

Licensing Committee

Thursday, 1 April 2021

Present: Councillor T Mulvenna (Chair)
Councillors T Brady, J Cruddas, E Darke, L Darke,
D Drummond, Janet Hunter, G Madden, T Brady,
J Cruddas, E Darke, W Samuel and J Wallace

LC1/20 Apologies for Absence

Apologies for Absence were submitted on behalf of Councillors C Davis and J O'Shea.

LC2/20 Declarations of Interests and Dispensations

There were no Declarations of Interest or Dispensations reported.

Councillor E Darke referred to the reports in respect of licences issued by officers between 1/3/2019 and 29/2/2020 and 1/3/20 and 28/2/2021 and in particular the Temporary Event Notices in respect of Innisfree Sports and Social Club, Chester Avenue, Longbenton and advised the Committee that he was the Chair of the Club.

LC3/20 Minutes

Resolved that the minutes of the meeting held on 28 March 2019 be confirmed and signed by the Chair.

LC4/20 Minutes of the Sub-Committees

The Sub-committee received copies of the minutes of the following Sub-committee hearings held since the last meeting:

28 May 2019 – Prudhoe Off Licence, 4-5 Prudhoe Street, North Shields
12 June 2019 – Rai Wine Stores, 20 Forest Hall Road, Forest Hall
19 June 2019 – Namaste Taste of India, 195 Park View, Whitley Bay
21 June 2019 – Modern Tandoori, 174 High Street West, Wallsend
28 June 2019 – Woods, 1-2 King Edward Court, Tynemouth
17 July 2019 – Longsands Clothing, 4 Albion Street, North Shields
16 September 2019 – Manhattans, 85-87 High Street West, Wallsend
15 October 2019 – Zynk, South Parade, Whitley Bay
22 October 2019 – Shields Off Licence, 11A Saville Street West, North Shields
15 November 2019 – Shields Off Licence, 11A Saville Street West, North Shields
16 December 2019 – Square and Compass, 207 Park View, Whitley Bay
18 December 2019 – All Fur Coat, 25 High Street East, Wallsend
13 May 2020 – Pranzo Italian Tapas and Wine Bar, 16 Station Road, Whitley Bay
28 May 2020 – The Barking Dog, Kings Road North, Wallsend
25 June 2020 – Woods, 1-2 King Edward Court, Tynemouth

4 August 2020 – Kork, 74 Whitley Road, Whitley Bay
5 August 2020 – Scott and Wilson, 1 Trevor Terrace, North Shields
6 October 2020 – 99 North Road, Wallsend
17 December 2020 – Morrisons, Preston North Road, North Shields
11 February 2021 – How Do You Do, Hudson Street, North Shields

Resolved that the minutes of the Licensing Sub-committee hearings, as listed above, be noted.

LC5/20 Licensing Act 2003 and Gambling Act 2005 Applications. Licences granted between 01.03.2019 and 29.02.2020 under delegated authority

The Committee considered a report which set out the numbers and types of applications under the Licensing Act 2003 and the Gambling Act 2005 which had been determined by officers, under delegated authority, between 1 March 2019 and 29 February 2020.

During this period there had been 104 Personal Licences and 19 new Premises Licences issued and 34 Premises Licences transferred. Officers had also issued 240 Temporary Event Notices.

It was also explained that during this period officers had carried out 57 compliance inspections and 52 Statutory Notices had been checked.

Resolved that the decisions taken by officers, under delegated authority, between 1 March 2019 and 29 February 2020 be noted.

LC6/20 Licensing Act 2003 and Gambling Act 2005 applications. Licences granted between 01.03.2020 and 28.02.2021 under delegated authority

The Committee considered a report which set out the numbers and types of applications under the Licensing Act 2003 and the Gambling Act 2005 which had been determined by officers, under delegated authority, between 1 March 2020 and 28 February 2021.

During this period there had been 70 Personal Licences and 21 new Premises Licences issued and 24 Premises Licences transferred. Officers had also issued 78 Temporary Event Notices.

It was also explained that during this period officers had carried out 132 compliance inspections and 50 Statutory Notices had been checked.

Resolved that the decisions taken by officers, under delegated authority, between 1 March 2020 and 28 February 2021 be noted.

LC7/20 Review of Cumulative Impact Assessment

Consideration was given to a report which provided an update on the process to be adopted for a review of the Authority's Cumulative Impact Assessment (CIA) which formed part of the Authority's Statement of Licensing Policy.

It was explained that under section 5A of the Licensing Act 2003 a local authority could publish a Cumulative Impact Assessment if it considered that the number of licences issued in one or more areas of the borough would be inconsistent with its duty under section 4 (1) of the Licensing Act 2003. It was also explained that cumulative impact recognised that the number of licensed premises concentrated in one area of the borough could result in problems such as public nuisance, crime and disorder and anti-social behaviour.

Prior to April 2018 any Authority that wished to introduce a Cumulative Impact Policy did so when it reviewed its Statement of Licensing Policy. Section 5A of the Licensing Act 2003 now required that a Cumulative Impact Assessment must be carried out every three years whereas the Statement of Licensing Policy was reviewed at 5 yearly intervals. As the current CIA had been published in October 2018 the Authority was required to consider whether its opinion in relation to its CIA remained the same.

A timetable for the review of the CIA was set out and it was explained that a report was to be presented to a future meeting to enable the Committee to give consideration to what steps, if any, were needed once the findings of the assessment were known. If it was decided that the CIA should be renewed or expanded then arrangements needed to be made to update the Statement of Licensing Policy

Resolved that (1) the process outlined in the report for the review of the Cumulative Impact Assessment be noted; and
(2) a further report be presented to a meeting in September 2021, at the conclusion of the review of the Cumulative Impact Assessment, to enable the Committee to determine what steps, if any, should be taken once the findings of the assessment are known.