



North Tyneside Council

Licensing Sub Committee

14 June 2021

Tuesday, 22 June 2021 commencing at 10.00 am.

The meeting will be held virtually and live streamed.

Agenda Item	Page
1. Appointment of Chair The Sub-committee to appoint a Chair for the meeting.	
2. Declarations of Interest You are invited to declare any registerable and/or non-registerable interest in matters appearing on the agenda, and the nature of that interest.	
3. procedure for Licensing Act Hearings To note the procedure for hearing and determining an application for the grant of a new Premises Licence.	3 - 6
4. On the Corner Cafe, 45 Ilfracombe Gardens, Whitley Bay, NE26 3LZ To give consideration to an application for the grant of a new Premises Licence in respect of On the Corner Café, 45 Ilfracombe Gardens, Whitley Bay.	7 - 54

Circulation overleaf ...

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Members of the Licensing Sub Committee

Councillor Sean Brockbank
Councillor John O'Shea

Councillor Tommy Mulvenna

LICENSING ACT 2003

NORTH TYNESIDE COUNCIL

PROCEDURE FOR VIRTUAL 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 involved in the hearing to identify themselves in turn. 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 participate 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 Members of the Committee may ask any relevant questions they have of the Licensing Officer.
5. The Applicant will then be invited to address the Committee to clarify any information arising from the officer’s report, if necessary.
6. Any of the Other Persons may ask any relevant questions they have of the Licensing Officer.
7. 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.

8. The Committee may ask any relevant questions they have of the Other Persons or their witness(es).
9. The Applicant may ask any relevant questions of the Other Persons or their witness(es).
10. The Applicant will be invited to address the Committee, in relation to their application. If the Applicant has obtained prior permission to call a particular witness, then they may call that witness.
11. The Committee may ask any relevant questions they have of the Applicant or their witness(es)
12. 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.
13. The Chair will invite the Applicant to make a brief closing statement, ideally taking no longer than 10 minutes.
14. The Chair will ask all parties if they are satisfied that they have said all they wish to.
15. 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.
16. 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.
17. 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.**

18. 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 virtual hearing.

If a party fails to attend or be represented at a virtual 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 (if any) 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.

REPORT

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

Date: 22nd June 2021

Report by: Jeff Young
Licensing Officer
☎ 643 6903

**Contact
Officer(s):** Jeff Young
Licensing Officer
☎ 643 6903

**Title of
Report:** Licensing Act 2003

On the Corner Cafe
45 Ilfracombe Gardens
Whitley Bay
NE26 3LZ

Ward(s): Monkseaton North

1.0 Summary / Purpose of Report

1.1 Licensing Sub-Committee

The Licensing Act 2003 provides that, where representations have been received from a Responsible Authority or Other Persons in respect of an application for a Premises 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 Della Veronica Carter in relation to her business On the Corner Café, 45 Ilfracombe Gardens, Whitley Bay, ("the Premises").

1.3 The applicant has been invited to attend the meeting 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 at the premises, in a local newspaper and on the Council Website as prescribed.

Representations have been received from Other Persons. These are attached at **Appendix 5**.

1.5 Authority to make decisions

In relation to an application for the grant of a Premises Licence 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 has 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

2.1 This report relates to an application for a New Premise Licence in respect of On the Corner Café 45 Ilfracombe Gardens, Whitley Bay, NE26 3LZ.

A copy of the application form 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

3.1 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 and off the premises)

- Every Day From 08:00 until 18:30

Non-Standard Timings: - From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day

2. To permit **Live Music**

- Every Day **From** 08:00 **Until** 19:00

Non-Standard Timings: - From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

3. To Permit **Recorded Music**

- Every Day **From** 08:00 **Until** 19:00

Non-Standard Timings: - From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

4. The **Provision of any of a similar description to live, recorded music or performances of dance**

- Every Day **From** 08:00 **Until** 19:00

Non-Standard Timings: - From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

5. **General Opening Times** as follows:

- Every Day From 08:00 until 19:00

Non-Standard Timings: - From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

The Licence if granted 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 the following additional steps in the operating schedule which they intend to take in order to promote the licensing objectives.

Please see **Appendix 1**.

4.0 The Parties

The Parties to the hearing will be:

1. The Applicant – Della Veronica Carter
2. Other Persons.

5.0 For consideration

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

- Application for the Grant of a Premises Licence in relation to
On the Corner Café 45 Ilfracombe Gardens, Whitley Bay, NE26 3LZ.

6.0 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.

7.0 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.

8.0 For Decision

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

9.0 Associated Papers

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

10.0 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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North Tyneside Council

North Tyneside
Application for a premises licence
Licensing Act 2003

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

* required information

Section 1 of 21

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☒ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☐ 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 the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

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

Are you:

- ☒ An agent that is a business or organisation, including a sole trader
- ☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

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

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

Is your business registered outside the UK? ☐ Yes ☒ No

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Your position in the business

Home country

The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

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

45

Street

ILFRACOMBE GARDENS

District

City or town

WHITLEY BAY

County or administrative area

TYNE & WEAR

Postcode

NE26 3LZ

Country

United Kingdom

Further Details

Telephone number

Non-domestic rateable
value of premises (£)

5,200

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

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

☒ Yes ☐ No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

* Date of birth

 / /
dd mm yyyy

* Nationality

Documents that demonstrate entitlement to work in the UK

Right to work share code

Right to work share code if not submitting scanned documents

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?

 02 / 06 / 2021
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

Continued from previous page...

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.

CAFE OFFERING TAKEAWAY SERVICE. SALES OF ALCOHOL BOTH ON AND OFF THE PREMISES HOWEVER THESE ARE THOROUGHLY CONDITIONED WITHIN OUR OPERATING SCHEDULE ATTACHED TO THIS APPLICATION

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

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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

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PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

☒ Yes

☐ No

Standard Days And Timings

Continued from previous page...

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

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

FROM THE END OF PERMITTED HOURS ON NEW YEARS EVE TO THE START OF PERMITTED HOURS ON NEW YEARS DAY

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

Continued from previous page...

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

☒ Indoors

☐ Outdoors

☐ Both

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

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

PLEASE NOTE THAT FOR CONTINUITY WE HAVE APPLIED FOR LIVE MUSIC WITHIN THE PREMISES LICENCE APPLICATION.
THE PREMISES MAY FROM TIME TO TIME DECIDE TO HAVE LIVE ACOUSTIC SINGERS ETC AND WE HAVE CONDITIONED THIS
WITHIN OUR OPERATING SCHEDULE SHOULD THESE EVENTS TAKE PLACE.

State any seasonal variations for the performance of live music

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

Continued from previous page...

SUNDAY

Start 08:00

End 19:00

Start

End

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

☒ Indoors

☐ Outdoors

☐ Both

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

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

RECORDED MUSIC WILL BE PROVIDED AT THE PREMISES BUT ALWAYS AT A LEVEL TO ALLOW CUSTOMERS TO TALK IN COMFORT AND THIS HAS BEEN CONDITIONED WITHIN THE OPERATING SCHEDULE ATTACHED TO THE LICENCE.

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.

FROM THE END OF PERMITTED HOURS ON NEW YEARS EVE TO THE START OF PERMITTED HOURS ON NEW YEARS DAY

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PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes

☒ No

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

See guidance on regulated entertainment

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

☒ Yes

☐ No

Standard Days And Timings

Continued from previous page...

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

Give a description of the type of entertainment that will be provided

AGAIN THIS HAS BEEN APPLIED FOR FOR CONTINUITY WITHIN THE APPLICATION AND ANYTHING OTHER THAN RECORDED
OR LIVE MUSIC WILL BE DISCUSSED WITH THE LICENSING AUTHORITY IN ADVANCE.

Will this entertainment 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.

Continued from previous page...

State any seasonal variations for entertainment

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 entertainment 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.

FROM THE END OF PERMITTED HOURS ON NEW YEARS EVE TO THE START OF PERMITTED HOURS ON NEW YEARS DAY

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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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

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...

FRIDAY

Start 08:00

End 18:30

Start

End

SATURDAY

Start 08:00

End 18:30

Start

End

SUNDAY

Start 08:00

End 18:30

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.

FROM THE END OF PERMITTED HOURS ON NEW YEARS EVE TO THE START OF PERMITTED HOURS ON NEW YEARS DAY.

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

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

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.

N/A

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.

Continued from previous page...

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.

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.

FROM THE END OF PERMITTED HOURS ON NEW YEARS EVE TO THE START OF PERMITTED HOURS ON NEW YEARS DAY

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)

Continued from previous page...

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

- THE PREMISES SHALL OPERATE AS A CAFE OFFERING A TAKEAWAY SERVICE AND THERE WILL BE NO CHANGE TO THE BRAND OR OPERATING STYLE WITHOUT PRIOR WRITTEN NOTICE TO THE LICENSING AUTHORITY AND NORTHUMBRIA POLICE, WHICH SHALL INCLUDE DETAILS OF THE BRAND OR OPERATING STYLE OF THE PREMISES. THE LICENSING AUTHORITY SHALL ADVISE WITHIN 21 DAYS WHETHER A NEW APPLICATION IS REQUIRED AND THE LICENCE HOLDER SHALL COMPLY WITH THAT DIRECTION.
- THE PREMISES WILL ONLY HAVE A SMALL SELECTION OF CRAFT AND SPECIALIST BEERS, WINES, SPIRITS AND LAGERS.
- WAITER / WAITERESS SERVICE WILL ALWAYS BE AVAILABLE FOR ALL ORDERS OF FOOD AND DRINKS.
- THE LAST SALE OF ALCOHOL WILL TAKE PLACE AT 18.30 EACH DAY WITH A 30 MINUTE DRINKING UP PERIOD TO COMMENCE THEN.
- THE OPERATOR SHALL ENSURE THAT AT ALL TIMES WHEN THE PREMISES ARE OPEN FOR ANY LICENSABLE ACTIVITY THERE ARE SUFFICIENT COMPETENT STAFF ON DUTY AT THE PREMISES FOR THE PURPOSE OF FULFILING THE TERMS AND CONDITIONS OF THE LICENCE AND FOR PREVENTING CRIME AND DISORDER.

b) The prevention of crime and disorder

- ALCOHOL WILL NOT BE SOLD OR SUPPLIED UNLESS SUITABLE BEVERAGES OTHER THAN ALCOHOL (INCLUDING DRINKING WATER) ARE EQUALLY AVAILABLE FOR CONSUMPTION WITH OR OTHERWISE AS AN ANCILLARY TO MEALS SERVED IN THE PREMISES.
- OFF SALES WILL BE PROVIDED AT THE DISCRETION OF THE MANAGEMENT AND ONLY IN CIRCUMSTANCES WHERE A CUSTOMER HAS A REMAINDER OF THEIR PURCHASED WINE THAT THEY WISH TO TAKE AWAY WITH THEM OR WITH THE PURCHASE OF FOOD TO TAKE AWAY FROM THE PREMISES. ALL ALCOHOL TO TAKE AWAY FROM THE PREMISES WILL ALWAYS BE IN SEALED CONTAINERS. NO OFF SALES OF ALCOHOL WILL BE PROVIDED WITHOUT THE PURCHASE OF FOOD FROM THE CAFE.
- AN INCIDENT AND REFUSALS BOOK/LOG WILL BE KEPT AT THE PREMISES, WHICH IS UTILISED AND MAINTAINED AT ALL TIMES. THIS BOOK WILL BE AVAILABLE TO THE POLICE OR LOCAL AUTHORITY ON LAWFUL REQUEST.
- A CCTV SYSTEM SHALL BE DESIGNED, INSTALLED AND MAINTAINED IN PROPER WORKING ORDER TO THE SATISFACTION OF THE LICENSING AUTHORITY AND IN CONSULTATION WITH NORTHUMBRIA POLICE. SUCH SYSTEM SHALL BE OPERATED BY PROPERLY TRAINED STAFF, BE IN OPERATION AT ALL TIMES THAT THE PREMISES ARE BEING USED FOR LICENSABLE ACTIVITIES, ENSURE COVERAGE OF ALL ENTRANCES AND EXITS TO THE LICENSED PREMISES AND PROVIDE CONTINUOUS RECORDING FACILITIES FOR EACH CAMERA TO A GOOD STANDARD OF CLARITY FOR 28 DAYS. SUCH RECORDINGS SHALL BE SUPPLIED TO THE LICENSING AUTHORITY OR POLICE UPON REQUEST.

c) Public safety

- THE PREMISES LICENCE HOLDER SHALL ENSURE THAT ALL RELEVANT MEMBERS OF STAFF RECEIVE TRAINING IN THEIR RESPONSABILITIES UNDER THE LICENSING ACT 2003. SUCH TRAINING WILL BE DOCUMENTED AND RECORDS SHALL BE MADE AVAILABLE UPON LAWFUL REQUEST FROM THE POLICE OR AN AUTHORISED OFFICER OF THE LICENSING AUTHORITY. REFRESHER TRAINING WILL TAKE PLACE AT 6 MONTHLY INTERVALS.
- A RECORD SHALL BE KEPT DETAILING, THE NAME OF THE PERSON LEFT IN CHARGE OF THE PREMISES AND AT TIMES AND DATES WHEN THE AUTHORITY TO COVER THE FUNCTION OF DESIGNATED PREMISES SUPERVISOR EXISTS. THE RECORD MUST BE PRODUCED AND MADE AVAILABLE AT THE TIME OF THE VISIT FOR INSPECTION UPON REQUEST BY ANY RESPONSIBLE AUTHORITY.
- THE MAXIMUM NUMBER OF PERSONS PERMITTED ON THE PREMISES AT ANY ONE TIME SHALL NOT EXCEED A FIGURE PRESCRIBED BY THE FIRE AUTHORITY IN ACCORDANCE WITH THE REGULAR FIRE RISK ASSESSMENTS AND WHICH IS REASONABLE AND REFLECTS THE MAXIMUM SAFETY CAPACITY AS PRESCRIBED BY THE FIRE AUTHORITY GUIDANCE FROM TIME TO TIME.

Continued from previous page...

- THE MAXIMUM NUMBER OF PERSONS IN THE OUTSIDE AREA SHALL NOT EXCEED 40. ALL FURNITURE FROM THE OUTSIDE AREA SHALL BE BROUGHT AND STORED INTERNALLY AT THE END OF TRADING EACH DAY.

d) The prevention of public nuisance

- NO REFUSE SHALL BE DEPOSITED IN ANY SKIP, BIN OR OTHER CONTAINER OF A LIKE NATURE, LOCATED IN THE OPEN AIR OUTSIDE OF THE PREMISES BETWEEN THE HOURS 22.00 AND 08.00 MONDAY TO SUNDAY, AND ANY SUCH SKIP, BIN OR CONTAINER SHALL NOT BE REMOVED FROM THE PREMISES BETWEEN THOSE HOURS.

- NO DELIVERIES OR COLLECTIONS SHALL BE TAKEN AT OR DISPATCHED FROM THE PREMISES BETWEEN THE HOURS OF 21.00 AND 08.00 HOURS ON ANY DAY.

- A CONSPICUOUS SIGN WILL BE PLACED AT THE EXIT FROM THE PREMISES TO REMIND CUSTOMERS TO BE CONSIDERATE OF OUR NEIGHBOURS WHEN LEAVING THE PREMISES.

- AT THE CLOSE OF BUSINESS EACH DAY THERE WILL BE A CLEAR UP OF WASTE IN THE OUTSIDE VICINITY OF THE PREMISES.

- THE LEVEL OF AMPLIFIED SOUND SHALL BE BACKGROUND IN STYLE AND ENABLE CUSTOMERS TO TALK IN COMFORT.

- WHEN REGULATED ENTERTAINMENT INCLUDING RECORDED MUSIC IS TAKING PLACE ALL DOORS AND WINDOWS TO THE PREMISES WILL BE CLOSED SAVE FOR ACCESS AND EGRESS.

- NOISE FROM THE LICENSED PREMISES INCLUDING NOISE FROM PATRONS, AMPLIFIED MUSIC AND LIVE MUSIC SHALL NOT BE AUDIBLE AT THE NEAREST NOISE SENSITIVE PROPERTY TO THE PREMISES SO AS TO CAUSE STATUTORY NUISANCE TO NEARBY RESIDENTS.

e) The protection of children from harm

- A CHALLENGE 25 POLICY SHALL BE ADOPTED, IMPLEMENTED AND MAINTAINED ENSURING THAT ALL MEMBERS OF STAFF ARE TRAINED TO REFUSE SUPPLY TO ANYONE WHO APPEARS TO BE UNDER THE AGE OF 25 AND WHO IS SEEKING TO OBTAIN ANY AGE RESTRICTED PRODUCT UNLESS THAT PERSON PROVIDES CREDIBLE PHOTOGRAPHIC PROOF OF AGE EVIDENCE. SUCH CREDIBLE EVIDENCE SHALL INCLUDE A PHOTOGRAPH OF THE CUSTOMER AND ACCEPTABLE FORM OF ID. EXAMPLES OF ACCEPTABLE ID ARE LIMITED TO PHOTO CARD DRIVING LICENCE, PASSPORTS, MILITARY IDENTIFICATION OR PROOF OF AGE CARDS BEARING THE "PASS" HOLOGRAM. NO OTHER EVIDENCE OF AGE AND IDENTITY MAY BE ACCEPTED.

- THERE SHALL BE DISPLAYED SUITABLY WORDED SIGNAGE OF SUFFICIENT SIZE AND CLARITY AT THE POINT OF ENTRY TO THE PREMISES AND IN A SUITABLE LOCATION AT ANY POINTS OF DISPLAY AND SALE ADVISING CUSTOMERS THAT UNDERAGE SUPPLIES OF ALCOHOL ARE ILLEGAL AND THAT THEY MAY BE ASKED TO PRODUCE EVIDENCE OF AGE.

- STAFF SHALL REFUSE TO SUPPLY ALCOHOL TO ANY ADULT WHO THEY REASONABLY SUSPECT TO BE PASSING THE ALCOHOL TO THOSE UNDERAGE. DETAILS OF SUCH REFUSALS SHALL BE DOCUMENTED AND MADE AVAILABLE TO POLICE OR LOCAL AUTHORITY ON LAWFUL REQUEST.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

- THE MAXIMUM NUMBER OF PERSONS IN THE OUTSIDE AREA SHALL NOT EXCEED 40. ALL FURNITURE FROM THE OUTSIDE AREA SHALL BE BROUGHT AND STORED INTERNALLY AT THE END OF TRADING EACH DAY.

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Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

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- 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

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 (£)

190.00

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

<input type="text"/>	/	<input type="text"/>	/	<input type="text"/>
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

OFFICE USE ONLY

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

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

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APPENDIX 2

This detailed floor plan illustrates the building's layout, including internal rooms and external features. The internal rooms are labeled: SERVICE, KITCHEN, WASH UP / PREP, MOBILITY VC, and another SERVICE area. The external features include PAVING STONES, CONCRETE SURFACE, RAILINGS, SIGN POST, and BOLLARD. The plan also shows various furniture and fixtures, such as tables, chairs, and a toilet.

[illegible]

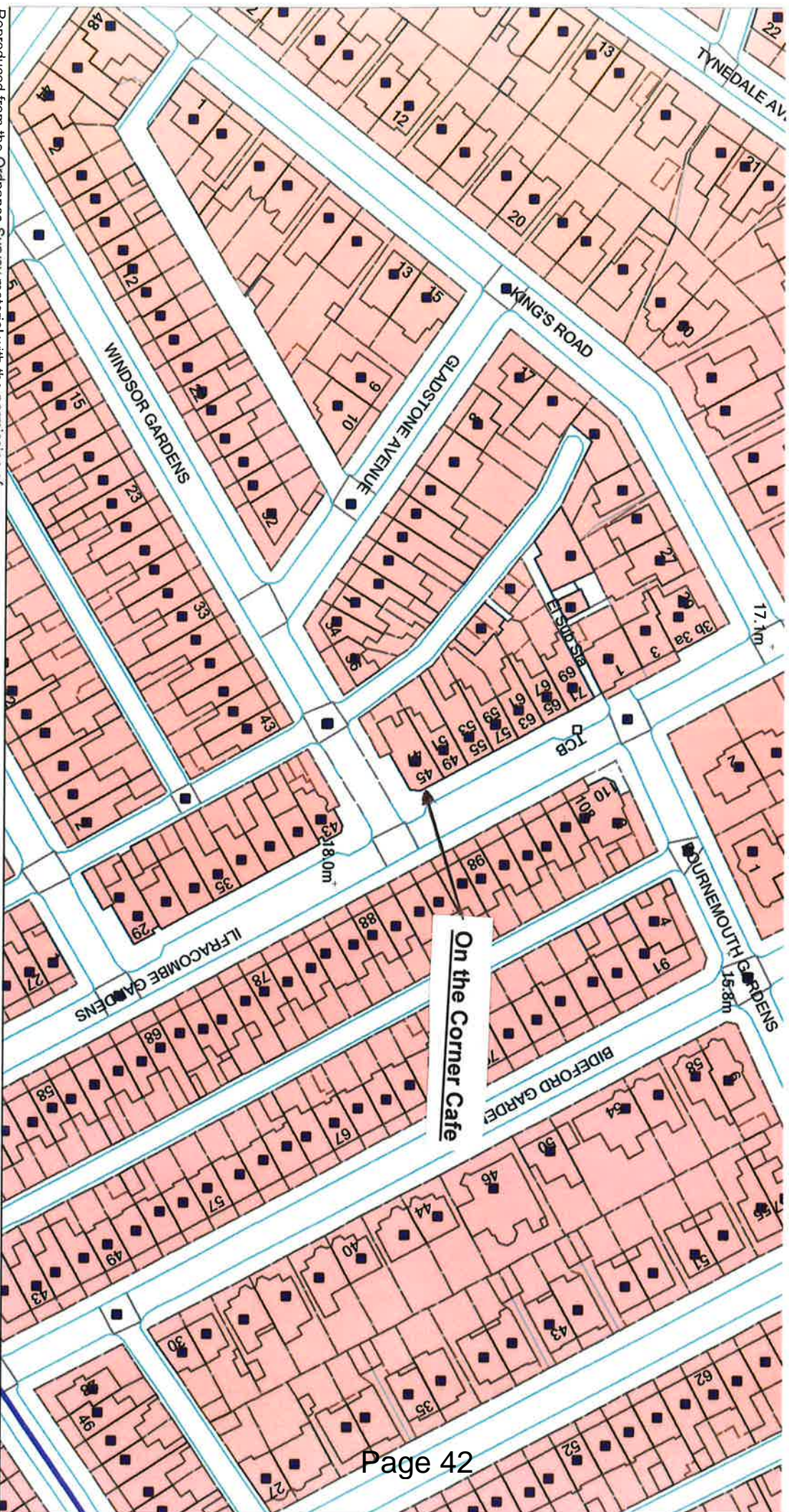
INTERNAL (RED) AND EXTERNAL
(BLUE) LICENSED AREAS

APPENDIX 3

On The Corner



North Tyneside Council



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Organisation	North Tyneside Council	Date	10 June 2021
Department	North Tyneside Council	SLA Number	100016801
Comments	Not Set	Scale :	1:1155

APPENDIX 4

Appendix 4

Mandatory Conditions

Section 19 Licensing Act 2003

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

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

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

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

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

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

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

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

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

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

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
- 1. The admission of children to the exhibition of any film must be restricted in accordance with Section 20 Licensing Act 2003.

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APPENDIX 5

16 May 2021

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

Dear Sirs,

On The Corner Café, 45 Ilfracombe Gardens Whitley Bay NE26 3LZ

First of all we would like to state if it was not for someone putting a flyer through our letter box, as we do not pass the café on the other side for the street and do not receive local paper paid or free, we would not have been aware of this application even if it was displayed on the café premises.

We are writing to register our objection to the application for a premises licence Della Veronica Carter for Live and recorded music and the provision of anything of a similar description to live music, recorded music or performances of dance, also the on and off sales of alcohol on the premises.

The property of 45 Ilfracombe Gardens lies within an area in the town that is gradually progressing from a diminishing commercial to residential area.

On the same block and adjacent of the café on Ilfracombe Gardens there are other commercial businesses at ground level:

- Walkoutdoors, which provides camping and walking equipment.
- ACMS air-condition and heating and currently operating as an office for the business.
- Clippers Barber Shop.
- Artisan Bakery
- The Grooming Room, dog grooming parlour
- Ayres Veterinary Services

Above each of these businesses in the block there are two story residential maisonettes directly opposite the café on Ilfracombe Gardens there is a row of residential housing which stretches from the mainly residential street Claremont Gardens to the south up to the traffic lights at the mainly commercial area of Park View.

On the next block which is south from Windsor Gardens to Kew Gardens there are other commercial properties and businesses on the ground level, this block also has residential properties above each of the businesses.

However on this block five of the ground level commercial properties from number 37 to number 43 Ilfracombe Gardens have been converted to residential properties and are occupied as residential properties. Number 43 Ilfracombe Gardens, faces directly across from the café on Windsor Gardens.

The conversion commercial properties to residential properties has started a gradual process or changing the arear from a commercial to a residential area with eight properties on

Ilfracombe Gardens and two nearby properties on Claremont Gardens converted to residential use. The above mentioned business tend to close at the end of their working day, either late to early evening, the latest being to barbershop which closes at the latest as about 6:30pm with no disturbance after the last customer has left. Only the Café an Artisan Bakery open on a Sunday with the bakery closed by early afternoon.

Performance of recorded and live music performance at the café, the application states:

- Recorded music will be provided at the premises but always at a level to allow customers to talk in comfort and this has been conditioned within the operating schedule attached to the licence or the live music during the hours 8:00am to 19:00pm
- The premises may from time to time decide to have live music acoustic singers etc.
- Non-standard timings from the end of permitted hours on News Yeas Eve to the start of the permitted hours on News Years Day.

We feel that there is no guarantee that any music would not be heard outside of the premises. With previous experience with the previous proprietor who ran a café from the premises, who occasionally would have recorded music, disco & karaoke especially during xmas and New Year period as to ventilate the premises the proprietor were kept windows and doors of the premises open during these unauthorised events for ventilation.

Also the wording on the application for non-standard timing: end of permitted hours on News Yeas Eve to the start of the permitted hours on News Years Day.

This statement is very vague and ambiguous as it does not give any reassurances of when any event would start, end or how long any event would go in for and what time any attendees would leave the premises

For the period the proprietor proposes for non-standard timings, is one of the quietest periods with the majority of the commercial businesses on Ilfracombe Gardens either have reduced business hours or being closed for the xmas and New Year period, with the only disturbances being the occasional fire work for the New Year from other areas of the town.

Regarding the application for alcohol Licence. The application proposes that alcohol will be sold for consumption off the premises between 8:00am and 19.00pm, seven days a week and non-standard timings from the end of permitted hours on News Yeas Eve to the start of the permitted hours on News Years Day and non-standard timings from the end of permitted hours on News Yeas Eve to the start of the permitted hours on News Years Day.

Granting a licence would provide a further source of alcohol within an area where alcohol is already available with populated with licensed premises bars, micro pubs and licenced cafes, which have steadily spread from the centre of the town to the end of the mainly commercial area of Park View.

Nearby Premises that already supply the sale of alcohol on or near Ilfracombe Gardens within walking distance are of the café area:

- The Super Save Convenience Store off premises sales situated on the corner of Ilfracombe and Eastbourne Gardens. 0.1 miles, 2-3 minute walk south from the Café area towards Park View
- The Whitley Bay Comrades Club, on 14 the Links on the sea front, 05 miles and 6munites walk from the café area.
- Gilbert & Smiths, micro pub 201 Park View, 0.2 miles, 5 minute walk from theCafé area.

16 May 2021

- The Kittiwake pub, Tesco Express off sales and other premises in the commercial area of Crescent, 0.3 miles walk approximately 11 minute walk north of the Café area.
- The COOP on Marine Avenue, 7 minute walk from the café area premises in the commercial area of Crescent, situated in the commercial and tourist area of the near the Spanish City 0.3 miles walk approximately 11 minute walk north of the Café area.
- Several premises either in or adjacent the Spanish City, within the commercial tourist area on the sea front, 11 minute walk from the Café area.

Again the wording on the application for non-standard timing: end of permitted hours on News Years Eve to the start of the permitted hours on News Years Day.

This statement is very vague and ambiguous as it does not give any reassurances of when any event would start end or how long any event would go on for and what time any attendees would leave the premises.

Again for the period the proprietor proposes for non-standard timings, during one of the quietest periods, with the majority of the commercial businesses on Ilfracombe Gardens either have reduced business hours or being closed for the xmas and New Year period, with the only disturbances being the occasional fire work for the New Year from other areas of the town.

We would like to add when the previous proprietor ran the café, he allowed alcohol consumption on the premises and one alcohol related incident was reported to the police and the then local councillor for the area.

As the area surrounding the café has gradually decreased from commercial activity and increased to a predominantly residential area, we do not object proprietor operating as a café/coffee shop during their designated hours of business and working layout out due to the COVID pandemic, however we feel that the services and beverages to be provided under the licence application is more in line with that of a public house or micro pub than a café/coffee house, we would urge the Committee to consider the impact on health and privacy in the granting the licence for live and recorded music and the provision of anything of a similar description to live music, recorded music or performances of dance, also the on and off sales of alcohol on the premises and the change this would bring to the area.

As the area surrounding the Café premises would have a negative effect on the area and local residents in the area adjacent to the café

In view of the above, I would urge the Licensing Authority to refuse the application.

Yours faithfully,

"17TH MAY 2021"

DEAR SIR/MADAM,

I AM IN RECEIPT OF YOUR LETTER WHICH WAS PUT THROUGH MY DOOR ON 15/5/21 RE PROPOSED CHANGES TO LICENSABLE ACTIVITIES, "ON THE CORNER CAFE" WHICH IS DIRECTLY BELOW MY HOME ADDRESS AND HAS BEEN FOR THE PAST FIFTY YEARS. SINCE THE CAFE STARTED TRADING I HAVE NOTICED AN INCREASE IN NOISE AND ACTIVITIES,

I FEEL AND AM CONCERNED THAT THE PROPOSED CHANGES WOULD HAVE AN ADVERSE IMPACT ON THE QUALITY OF MY HOME LIFE, THE SALE OF ALCOHOL + LIVE MUSIC AS PER PROPOSED LETTER I FEEL WOULD FURTHER IMPACT ON MY QUALITY OF HOME LIFE.

I HAVE SUFFERED FROM TINITUS FOR THE PAST TWENTY YEARS WHICH CAN BE MEDICALLY PROVEN, I HAVE NO OBJECTION TO THE WAY THE BUSINESS IS BEING RUN CURRENTLY AND WISH THEM WELL!

HOWEVER I AM VERY CONCERNED ABOUT THE PROPOSALS OUTLINED IN YOUR LETTER. PLEASE KEEP ME INFORMED OF ANY DEVELOPMENTS

YOUR SINCERELY