



North Tyneside Council

Licensing Sub Committee

14 January 2022

Friday, 21 January 2022 commencing at 10.00am

The meeting will be held virtually and live streamed - please use the link below. -

| Agenda Item | Page |
|---|----------------|
| 1. Appointment of Chair The Sub-committee to appoint a Chair for this meeting. | |
| 2. Declarations of Interest Members of the Sub-committee are invited to declare any registerable and/or non-registerable interests 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 a variation of a Premises Licence. | 3 - 6 |
| 4. Kork Wine and Deli, 74 Whitley Road, Whitley Bay, NE26 2NE To give consideration to an application for a variation to the Premises Licence in respect of Kork Wine and Deli, 74 Whitley Road, Whitley Bay. | 7 - 110 |

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 Janet Hunter
Councillor Steven Phillips

Councillor John Hunter

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: 21 January 2022

Report by: Jeff Young
Licensing Officer
☎ 643 6903

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

**Title of
Report:** Licensing Act 2003
Kork Wine and Deli,
74 Whitley Road,
Whitley Bay,
NE26 2NE.

1.0 Summary / Purpose of Report

Licensing Sub-Committee

- 1.1** The Licensing Act 2003 ("The Act") provides that, where representations have been received from a Responsible Authority or Other Parties in respect on an application for the variation of a Premises Licence, a hearing must be held to consider such applications, unless the parties and the Authority agree that a hearing can be dispensed with. Licensing Sub-Committees have therefore been established in accordance with the provisions of the Act for the purpose of hearing applications such as this.
- 1.2** The Sub-Committee is asked to consider and determine an application from Mr Shawn Darling-Cooper for the variation of a Premises Licence in relation to Kork Wine and Deli, 74 Whitley Road, Whitley Bay, NE26 2NE ("The Premises").
- 1.3** Mr Darling-Cooper has been invited to attend the meeting in support of his application. All persons making relevant representations have also been invited to attend.

Representations from Responsible Authorities and Other Persons

- 1.4** 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, Home Office Immigration Enforcement and the North Tyneside Safeguarding Children Partnership (formerly 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.
- 1.5** The application has been advertised at the premises, in a local newspaper and also, on the Council Website as prescribed.
- 1.6** There have been no representations received from any of the Responsible Authorities.
- 1.7** Representations have, however, been received from other persons and are Appended to this report at **Appendix 4**.

Authority to make decision

- 1.8** In relation to an Application for the Variation of a Premises Licence, the Licensing Sub-Committee can, in accordance with section 35(4) of the Licensing Act 2003:
- Modify the conditions of the licence; or,
 - Reject the whole or part of 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 the Variation of an existing Premises Licence in respect of Kork Wine and Deli, 74 Whitley Road, Whitley Bay, NE26 2NE.

- 2.2** A previous application for the Variation of the Premises Licence was considered by this Committee on 4th August 2020 following representation from Other Parties. The decision of the Committee was to grant the licence but to modify the licence conditions and to amend the times the application originally requested. A copy of the existing premises licence is attached at **Appendix 3**.

The current Premises Licence permits the following licensing activities and times:

Supply of Alcohol (for consumption off the premises)

| | |
|----------------------|---------------|
| • Monday to Saturday | 09.00 – 21.00 |
| • Sunday | 10.00 – 16.00 |

Supply of Alcohol (for consumption on the premises)

| | |
|--------------------|---------------|
| • Monday to Sunday | 12:00 – 21.30 |
|--------------------|---------------|

General Opening Times

| | |
|--------------------|---------------|
| • Monday to Sunday | 09.00 – 22.00 |
|--------------------|---------------|

3.0 Variation Application

3.1 The Application for the variation of a Premises Licence is made under Section 34 of The Licensing Act 2003 and the Section of the Act dealing with the determination of such an application is Section 35.

3.2 Mr Darling-Cooper seeks to vary the licence by having included in the licence, the following days and times: -

Supply of Alcohol (for consumption off the premises)

| | |
|--------------------|---------------|
| • Monday to Sunday | 09.00 – 23.00 |
|--------------------|---------------|

Supply of Alcohol (for consumption on the premises)

| | |
|--------------------|---------------|
| • Monday to Sunday | 12.00 – 23.00 |
|--------------------|---------------|

General Opening Times

| | |
|--------------------|---------------|
| • Monday to Sunday | 08.00 – 23.00 |
|--------------------|---------------|

Non-Standard Times (for consumption of alcohol on and off the premises and general opening times)

| |
|--|
| • Christmas Eve – 08:00 to 23:59 and Christmas Day 00:00 to 01:00 |
| • On New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours the following day. |

3.3 The application is also to amend the internal layout of the premises in accordance with the premises plan attached as part of the application at **Appendix 1**.

3.4 A copy of the application for the variation of the Premises Licence is attached at **Appendix 1** and a map of the area is attached at **Appendix 2**.

3.5 A copy of the current Premises Licence is attached at **Appendix 3**.

4.0 Promotion of Licensable Activities

4.1 The applicant has set out the further steps that he proposes to take to promote the licensing objectives as outlines within the operating schedule, details of which can be found within **Appendix 1**.

5.0 The Parties

5.1 The parties to the hearing will be;

1. The Applicant – Mr Darling-Cooper
2. Those Other Parties making relevant representations.

6.0 For consideration

6.1 The area for consideration by the Licensing Sub-Committee are:

- The application for the variation of a Premises Licence in relation to Kork, 74 Whitley Road, Whitley Bay, NE26 2NE

7.0 The North Tyneside Council Statement of Licensing Policy

7.1 The Sub-Committee's attention is drawn to the relevant part of the Policy – Section 10 Licensing Objectives and Section 6 – Premises Licences which includes reference to the variation of such licences. Section 13 – Cumulative Impact Policy and Assessment.

8.0 The Relevant Guidance under Section 182 Licensing Act 2003

8.1 The Sub-Committee's attention is drawn to the relevant parts of the Statutory Guidance issued under Section 182 of The Licensing Act 2003 – Chapter 2 The Licensing Objectives; Paragraph 8.50 – 8.77 concerning variations and Chapter 9 – Determining Applications and Chapter 14 – Statement of Licensing Policy in relation to Cumulative Impact.

9.0 Decision

9.1 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 variation of a Premises Licence

Appendix 2 – Map of the area in which the premises is situated

Appendix 3 – Current Premises Licence

Appendix 4 – Relevant representations

11.0 Background Information

11.1 The following background information has been considered in the compilation of this report and are available for inspection at the offices of the author of the report:

The Licensing Act 2003 and Regulations,
Guidance issued under Section 182 of The Licensing Act 2003,
North Tyneside Council's Statement of Licensing Policy,
North Tyneside Council's Cumulative Impact Assessment,
The Equality Act 2010.

APPENDIX 1



Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Shawn Darling-Cooper
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

| | |
|-------------------------|--------------|
| Premises licence number | 00CK/20/0988 |
|-------------------------|--------------|

Part 1 – Premises Details

| | | | |
|--|-------------|----------|---------|
| Postal address of premises or, if none, ordnance survey map reference or description | | | |
| Kork Wine and Deli 74 Whitley Road | | | |
| Post town | Whitley Bay | Postcode | NE262NE |

| | |
|---|--------|
| Telephone number at premises (if any) | |
| Non-domestic rateable value of premises | £ 4700 |

Part 2 – Applicant details

| | | | |
|---|--|----------|--|
| Daytime contact telephone number | | | |
| E-mail address (optional) | | | |
| Current postal address if different from premises address | | | |
| Post town | | Postcode | |

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

| DD | MM | YYYY |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

To extend our licensing hours and opening times Monday to Sunday

To amend the layout of the premises in accordance with the attached plan

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☐
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

Provision of late night refreshment (if ticking yes, fill in box I) ☐

Supply of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

| | | | | | |
|--|-------|--------|--|----------|--------------------------|
| Plays Standard days and timings (please read guidance note 8) | | | <u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 5) | | |
| Mon | | | | | |
| Tue | | | | | |
| Wed | | | <u>State any seasonal variations for performing plays</u> (please read guidance note 6) | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | <u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7) | | |
| Sat | | | | | |
| Sun | | | | | |

B

| | | | | | |
|--|-------|--------|---|----------|--------------------------|
| Films Standard days and timings (please read guidance note 8) | | | Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | | | <u>Please give further details here</u> (please read guidance note 5) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | <u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | <u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7) | | |
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| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
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C

| | | | |
|---|-------|--------|---|
| Indoor sporting events Standard days and timings (please read guidance note 8) | | | Please give further details (please read guidance note 5) |
| Day | Start | Finish | |
| Mon | | | |
| Tue | | | State any seasonal variations for indoor sporting events (please read guidance note 6) |
| Wed | | | |
| Thur | | | Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7) |
| Fri | | | |
| Sat | | | |
| Sun | | | |

D

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|---|-------|--------|---|----------|--------------------------|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 8) | | | <u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | | | <u>Please give further details here</u> (please read guidance note 5) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | <u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | <u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7) | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
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E

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|---|-------|--------|---|----------|--------------------------|
| Live music Standard days and timings (please read guidance note 8) | | | Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 5) | | |
| Mon | | | | | |
| Tue | | | | | |
| Wed | | | <u>State any seasonal variations for the performance of live music</u> (please read guidance note 6) | | |
| Thur | | | | | |
| Fri | | | <u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7) | | |
| Sat | | | | | |
| Sun | | | | | |

F

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|---|-------|--------|---|----------|--------------------------|
| Recorded music Standard days and timings (please read guidance note 8) | | | Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 5) | | |
| Mon | | | | | |
| Tue | | | | | |
| Wed | | | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6) | | |
| Thur | | | | | |
| Fri | | | | | |
| Sat | | | <u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7) | | |
| Sun | | | | | |
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G

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|---|-------|--------|---|----------|--------------------------|
| Performances of dance Standard days and timings (please read guidance note 8) | | | <u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | | | <u>Please give further details here</u> (please read guidance note 5) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | <u>State any seasonal variations for the performance of dance</u> (please read guidance note 6) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | <u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7) | | |
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| Sat | | | | | |
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| Sun | | | | | |
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|--|-------|--------|--|----------|--------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8) | | | Please give a description of the type of entertainment you will be providing | | |
| Day | Start | Finish | <u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| Mon | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Tue | | | <u>Please give further details here</u> (please read guidance note 5) | | |
| | | | | | |
| Wed | | | <u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6) | | |
| | | | | | |
| Thur | | | <u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7) | | |
| Fri | | | | | |
| Sat | | | | | |
| Sun | | | | | |

I

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|--|-------|--------|--|----------|--------------------------|
| Late night refreshment Standard days and timings (please read guidance note 8) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| | | | | | |
| Day | Start | Finish | | | |
| Mon | | | Please give further details here (please read guidance note 5) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | State any seasonal variations for the provision of late night refreshment (please read guidance note 6) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7) | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
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J

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|---|-------|--------|---|------------------|-------------------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 8) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 9) | On the premises | <input type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input checked="" type="checkbox"/> |
| Day | Start | Finish | <u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6) | | |
| Mon | 0900 | 2300 | | | |
| Tue | 0900 | 2300 | | | |
| Wed | 0900 | 2300 | | | |
| Thur | 0900 | 2300 | <u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7) CHRISTMAS EVE DEC 24TH 8AM TO 2359 PM CHRISTMAS DAY DEC 25TH 00.00AM TO 1AM On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day NB Off Sales in the column on the left only. On sales to start from 12:00 each day as current licens | | |
| Fri | 0900 | 2300 | | | |
| Sat | 0900 | 2300 | | | |
| Sun | 0900 | 2300 | | | |

K

| |
|--|
| <p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).</p> |
|--|

L

| | | | |
|---|-------|--------|---|
| Hours premises are open to the public Standard days and timings (please read guidance note 8) | | | State any seasonal variations (please read guidance note 6) |
| Day | Start | Finish | |
| Mon | 0800 | 2300 | |
| Tue | 0800 | 2300 | |
| Wed | 0800 | 2300 | |
| Thur | 0800 | 2300 | |
| Fri | 0800 | 2300 | |
| Sat | 0800 | 2300 | Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7) On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day CHRISTMAS EVE DEC 24TH 8AM TO 2359 PM CHRISTMAS DAY DEC 25TH 00.00AM TO 1AM |
| Sun | 0800 | 2300 | |

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

The licensing department of north tyneside council are sending
me a corrected version after I pointed out ours was wrong.

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

Continue to follow our previous statment and have added more security features in shop.

b) The prevention of crime and disorder

We have added more CCTV Cameras

c) Public safety

We have added more CCTV Cameras

d) The prevention of public nuisance

We talk to our neighbours regular to make
Sure we are not making any excessive noise

e) The protection of children from harm

We will continue to operate our over 25 ID check policy.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☐
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

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

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

| | |
|-----------|------------|
| Signature | |
| Date | 29/10/2021 |
| Capacity | Director |

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

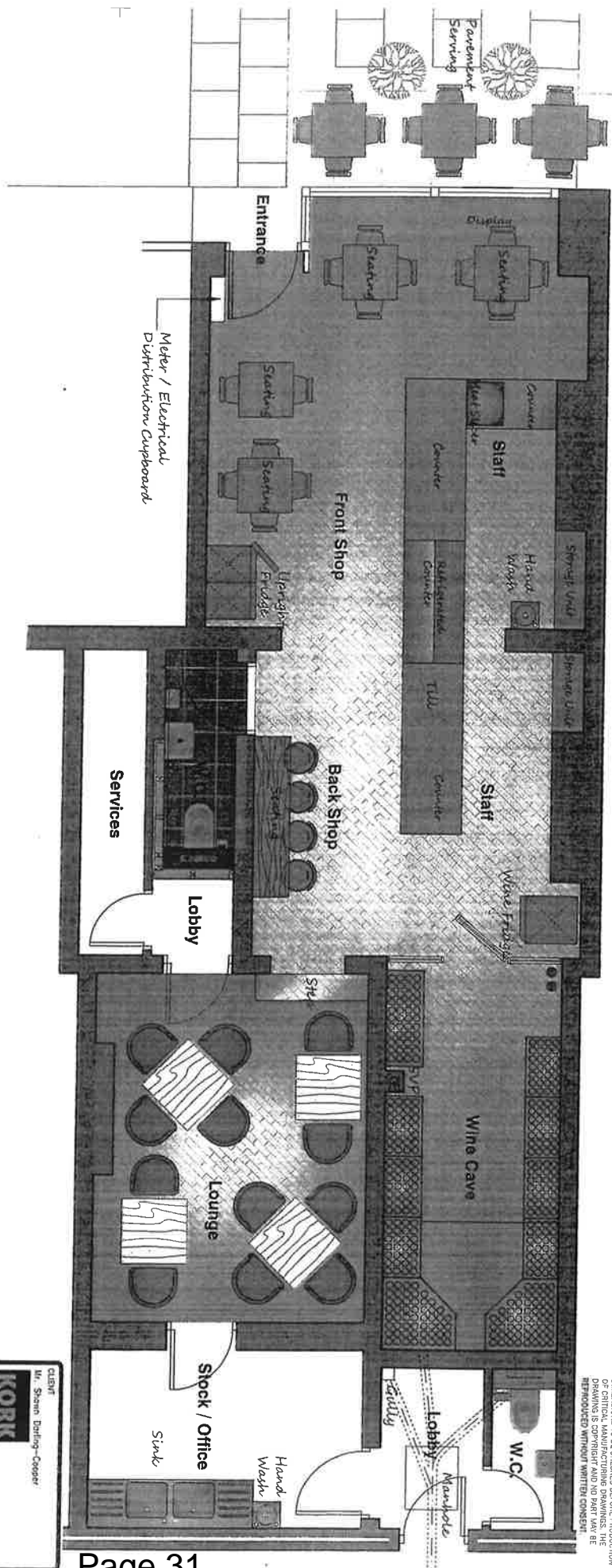
| | | | |
|---|--|-----------|--|
| | | | |
| Post town | | Post code | |
| Telephone number (if any) | | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional) | | | |

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.


1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. 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:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - 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.
 - 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.
 - 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.
 - 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:
 - 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.

- 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.
 - 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.
 - 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please 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.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please 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 or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.



NOTES:
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BDA
DESIGN BUILD ASSOCIATES
LICENSING SECTION
24 NOV 2021
APPROVE

| | |
|---|---------------------------|
| CLIENT Mr. Steven Darling-Cropper KORK | |
| PROJECT FIT OUT FOR KORK WINE AND DELI 74 WHITLEY ROAD WHITLEY BAY NE26 2NE | |
| DESCRIPTION PLAN AS PROPOSED | |
| Building Design Associates 118 Beach Grove Whitley Bay NE26 3JF Tel: 0191 2613 007 Fax: 0191 261 3005 Email: info@bda.co.uk  | |
| DATE 9th September 2021 | Scale 1:50 @ A3 |
| Dwg No. KORK-PL-01 | Rev P-05 |

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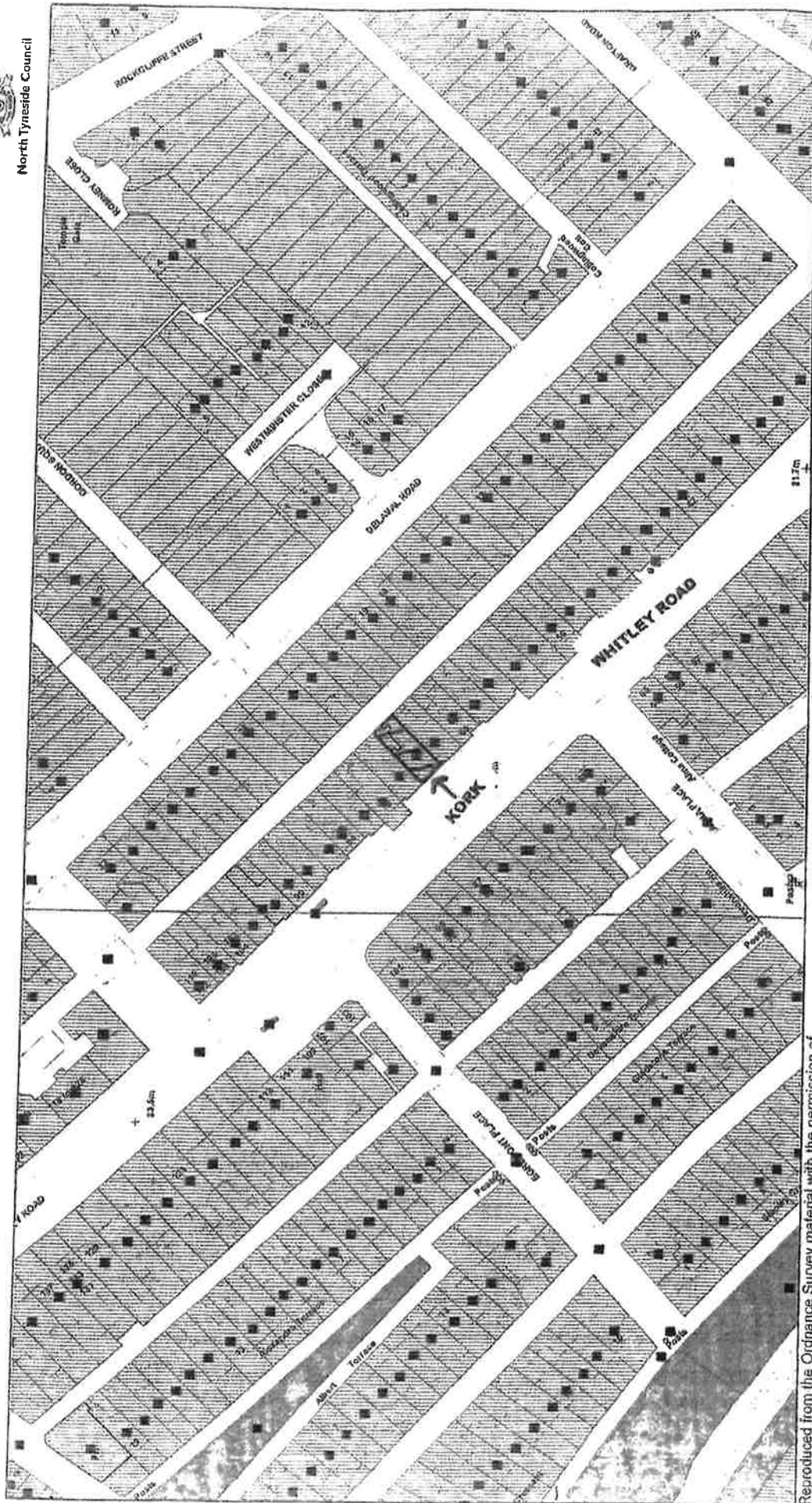
APPENDIX 2

KORK

74 Whitley Road, Whitley Bay



North Tyneside Council



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| | | | |
|--------------|------------------------|------------|-----------|
| Organisation | North Tyneside Council | Date | |
| Department | North Tyneside Council | SLA Number | 100017901 |
| Comments | Off Licence | Scale : | 1:1250 |

APPENDIX 3



North Tyneside Council

PREMISES LICENCE

Schedule 12 – Part A

Premises Licence number:

00CK/20/0988

Part 1 - Premises details

Postal address of premises:

Kork
74 Whitley Road
Whitley Bay
Tyne And Wear
NE26 2NE

Licensable activities authorised by the licence:

Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:

Off The Premises

| | |
|--------------------------------------|-------------------------------|
| Supply of Alcohol Monday to Saturday | From:09:00 Until:21:00 |
| Supply of Alcohol Sunday | From:10:00 Until:16:00 |

On The Premises

| | |
|-----------------------------|-------------------------------|
| Supply of Alcohol Every Day | From:12:00 Until:21:30 |
|-----------------------------|-------------------------------|

The opening hours of the premises:

| | |
|---------------|--|
| Opening Hours | Every Day From: 08:00 Until:22:00 |
|---------------|--|

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies:

On and Off the Premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:

Shawn Darling-Cooper

Registered number of holder, for example company number, charity number (where applicable):

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:

Shawn Darling-Cooper

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol:

North Tyneside Council

Annex 1 - Mandatory conditions

1. 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 personal licence.

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)

"value 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.

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

1. (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.

2. 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.

Annex 2 - Conditions consistent with the operating schedule

Annex 3 - Conditions attached after a hearing by the licensing authority

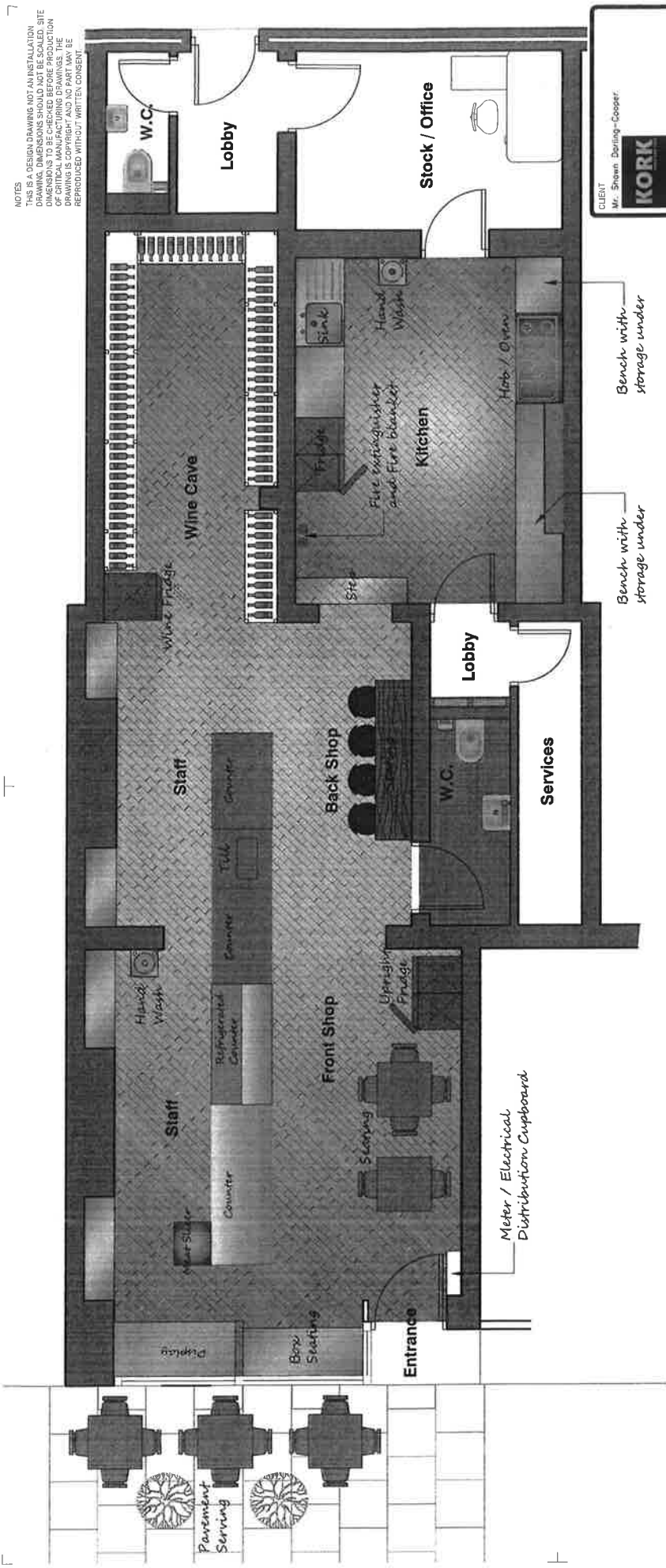
1. A CCTV system will be installed at the Premises and maintained in proper working order at all times and the Premises Licence Holder will ensure that:
 - i. The CCTV cameras will be located at the Premises so as to provide coverage of entrances and exits, both internally and externally, and the areas where the purchase and consumption of alcohol takes place, including any outside area that may be provided by the Licence Holder for the consumption of alcohol off the Premises
 - ii. The CCTV system is able to capture clear images permitting identification of individuals
 - iii. The CCTV system will be in operation whenever a licensable activity is taking place at the Premises.
 - iv. The CCTV system is able to capture a minimum of 4 frames per second and all recorded footage must be securely retained for a minimum of 28 days.
 - v. The CCTV system is capable of constantly generating an accurate date and time.
 - vi. The CCTV system is fitted with security functions to prevent recordings being tampered with e.g. password protection.
2. Signs will be displayed at the Premises so as to be easily read by customers informing them that a CCTV system is in operation at the Premises. The signs are to be a minimum of A5 in size.
3. There will be at least one member of staff present at the Premises during the operating hours trained to provide viewable copies of CCTV images as soon as possible following a request from representatives of Northumbria Police or the Licensing Authority (including Trading Standards Officers) made in accordance with the Data Protection Act 2018 (or any successor legislation).
4. All members of staff at the Premises responsible for the supply of alcohol will seek "credible photographic proof of age evidence" from any person who appears to be under 25 years and who is seeking to purchase or consume alcohol on the Premises. Such credible evidence which shall include a photograph of the customer, will either be a passport, photographic driving licence or proof of age card carrying a "PASS" logo and hologram.
5. A Refusals Register (electronic or paper based) will be kept at the Premises and kept up to date detailing all challenges made to customers as to their age when attempting to purchase alcohol and the outcome of such challenges recorded in the Register. The Register will be made available for inspection immediately on the request of an authorised officer of the Licensing Authority (including Trading Standards Officers) or other Responsible Authority.

6. Any outside area provided by the Licence Holder for the consumption of alcohol by his customers must close at 20.00 hours and any tables and chairs cleared from the area as soon as possible after that time.
7. All members of staff responsible for the sale or supply of alcohol at the Premises will receive training in relation to their duties and responsibilities under the Licensing Act 2003 (or any successor legislation) before being permitted to sell alcohol at the Premises. Such training will be provided by the Designated Premises Supervisor, authorised member of staff or an external accredited licensing trainer.
8. All training received by staff in relation to the Licensing Act 2003 (or successor legislation) must be recorded in training records for each member of staff. Such records must be kept up to date and kept at the Premises at all times and made available for inspection immediately on the request of an authorised officer of the Licensing Authority (including Trading Standards Officers) or other Responsible Authority.
9. A waiting service will be provided at the Premises and any outside area provided by the Licence Holder throughout the hours of operation of the Premises Licence.
10. Customers will not be permitted to take open containers of alcohol off the Premises save for those customers who are to consume such alcohol in any outside area provided by the Licence Holder. No customers will be permitted to take any open container beyond the outside area provided by the Licence Holder.
11. Alcohol sold for consumption in any outside area provided by the Licence Holder must be served in polycarbonate or toughened glass containers.
12. An Incident Book/Electronic Record will be maintained and kept at the Premises at all times to record any incidents at the Premises including anti-social behaviour, refusal of admission to or ejection from the Premises.
13. The Incident Book/Electronic Record will be produced for inspection immediately on the request of an authorised officer of the Licensing Authority (including Trading Standards Officers) or other Responsible Authority.
14. There will be clear and legible notices displayed at exits and other circulatory areas of the Premises requesting customers to leave the Premises quietly having regard to the needs of local residents and in particular emphasising the need to refrain from shouting, slamming car doors and the sounding of car horns.
15. No refuse or glass containers will be deposited in any skip, bin or other container of a similar description located on the Premises or any areas in the immediate vicinity of the Premises under the control of the Licence Holder between the hours of 20.00 hours and 09.00 hours.
16. Local Taxi/Private Hire Operator's telephone numbers will be prominently displayed at the Premises so as to be easily read by customers attending at the Premises.

Annex 4 - Plans

See attached

NOTES
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DIMENSIONS TO BE CHECKED BEFORE PRODUCTION
OF WORK. ANY CHANGES TO THE DRAWING MUST BE
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CLIENT
Mr. Shawn Doring-Cooper
KORK

PROJECT
FIT OUT FOR KORK WINE AND DELI
74 WHITLEY ROAD
WHITLEY BAY
NE26 2NE

DESCRIPTION
PLAN AS PROPOSED

Building Design Associates
18 Beech Grove
Whitley Bay
Tyne & Wear
NE26 3PJ
Tel: 0191 2511 041
Fax: 0191 2511 042
Email: info@bda.co.uk
Website: www.bda.co.uk

| | | | |
|----------|---------------|-------|-----------|
| Date | 9th June 2020 | Scale | 1:50 @ A3 |
| Dwg. No. | MDM-P-01 | Rev | P-01 |

APPENDIX 4

Susan Vert

From:
Sent: 06 December 2021 09:03
To: Liquor Licensing
Subject: Application 21/02392/liccon

EXTRNL

I wish to object to the above application which seeks to extend the times of the sale of alcohol to 9-23 hours (Monday to Sunday).

My objection is in relation to the possibility that noise nuisance will be created until late in the evening from drinkers in the outside drinking area.

The premises is in a row of shops surrounded by residential properties.

Gary Callum

From:
Sent: 14 December 2021 11:04
To: Liquor Licensing
Subject: RE: Notice of Application for a Variation of a Premises Licence for Kork Wine and Deli, 74 Whitley Road, NE26 2NE

EXTRNL
 Good morning

Further to your email.

Please see below.

Public Safety;

- The traffic volumes have increased dramatically over recent years. This is already high in a mainly residential area and will increase due to the request for longer opening hours. This will make it more dangerous for pedestrians, cyclists and other traffic. As parking is on the opposite side to our property it can be quite stressful trying to cross the road between cars. The worry is that traffic that currently uses the sea front will use Whitley Road, if the bicycle lane is reopened creating more issues.

Prevention of Public Nuisance

- The traffic volumes have increased dramatically over recent years. This is already high in a mainly residential area and will increase due to the request for longer opening hours. This along with the Council's drive to bring more people to visit our area will exacerbate the problem. It already makes it more dangerous for pedestrians, cyclists and other traffic. The worry is that traffic that currently uses the sea front will use Whitley Road, if the bicycle lane is reopened, creating more issues.
- During Covid restrictions Kork's had extra tables and chairs outside. Although there had been some relaxing of outside space these were not kept on Kork's boundaries but spread over to other business's outside space. As far as I'm aware the Council were made aware of this.
- It has been noticed that there are sometimes lots of cigarette ends on the pavement outside Kork's. I don't know if there are facilities for smokers for their used cigarettes but any left on the ground should be cleared by the staff.
- The application for extension of hours until late at night will likely increase noise levels when people are leaving Kork's.
- The extra application for late night or overnight opening hours are over excessive. It reads as until 1am on Christmas Day and overnight until 8am the following morning on New Year's day.
- This is a mainly residential area and there are numerous similar bars more into the centre of Whitley Bay which is more relevant. These types of businesses now seems to be spilling over into more residential parts of Whitley Bay.

- All the flats opposite Kork's have their main bedrooms facing the main street and this will impact on residents.

We would really appreciate these comments to be taken in to account when considering Kork's application.

It has been noted that a recent application for an alcohol licence at the old "banqueting Suite" on park parade was rejected in part due to traffic problems and that area is not as residential and not a main bus route.

Kind regards

f

Sent from Mail for Windows

From: Liquor Licensing

Sent: 13 December 2021 15:27

To:

Subject: RE: Notice of Application for a Variation of a Premises Licence for Kork Wine and Deli, 74 Whitley Road, NE26 2NE

Good Afternoon,

You can make a representation in relation to one or all of the licensing objectives if you can advise what your concern is under each or all of the objectives.

Kind Regards



Stephanie Graham
Senior Licensing Officer
Licensing



Working in partnership with

Capita

Block C, Harvey Combe, Killingworth, NE12 6UB
North Tyneside Council

Tel: (0191) 6436969



Gary Callum

From: Gary Callum
Sent: 22 December 2021 19:59
To: Liquor Licensing
Subject: Kork Application - Objection

EXTRNL

Good evening

RE: KORK WINE AND DELI APPLICATION

I'm contacting you following on from being advised Kork Wine and Deli wish to extend their license to 11.00 pm seven days a week. Kork would have seen that a number of residents objected last year to their current license and that our main areas of concern were customers still being on site after 10 pm and that customers would still be outside after 8 pm drinking. It saddens me to say that despite knowing our concerns, particularly being disturbed by noise, Kork have disregarded these in the main.

If you refer to the report from the hearing on 4th August 2020, there are numerous mentions about tables being outside until 8 pm at the latest. Unfortunately that has not always been the case, as there have been a number of times people were still outside drinking after 9 pm. On one occasion customers were still outside at 10 pm. The report also stated there would be a maximum of three tables outside. Again, there were numerous times when tables exceeded the boundaries of Kork and therefore increased the maximum number of people sitting outside.

A major concern (particularly as the shop is located in a quiet residential part of Whitley Road) was that we'd have customers leaving after 10 pm. It states in the report that there'd be a 30 minute drinking up time. If that is the case, how was I woken up at 1 am on Saturday 2nd October when customers were seen leaving Kork? On the 12 th November I had to get out of bed at 10.15 pm when I was disturbed by raised voices and laughter. That turned out to be four women outside Kork smoking, who then went back into Kork. On the 6 th November a customer was outside Kork at 11.10 pm smoking. He then re-entered the shop, despite the license being until 10 pm and the fact the shop should have shut then. The drinking up time clearly isn't working.

I'd rather have been proven wrong, but it turns out my neighbours and I were justified with our concerns. The applicant said in the report he understands the sensitivities of the area, so why then think it's ok to have customers in the shop beyond the license when the shop is in a residential area? He would have read that our bedrooms are front facing. I resent having my peace disturbed when I'm asleep/trying to get to sleep (as I'm sure the owners would), particularly when I have work the next day.

It is worth noting that at the time of the last application, there was seating for twelve people inside. From having looked at the updated premises plan, it looks like seating has more than doubled to a thirty seating capacity.

I can see that what Kork offer is unique to the area and I wish the business is a success, but as the owners have had issues complying with aspects of both the pavement and liquor license, I am strongly against them extending the licence until 11 pm seven days a week. It is too much, as is their wish to be open until 1 am on Christmas Day and New Year's Day.

The owner says in this latest application that he regularly speaks to neighbours to make sure they are not making excessive noise. He hasn't spoken to me or the neighbours I am aware of who made previous objections re concerns about public nuisance once.

It is concerning that Kork have been economical with the truth on occasions (and will be again at the forthcoming hearing) – another example is them saying at the hearing they live around the corner from the shop, when residents know they live in Cullercoats opposite the seafront.

I sincerely hope you take into consideration the points I have made and do not grant this variation application.

12th December 2021

Dear Sir/Madam

Re: Kork extension to Liquor Licence

I am writing to advise you I strongly object to Kork Wine & Deli (74 Whitley Road) extending their licence to 23.00 pm seven days a week. I objected to them being open seven days a week until 22.00. My main concern was that this part of Whitley Road is a residential area where bedrooms are front facing, like mine. Being open so late is excessive and it shows a complete disregard for residents.

I believe if they are granted the extension they will flout this. For months residents put up with them continually flouting their pavement license agreement by often having double the tables agreed, having in excess of the maximum twelve people sitting outside and repeatedly having customers sat outside well after the cut off time of 8 pm when tables should have been removed (often after 9 pm, sometimes as late as 10 pm).

I've been disturbed by customers (sometimes groups) smoking late outside Kork, on occasions after 10 pm. The amount of cigarette ends in my garden has increased significantly since they opened. They said in their original plan they'd put a bin outside when tables were on the pavement but that never happened.

One weekend in early October I was woken up after 1 am by customers leaving Kork. How when their licence is until 10 pm can they have customers leaving more than three hours later? This was what residents were concerned about, them not adhering to closing times. It seems that, like the pavement license, they flout their liquor license when it suits them. I truly wish they'd be more considerate of residents.

I'm 77 and on medication for high blood pressure. There are a lot of elderly residents living in this part of Whitley Road. I'm very concerned that given their history of flouting the pavement and liquor license if they are granted this extension to 23.00, it will result in people leaving after this time, as has been the case with the 22.00 closing times. They agreed with our local councillor they'd be open five days a week but that changed to being open every day a couple of months ago. At my age, I do not want to be disturbed late at night. It is a breach of the peace.

I sincerely hope you listen to residents concerns. This is not like the section of Whitley Road where there are numerous restaurants open until late. Why decide to open a business in a residential area when they essentially want to have pub opening times? As I said in my original letter last year to Liquor Licensing, it would have been far more appropriate if, what was Boda Home, had been converted into a flat like the former laundrette a couple of doors down.

A business whose principal hours of business are late at night is not compatible with a residential location.

Yours faithfully

Robert Pragnell

14.12.21

Dear Sir/Madam

Re:- The licensing section

I would like to oppose
the extending opening hours
of KORK wine and deli
74 Whitley Rd

Whitley Bay
to 7 days a week 23 hours Pm
closing. This is a quiet
area and I want to keep it
that way.

Please take my letter
into consideration before
granting this extension
application

Yours Sincerely

20.12.21

FAO Liquor Licensing

There have been issues with Kork Wine and Deli shutting and having customers off their premises by 10 pm, so I'm against them getting a licence until 11 pm seven days a week.

They had an event in October where they advertised three sittings: 5-7 pm, 7-9 pm, and 9 until late. They would have known that customers for the 9pm sitting would have left after 10pm. My Mam was disturbed by customers (going to bed before 9 pm most nights, shes been disturbed a number of times by their customers) leaving after 1 am and I saw lights in Kork were still on after 1.30 am. I'm aware of several times customers have left after 10 pm, been smoking outside after then, even been sat outside at 10 pm drinking when their pavement license is until 8 pm.

They don't seem to have any respect for residents living here as a lot of things they said they'd do, haven't been done. When they have tables outside they agreed to have a bin for their tables, they have never done this. Since Kork have been open, we have loads more cigarettes in the front garden. My Mam saw two members of staff from Kork carry a bin the council provided from in front of the shops to the residents side just off Whitley Road, around the corner on Alma Place. That's how little they think about residents.

Residents know they will not stick to an 11 pm license when they haven't with the liquor license or the pavement license. I've seen almost twenty people sat outside their shop before and also in front of Beem Beauty where they've had tables outside the double frontage of that shop as well as their own. They would know they should only have tables within the boundaries of their shop. I understand they have been told by Pavement Licensing, if they continue to breach the license, it will get revoked. So you can't blame residents knowing they'll not honour the 11 pm license as they've got good form for ignoring the two licenses they have.

I'm also against them wanting to be open at Christmas and New Year until the early hours.

I hope common sense prevails and they are not granted the extension as their shop, particularly customers smoking outside and leaving late at night, disturbs the peace.

Applicant's Bundle

Kork

This page is intentionally left blank

From:
Sent: 11 January 2022 18:31
To: Democratic Support; Liquor Licensing
Subject: KORK SUPPORT

EXTRNL

Message below.

Best,

Website:
Email: :
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 16:54:41 GMT
To:
Subject: Extended opening hours

Hello Team Kork,

As a resident of Whitley Bay) not too far away from Kork I can say that the store has done nothing but bring a positive, atmospheric and neighbourly drinking vibe to the area. You are a lovely local establishment providing real quality goods as well as great wine.

I'd love to see your hours extended and have never heard of any complaints around noise or such issues. We've been in to purchase wine as well as drink inside and there have never been any issues with noise or anti-social behaviour issues throughout Kork being open.

We'd strongly support the opening hours being extended and would like to thank Kork for continuing to provide a nice and relaxed venue that people can enjoy.

Kind regards,

Sent from my iPhone

From:
Sent: 11 January 2022 18:31
To: Democratic Support; Liquor Licensing
Subject: Fwd: Opening hours extension

EXTRNL

Message Below.

Best,

Website: '
Email: :
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 16:57:20 GMT
To:
Subject: Opening hours extension

I live in . just around the corner but frequently walk past your shop with my dog. I can honestly say what a fantastic addition to Whitley Road your business has made. Lets face it we could do with more of the same!! I have never heard any noise "at all" even when customers have been sitting outside having a drink in warmer weather. My friend lives directly opposite on Whitley Road (I am sure she will back you all the way!). Not sure why this councillor is trying to stop you, has he ever even been there? Wishing you all the luck! 👍

Sent from Samsung Mobile on O2
Get [Outlook for Android](#)

From:
Sent: 11 January 2022 18:54
To: Democratic Support; Liquor Licensing
Subject: Fwd: Words of support

EXTRNL
Message Below.

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 17:02:34 GMT
To:
Subject: Words of support

Feel free to quote me when you go to hearing!

I am a local professional who, working long hours in a stressful job, greatly values quiet. I live no less than 5 doors down from Kork Wine & Deli and I can say with 100% confidence that I have never heard a sound coming from there.

My partner and I have eaten at Kork twice and have thoroughly enjoyed it. This is a great local business, much valued and enjoyed by the community. The only "detriment to the community" would be to see Kork close!

Good luck,

From:
Sent: 11 January 2022 18:57
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From: '
Date: 6 January 2022 at 17:10:57 GMT
To:
Subject: round the corner from Kork)

You know that [redacted] down from the deli) and I frequently visit Kork! It is one of the best new places that has popped up in the Whitley Bay Area both at our end of town and all down Park View.

It is an establishment that sells great food and the best wine along with some of the best customer service. I regularly see other neighbours local to mine and Frankie/Phil's street frequent Kork and they all love it. Whether it's for a bottle of beer or wine in the sun (when the weathers nice) or just to pick up some of the amazing deli bits on offer.

I haven't been lucky enough to visit a taster evening but cannot wait to be a part of one as long as they can continue. It is very civilised place to visit and there target audience is people who appreciate fine wine and great food. The longer they are open the more opportunity we have to visit and as they are a small establishment it allows others the same opportunity.

Long live Kork!

Love always,

Sent from my iPhone

From:
Sent: 11 January 2022 18:59
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Best,

Website: ;
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 17:14:16 GMT
To:
Subject: Kork opening hours

Hi

I saw your post on Instagram and think it's madness that the councillor thinks you are a 'noisy detriment to Whitley Bay'. I live in a stones throw away from the shop, and have never heard a peep from you, even when you had lovely outside seating in the summer!

The shop provides such an interesting array of bits and bobs that is so desperately needed to bring a classier option to residents, rather than the traditional boozers on the high street that are in my opinion, a noisy detriment to Whitley Bay, and whose customers have disturbed me as a resident on multiple occasions.

I hope this is resolved at the hearing later this month, or my faith is lost in North Tyneside council!
Please do not hesitate to contact me further.

Thanks,

From: [REDACTED]
Sent: 12 January 2022 08:30
To: Democratic Support; Liquor Licensing
Subject: Kork Opening Hours

EXTRNL
Message Below

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 11 January 2022 at 21:27:07 GMT
To: !
Subject: Opening hours

I live opposite but frequently walk past your shop with my dog you always wave and if not busy always have time for a chat . I can honestly say what a fantastic addition to Whitley Road your business has made. Lets face it we could do with more of the same!! I have never heard any noise "at all" even when customers have been sitting outside having a drink in warmer weather. My friend lives directly opposite on [REDACTED] am sure she will back you all the way!). Not sure why this councillor is trying to stop you, has he ever even been there? Wishing you all the luck! 🍀

Sent from my iPhone

From:
Sent: 12 January 2022 08:31
To: Democratic Support; Liquor Licensing
Subject: Fwd: Support

EXTRNL
Message Below

Best,

Website:
Email:
Instagram: (
Telephone:

Begin forwarded message:

From: .
Date: 11 January 2022 at 18:58:43 GMT
To:
Subject: Support

To Whom It May Concern,

Kork has been a wonderful addition to Whitley Bay. They have developed a loyal customer base who visit regularly for the exceptional service and quality of goods that out shine any other food or wine business in the area.

As their business grows I only expect more residents to discover what a valuable asset this business to the local area.

I, personally, have attended wine tastings at Kork and found them to a educational affair and very civilised and would hope that they would be supported in expanding this aspect of their business. It brings something unique to the area and the north east as a whole.

Yours sincerely,

Director

From: [redacted]
Sent: 12 January 2022 08:37
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From: [redacted]
Date: 6 January 2022 at 17:24:22 GMT
To: [redacted]
Subject: Noise levels?

Hello

Just been shown your post on Instagram.

Both myself and my partner live in t [redacted] nearby and yet neither of us have any experiences of noisy patrons leaving your establishment. I also feel like the clientele base you have established are all upstanding people and leave the surrounding area in an orderly, tidy and quiet fashion as is, so frankly the local councillor should really look into the larger problems Whitley bay faces; like the absolute mess that is the establishments on the high street and further down south parade and their "noisy and detrimental" customer base and stop trying to shut down more upstanding venues like yourselves.

For what it's worth, I have worked in the hospitality industry and hold a personal license so I have experienced what rowdy hospitality venues can be like- and trust me KORK is not one of these- so I hold no concerns whatsoever that extending your opening hours to host wine tasting and pop up events would cause you to become 'a noisy detriment' hopefully with the extended hours we would also have a chance to pay you a visit in the future as we have been meaning to visit for a while just due to work commitments we can not visit thus not spending our money and benefitting the local economy that little bit.

I hope at the very least you find our comments uplifting in your fight to extend your licensing hours; and at best they are useful in changing the councillors mindset and that they come to their better senses and realise that KORK is and will continue to be a great spot in Whitley Bay.

From:
Sent: 12 January 2022 08:39
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 17:25:00 GMT
To: !
Subject: Extended Hours

Hi

I was in disbelief to read that your application had been rejected on the grounds of being a noisy establishment.

As a resident in close proximity to Kork Wine and Deli I would strongly disagree. We find Kork to be a very welcome addition to Whitley Road, with a calm , relaxed atmosphere and have only ever seen people enjoying a quiet civilised drink.

In rejecting such applications this is not supportive to independent businesses who are a firm part of our community and not supportive to the much needed rejuvenation of Whitley Road.

I am more than happy to discuss further with our local councillor to support your appeal.

Get [Outlook for Android](#)

From: [redacted]
Sent: 12 January 2022 08:40
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Best,

Website:
Email:
Instagram: [redacted]
Telephone:

Begin forwarded message:

From: [redacted]
Date: 6 January 2022 at 17:25:49 GMT
To: [redacted]
Subject: Hours application

Im insanely dyslexic so take out what you want if anything is not right !

To whom it may concern

I have been running my business on [redacted] for 6/7 years now a few doors down from where kork is located. I have seen so many businesses open and shut down on our street over the years and we finally have a consistent group of independent businesses which is amazing for my business and the area.

Having a place where I can go after work to meet family or friends for a relaxed glass of wine and some cheese is amazing, I have also had business meetings in there too and took my laptop along to do admin! As its all seating and very chilled atmosphere.

Atleast 2/3 times a week I work late until 9pm/10pm at night and everytime I leave I have never heard a peep from kork there is never any noise or lairyness otherwise I would also have a problem with them disturbing the peace in the area.

Another huge factor for me is I don't always feel safe leaving my shop at night due too an attempted robbery and a successful one in 2019 knowing that someone is about is also really reassuring. Also over my 6/7 years EVERY SINGLE shop on that strip of whitley road has been robbed...having a

business open later would do wonders for the overall security of the street (every robbery was between 9pm-11.30pm at night)

Kork has brought a community feel to the street again and brought all the new and old businesses together again which is something i have missed over the years.

With the nature of my business if it was loud and there was any antisocial behaviour outside I would be the first to complain as I would not feel safe and I'm sure my clients wouldn't either.

They have worked so hard on there business and have really improved the look of whitley road.

I fully support the opening hours they are applying for

Sincerely

Sent from Samsung Mobile on O2
Get [Outlook for Android](#)

From:
Sent: 12 January 2022 08:54
To: Liquor Licensing; Democratic Support
Subject: Kork Support

EXTRNL
Message below.

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 17:52:49 GMT
To:
Subject: Support for Kork Deli

Hi

So sorry you're facing resistance to your plans.

Please find my comments below. Feel free to include my details so they know I am a real person!

Kind regards,

M. Mouse

KIDDING! It's

"I'm writing in support of Kork Deli's application to extend their opening hours for wine tasting evenings and other events.

Kork Deli is an absolute joy and nothing but a bonus to the local area. Full of good people, knowledgable staff... and the best cheese this side of the moon. Far from being a rowdy establishment, it is a relaxed, refined, and welcoming venue - exactly what we need in Whitley Bay. It's a place for all to enjoy a relaxed evening with a glass of quality wine and a smorgasbord of cheese and meats. I encourage everyone in Whitley Bay to support this wonderful local business, and as a Council Tax payer, I hope the local authority will help it blossom.

From:
Sent: 12 January 2022 08:56
To: Liquor Licensing; Democratic Support
Subject: Kork Support

EXTRNL
Message Below

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 17:54:46 GMT
To: ;
Subject: Support For Kork Wine And Deli

Hi

I am a local resident of Whitley Bay (having moved back to the area June 2019) and in fact live directly across the road from your establishment. I can say 100% that there has never been any noise, unruly behaviour, crowds of people from Kork Wine and Deli.

The fact Kork Wine and Deli is where it is and the fantastic service you offer only promotes and enhances the local area. Your establishment does not in anyway cause any detriment to the area. It encourages good, nice people to come and visit this part of town. Every single one of my friends and family that have visited me have commented positively on the fact I have such a great establishment on my doorstep.

We, local residents and the council should be encouraging businesses such as yours, it adds so much in terms of value to people and the local economy.

Thank you and keep doing what you are doing.

See you soon.

Sent from my iPhone

From:
Sent: 12 January 2022 09:03
To: Liquor Licensing; Democratic Support
Subject: Kork Support

EXTRNL
Message Below

Best,

Website: [\[Link\]](#)
Email: [sl](#)
Instagram: [\[Link\]](#)
Telephone

Begin forwarded message:

From: [\[Link\]](#)
Date: 6 January 2022 at 19:00:57 GMT
To:
Subject: Objection rebuttal

Hi

This one is for the councillors. Not sure what personal details you need but I'll add my address, feel free to contact me if you need anymore.

Keep up the good work, your team do a fantastic job.

To whom it may concern

Kork Wine and Deli is an asset to the area and an exemplar of successful independent enterprise. In the current climate it is vital that we nurture and support these young businesses to enable them to survive and thrive. The local area is developing at pace with a changing demographic and Kork Wine and Deli have recognised that and are extending their business offering to meet the developing demand in the area.

The accusation that Kork Wine and Deli is a 'loud deterrent to the area' is nothing short of absurd. They are a specialist retailer that have brought a new and unique offering to the area that has increased retail diversity, subsequently benefiting the community.

I strongly support the application to extend the current license.

Yours faithfully

Get Outlook for Android

From:
Sent: 12 January 2022 09:08
To: Liquor Licensing; Democratic Support
Subject: Kork Support

EXTRNL
Message Below.

Kork Neighbour.

Best,

Website:
Email:
Instagram: ---
Telephone: ...

Begin forwarded message:

From:
Date: 6 January 2022 at 19:08:27 GMT
To:
Subject: Support for extended opening hours

Hi

Sorry to hear you've had a hard time from a councillor about your extended opening hours. I'd like to offer a supporting statement to you, below. Feel free to use if you think it will help.

Cheers

I would like to offer my overwhelming support to Kork Wine and Deli to extend their opening hours. As a local resident, I have never had any experience of noise emanating from this premises. I don't in any way recognise the local councillor's claim that this business is a 'noisy detriment to Whitley Bay'. By contrast, this business is highly respectful of their neighbours, and even when walking past the premises, I have never heard any noise coming from inside. Unlike many other pubs and bars in Whitley Bay, Kork is not the kind of place where people go to get intoxicated in large groups, but is a small, family friendly venue, where couples or a small group of friends might go to enjoy a couple of glasses of fine wine or craft beer with a cheese board. So there are unlikely to be noise issues when patrons vacate the premises. Kork Wine and Deli is an asset to the south

end of Whitley Road, and the council should be encouraging such businesses to prosper. Their tasting and pop-up events offer a novel and exciting service to the North Tyneside community. It is my view that a number of other great new businesses, offering excellent services to the south end of Whitley Bay, have decided to rent properties here as a result of Kork enticing people to visit this end of Whitley Bay.

From:
Sent: 12 January 2022 09:12
To: Liquor Licensing; Democratic Support
Subject: Kork Support

EXTRNL
Message Below.

Local lad who visits to buy cheese and charcuterie on his own or with his younger two brothers.

It shows our clientele as a wide section on the community.

Best,

Website
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 19:22:54 GMT
To:

I think that kork is a great place to go and spend some time relaxing and enjoying delicious cheeses and meats, something which is offered nowhere else in Whitley bay (or maybes even north Tyneside) They have a friendly atmosphere and I often go in with my family. They are dog friendly and all the staff are extremely welcoming and friendly towards everyone who comes in, and do not hesitate to help or recommend new foods to try.
I hope this is useful
Thanks

From: [REDACTED]
Sent: 12 January 2022 13:31
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Whitley Bay Resident.

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From: [REDACTED]
Date: 6 January 2022 at 21:06:53 GMT
To: [REDACTED]
Subject: Thanks

Hi

Just wanted to send an email of support.

My husband and I are local residents and popped in for a couple of drinks after dinner in another local independent establishment. It was fantastic to be able to come and enjoy a quiet drink while getting some expert advice. This is something that we have experienced abroad and it was a delight to have it literally on our doorstep.

We will call in when we next have childcare, after trying another independent eatery.

Best wishes

Tel:

From:
Sent: 12 January 2022 13:33
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Best,

Website:
Email:
Instagram:
Telephone

Begin forwarded message:

From:
Date: 6 January 2022 at 21:29:38 GMT
To:
Subject: Kork opening hours

Hi guys,

I just wanted to say I think the deli has been absolutely brilliant for Whitley Bay and would love to see opening hours extended, especially during the Summer months. I used to live on Grafton Road, not far at all from the Deli and had absolutely no issue with noise whatsoever.

I have since moved to North Shields but continue to buy from a truly fantastic business. The councillor must be living in cloud cuckoo land to oppose this change.

Kind Regards

Get [Outlook for iOS](#)

From:
Sent: 12 January 2022 13:44
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL

Message Below.

Another Neighbour.

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 21:30:00 GMT
To:
Subject: To Local Councillor

Myself and my partner live at [redacted] from
KORK wine and deli. I can honestly say I have never experienced any noise disturbance or
the usual harassment that usually happens along the road in whitley bay town centre.

If anything KORK brings and invites friendly, polite and respectful clientele of all ages.

I can walk past with my dog on a dark evening and the owners and the customers will wave
and smile giving that true community feeling..... In all honesty as a young female how many
places can you really feel like that now in whitley bay.

I am aware of neighbours who live on Grafton Road, an older gentlemen who has told me
he will sometimes pop in for just chat with the owners as KORK always feels so warm and
inviting.

If anyone could ever truly believe that KORK is a detriment to whitley bay then the only way
I can believe this is because you have never visited.

I truly believe that anyone who visits KORK whether with family, friends or work colleagues
they will experience the warm, relaxing and friendly environment it truly us.

the neighbours who have never heard a noise.

From:
Sent: 12 January 2022 13:48
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL

Message Below from another local business.

Best,

Website: i
Email: .
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 08:17:53 GMT
To:
Subject: Extension to opening hours

To whom it may concern,

I would like to express my support for Kork Wine and Deli to increase their opening hours.

The owners have worked tirelessly (throughout a pandemic) to provide a unique experience for their customers. This small business is a wonderful addition to Whitley Bay. By extending their opening hours, this sophisticated wine bar, offering tasting events with food can only enhance the area.

This type of business will not attract the loud, young drinkers that some may have concerns about and I am confident that this hardworking, responsible team will ensure they and their customers respect and consider their neighbours.

I have no hesitation in supporting this venture and in the awarding of the necessary licence.

Your faithfully

From:
Sent: 12 January 2022 13:51
To: Democratic Support; Liquor Licensing
Subject: Fwd: We love your place!

EXTRNL
Message Below.

Another Whitley Bay resident.

Best,

Website: ...
Email: '
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 08:57:03 GMT
To: '
Subject: We love your place!

Hi :

I saw your post on Instagram. I'm sorry to hear that you aren't getting the support for your extended opening hours. I absolutely love Kork wine and deli. You're always so inviting and friendly, the atmosphere is always so relaxed. I think the place is a fantastic addition to our high street and you should be very proud of what you've accomplished.
I hope that others can realise that.

Best wishes

From:
Sent: 12 January 2022 13:52
To: Democratic Support; Liquor Licensing
Subject: Fwd: Great little deli

EXTRNL
Message Below.

Whitley Bay Resident.

Best,

Website:
Email: :
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 09:14:56 GMT
To:
Subject: Great little deli

Dear

We're big fans of Kork and think you bring a civilised vibe to the neighbourhood. It's refreshing to see friendly entrepreneurs making a go of it here in Whitley Bay. We're becoming more like Tynemouth, and if that's disruptive then it can only be a good thing.

We strongly support your bid to extend your opening hours.

Kind regards

From:
Sent: 12 January 2022 13:56
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Another close Whitley Bay resident.

Best,

Website
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 17:48:31 GMT
To:
Subject: Extended Open Hours

I live from Kork Wine and Deli and would love to see later opening hours at this wonderful business! Run by great people with knowledge and experience, it attracts a lovely crowd of likeminded people, who have a passion for food and wine. This place is such a great addition to the improvements seen in whitley bay over the past few years. It would be fab to see this independent business flourish and extend their services.

All the best,

From:
Sent: 12 January 2022 13:58
To: Democratic Support; Liquor Licensing
Subject: Kork Support

EXTRNL
Message Below.

Whitley Bay Resident.

Best,

Website:
Email: :
Instagram: :
Telephone:

Begin forwarded message:

From: :
Date: 6 January 2022 at 20:01:34 GMT
To: :
Subject: Planning Application Support

Hi

I've just seen your slide on Instagram about the planning application. Does the below wording help at all?

I have recently moved back to Whitley Bay after spending many years in London and the South East. One of the main drivers for my move was the wonderful independent business scene that has developed in Whitley Bay over recent years, including the good quality bars and restaurants that provide a great evening out, very different to the stag and hen days of South Parade many years ago. I have visited Kork Deli for food and drinks a number of times and thoroughly enjoyed the good quality cheeses, meats and wines they serve. As a local resident I can confirm that Kork is absolutely not a noisy detriment and is exactly the sort of business I want to spend my money in. I would be delighted if they are able to offer more of their evening tasting events which require the extended opening hours they have applied for, and look forward to this occurring soon.

If you need my name and address to prove I'm not your Nan or anything, please let me know!

Thanks,
...

Sent from my iPhone

From:
Sent: 12 January 2022 14:56
To: Democratic Support; Liquor Licensing
Subject: Fwd: Regarding extension of opening hours

EXTRNL

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 6 January 2022 at 21:29:33 GMT
To:
Subject: Regarding extension of opening hours

With regards the proposed extension to Kork's opening hours I would just like to say that I think this is an excellent idea. This establishment is another amazing example of entrepreneurship in Whitley Bay which is helping to boost the local economy and help drive real improvement to a once flailing coastal town. We should be doing all we can to help, support and encourage these types of crucial and vibrant independent businessEd to flourish in our town.

Sent from my iPhone

From:
Sent: 12 January 2022 14:56
To: Democratic Support; Liquor Licensing
Subject: Fwd: Kork Wine and Deli

EXTRNL

Best,

Website: I
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 10:50:40 GMT
To:
Subject: Kork Wine and Deli

I wanted to add my voice in support of this wonderful, calm oasis of very fine foods and wines as you strive to grow your business and remain true to your mission to support artisan makers and bring the glow of the finer things to our lovely town.

Kork is a place to come to when you are in the mood to savour delicious tastes, whether cheese, charcuterie or wine. It is a rare gem in that it is a truly sociable space to celebrate flavour and learn a little of the craftsmanship that goes into making foods and drinks using time honoured but sadly endangered traditions. Understanding the methods and lives of the producers is the unique appeal of Kork Wine and Deli and something that is to be found nowhere else in Whitley Bay.

I understand and entirely share the impulse of our local councillors to protect the family-friendly atmosphere of our little town. Much has changed in recent years particularly along Park View and I understand the concerns of residents and their elected representatives to safeguard the town against drunken and loutish behaviour. I grew up here in the 90s and remember well the blight brought on the town by drinking in the Esplanade area and along the sea front.

No one would sensibly wish to see a return to loud, late night establishments such as those we had here in the 90s and 00s. And I do not believe for a moment that extended licensing hours for Kork Wine and Deli represents a regressive step in that direction. Wine tasting events are about flavour and learning not escapism and debauchery. The atmosphere in Kork is never one of "let's get drunk" it is a place to enjoy fine food and wine in the spirit of celebrating its providence and heritage. It is a place to celebrate glorious flavours and the people who make those possible.

Kork a rare place where it is the small scale maker of wine or cheese can be championed and where normal folk can be transported from their daily grind to a hillside in Spain or a vineyard in rural Italy without clocking up a single air mile.

I hope Kork is nurtured by our local council to thrive and not just survive in these times so blighted by the pandemic we have all endured. People need to find joy in the simple pleasures of cheese and wine; Kork is the place to go and do just that.

Many thanks,

From:
Sent: 12 January 2022 14:56
To: Democratic Support; Liquor Licensing
Subject: Fwd: Local words of support

EXTRNL

Best,

Website:
Email:
Instagram:
Telephone

Begin forwarded message:

From:
Date: 7 January 2022 at 12:13:05 GMT
To:
Subject: Local words of support

Hi,

I wanted to send a few words of support in reference to the councillors objections to the supposed noise level from Kork which I saw a post about on Instagram last night.

As a customer of Kork, both as a shop and also eating and drinking in the wine bar and deli, I have never witnessed anything other than a relaxed and laid-back atmosphere. It is a credit to the area as there are not many similar places nearby. The customer service I have experienced at Kork has been exceptional. I don't think you would have to look far in the area to find venues which are a lot louder and anti-social but Kork is most certainly not one.

Wishing you all the best with everything and for the new year.

From: [redacted]
Sent: 12 January 2022 14:57
To: Democratic Support; Liquor Licensing
Subject: Fwd: a few words or support

EXTRNL

Best,

Website: !
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 12:40:20 GMT
To:
Subject: a few words or support

Hi

Hope this is okay-sounds like I'm totalling fan-girling you guys here but it's all true! Good luck getting the licence!

Kork wine and Deli is such a fabulous addiction to Whitley bay. Shawn and the team are so knowledgeable about their product and really go the extra mile in helping you find exactly what you're looking for (and educating you too!) Whenever we have friends visiting from other parts of the country it's always the first place we take them and they are always blown away by how incredible it is we have such a great independent wine bar on our doorstep. It really is places like this that bring people into moving to the area!

As neighbours it's so lovely to see people sitting out in the summer with a cheeseboard, or cosied up in the window seats in the winter- it makes Whitley road (which could otherwise look quite drab) look like a little street in soho! It's the kind of place we need to steer us away from the south parade nightmare of the past.

If they were to open a little later it would be a great addition to the town as there is real lack of establishments in Whitley bay to go to for a glass of great wine in a nice environment for those that don't want 2-4-1 cocktails or stale pints surrounded by drunk people!

From:
Sent: 12 January 2022 14:57
To: Democratic Support; Liquor Licensing
Subject: Kork Fwd: Message of support

EXTRNL

Best,

Website:
Email: s
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 14:00:29 GMT
To:
Subject: Message of support

Hi!

My message of support for your upcoming hearing (feel free to change anything which isn't helpful for your case). Good luck!

Dear Councillor,

I am saddened to hear your views that Kork is a noise nuisance to Whitley Bay. I feel you couldn't be further from the truth - it is a unique and much-needed addition to our coast. It would be a shame to see the wings of a local business clipped for no good reason by denying them extended opening hours. Kork is certainly not a noise nuisance and it's unfair to characterise it as such just because it sells wine. As a unique independent business, it is an asset of Whitley Bay and should be supported by our community in every way possible. Not far up the same road, there are many pubs and bars which have late licences and play music - and there is nothing wrong with that - but Kork is a different type of place. Kork is a quieter and friendly place and I would encourage you to pop in and see for yourself. Wine tasting events are in short-supply in the north east and the extended opening hours would allow Kork to run these, to be enjoyed by local people like me seeking a relaxed and educational night.

Another consideration is that if you deny independent businesses the chance to offer these types of events, all that will happen is a commercial group will use their size, influence and power to get permissions to offer them instead (e.g. the same groups which run most of the big bars and restaurants in Newcastle city centre). From an economic standpoint, this is worse for our community as less money gets re-spent and re-invested locally by a large group compared to a small business. Also, these events would have none of the passion or knowledge behind it that the team at Kork have and that would be the greatest loss.

As a councillor, we entrust you with the duty of doing for what is what is best for our community, so please listen to us when we tell you that we want our local businesses to thrive and achieve their full potentials. Please don't make our town a hostile place.

From: [redacted]
Sent: 12 January 2022 14:58
To: Democratic Support; Liquor Licensing
Subject: Kork Fwd: Feedback about Opening Hours Extension

EXTRNL

Best,

Website:
Email:
Instagram: ([redacted])
Telephone:

Begin forwarded message:

From. [redacted]
Date: 7 January 2022 at 16:05:17 GMT
To: [redacted] n>
Subject: Feedback about Opening Hours Extension

Hello,

I wanted to send an email with some feedback about the shop in response to seeing your instagram post.

I live on [redacted] is directly behind Kork and can 100% agree that there is absolutely no noise from Kork during any hours of the day. I have visited twice and absolutely loved both visits, in which I came away with cheese and wine both times! As Whitley Bay is an up-and-coming area, we need high end independent businesses to flourish, which is what I believe Kork to be. The Park View end of the high street has many independent bars and restaurants, which I'm sure are open late into the evening, and I feel as a resident of the Cullercoats end of the high street we need to encourage more venues like Kork to open and remain open! I would absolutely love to attend a wine tasting event at Kork, which would help to boost the local events, as nothing like this is offered in the local area to my knowledge.

Just to counteract the comments about Kork being a noisy detriment to the area, I have never heard any noise from Kork, either from my back yard [redacted], or when walking past on an evening. There are some establishments in Whitley Bay which can be noisy on an evening, but Kork is absolutely not one of them. If anything, I enjoy seeing a bit of bustle in the town centre which shows that it is a thriving community! I for one am 100% behind extending the opening hours of Kork!

I hope this is helpful to the hearing later in the month!

Thanks,

From: [redacted]
Sent: 12 January 2022 15:00
To: Democratic Support; Liquor Licensing
Subject: Kork Fwd: A few words

EXTRNL

Best,

Website: [redacted]
Email: [redacted]
Instagram: [redacted]
Telephone: [redacted]

Begin forwarded message:

From:
Date: 7 January 2022 at 16:32:15 GMT
To:
Subject: A few words

Hello

Here are a few words for you, from me...

I am a local resident (NE26), and I just want to say a few words for the council to take into consideration. Honestly, establishments like Kork Wine and Deli are a blessing for us in our local area. We are seeing the rise of excellent bars and food places in Whitley, and it is all part of the great restoration of the local area.

The noisy clubs and heavy bars are all closing, and we are now seeing Kork and other bars that are bringing quality produce, as well as great attitudes towards the care for their food and service for their customers. It's wonderful to be seeing a new era of culture growing in our local area.

Kork isn't loud. Never once have I walked past when I'm out on my daily walks and been perturbed by this place. Never once have I even heard a single noise, and I live a few streets away. It offers nothing but positivity and substance for us in Whitley Bay, and I hope to see more bars and food eateries like this opening and being supported to continue trading.

They are bringing people to the area who are there for the right reasons; quiet and comfortable socialising, as well as opening the door for people around the UK to remember the essence of what we can create in the North. We are well known for our kindness and welcoming attitudes.

We should be supporting establishments like this. They not only put their life and passion into what they do, but they make the area far more desirable. This is something we have needed for many years, since the era of the trashy bars was rightfully quashed. Let's support this company, as they

are just what we need in our incredible Whitley Bay'

Hope it helps, brother.

Much love 🙏

From:
Sent: 12 January 2022 15:00
To: Democratic Support; Liquor Licensing
Subject: Fwd: Extended hours

EXTRNL

Best,

Website:
Email:
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 22:52:15 GMT
To:
Subject: Extended hours

Hi!

I read with disbelief on your Facebook page that people are saying your establishment is loud and a detriment to the area, what a load of rubbish I feel

I am not a local resident but visit often with my friend who lives opposite your deli and have always enjoyed the place for its tranquility and friendliness of you all

At least when we come there we can talk and not have to shout over music and loud people

It is a lovely establishment serving nice people with lovely wines and food

I hope you do get to extend your hours it is a shame that some people feel the need to stop good people from building a better business for the community

Best of luck

From:
Sent: 12 January 2022 15:01
To: Democratic Support; Liquor Licensing
Subject: Fwd: Councillor Objection to extended hours.

EXTRNL

Someone who use to work with you guys at the council.

Best,

Website: k
Email:
Instagram: .
Telephone:

Begin forwarded message:

From:
Date: 7 January 2022 at 22:54:21 GMT
To:
Subject: Councillor Objection to extended hours.

Hi .

My daughter is a customer of yours and has told me about the problems that you are encountering in extending your hours for wine tasting and pop up events. She's asked me if I can help as like me, she wants to support small independent businesses.

By way of introduction I am a recently retired Town Planner and dealt with the issues that you are facing on a regular basis. I previously worked for North Tyneside Council and also worked for Easington, Sedgefield and finally Durham County Council. I also have an insight into how local politics works and have a good understanding of what motivates local Councillors to get involved in local issues.

When my daughter highlighted the difficulties you are facing I felt that I may be able to help you. I have always been an advocate of small businesses and have fought their corner on many occasions. I'd therefore like to help you out particularly as I sense a potential injustice. If you'd like me to help (free of charge) it would be great if you could answer the following questions.

It would appear from your post that a Councillor (unnamed) is against your proposal as he believes you are currently a noisy detriment to Whitley Bay. Has he got any ammunition or evidence to support this view? For example, have any complaints been lodged by the public claiming that your business is detrimental to the area or what we Planners would call 'the amenity of the area'. Have you had any visits from Environmental Health/Pollution Control officers? If so, what was the outcome. Have you had direct complaints from nearby residents.

Do you play music at the premises? And if you do when does this happen?

What hours are you able to open at present? What opening hours do you want to operate in the future?

What sort of application have you made. Is it a planning application or a licensing application? This is particularly important as they involve different issues and may work in your favour.

How many people will attend the wine evenings? Also what is involved in the pop up events?

Have you spoken to the Councillor about his concerns?

Depending on your answers it may be possible to argue against the claims by the Councillor. If you are able to show that his concerns are unfounded then you will have a better chance of gaining approval. Depending on what you are able to tell me it may be beneficial to get the local press involved or even seek the support of other Councillors.

Once you've provided me with the answers and I've had the opportunity to consider them I'd be more than happy to meet you in person, again free of charge.

If you'd rather I didn't help then that's perfectly fine with me and I'd wish you every success with your enterprise.

Best regards

Sent from my iPad

From:
Sent: 12 January 2022 15:02
To: Democratic Support; Liquor Licensing
Subject: Kork Fwd: Words of support from a local fan

EXTRNL

More residents of Whitley Bay.

Best,

Website:
Email: [\[redacted\]](#)
Instagram:
Telephone:

Begin forwarded message:

From:
Date: 8 January 2022 at 09:49:18 GMT
To: [\[redacted\]](#)
Subject: Words of support from a local fan

Hi

I saw your post on Instagram and would like to offer some supportive words in hopes it helps your quest of later opening hours.

From

"Kork Wine and Deli is a perfect example of the niche independent businesses and creativity that Whitley Bay is known for. Having lived in Whitley Bay all of my life, I have sadly seen it derelict more often than not with consistently vacant shops that at best will open as charity shops to ease the sight of what is otherwise a very woeful town centre. Whitley Bay until recent years has been a far cry from the picturesque and desirable seaside town I heard about from my parents and grandparents memory. It is places like Kork and all of the other independent eateries, shops, services and long awaited focus on the promenade that are giving Whitley Bay the much needed resurgence that it has been crying out for for years, and that it deserves. I represent a new generation of Whitley Bay who have been yearning for places like Kork, along with the new restaurants, micro breweries and boutiques that have opened on Station Road and Park View. Whitley Bay has never been more wonderful in my lifetime. Let's not stop now. Allowing Kork to have a late license will continue to encourage more economy back to Whitley Bay as people who love Whitley Bay at the moment - in the same way I do - have no choice but to opt to venture into Newcastle for something as wonderful as a wine tasting evening. This is not a time to be short sighted (council), consider the broader reality and needs and wants of Whitley Bay residents. Support the creativity, the new ideas, the quirks and the visionaries, because Whitley Bay is a very sad place when these things are not given the room or freedom to grow.

Kork is a very civilised, respectful and friendly company, I think it is unfortunate if someone were to

assume that an evening such as wine tasting where the team share their passion for good food and drink and open the minds of local residents could be looked upon as disruptive. Let's be smarter about this."

Hope this helps and as ever I am wishing you all the best.

Thanks,

Sent from my iPhone

From:
Sent: 12 January 2022 15:07
To: Democratic Support; Liquor Licensing
Subject: Fwd: Licence

EXTRNL

Another resident supporting.

Best,

Website:
Email: :
Instagram: -
Telephone: :

Begin forwarded message:

From: :
Date: 8 January 2022 at 19:06:58 GMT
To:
Subject: Licence

Sent from my Huawei phone

As a customer and Whitley Bay resident I have always found Kork to be a relaxed and quiet venue which ran by great people who are bringing something unique to the area.

I'm baffled that there is an assertion that they are a considered a noise issue as every time I have passed or been in this definitely hasn't been the case. Considering other venues in whitley bay have been granted liscences for later opening (despite being larger noisier and more 'residential') it wouldn't be fare to not grant a licence for later opening for Kork.

I'm sure that common sense will prevail and we won't see another betting shop/charity shop in place of a fantastic independent business.

Yours sincerely

Sent from my Huawei phone

From: [redacted]
Sent: 12 January 2022 15:10
To: Democratic Support; Liquor Licensing
Subject: Fwd: Support for council hearing

EXTRNL

Another Whitley Bay Resident.

Best,

Website:
Email:
Instagram:
Telephone: -

Begin forwarded message:

From: [redacted]
Date: 10 January 2022 at 13:35:27 GMT
To:
Cc:
Subject: Support for council hearing

I hope you and the gang are having a lovely new year so far.

Here are a few words about my experience of Kork which I hope will be helpful for the hearing this month. I've put it on Google reviews as well.

I've known Whitley Bay since being a kid, and can honestly say I find Kork to be the most civilised, welcoming and pleasant place around here to have a drink, as well as try some lovely food and learn about new wines and local beers. The owners and staff really know their stuff, and have created an authentic experience where everyone's welcome and you can truly relax. It's as far away as you could get from the noisy stag and hen bars Whitley Bay still seems to be (in)famous for, despite the investments in the promenade and surrounding area. It's just a lovely place to be, and somewhere I bring all my visitors from around the country to. We always get chatting to other locals there too - it's becoming a bit of a community hub. My impression is that Kork is another great example of a group of people being mindful of investing in Whitley Bay alongside growing a business, supporting local producers and providing employment for staff who really seem to love their work, and it's a credit to North Tyneside. If you haven't been yet, get yourself along!

All the best,

1

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