



**North Tyneside Council**

# Licensing Sub Committee

9 December 2019

**Monday, 16 December 2019** 0.01 Chamber - Quadrant, The Silverlink North, Cobalt Business Park, North Tyneside, NE27 0BY **commencing at 10.00 am.**

<b>Agenda Item</b>	<b>Page</b>
<b>1. Appointment of Chair</b>	
The Sub-Committee to appoint a Chair for this meeting	
<b>2. Declarations of Interest and Dispensations</b>	
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.	
<b>3. Procedure for Licensing Act Hearings</b>	<b>3 - 8</b>
Procedure for hearing an application for the grant of a new Premises Licence.	
<b>4. Square and Compass, 207 Park View, Whitley Bay, NE26 3RD. (Whitley Bay Ward)</b>	<b>9 - 74</b>
To consider an application for a variation to a 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 Cath Davis  
Councillor Julie Cruddas

Councillor Willie Samuel

## 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:** 16<sup>th</sup> December 2019

**Report by:** Susan Vert  
Licensing Officer  
☎ 643 6904

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

**Title of  
Report:** Licensing Act 2003  
  
Square and Compass  
207 Park View  
Whitley Bay  
Tyne and Wear  
NE26 3RD

**Ward(s):** Whitley Bay

### **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 Person in respect of an application for a licence, a variation of 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 NE Safety Group Limited for a New Premise Licence in relation to Square and Compass, 207 Park View, Whitley Bay, Tyne and Wear, NE26 3RD.

**1.3** The applicant has been invited to attend the meeting to put forward their case in support of the application. 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 Public 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 been advertised near the premises, in a local newspaper and on the Council Website as prescribed.

Representations have been received from the Local Planning Authority, Environmental Health and residents. 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 appropriate 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
- refuse to specify a person in the licence as premises supervisor
- or reject the Application

Once the Sub-Committee have reached a decision, the decision and reasons for the decision must be given in accordance with the Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations 2005.

## **2.0 Background**

This report relates to an application for a New Premise Licence in respect of Square and Compass, 207 Park View, Whitley Bay, Tyne and Wear, NE26 3RD.

### **2.1**

The Application for the 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**.

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

The Application for 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 **Supply of Alcohol** (on the premises)
  - Every Day From 09:00 until 23:00 (although in section 15 of the operating schedule the timings are given as 11.00 to 23.00)
2. To permit **Recorded Music** (Indoors).
  - Every Day From 11:00 until 23:00
3. **General Opening Times** as follows :
  - Every Day From 09:00 until 00:00 (although in section 17 of the operating schedule the timings are given as 09.00 to 23.00)

#### **Non-standard timings**

Supply of Alcohol on New Year's Eve up to 00:30 and provision of recorded music until 00.30 with the general opening times being from 09:00 until 01:00.

#### **Seasonal Variations**

Supply of Alcohol Friday, Saturday and Sunday preceeding and including all Bank Holidays from 09:00 until 00:00 and extend the general opening times from 09:00 until 01:00.

If the licence is granted this will be subject to Mandatory Conditions which are attached at **Appendix 4** of the report.

### 4.0 **Promotion of Licensing Objectives**

The applicant has included at section 5 of the application form the additional steps that it intends to take in order to promote the licensing objectives.

Please see **Appendix 1**.

## **5.0 The Parties**

The Parties to the hearing will be:

1. The Applicant - NE Safety Group Limited.
2. Responsible Authorities – Planning and Environmental Health.
3. Other persons.

## **6.0 For consideration**

The areas for consideration by the Licensing Sub-Committee are:

- Application for the Grant of a Premises Licence in relation to Square and Compass, 207 Park View, Whitley Bay, Tyne and Wear, NE26 3RD.

## **7.0 The North Tyneside Council Statement of Licensing Policy**

The Sub-Committee's attention is drawn to the relevant part of the Policy - Section 10 Licensing Objectives.

## **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 - Chapter 2 Licensing Objectives.

## **9.0 For Decision**

The Sub-Committee is asked to determine the application in whatever way it sees fit.

## **10.0 Associated Papers**

Appendix 1 – The application for the Grant of a Premises Licence  
Appendix 2 – Plan of the Premises  
Appendix 3 – Map  
Appendix 4 – Mandatory Conditions  
Appendix 5 – Relevant 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  
Amended 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**

19/2634



North Tyneside Council

**North Tyneside**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[liquor.licensing@northtyneside.gov.uk](mailto: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

Not Currently In Use

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

11879696

Business name

NE Safety group Limited

If your business is registered, use its registered name.

VAT number

- NONE

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

Legal status

Private Limited Company



*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)

11879696

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

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Director in NE Safety Group Limited

**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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

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

Director in NE Safety Group Limited

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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

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

Director in NE Safety Group Limited

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  /  /

\* 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.

No 207 Park View is an end of terrace property with; a cafe to the left and a holiday let flat above. We have discussions with both property owners who are fully supportive our proposed plans.

No 207 Park View (ex, Jam Gallery) vacated, adding to the other empty premises on Park View and in the Whitley Bay area. It is our intension to take the opportunity to bring a buoyant, vibrant business to Whitley Bay providing local employment opportunities, serving the local community, helping and adding to the leisure and tourism economy and ultimately contributing to the regeneration of Whitley Bay. We intend to enter into the process of a full refurbishment of the premises,

**Continued from previous page...**

to give an urban style look with hints and nods to the history of Whitley Bay, especially reflected in the name the 'Square and Compass'.

With this in mind the Square and Compass would like to ask for your approval to sell alcohol and food from the above premises, providing a small bar/cafe style establishment with emphasis on quality, safety, respect, the environment and a community feel ambience.

We are a partnership of three; we are all family men with no convictions and live in North Tyneside. We also come with a wide spectrum of knowledge and experience. Firstly, a local businessman who owns a successful business based in North Tyneside employing 10 staff. Secondly, a local government officer, including 35 years in dealing with front line customer care, technical engineering and management. Thirdly, a senior technical engineering manager from the energy sector, managing vast contracts and teams of engineers. The two latter with extensive qualifications in health and safety. Also with extensive knowledge of the bar industry and a personal alcohol licence which will support this application.

Whilst we are aware that the premises are in a cumulative impact zone, we are also aware that this part of the town is in very much need of investment as a number of premises are standing empty. We believe with the granting of this licence application that we can positively enhance not only the building and how it is used by the community but also the characteristic nature of Park View and complimenting other business.

We have demonstrated that we have proven experience in employing people and operating a successful well respected businesses in North Tyneside, we therefore have every confidence that with your support in granting this licence, we can further enhance the economic and social vitality to Park View by complimenting the other parts of Whitley Bay experiencing investment and regeneration.

**Opening hours:**

After very helpful discussions with the local community and small bar/micro pub community, we feel that the licencing hours should reflect our customer base, tourism to the area, responsible authorities and comparative to our nearest micro bar competitor and of course the local community. This means we would like to request a licence to sell alcohol on the premises from 09:00 hours to 23:00 hours with 23:00 to 00:00 being our winding down period during which alcohol and music will cease to be available. The lighting will change and announcements made and signage to promote and encourage our customers to leave the premises quietly and conscientiously.

Seasonal variations to our opening times on Friday, Saturday and Sunday proceeding and including all Bank Holidays. We would like to ask if we could extend our opening times for the sale of alcohol to 09:00 hours to 00:00 hours with 00:00 to 01:00 hours being the winding down period and affording the same conditions as normal winding down periods.

\*May we add although the seasonal variations to our opening hours have been requested, they may not be used. However having the ability to extend would be conducive to offer extended service if needed at more busy times of the year.

**Nature of the Premises;**

The primary nature of our business is a 'Micro/small bar' a small free house, a calm and welcoming establishment with friendly staff, selling all types of alcoholic and non-alcoholic beverages and café style drinks including snacks/food.

Our ethos will be to promote the joys and diversity of local produce, supporting local business and employment, while keeping an eye on and promoting the sustainability of the environment. Assisting in bringing economic growth to Whitley Bay and contributing and enhancing in the development and regeneration of the town away from the sea front area.

Our style will be a smart urban/industrial style with local nods to the past as mentioned previously. To promote the town, community connections and diversity. We aim to provide a safe, comfortable environment where all are welcome, although we envisage our customer demographic to be 30 years plus whom without doubt have a more mature and sensible approach to the Micro/small bar offer.

**Steps we intend to make to promote the four licencing objectives;**

1. General.

1. The Square and Compass has in place a Designated Premises Supervisor (DPS) and will in the first six weeks pay for more accredited personal licence holders. We will actively seek out further training for staff members through their training matrix and individual performance reviews to enhance our business offer and staff investment. With a view to continually promoting a healthy attitude and responsibility towards the sale of its goods, its clientele, its neighbours and the local community, being a well-managed establishment meeting the four licencing objectives whilst providing a safe, orderly, attractive environment for those who live, work and visit Whitley Bay.

2. Prevention of Crime and Disorder.

1. A CCTV monitoring system will be installed in the premises and maintained in proper working order at all times and the Premises Licence holder will ensure that;

a. The CCTV cameras will be located at the premises to provide coverage of exits and entrances both externally and

*Continued from previous page...*

internally and the areas where alcohol consumption take place.

- b. The CCTV monitoring system will be able to capture clear images to provide identification of individuals.
- c. The CCTV monitoring system will be at a minimum in use during licensable activities are taking place.
- d. The CCTV monitoring system will be able to as minimum, capture 4 frames per second and all recorded footage will be retained for a minimum of 31 days.
- e. The CCTV monitoring system is capable of producing accurate date and time
- f. The CCTV monitoring system is fitted with security functions, to prevent images to be tampered with i.e. password protected.
- g. There will be staff members present during operational hours on the premises that are trained and authorised to provide viewable images from the CCTV monitoring system. As soon as reasonably requested from representatives of Northumbria Police or the Licencing Authority made in accordance with the Data Protection Act 1988 ( or any relative replacement legislation)

- 2. Signs will be displayed at the premises notifying that a CCTV monitoring system is in operation on the premises. Such signs will be displayed so as can be readily seen and read by all customers and will be a minimum of A5 size.
- 3. All members of the serving staff at the premises shall seek credible proof of photographic identification evidence of age from any person who appears under the age of 25 years for the purchase and consumption of alcohol. Such credible evidence, which shall include a photograph of the customer, will either be a photographic full driving licence, a current passport.
- 4. All members of staff responsible for the sale of alcohol will receive at least annually, refresher training as to their duties and responsibilities under the Licencing Act 2003 (or replacement legislation) and generally on the Act. Such training shall be provided by the Designated Premises Supervisor.
- 5. All training received by staff under the Licencing Act 2003 (or replacement legislation) will be recorded and such records kept at all times on the premises and be made available for inspection immediately on request from representatives of Northumbria Police or the Licencing Authority (including Trade and Standards officers).
- 6. A refusals register (paper and electronic) is to be kept and maintained on the premises. This should be promptly made available to a Police Officer, representative of Northumbria Police or Trading Standards Officers on request.
- 7. No open drink containers or bottles to leave the premises.

3. Public Safety;

- 1. Staff will be easily identifiable when on duty as uniforms will be worn.
- 2. Free drinking water will be available on the premises at all times during opening hours to the public.
- 3. Local Taxi operator's telephone numbers will be displayed prominently in the premises for the benefit of the customers.
- 4. All safety certificates and inspection reports will be kept on site and made available for inspection by officers of relevant statutory bodies.
- 5. The licence holder or persons authorised by them will check the premises before opening to the public for any risks to patrons and that all safety procedures are in place.
- 6. The fire safety measures on the premises will be maintained in good working order and adequacy will be determined on a regular basis, by carrying out fire risk assessments as required by and in accordance to the Regulatory Reform (Fire Safety) Order 2005.
- 7. Risk Assessments will be undertaken and acted on, reviewed annually or if a specific change has taken place as to effect the current risk assessment in place.
- 8. An adequate and appropriate supply of first aid equipment and materials will be available on the premises at all time.
- 9. All employees will be subject to Individual Performance Reviews to maintain and improve the individual, team and organisation which will attribute to maintaining a high standard of service and reputation.
- 10. DBS checks will be carried out on all staff members
- 11. Staff training will be given via structured training matrix's and recorded appropriately.

4. Prevention of Public Nuisance

- 1. Prominent legible notices requesting customers to leave the premises and the area quietly and orderly will be displayed at the exit points and staff will be appropriately trained on how to properly disperse of customers so that they cause no nuisance to the local community.
- 2. At the end of each days business, a winding down period during which alcohol and music will cease to be available. The lighting will change and announcements made to promote and encourage our customers to leave the premises quietly and conscientiously.

*Continued from previous page...*

3. Local Taxi company telephone numbers will be displayed on the premises and staff will be happy to arrange a taxi for our customers so that patrons can leave the premises and local area with minimum noise and disturbance.

4. A sensible approach to alcohol will always be encouraged and appropriate staff training given so that patrons are encouraged to behave responsibly and maturely when on the premises and leaving.

5. Protection of Children from Harm.

1. All members of the serving staff at the premises shall seek credible proof of photographic evidence of age from any person who appears under the age of 25 years for the purchase and consumption of alcohol. Such credible evidence, which shall include a photograph of the customer, will either be a photographic full driving licence, a current passport.

2. Signs will be displayed prohibiting under 18's being able to buy or consume alcohol on the premises.

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



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

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.

TUESDAY

Start

End

Start

End

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 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.

Amplified through small speakers.  
Background music.

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.

New years eve untill 00:30

#### Section 12 of 21

##### PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes

☒ No

#### Section 13 of 21

##### 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

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...

TUESDAY

Start 11:00

End 23:00

Start

End

WEDNESDAY

Start 11:00

End 23:00

Start

End

THURSDAY

Start 11:00

End 23:00

Start

End

FRIDAY

Start 11:00

End 23:00

Start

End

SATURDAY

Start 11:00

End 23:00

Start

End

SUNDAY

Start 11:00

End 23:00

Start

End

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.

New Years Eve - Supply Alcohol until 00:30

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...

No Adult Entertainment, activities, or other entertainment or matter ancillary to the use of the premises that may give rise to concern in respect of children.

## Section 17 of 21

### HOURS PREMISES ARE OPEN TO THE PUBLIC

#### Standard Days And Timings

##### MONDAY

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.

##### TUESDAY

Start

End

Start

End

##### 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

State any seasonal variations

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

*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.

New Years Eve - Open 09:00 - 01:00

## 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.

1. The Square and Compass has in place a Designated Premises Supervisor (DPS) and will in the first six weeks pay for more accredited personal licence holders. We will actively seek out further training for staff members through their training matrix and individual performance reviews to enhance our business offer and staff investment. With a view to continually promoting a healthy attitude and responsibility towards the sale of its goods, its clientele, its neighbours and the local community, being a well-managed establishment meeting the four licencing objectives whilst providing a safe, orderly, attractive environment for those who live, work and visit Whitley Bay.

b) The prevention of crime and disorder

1. A CCTV monitoring system will be installed in the premises and maintained in proper working order at all times and the Premises Licence holder will ensure that;

a. The CCTV cameras will be located at the premises to provide coverage of exits and entrances both externally and internally and the areas where alcohol consumption take place.

b. The CCTV monitoring system will be able to capture clear images to provide identification of individuals.

c. The CCTV monitoring system will be at a minimum in use during licensable activities are taking place.

d. The CCTV monitoring system will be able to as minimum, capture 4 frames per second and all recorded footage will be retained for a minimum of 31 days.

e. The CCTV monitoring system is capable of producing accurate date and time

f. The CCTV monitoring system is fitted with security functions, to prevent images to be tampered with i.e. password protected.

g. There will be staff members present during operational hours on the premises that are trained and authorised to provide viewable images from the CCTV monitoring system. As soon as reasonably requested from representatives of Northumbria Police or the Licencing Authority made in accordance with the Data Protection Act 1988 ( or any relative replacement legislation)

2. Signs will be displayed at the premises notifying that a CCTV monitoring system is in operation on the premises. Such signs will be displayed so as can be readily seen and read by all customers and will be a minimum of A5 size.

3. All members of the serving staff at the premises shall seek credible proof of photographic identification evidence of age from any person who appears under the age of 25 years for the purchase and consumption of alcohol. Such credible evidence, which shall include a photograph of the customer, will either be a photographic full driving licence, a current passport.

4. All members of staff responsible for the sale of alcohol will receive at least annually, refresher training as to their duties and responsibilities under the Licencing Act 2003 (or replacement legislation) and generally on the Act. Such training shall be provided by the Designated Premises Supervisor.

5. All training received by staff under the Licencing Act 2003 (or replacement legislation) will be recorded and such records kept at all times on the premises and be made available for inspection immediately on request from representatives of Northumbria Police or the Licencing Authority (including Trade and Standards officers).

6. A refusals register (paper and electronic) is to be kept and maintained on the premises. This should be promptly made

*Continued from previous page...*

available to a Police Officer, representative of Northumbria Police or Trading Standards Officers on request.

7. No open drink containers or bottles to leave the premises.

c) Public safety

1. Staff will be easily identifiable when on duty as uniforms will be worn.
2. Free drinking water will be available on the premises at all times during opening hours to the public.
3. Local Taxi operator's telephone numbers will be displayed prominently in the premises for the benefit of the customers.
4. All safety certificates and inspection reports will be kept on site and made available for inspection by officers of relevant statutory bodies.
5. The licence holder or persons authorised by them will check the premises before opening to the public for any risks to patrons and that all safety procedures are in place.
6. The fire safety measures on the premises will be maintained in good working order and adequacy will be determined on a regular basis, by carrying out fire risk assessments as required by and in accordance to the Regulatory Reform (Fire Safety) Order 2005.
7. Risk Assessments will be undertaken and acted on, reviewed annually or if a specific change has taken place as to effect the current risk assessment in place.
8. An adequate and appropriate supply of first aid equipment and materials will be available on the premises at all time.
9. All employees will be subject to Individual Performance Reviews to maintain and improve the individual, team and organisation which will attribute to maintaining a high standard of service and reputation.
10. DBS checks will be carried out on all staff members
11. Staff training will be given via structured training matrix's and recorded appropriately.

d) The prevention of public nuisance

1. Prominent legible notices requesting customers to leave the premises and the area quietly and orderly will be displayed at the exit points and staff will be appropriately trained on how to properly disperse of customers so that they cause no nuisance to the local community.
2. At the end of each days business, a winding down period during which alcohol and music will cease to be available. The lighting will change and announcements made to promote and encourage our customers to leave the premises quietly and conscientiously.
3. Local Taxi company telephone numbers will be displayed on the premises and staff will be happy to arrange a taxi for our customers so that patrons can leave the premises and local area with minimum noise and disturbance.
4. A sensible approach to alcohol will always be encouraged and appropriate staff training given so that patrons are encouraged to behave responsibly and maturely when on the premises and leaving.

e) The protection of children from harm

1. All members of the serving staff at the premises shall seek credible proof of photographic evidence of age from any person who appears under the age of 25 years for the purchase and consumption of alcohol. Such credible evidence, which shall include a photograph of the customer, will either be a photographic full driving licence, a current passport.
2. Signs will be displayed prohibiting under 18's being able to buy or consume alcohol on the premises.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 21 of 21

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00\*

Band E - £125001 and over £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

\* Fee amount (£)

100.00

### DECLARATION



**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

[Add another signatory](#)

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.

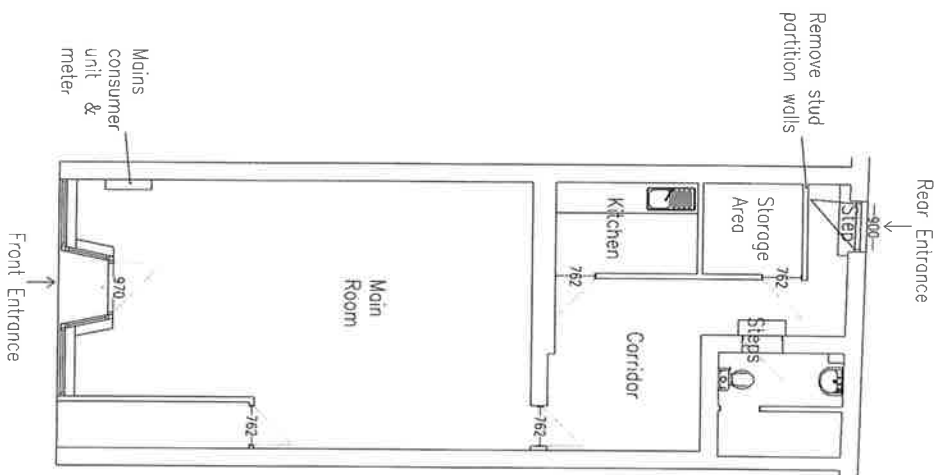
Don't forget to make sure you have all your supporting documentation to hand.

**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**

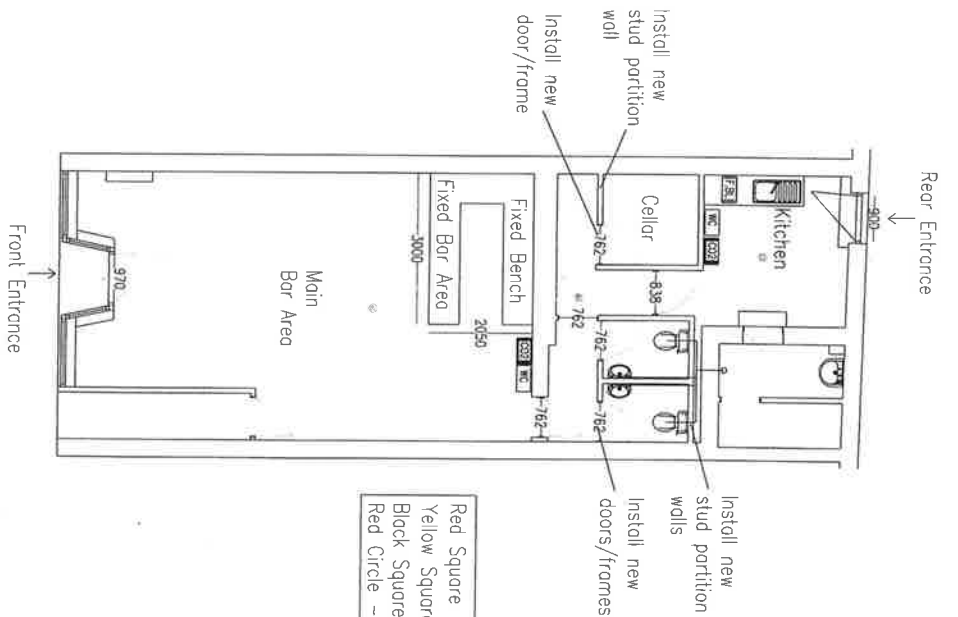
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT 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**

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## **APPENDIX 2**



Existing Plan



Proposed Plan

Red Square (FBL) = Fire Blanket  
 Yellow Square (WC) = Wet Chemical Fire Extinguisher  
 Black Square (CO2) = Carbon Dioxide Fire Extinguisher  
 Red Circle = Smoke Alarm

# Fire protection

Kitchen :- Fire blanket, Wet Chemical & Carbon Dioxide Extinguishers  
 Main Bar:- Wet Chemical & Carbon Dioxide Extinguishers

New 838mm fire door leading to kitchen area

3no Smoke Alarms

## Comments:

All work to conform to the latest editions of the Building Regulations, Construction Design Management Regulations 2015, British Standards. Drainage to be verified on site.

## Asbestos

Vigilance and care should be exercised whenever areas of the building or fabric are opened up for maintenance or building work. Any person who suspects the material they are working with contains asbestos should immediately inform the supervising officer.

Address:- 207 Park View

Whitley Bay

Drawn By:- TC

Scale:- 1:100

Date:-October 2019

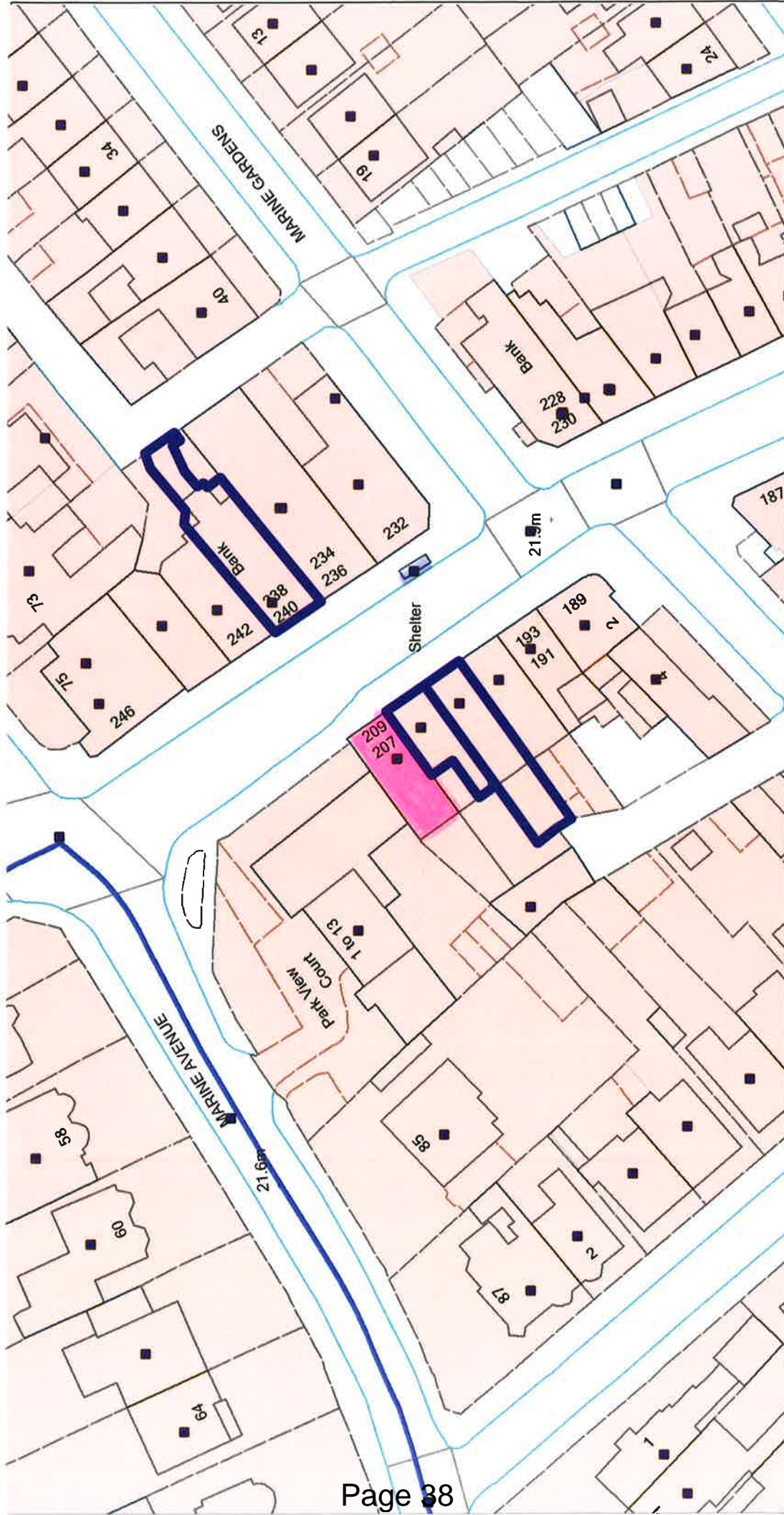
## **APPENDIX 3**

# Square and Compass

Not Set



North Tyneside Council



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Organisation	North Tyneside Council	Date	02 December 2019
Department	North Tyneside Council	SLA Number	100016801
Comments	Not Set	Scale :	1:692

## **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 28<sup>th</sup> 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.

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## **APPENDIX 5**



## REPORT

**North Tyneside Council**

To: Licensing Section

Author: Claire Wilson  
Environmental Health  
Telephone: 0191 643 6645

Date: 19 November 2019

Licensing Act 2003

**RE: Application for a premise licence at Square and Compass, 207 Park View, Whitley Bay, NE26 3RD**

The property is located within Whitley Bay town centre with residential apartments located above, and adjacent at Park View Court. The premise appears to have previously operated as a hairdresser and café, a change of planning use will be required to enable this premises to operate as a micro bar/pub.

The area where this unit is located is principally commercial shops that did not operate until late evening. There is one restaurant located adjacent to the premises that opens late evening. The granting of a premise licence for the Square and Compass will result in additional noise within the area arising from customer noise late into the evening affecting the neighbouring residential properties. If external seating or smoking area was also to be provided at the premise this will result in noise from customer voice for the first floor residential flats. Environmental health receive frequent complaints about similar premises due to associated noise from the activity, 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 the Square and Compass will also give rise to associated amenity impacts from the use of external smoking or seating areas, if provided, from customer voice. I note that amplified music in the form of background music will be provided as part of the operation. Playing of amplified recorded music will result in additional noise for the residential properties located above the premises. It is unclear on the construction of the existing ceiling between the proposed bar and residential flats and it is unclear if its construction will provide adequate sound attenuation for a licensed premises.

The proposed licensed premise application is requesting opening hours to 23:00 hours, and 01:00 hours for seasonal variation on Friday, Saturday and Sundays evening preceding and inclusive of Bank Holidays which will result in additional noise later in

the evening for neighbouring residents. If the premise licence is to be granted it is recommended that the operating times are restricted to 23:00 hours, to ensure local amenity impacts are reduced. Any external seating areas that may be provided should be restricted to 08:00 – 21:00 hours Monday to Saturdays and 09:00 – 21:00 hours on Sundays to minimise noise late evening for neighbouring residents.

### **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: 08:00 – 23:00 hours Monday to Saturdays, 09:00 - 23:00 hours Sundays.

4.0 The use of any external seating area provided at the licensed premises 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.

**From:** Julia Dawson  
**Sent:** 19 November 2019 17:39  
**To:** Liquor Licensing  
**Subject:** FOR INFORMATION ONLY - 207 Park View, Whitley Bay (19/01443/LICCON)  
[Scanned]

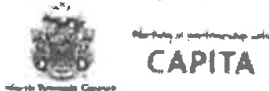
Hello,

In response to the recent consultation on the licensing application for 207 Park View, I note that the applicant has applied for a license to operate a micropub/bar, such a use would fall within Use Class A4 (drinking establishments) of the Town and Country Planning Use Classes Order.

I am aware that the last use of the site was the 'Jam' art gallery, which appears to have operated from 2017 until recently. This would have been a D1 use class (non residential institution). Prior to this the premises were 'Bark View' a dog grooming salon, which would have been classed as a 'sui generis' use class. Prior to this the premises appear to have been operated as a retail unit (Use Class A1). Planning permission would have been required for a change from original A1 retail use to either sui generis or D1. As planning permission was never obtained, the last lawful use of the site would be Use Class A1 (retail).

A change of use from A1 to A4 (drinking establishment) requires planning permission. To date we have not received a planning application and therefore, whether or not the license is granted, the premises cannot lawfully be operated as a drinking establishment at the current time.

Kind Regards  
Julia Dawson  
Senior Planning Officer



**Please note that I am not based in the office on Mondays or Wednesdays and that I am only contactable via email on these days.**

Quadrant East, First Floor Left, The Silverlink North, Cobalt Business Park, North Tyneside, NE27 0BY

**Tel:** 0191 643 6314

**E-mail:** [julia.dawson@northtyneside.gov.uk](mailto:julia.dawson@northtyneside.gov.uk)

**General Line:** 0191 643 2310 (available Mondays and Thursdays from 13:00 - 17:00, Tuesdays and Wednesdays 08:30 - 13:00 and Fridays 13:00 - 16:30)

**Planning Reception:** available Mondays and Fridays from 08:30 - 13:00 and Wednesdays 13:00 - 17:00

You can use the on-line services on the Council's web site to submit, view and comment on applications and view the Local Plan and other policy documents at [www.northtyneside.gov.uk/planning](http://www.northtyneside.gov.uk/planning)

Should you need to visit us, you will find directions to the offices [click here](#)



**From:** publicaccess@northtyneside.gov.uk  
**Sent:** 28 October 2019 12:26  
**To:** Liquor Licensing  
**Subject:** Comments for Licensing Application 00CK/19/2634/LAPRE [Scanned]

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

Comments were submitted at 12:26 PM on 28 Oct 2019 from

### Application Summary

**Address:** [REDACTED]  
**Proposal:** Premises Licence  
**Case Officer:** Stephanie Graham  
[Click for further information](#)

### Customer Details

**Name:** [REDACTED]  
**Email:** [REDACTED]  
**Address:** [REDACTED]

### Comments Details

**Commenter Type:** MAKE REPRESENTATION ie.object or support  
**Stance:** Customer objects to the Licensing Application  
**Reasons for comment:** - Opening Hours  
**Comments:** 12:26 PM on 28 Oct 2019 As a family living nearby, I am concerned about music being played late at night in an area with lots of residential dwellings in the vicinity including flats above shops.  
  
What measures will be taken to ensure the music does not encroach on these residential dwellings.



**/o=NTC/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=Stepha**

**From:** publicaccess@northtyneside.gov.uk  
**Sent:** 29 October 2019 20:50  
**To:** Liquor Licensing  
**Subject:** Comments for Licensing Application 00CK/19/2634/LAPRE [Scanned]

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

Comments were submitted at 8:50 PM on 29 Oct 2019 from : - !

### **Application Summary**

**Address:** 207 Park View Whitley Bay Tyne And Wear NE26 3RD

**Proposal:** Premises Licence

**Case Officer:** Stephanie Graham

[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  
- Prevention of Public Nuisance

**Comments:** 8:50 PM on 29 Oct 2019 Park View does not need any further licensed premises. To suggest that there is a need for 'buoyancy' and an uplift of the area is not appropriate for what is at best a shop which could not be any closer to the residential streets of Marine Avenue and The Avenue. Anti- social behaviour would be a risk given the long license hours proposed.  
I imagine the cafe and owner of the holiday let are happy - they do not LIVE there and have to suffer the potential consequences of the resulting noise pollution and potential nuisance!!  
i look forward to North Tyneside looking at the bigger picture and recognising the emphasis of 'family' in Whitley Bay, not a flashback to 1990

/o=NTC/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=Stepha

**From:** publicaccess@northtyneside.gov.uk  
**Sent:** 31 October 2019 12:14  
**To:** Liquor Licensing  
**Subject:** Comments for Licensing Application 00CK/19/2634/LAPRE [Scanned]

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

Comments were submitted at 12:13 PM on 31 Oct 2019 from

### **Application Summary**

**Address:** 207 Park View Whitley Bay Tyne And Wear NE26 3RD

**Proposal:** Premises Licence

**Case Officer:** Stephanie Graham

[Click for further information](#)

### **Customer Details**

**Name:** [REDACTED]  
**Email:** [REDACTED]  
**Address:** [REDACTED]

### **Comments Details**

**Commenter Type:** MAKE REPRESENTATION ie.object or support

**Stance:** Customer objects to the Licensing Application

**Reasons for comment:**

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

**Comments:** 12:13 PM on 31 Oct 2019 I strongly object to the licensing application for 207 Park View. The addition of another drinking venue will significantly change the culture of the north end Park View. The number of licensed premises has increased dramatically over the last two years. At the moment it is managed well as the premises are separated and clients have to walk between venues. I fear that if this application is passed Park View will start to become another 'South Parade' and we all know what problems that brought. Tynemouth has also suffered from over saturation of drinking establishments and the results of that can be seen in the evenings, especially at weekends.

I live just yards from this address, I have done for almost 40 years, we already have an enormous parking problem and this would be exacerbated. Another drinking establishment right next door to Gilbert & Smith will have a detrimental effect on a residential area.

Regards.

Re: 00CK/19/2634/LAPRE -  
Premises Licence, Pending Decision  
207 Park View Whitley Bay Tyne And Wear NE26 3RD

To whom it may concern;

I am the owner of the residential property 209 Park View, situated directly above the proposed site of 207 Park View, the premise application for the licensing of 'The Square and Compass'. I wish to raise my objections and concerns to the following points.

- The opening hours requested
- The sound proofing of the license premises
- The tidiness of the surrounding residential area

Myself and my family are residents of Whitley Bay and I own and run 209 Park View above the application premises as a holiday let property venture which looks to promote the local and surrounding area, bringing tourism to the heart of Whitley Bay. I am favourable of the regeneration of Whitley Bay and seek to also create a welcoming and vibrant high street. However, I am concerned that the opening hours proposed pose a detrimental effect to my business and to the guests residing in the bedrooms directly above the bar; especially if we have children and families staying and trying to sleep.

I have spoken to the license applicants and have raised my concerns directly, hence my surprise to see the application stating that I am *fully* supportive of the proposed plans! This has not been my communications to them.

I have discussed with Mr Wilson my hope that if the application is successful the premises retain its authenticity to the architecture of the building exterior, and the interior builds on trends reflecting the clientele within Whitley Bay and the growing regeneration in the area.

If the application proceeds I would hope to have an amicable and positive business relationship with the premises below however I must raise my concern as outlined above.

It is my knowledge that the cumulative impact zone sought to stop the potential impact of causing public nuisance. If as stated in section 5 of the full application, the licence is granted from 9:00am until 00:00 (midnight) with customers perhaps vacating onto the street at 1:00am within the proposed "wind down" period this will fully disturb the residence sleeping in the property above. Potentially affecting their overall experience and stay in Whitley Bay. I am also assuming this will also affect the full time occupied property next door and surrounding residential area.

I would propose that any licensing agreement, at most, reflects the opening hours of 'Gilbert and Smith' who's license cease at 10:30pm with a winding down period till 11:00pm. By creating a matching closing time this stops drinkers on the high street looking for the next late-night open bar in a residential area. If 207 Park View ('The square and compass') becomes the last open bar on the street it is inevitable that the premises would accumulate all the remaining drinkers, increasing the late night footfall and noise. If however the licence ceases at 10:30pm with full closing at 11:00pm I feel this is the compromise of our two business working together for the benefit and harmony of both business ventures; and consideration to other local residents.

My second concern is I see no plans or elevations to reflect any design and build propositions to the premises of 207 Park View. At present the sound travelling upstairs to my property is already significant with a few people talking downstairs. This is due in part to the tiled floor reverberation and no sound proofing. The issue would significantly increase with an occupied bar below. I have raised this concern to Mr Wilson and I feel it a pre request to the granting of this application that sound proofing is sought as part of its change of use.

Finally I have had verbal confirmation from Mr Wilson that we share the same concerns regarding keeping the street free from cigarette ends and litter. I want to officially share my concerns on this matter and hope that if the micro pub proceeds all of the area outside my front door is kept free of litter and cigarettes. I would also be happy to see a cordoning off of the bar front area, separating it from my front door - similar to what is provided outside 'Gilbert and Smith'. Hopefully this would contain any smokers immediately in front of 'The Square and Compass' and not on my front doorstep.

I hope as someone looking to promote and regenerate Whitley Bay, a young woman venturing into a new business, a local resident and as someone who truly wants to look to promote our local high street, my honest and justified concerns will be taken on board. We have the same goal but there needs to be compromise.

Kind Regards



**Jeff Young**

---

**From:** publicaccess@northtyneside.gov.uk  
**Sent:** 01 November 2019 12:06  
**To:** Liquor Licensing  
**Subject:** Comments for Licensing Application 00CK/19/2634/LAPRE [Scanned]

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

Comments were submitted at 12:06 PM on 01 Nov 2019 from

### **Application Summary**

**Address:** 207 Park View Whitley Bay Tyne And Wear NE26 3RD

**Proposal:** Premises Licence

**Case Officer:** Stephanie Graham

[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
- Prevention of Public Nuisance
- Traffic

**Comments:** 12:06 PM on 01 Nov 2019 Comments emailed separately

00CK/19/2634/LAPRE | Premises Licence | Pending Decision | 207 Park View Whitley Bay

We would like to object to the above Licence due to the following reasons Parking, traffic noise, public nuisance and opening hours.

We have concerns over the increased levels of noise and disturbance which may result from another bar operating if a premises licence is granted. There are already a large number of licensed premises on Park View, with an increase from two to thirteen in a short space of time. In the block where 207 is situated there are five properties, Two have premises licences already and one Pulp Fiction often applies for Temporary Licence.

We have a young family and have lived adjacent Park View in what was a quiet area for 14 years. We do not mind a mixture of cafes serving alcohol with meals but are worried about the number of licensed premises with late opening hours in this part of Park View. We are also concerned that the outside area to the front of the premises could be used for alcohol consumption. We have complained to NTC regarding noise and disturbance from customers drinking outside the front of 201 Park View on the same block as 207 Park View.. (see photo 1.) The pavement is not wide enough to accommodate outside drinking and the properties do not own the pavement area to the front. This use of the pavement restricts space for pedestrians and especially for those using mobility scooters or push-chairs.

Photo 1. 19.8.2018



In February this year we contacted NTC regarding problems with commercial waste collections to the rear of Park View. Collections have been as early as 5:30 am from a Pulp Fiction, Papa Ganoush, Zammorins and Gilbert Smiths. Glass is disposed of late at night by the pubs and restaurants disturbing our sleep. This issue was not dealt with effectively by NTC or the owners of the bars concerned and we had to contact the Waste Companies directly to complain. It has taken over six months to sort out the issue of early morning collections (see attached correspondence)

11:28 Fri 1 Nov

14%

< All Inboxes ^ v



**RE: 201 Park View Whitley Bay NE263RD case no 19/00065/BCON [Scanned]**

28 February 2019 at 08:04

City Foundation, Cloud Archive Mailbox

Good Morning

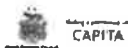
I have written to the owners informing them we are aware of breaches occurring and will be monitoring the site

I will update you further when I receive a response from the owners

Thank you

Nathan

Nathan Millin - Planning Enforcement Officer



North Tyneside Council - Planning  
Quadrant - East - 1st Floor, Silverlink North, Cobalt Business Park,  
North Tyneside, NE27 0BY

File: 0000000000000000

File: 0000000000000000

From: Nathan Millin

Sent: 27 February 2019 09:54

To: Nathan Millin

Subject: 201 Park View Whitley Bay NE263RD case no 19/00065/BCON [Scanned]

\*EXTRNL\*

FAO Nathan Millin

Further to my telephone conversation on 13th Feb 2019 regarding breach of planning condition 8. I would like to know if you have been able to progress this complaint. Biffa are still collecting rubbish at 6:50 am each Wednesday morning which is causing noise and disturbance to myself and neighbours.

I look forward to your response

Thank you

6:52 am 27.2.19





11:50 Fri 1 Nov

13%

< All Inboxes



From: Nathan Millin

To: Nathan Millin

Hide

**Re: 201 Park View Whitley Bay NE263RD case no  
19/00065/BCON [Scanned]**

10 April 2019 at 07:07

Forwarded in Cloud Scan Mailbox

Good Morning Nathan

Further to my email yesterday I would like to confirm that Biffa collected the commercial rubbish from 201 Park View at 6:40am this morning. It would therefore appear the owners have taken no notice of your letter or are blatantly disregarding it. Would it be possible for you to call out and do a site visit or take this breach to the next level of enforcement?

My local Councillor John O'Shea is doing house visits in my street tonight so I will update him on this issue, as he originally supported residents in the objection to this business opening adjacent residential housing.

I would appreciate feedback once you have taken this matter further.

Thank you

On 8 Apr 2019, at 13:57, Nathan Millin <[Nathan.Millin@northtyneside.gov.uk](mailto:Nathan.Millin@northtyneside.gov.uk)> wrote:

Good afternoon,

I thought I would email to ask if further breaches have occurred at the property. I wrote to the owners but received no reply for a week.

Thank you for your cooperation

Nathan

6:29 am 8th May 2019



11:32 Fri 1 Nov

< All Inboxes



**Re: 201 Park View [Scanned]**

Hi Nathan

Thank you,

On 22 May 2019, at 08:38, Nathan Millin <[Nathan.Millin@northtyneside.gov.uk](mailto:Nathan.Millin@northtyneside.gov.uk)> wrote:

Thank You for your email. If this is 2 weekly then I will arrange a further site meeting to monitor the site in two weeks time

Regards

Nathan

Nathan Millin - Planning Enforcement Officer  
Managerial  
North Tyneside Council - Planning  
Quadrant - Unit - 1st Floor, Silverlink North (Whole Business Park),  
North Tyneside, NE31 9HT

0191 273 6169

0191 273 6169

From: Nathan Millin  
Sent: 22 May 2019 08:38  
To: Nathan Millin  
Subject: 201 Park View [Scanned]

"EX116N1"

Good Morning Nathan

Further to my email of 8th May I would like to point out that 3rd's collected waste this morning at 11:00am which is slightly later than the timescale permitted. The collection appears to be two weekly that is why you missed them when you visited the site

I will continue to send you emails until this issue is resolved

\*\*

This email and any attachments are intended solely for the addressee. If you receive

12:30 Fri 1 Nov

8%

< All Inboxes



From: Curtis Rees

To: [redacted]

Hide



**Biffa waste services**

28 June 2019 at 10:33

Found in iCloud Inbox

Good morning,

Hope all is well.

As per call I have contacted the Newcastle depot to look into the noise complaint and speak to the driver about servicing at a later time in the morning.

Thank you



Curtis Rees / Customer Service Representative – SME/Major  
Mobile 0800 601601 E-Mail [services@biffa.co.uk](mailto:services@biffa.co.uk)  
Kingspoint, Coronation Road, Cressax, High Wycombe, HP12 3TZ  
[www.biffa.co.uk](http://www.biffa.co.uk)



11:41 PM 1 Nov

< All Inboxes ^ v

P [ ] [ ] [ ] [ ] [ ] [ ]

From: Jane Robinson

To: [ ] [ ] [ ] [ ] [ ] [ ]

hide

JR

**RE: Biffa waste services**

30 August 2019 at 14:18

22 Friends in Chat History

Thankyou Darcelle for this

I have found the site (the postcodes we have is NE26 3 RD)

I will speak with the drivers and I will also try to get out to site over the next couple of weeks to ensure they are not going early.

Please let me know if you have any more problems but we will try to resolve this for you

Many thanks

Jane



Jane Robinson / Operational Support Manager

Mobile: 07730000000 E-Mail: jane.robinson@biffa.co.uk

www.biffa.co.uk

Follow Biffa on Social Media for news and updates



A further increase in traffic visiting the bar will stretch an already problematic parking situation at and near our home. In the last year there has been increased traffic noise and disturbance in our street late into the night. Customers often park outside our property when visiting the bars and cafes and are quite noisy when returning after 11:00 pm.

The number of commercial vehicles using the very narrow back lane at the rear of Park View has also recently increased with large wagons delivering goods constantly throughout the day. The vehicles have to back into the rear lane and are often feet from the corner of my kitchen window which is quite worrying.

We support local businesses and regeneration of this area but this needs to be balanced with allowing residents access to a quality family life. If this licence is granted we would like restrictions on operating hours to 11:00 pm with no outside drinking allowed either to the front or rear of the property.

**From:**  
**Sent:** 03 November 2019 18:27  
**To:** Liquor Licensing  
**Subject:** Application for 207 Park View Whitley Bay. Ref OOCK/19/2634/LAPRE [Scanned]

\*EXTRNL\*

Sent from my iPad

Begin forwarded message:

**Date:** 3 November 2019 at 18:14:15 GMT

Dear Licensing Committee

**Subject: Application for 207 Park View**

We are concerned about the application to sell alcohol and play music at 207 Park View Whitley Bay, as well as the effect it will have on the holiday let, directly above. As investors in the holiday property, 209 Park View, we would like to have our concerns considered. Our investment was to support the owner to promote the North East and Whitley Bay in particular. We have been impressed by the developments in the area in recent years.

Although conversations have taken place between the applicants and the owner of 209 Park View, at no point has any support been given to the licensing request that has been submitted. We are happy businesses want to develop in Whitley Bay, but not to the detriment of others.

We are concerned about this request's impact on public nuisance. A licence from 9:00a.m. to Midnight seems excessive, with additional wind-down time. We are concerned about the ability of the guests at 209 Park View, and other residential properties near by, to have unaffected sleep, especially as 209 Park View caters for families, with children.

We are aware of other near by licensed properties, which operate until 10:30 with winding down until 11:00 at night. It would seem unreasonable for The Square and Compass to set a new precedent within the space of 3 properties. Surely both licences should operate within the same hours.

There are also concerns about the levels of noise this premises may produce. Already, as alterations are being made downstairs, people can be heard holding, what can only be assumed to be, 'normal conversations'. This, multiplied by the number of people that may enter The Square and Compass, plus any other intrusion from the music licence requested, could make being on holiday above, in 209 Park View, insufferable. We are aware of similar premises elsewhere that have taken steps to provide high quality sound proofing systems to good effect. We wonder if such measures should be a condition of licence being granted for 207 Park View.

Finally we would like confirmation that the premises, and its customers, will not spill out onto the street, use the street as a place to drink or drop litter to the detriment of the local Whitley Bay environment.

We would hope both business, and others on Park View, will be able to co-exist in harmony and collaboration to promote the benefits of Whitley Bay, North Tyneside and the broader North East of England.

Sent from my iPad

Stephanie Graham

---

**From:**  
**Sent:** 05 November 2019 20:05  
**To:** Liquor Licensing  
**Subject:** Fwd: Licence application - Square and Compass, Park View Whitley Bay [Scanned]

---

\*EXTRNL\*

I wish to object to the above application. It's my view that this application will, if agreed, will lead to the creation of a public nuisance for residents who live in the area.

I wish to attend the meeting of the Licensing Committee to make my representations.



User  
Stephanie Graham

## NORTH TYNESIDE COUNCIL MEMBER ENQUIRIES SYSTEM

Reference M102  
178501

[Back](#)

Summary

Created by Carole Cawthra (1) on 31-OCT-2019  
Service Area, Env&Leisure Tech: Licensing  
Member, John O'shea  
Category, Liquor Licensing

Email: :

Mobile:

[View History](#) [\(Full Enquiry\)](#)

### Subject Matter

From: R L Sent: Thursday, October 31, 2019 2:00:19 PM To: John O'Shea (Cllr) ; Margaret Hall (Cllr) ; Sandra Graham (Cllr) Subject: Square and compass bar opening - Concerns [Scanned] \*EXTRNL\* Good afternoon I am emailing today in regards to the new bar opening at 207 Park View, Whitley Bay. V  
of the Eden's life and we returned home the other evening to find a notice next to our door confirming that North  
I have approved a licence for the property next door, previously the JAM art gallery, to become a  
Micro Pub. Whilst I am all for supporting local businesses and revitalising the area, you can appreciate how this  
concerns us as tenants at the property. We were not informed of the agreement and whilst they may have spoken to our  
landlord, we, as tenants, haven't been advised. We moved into the property in May 2018 and "Gilbert and Smiths"  
opened shortly after. As our apartment is directly above the bar and our bedroom at the front of the property, we are  
unable to open our windows on a night time because of the noise placed outside till late at night  
directly below. We are concerned that "Square and Compass" that is opening on the street will do the same  
creating more noise. Me and my partner both work early morning shifts and whilst we appreciate there will be some  
noise living on a high street such as Whitley Bay, we are concerned that the new bar is to stay open till 11 with a 1 hour  
wind down period. Unfortunately, as a result of this, it has lead to us looking for alternative accommodation when our  
tenancy comes to an end in the new year, which is a shame as we otherwise really enjoy living on the street. Haven  
spoken to other residents in the area I am aware that this is a general concern amongst the people living in the  
properties, as having two bars in close proximity to each other makes it difficult for the people living above. From the  
licensing agreement, I am unable to see whether the new bar will be allowed seating outside. Please could this be  
considered as it is proving very difficult to sleep when the street has become so noisy. I appreciate your time reading  
this and I hope you take some of my concerns into account when writing your response. Looking forward to hearing  
from you

### Action Required

Please respond

9

**Stephanie Graham**

---

**From:**  
**Sent:** 05 November 2019 12:05  
**To:** Liquor Licensing  
**Subject:** Licence application - Square & Compass [Scanned]

\*EXTRNL\*

**Subject: Objection to proposed premises licence for Square and Compass at 207 Park View, Whitley Bay**

Dear Sir/Madam

I am writing to object to the application for a premises licence at 207 Park View, Whitley Bay by the Square and Compass.

While I generally feel that the development of new cafes and bars on Park View to date has been positive to the area, any further additions of licences premises is in danger of creating a cluster where people specifically come to move from bar to bar, causing noise and disturbances.

Particularly if the trend of longer opening hours, music etc is continued.

Although on a shopping street, the premises are in reality in the centre of a residential area, particularly the end of Park View where these premises are located. As a nearby resident I have concerns over the increased levels of noise and disturbance which has already resulted from the new bars that have opened on Park View. I noted that an application for a licence on South Parade was recently rejected by the council and that local residents and police objected. While the bars on Park View are clearly different from those on South Parade, it would seem very strange if the council simply moved this problem from one area of Whitley Bay to another.

My representation is made under the relevant licensing objectives:

**The prevention of public nuisance**

I feel Park View is in danger of reaching a critical mass of bars in one location and is beginning to reach the point where it is forming a "strip" where people come to move from bar to bar. We are already beginning to see this with current licenced premises but further bars opening will exacerbate this.

Although I felt it was wrong to grant a licence to Gilbert and Smith at 201 Park View given its location right in the heart of a residential area, I was relieved by the terms including 10.30pm closing and no music. I feel this has been effective in helping to manage the public nuisance from these premises. However I note than the Fox and Finch, also on Park View, has been allowed to open later, has outdoor seating and also has music playing. I find this inconsistency strange and hope this isn't a policy of the licencing authorities to gradually loosen the terms of licences on Park View as more bars are allowed.

Inevitably the longer opening hours that are allowed mean there will be more disturbances to local residents from people leaving the premises. Later opening hours are far more likely to attract large groups who will drink till as late as possible and then cause disturbance on leaving the premises.

**The prevention of crime and disorder**

As already outlined I feel Park View is in danger of reaching a critical mass on bars which inevitably bring more crime and disorder. I think it is self-evident and has been reported in other documents produced by UK councils (e.g. <https://barnet.moderngov.co.uk/documents/s19448/Appendix.pdf>) that where a cluster of premises existing the impact is an increase in crime and disorder.

In conclusion I feel the granting of this licence would undoubtedly lead to an increase in noise and disturbance to residents in the area and risk further crime & disorder. Also the addition of another bar to Park View would potentially jeopardise the progress made on the street of making it an attractive destination to visit with cafes, restaurants and other independent traders.

## Stephanie Graham

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**From:** publicaccess@northtyneside.gov.uk  
**Sent:** 11 November 2019 11:44  
**To:** Liquor Licensing  
**Subject:** Comments for Licensing Application 00CK/19/2634/LAPRE [Scanned]

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

Comments were submitted at 11:44 AM on 11 Nov 2019 from !

### Application Summary

**Address:** 207 Park View Whitley Bay Tyne And Wear NE26 3RD  
**Proposal:** Premises Licence  
**Case Officer:** Stephanie Graham  
[Click for further information](#)

### Customer Details

**Name:** [REDACTED]  
**Email:** [REDACTED]  
**Address:** [REDACTED]

### Comments Details

**Commenter Type:** MAKE REPRESENTATION ie.object or support  
**Stance:** Customer objects to the Licensing Application  
**Reasons for comment:**

- Prevention of Public Nuisance
- Public Safety

**Comments:** 11:44 AM on 11 Nov 2019 The opening hours and nature of business are a clear erosion of existing amenity as described by the NPPF (National Planning Policy Framework) with little consideration given to the residential setting of this application

Susan Vert

---

**From:** publicaccess@northtyneside.gov.uk  
**Sent:** 11 November 2019 17:23  
**To:** Liquor Licensing  
**Subject:** Comments for Licensing Application 00CK/19/2634/LAPRE [Scanned]

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

Comments were submitted at 5:22 PM on 11 Nov 2019 from [REDACTED] to Carr.

### Application Summary

**Address:** 207 Park View Whitley Bay Tyne And Wear NE26 3RD

**Proposal:** Premises Licence

**Case Officer:** Stephanie Graham

[Click for further information](#)

### Customer Details

**Name:** [REDACTED]  
**Email:** [REDACTED]  
**Address:** [REDACTED]

### Comments Details

**Commenter Type:** MAKE REPRESENTATION ie.object or support

**Stance:** Customer objects to the Licensing Application

**Reasons for comment:**

- Fair and Open
- Opening Hours
- Parking
- Prevention of Crime Disorder
- Prevention of Public Nuisance
- Protection of Children from Harm
- Public Safety
- Traffic

**Comments:** 5:22 PM on 11 Nov 2019 We strongly object to the licence application on the grounds another pub is not required and is not appropriate for the residential area. Requesting a music to 1am quite clearly sets out the intentions of this bar and it is a concern that it will bring with it unwanted anti social and disturbing aspects to the area.

**Stephanie Graham**

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**From:**  
**Sent:** 15 November 2019 14:33  
**To:** Liquor Licensing  
**Subject:** Objection to Square & Compass, 207 Park View [Scanned]

\*EXTRNL\*

From:

Dear Sir or Madam,

I wish to lodge an objection to the recent application for a new premises licence for the proposed Square and Compass Bar, at 207 Park View, Whitley Bay, NE26 3RD.

The applicants propose opening a bar & cafe style establishment at what was the Jam art gallery. If approved, the Square and Compass would be the sixth bar to open along Park View in a few short years. The street is already well served by the Okapi Lounge, The Dog and Rabbit, The Fox and Finch (which appears to be expanding its premises), Nord, and Gilbert and Smith. In addition to these five current bars on Park View, there is also the recently opened Split Chimp at Spanish City, Storm Cellar beside the library and Left Luggage at Monkseaton Metro. Park View also has several cafes with licences to sell alcohol, with the potential to become bars in the future.

What is rapidly developing is a strip of bars and pubs on Park View. Park View is a street of mostly independent shops within a quiet, family orientated area that is home to many young families. The street offering is changing rapidly from a local retail destination, visited in the day time by local residents, to a night time eating and drinking zone.

In my opinion, Park View is at a tipping point. At present there is a reasonable balance between the day time retail shops and cafes, and the night time economy bars and restaurants. If another licensed premises opens, I could see the balance falling in favour of night economy, with the number of day trading independent shops losing the critical mass they need to make the street a viable shopping destination. This would lead to more empty shops and a loss of retail amenity which would affect many of the local self-employed traders who operate from Park View. This would have a knock on effect for the local economy.

Having a number of bars along a short strip of street makes Park View a night out and drinking destination. With the bars being in close proximity, the 'Park View Night Out' becomes as much about the journey along the street from bar to bar, as it is about going to just one establishment. People moving from bar to bar increases night time noise levels for local residents. The more bars there are along Park View, the less careful drinkers will be about keeping noise levels down. Allowing the Square and Compass to open will increase that risk.

I know several families who live very close to Park View, and they are already disturbed by incidental noise levels from the newly opened bars and restaurants, especially in the long summer evenings. There are taxis pulling up, car doors being slammed, recycling bins being filled late at night, chatter and music drifting from the open doors and windows of restaurants and bars, as well as the noise of drinkers leaving premises late in the evenings.

I respectfully ask that you refuse the application for the Square and Compass for the reasons I have set out.

Yours sincerely,

Stephanie Graham

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**From:**  
**Sent:** 18 November 2019 13:53  
**To:** Liquor Licensing  
**Subject:** Re: Server error [Scanned]

\*EXTRNL\*

Thanks for the swift reply

I'm objecting on the opening time, anti social behaviour , protection of children and damage to the local community

Please see my statement below

I want to object against the application for a new bar at the former Jam gallery site on park view.

We currently have three bars within 40 yards of each other and another bar opening would impact negatively on the suburban area and be over saturation of the area. The opening of the two most recent bars has already impacted an already established business in Nord (who close at 10pm and refuse entry of groups) who have had to reduce their premises footprint due to losing trade to Gilbert and smith and fox and finch. The area is densely populated with young families and another bar would turn a family friendly street surrounded by houses into a Pub

crawl destination(something that Whitley bay has rightly moved away from) . We currently already experience the consequence of local bars in the form of vomit on our street on a Saturday and Sunday morning and late night groups passing our house and disturbing my sleeping children . The [police.uk](http://police.uk) site confirms that public disorder offences consistently take place on park view and another bar would exacerbate the problem. This bar would not in the words of the applicant improve the area but it would greatly decrease the desirability to live here and to open family friendly businesses on the street. The applicant seems concerned about the volume of empty shops . The stretch of shops along park view are actually thriving leading to businesses expanding into larger premises e.g pure knead, any shops empty in this stretch don't stay empty for long. If the applicant was concerned about empty shops why not choose a space closer to the town centre ? Recently a bar was refused a license on south parade due to being in a impact zone and due to it creating anti social behaviour. The same common sense approach needs to be applied on this application. If this application is granted then park view would become a problem area that the council have tried move away from. The applicants request for a 1am closing time is also a worry, unsympathetic and disconnected to the surrounding community and confirms the applicants poorly judged understanding of the area and what the community needs. The applicant also stated that they have talked to locals. I want to confirm that they haven't canvassed for feedback from two of the closest streets to the site. To highlight there have recently been two new family friendly additions to park view in the form of a sandwich bar and cake shop , I'm afraid more bars would deter further family friendly businesses from setting up here in the future. The introduction of a bar wouldn't improve the area but negatively impact it, adding to the already over saturation of bars on park view and anti social behaviour present.

Kind regards

Sent from my iPhone

On 18 Nov 2019, at 12:54, Liquor Licensing <[liquor.licensing@northtyneside.gov.uk](mailto:liquor.licensing@northtyneside.gov.uk)> wrote:

Good Afternoon,

18<sup>th</sup> November 2019

To whom it may concern

**Re Licence Application for the Square and Compass, 207 Park Road,  
Whitley Bay**

It has just been brought to my attention that we are to have another pub opening just around the corner from my home (that makes 4 establishments selling alcohol opened in the last 2 years within about 50 yards of each other). This will result in more bars than restaurants within the same vicinity, which is not what we need or should be encouraging for the health and wellbeing of our community. This number doesn't include the other new bars that have opened nearer the sea front or further along by St Pauls Church.

Whilst we initially welcomed the first two bars to Park View it is now getting to be too much for what is supposed to be a high street and a residential area with schools in close by. It's becoming more and more like the old South Parade!

I take offence with the application as it states there has been discussion with the local community; sadly no one has been in touch with anyone on my street and we are directly behind the proposed bar. It implies the area is deteriorating with many closed businesses when this supposedly is the more residential/affluent side of Whitley Bay, with a wide variety of specialist shops; it was even voted one of the best shopping street in the UK in a national paper! Perhaps they are closing due to the change in nature of the area - due to the bars? One business owner commented to me that if they had known that the area was going to have all of these bars they would never have moved in. Therefore it won't enhance and compliment the area as the application suggests but will bring the areas down by attracting the wrong type of business and visitors to the area.

Since the opening of the last bar we have noticed a change: the area, particularly at weekends, has become quite different in mood at times: its daunting as a family to have to walk past large groups standing on the pavements drinking and smoking, some clearly under the influence of alcohol from an early hour, and often these are

not the “over 30 group” as described but younger. Another bar will surely just encourage binge drinking and the “pub crawl mentality”. Please don’t get me wrong as we do use the bars and eat in them occasionally, and often frequent all the local cafes and restaurants to support our local community, but we now tend to avoid weekends as we have observed unpleasant behaviour amongst groups who have had far too much to drink. On one occasion I’ve even been seated at a local restaurant waiting for my meal with my family and seen two “30 year old ish” woman leave one of the bars around 7.30pm with one not being able to stand, and having to be helped by people walking their dog to get to a wall to sit whilst the other called for someone to collect them. It’s got to the stage where I won’t let my children go along the high street during the evenings at weekends now as I don’t think it’s safe for them.

One business owner also commented on the change in mood and customers within the area, particularly at weekends, as being threatening and described “an undercurrent” at weekends that felt like something “could happen/kick off” at any moment. It’s changing.

I think the opening hours requested are not reasonable – I think the fact that this establishment is nearer the residential area needs to be acknowledged, respected and reflected in the application. As for the option to open later as part of this licence request this is unacceptable and any requests like this should have to be applied for on an individual special licence request only to protect and respect the residents.

However the issues that concerns me most is that the council would even consider agreeing this licence when the council clearly understands the consequences of what could in effect be seen as encouraging excessive alcohol consumption when there are so many bars locally. NTC is part of the Tyneside Alcohol Strategy Partnership and work to agreed Strategic Objectives to reduce alcohol misuse. The following is from you own website and is part of the Public Health agenda you are responsible for delivering:

***North Tyneside Council is committed to reducing alcohol related harm and promoting responsible drinking but recognises that there are problems associated with over consumption of alcohol resulting in risks to health, relationships and community safety in particular.***

***In North Tyneside, it is estimated that more than 86% of adults who drink alcohol, drink above what are considered safe levels. This means that they are putting themselves at risk of developing health problems in the future due to their drinking.***

***Every year in North Tyneside, there are around 100 alcohol-specific deaths, 2,000 alcohol-related hospital admissions, around 400 alcohol-related violent crimes and thousands of work-related absences linked to drinking alcohol.***



***The personal, social and economic cost of alcohol has been estimated to be over £83million for North Tyneside, with cost implications for the NHS, crime and licensing, workplaces and social care.***

***Regular drinking too much alcohol can have severe effects on your health.*** There are over 60 medical conditions that you may be at increased risk of by drinking above the guidelines, including mouth, throat, stomach, liver and breast cancers, high blood pressure, cirrhosis of the liver and depression.

I would want to know whether the licensing committee consider the public health implications of each individual request – I understand that licensing is represented on the strategy partnership so are fully aware of the implications of having too many establishment in such a built up residential area?

Even before the opening of 3 of the bars on this section of Park View Whitley Bay was one of the boroughs' 7 worst areas for binge drinking and alcohol consumption as identified by Public health England. Surely having more bars will only add to this problem. It's also not a good message for children having to walk past on their way to and from school so many establishments that encourage drinking and smoking. Does this not again go against the councils own strategy?

In summary I strongly oppose the opening of another bar in this area – what we have is sufficient and if managed well already meets the needs of the local population and any visitors to the area without tipping the balance. One more establishment is simply too much and could be enough to change this area for the worse.

Yours sincerely,

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