibility of crime and vandalism due to late drinking.

Yours faithfully

Sent from my iPad

3

ACKNOWLEDGED
21-5-19 POST

Gary Callum

From: publicaccess@northtyneside.gov.uk
Sent: 21 May 2019 08:51
To: Liquor Licensing
Subject: Comments for Licensing Application 00CK/19/1244/LAPRE [Scanned]

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 8:51 AM on 21 May 2019 from

Application Summary

Address:

Proposal: Premises Licence

Case Officer: Alex Usborne

[Click for further information](#)

Customer Details

Name:

Email:

Address:

Comments Details

Commenter Type: MAKE REPRESENTATION ie.object or support

Stance: Customer objects to the Licensing Application

Reasons for comment:

- Opening Hours
- Parking
- Planning
- Prevention of Crime Disorder
- Prevention of Public Nuisance
- Traffic

Comments: 8:51 AM on 21 May 2019 I wish to strongly object to the application for a license for the sale of alcohol and late opening hours from Mr Woods café. It would become a huge negative impact on residents living above the café with noise and the risk of rowdy behaviour etc well into the night. There are more than enough drinking establishments in Tynemouth as it is. It would also impact on the value of the flats down the line, possibly rendering them unsellable. I have spoken with other residents and they all feel the same.

(4)

ACKNOWLEDGED BY
POST 21-5-19.

Gary Callum

From:
Sent: 20 May 2019 13:24
To: Liquor Licensing
Subject: Woods Cafe,
Premises Certificate [Scanned]

EXTRNL

Dear Sirs,

As the owners of flat 6 King Edwards Court situated directly above Woods coffee shop, my wife and I wish to object in the strongest terms possible to them being granted (a) consent for an alcohol licence (b) extended opening hours until 10.00 pm (c) adult entertainment, and (d) both live and recorded music.

In essence what is being proposed is the transformation of a standard shop unit used as a coffee shop during normal daytime working hours from 8.00 am until 5.30 pm into a glorified public house for the sale of alcohol, as well as extended opening hours until 10.00 pm every evening, together with live and recorded music.

We object on the grounds that;

- (a) It would contravene North Tyneside Council's own Cumulative Impact policy for Tynemouth Village.
- (b) Create untold nuisance and noise for long suffering residents such as ourselves living directly above the premises, as well as neighbouring residents.
- (c) Lead to a rise in the levels of public nuisance, rowdiness and anti-social behaviour that we have to endure every weekend on Front Street, including abuse from drunken louts.
- (d) Lead to a rise in low level crime and disorder on our doorstep, including increased use of our bin storage area as a public urinal.
- (e) Create increased waste and bin problems. The coffee shop already has four industrial size bins adjacent to our communal entrance regularly overflowing with rubbish.
- (f) Create increased commercial deliveries and collections.
- (g) Lead to even further public footpath obstruction.

Yours Faithfully

Telephone: 0191 275 4000

5

ACKNOWLEDGED
BY POST 21-5-19

Gary Callum

From: [Redacted]
Sent: 21 May 2019 08:12
To: Liquor Licensing
Subject: Woods 1&2 King Edwards Court, Tynemouth [Scanned]

EXTRNL

I wish to object to the above referenced Licensing application.
This business, in King Edward's Court, is part of Prior's Haven which is a residential development completed 22 years ago in the heart of the Tynemouth Conservation Area. The development includes two retail units which for many years was operated as Grange Kitchens and was mostly compatible with the residential dwellings. However, since the units became a coffee shop it has had several adverse impacts for residents, for example:
General littering from paper and smoking waste.
Unconcealed and unsightly commercial waste bins which have often been unsecured allowing wind and vermin spread waste.
The business is conducted on the public footway beyond the curtilage of the premises.
The current application would further add to the adverse effect for residents and would be not in accordance with the Authority's own Cumulative Impact Policy.
I ask that the application be rejected.

Windows 10

Susan Vert

(6)

Post

From:
Sent: 22 May 2019 17:15
To: Liquor Licensing
Subject: Priors Haven – Woods, 1 & 2 King Edwards Court - Application for Licence [Scanned]

EXTRNL

I wish to object to the above application of Wood's, for a Licence to sell alcohol, play music and to extend the opening hours. The premises are part of Priors Haven, a quiet residential community and the proposed business activity would be inappropriate and against the Council's own Cumulative Impact Policy. Tynemouth village is already awash with food and alcohol establishments and any more applications should be rejected. This kind of business creates further parking problems and litter spreading in the domestic living area.

Sent from Mail for Windows 10

Jeff Young

From: Contact.Us@northtyneside.gov.uk
Sent: 23 May 2019 10:42
To: Liquor Licensing
Subject: Email from Customer Services [Scanned]

Hi

Please see email below for your response.

Kind Regards

Interaction ID:101031428377

CustomerDetails:

Address:

Phone

email:

Many thanks,

----- Original Message -----

From: do_not_reply@northtyneside.gov.uk
Sent: 2019-05-22 15:04:30.71
To: contact.us@northtyneside.gov.uk
Subject: Form submission from: Contact North Tyneside Council [Scanned]

Submitted on Wednesday, 22 May, 2019 - 15:03 Submitted values are:

==Your details==

.....
Email address:
Telephone number:
Address:

==Would you like us to respond?==
Would you like us to respond? Yes

==Your message==

Your message: Woods cafe tynemouth application for live music recorded music until 10 p.m sale of alcohol.our objections are Anti social behavior,noise inconveniencepublic nuisance public

1

safetycrime and disorder.it is our understanding the council very recently stated their inpact cumulative impact policy was to refuse future alcohol licences in tynemouth village.

8

Jeff Young

From:
Sent: 24 May 2019 15:08
To: Liquor Licensing
Subject: Woods 1&2 King Edwards Court licence application. [Scanned]

EXTRNL

I would like to register my strongest objections to the application by Woods.
Woods is surrounded by residential property which will be affected by noise. We already have problems with Woods customers sitting outside often having to walk on the road to get past.
It seems that every coffee shop in Tynemouth is being given a licence to sell alcohol which encourages anti social behaviour.
Regards

28/5/19.

~~ACKNOWLEDGED~~
ACKNOWLEDGED E-MAIL

(9)

27th May 2019

North Tyneside Council
The Licensing Section
The Killingworth Site
Harvey Combe
Killingworth
Newcastle upon Tyne
NE12 6UB

Dear Sirs

Woods Café, 1 – 2 King Edwards Court, Front Street, Tynemouth

We hereby notify you of our objection to the recent application for a Premises Licence / Club Premises Certificate at the above address.

As residential property owners in Tynemouth we are particularly concerned at the possibility of yet another alcohol outlet in Tynemouth Front Street when we consider that it is already at saturation level. This application clearly does not fit within the Council's Cumulative Impact Policy. We envisage this will further exacerbate the current noise levels and inconvenience for Tynemouth residents and result in further congestion and an increase in anti-social conduct on our streets.

Yours faithfully

(10)
ACKNOWLEDGE
3/4/19



REPORT

North Tyneside Council

To: Licensing Section

Author: Claire Wilson
Environmental Health
Telephone: 0191 643 6645

Date: 31st May 2019
Licensing Act 2003

RE: Application for a premise licence at Mr Woods, 1-2 King Edwards Court, Front Street, Tynemouth, NE30 4DZ

The property is located within Tynemouth Village with residential apartments located above in King Edwards Court. The premise operates as a café with external seating positioned to the front of the property on the main Front Street.

There will be a cumulative impact from an additional licensed premises within the Tynemouth village area. The granting of a premise licence for Mr Woods will result in additional noise within the area with associated external noise from the seating area later into the evening and an intensification of use of the premises by permitting the granting of the premise licence. Environmental health receive frequent complaints about the cafes and public houses in Tynemouth, specifically about amplified music, emptying of bottles into the refuse bins late at night and early morning noise from the collection of commercial refuse bins.

The granting of a premise licence for Mr Woods cafe will also give rise to associated amenity impacts from the use of the external seating by customers smoking in this vicinity. Music is currently not provided as part of the operation, but this is specified on the application as an associated activity. Playing of amplified, recorded and live music will result in additional noise for residential properties located above the coffee shop. It is unclear on the construction of the existing ceiling between the café and residential apartments, although environmental health have not received complaints regarding the current use of the cafe. This may be because the café does not currently open late, opening only until around 17:30 hours and no amplified or recorded music is played. It is unclear if the current construction will provide adequate sound attenuation for a licensed premises, as the associated character of the noise within the premises may change if live and amplified music is provided.

Planning conditions attached for the granting of the planning consent for the cafe included a restriction on the times of use for the external seating area and operating

time restrictions to 08:00 to 21:00 hours Monday to Saturdays and 09:00 – 19:00 hours on Sundays and Bank Holidays. The proposed licensed premise application is requesting longer opening hours to 22:00 hours, which will result in additional noise later in the evening for neighbouring residents and result in a cumulative impact given the number of other licensed premises in the area. If the premise licence is to be granted it is recommended that similar operating times to that provided for the planning consent are applied. If longer opening hours are to be granted then a condition will be necessary to restrict the use of the external seating area to no later than 21:00 hours Monday to Saturday and 19:00 hours on Sundays and Bank Holidays.

Recommendation

I would recommend the following conditions:

1.0 Ensure the front doors, all fire exit doors and windows at the premises are kept closed except for access, egress or in the case of emergency.

Reason: To minimise noise breakout from the licensed premises to the residential premises.

2.0 Noise condition

Prior to commencing operation under the Premises Licence a detailed noise survey and any scheme identified from the survey for the sound insulation of the premises must be submitted to, and approved by, the Environmental Health Officer of North Tyneside Council to ensure the sound level from the licensed activities in the first floor flats does not exceed 35 dB LAeq during daytime. Any required sound insulation must be installed before the Premises begin to operate.

Reason: To minimise noise transmission from the licensed premises to the residential premises.

3.0 Opening Hours: It is recommended that similar operating times to those permitted via the planning consent are attached.

4.0 The use of the external seating area shall be restricted to 08:00 hours to 21:00 hours Monday to Saturdays and 09:00-19:00 hours Sundays and Bank Holidays.

Reason: To minimise noise late evening for neighbouring residents.

(13)

ACKNOWLEDGED
14.6.19.

Gary Callum

From: n>
Sent: 03 June 2019 11:24
To: Liquor Licensing
Cc:
Subject: Woods 1&2 King Edwards Court - Licence Application Objection [Scanned]

EXTRNL
Licensing
Block C
The Killingworth Site
Harvey Combe
Killingworth
Newcastle upon Tyne
NE12 6UB

Dear Sir, Madam

I am writing to you to formally lodge my objection in the strongest terms possible against the licensing application change applied for by Woods Coffee Shop, 1-2 King Edwards Court (47 Front Street) to extend opening hours, sell alcohol and put on live music.

I am the tenant in 3 King Edwards Court (one of four flats in the residential block above the café) and have lived here for the last 3 years. As such I live directly above Mr Woods on the first floor of the building and would expect any extension of hours and/or music and alcohol sales to cause an untenable level of disruption to my home life. When the café has held music events in the past such as at Christmas, I have been unable to be in any room in my flat without the deafening noise from below and forced to go out. If the café was to open later in the evening and had music and people drinking alcohol then I can only assume the disruption would continue longer and make it impossible for me to live here. I would imagine that this change would greatly de-value the property and massively reduce any chance of sale or further tenants renting the flat.

Whilst Mr Woods Café team have pledged to undertake activities to limit the impact through signage etc, I doubt that any measures would be successful and would be able to actually limit the noise and disruption. As you will, I'm sure, be aware there are already a large number of businesses on Front Street that sell alcohol, have music etc and these can cause a significant level of disruption, noise and anti-social behaviour. Why would Mr Woods Café be any different in successfully curbing the impact to residents? Having this immediately below me and outside my windows would severely impact my personal standard of living, forcing me to live elsewhere and also further negatively impact Tynemouth. As a resident of Tynemouth I can't see why any further alcohol licences would be granted.

To help illustrate the level of noise currently; throughout the opening hours of the café I can hear the music played all day through the existing sound system, customers talking, tables/chairs etc being moved, the hand dryer in the toilets plus have the added disruption of the many customers who sit outside at the pavement tables and chairs who generate a lot of noise and smell if the customers also smoke - both of which are made worse for me if I have my windows open.

I would also like to understand what the typical procedure is in notifying impacted residents to such applications? I know from speaking to other residents here we only found out about the application by chance. Please could you come back to me on this point?

Please could you confirm receipt of this email?

I look forward to hearing from you and an update on the outcome of the hearing.

3rd June 2019

C. J. L.
ACKNOWLEDGED 14/6/19.

Gary Callum

From: Lewis Bartoli
Sent: 04 June 2019 09:28
To: Liquor Licensing
Subject: Mr Woods [Scanned]

EXTRNL

I am writing to register my objection to the application for a premises licence at Mr. Woods, Front Street, Tynemouth. I have been contacted by a number of residents expressing concern about the licence application. Although I support Mr Woods as an excellent business which is well run and a credit to the village, the basis for this opposition is:

1. That granting a licence for these premises will not promote the licensing objectives, particularly the prevention of crime, disorder and antisocial behaviour. The application proposes that alcohol will be sold for consumption on the premises between 12:00am and 10.00pm, seven days a week. Granting a licence would provide a further source of alcohol within an area already heavily populated with licensed premises. The current levels of crime, disorder and public nuisance are already a problem for the local police and residents and a further (large capacity) licensed premises would potentially add to that.
2. That granting a licence for these premises will not promote the licensing objectives, particularly the prevention of public nuisance. Residents generally in Tynemouth village already suffer noise nuisance and antisocial behaviour at all hours of the day and night. The addition of a further large licensed premises with an extremely large outside seating area and adjoining paved area at the end of Front Street would be too impactful on the residents in general and in particular those living in King Edwards Court directly above the premises. The nuisance would primarily be noise caused by large numbers of people drinking inside and outside and live or recorded music played until 10.00pm.
3. Mr. Woods lies within the Council's Cumulative Impact Area, and enabling the premises to sell alcohol would be totally detrimental to its aims and objectives.

I wish to reiterate that Mr. Woods is an excellent and responsible business and this objection relates to the granting of a license at this location.

Many thanks for your consideration and should you wish to discuss this further please do not hesitate to contact me.

Cllr. Lewis Bartoli

E:

T:

FB:

A:

(13) ACKNOWLEDGED 31/5/19

The Licensing Section
North Tyneside Council
The Killingworth Site
Harvey Combe
Killingworth NE12 6UB

NORTH TYNESIDE COUNCIL
LICENSING SECTION
24 JUN 2019
APPROVED

31st May 2019

Dear Sirs

Licensing Application / Woods 1-2 King Edwards Ct
Tynemouth

We object to this application for a premises licence at Woods Tynemouth.

The applicant location is totally different to Woods other site which is set back from Broadway in Tynemouth in a quiet off-street location..

The Front Street premises currently house the largest busiest coffee shop in Tynemouth. Woods also utilises the outdoor areas on 2 sides with tables extending around into East Street. In its present form Woods has been a quiet and successful addition to the coastal environment.

The proposed operation will change this. Woods can potentially turn into the largest indoor & outdoor licensed bar on Front Street with two busy public houses - Turks Head, Gibraltar Rock - in close proximity.

It is difficult to see how this application if successful will add to what is already available in Tynemouth other than more congestion, noise and disruption to residents and visitors to this part of the conservation area.

This proposal for licensing with live music and extended opening hours threatens to bring unwelcome change to this corner of Front & East St.

Sincerely



HOUSE OF COMMONS
LONDON SW1A 0AA

NORTH TYNESIDE COUNCIL
LICENSING SECTION

- 4 JUN 2019

APPROVED

1st June 2019

Licensing
Block C
The Killingworth Site
Harvey Combe
Killingworth
Newcastle upon Tyne
NE12 6UB


Dear Sir / Madam

A number of residents living at King Edwards Court Front Street Tynemouth have contacted me objecting to the granting of an alcohol licence to Woods Café, on Front Street, Tynemouth NE30 4DZ. Residents living above the café and those living nearby say they will be subjected to additional noise and music from 8.30am till 10pm.

At present the café opens between the hours of 8.30am and 5.50pm the extension of opening hours and the selling of alcohol they believe will be detrimental to the quality of life of residents and also contravene the Council's Cumulative Impact Policy.

I would ask that their concerns be considered as part of the application process.

Yours sincerely,


Alan Campbell MP
Tynemouth