

1NORTHUMBERLAND COUNTY COUNCIL

LICENSING HEARING

At the meeting of the **Licensing Hearing** held at On line meeting on Tuesday, 20 April 2021 at 10.00 am.

PRESENT

I Hutchinson (in the Chair)

MEMBERS

T Cessford
R Gibson

B Crosby
JI Hutchinson

OFFICERS

H Bowers
M Bulman
Gebbie

Democratic Services Officer
Solicitor

ALSO IN ATTENDANCE

A Saddler
S Saddler
I Simpson
P Sedgwick
Ms S Smith

Applicant
Applicant
Designated Premises Supervisor
Interested Party
Applicant's Legal Representative

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1 **ELECTION OF CHAIR FOR THE MEETING**

Councillor Cessford proposed that Councillor Hutchinson be elected as Chair of the meeting, this was seconded by Councillor Crosby.

RESOLVED that Councillor Ian Hutchinson be elected as Chair for the duration of the meeting.

2 **REPORTS OF THE HEAD OF HOUSING AND PUBLIC PROTECTION**

Application for a premises licence in respect of St Mary's Inn, St Mary Lane, St Mary Park, NE61 1BL.

The Chair outlined the rules of the hearing and procedure to be followed at the meeting.

Heather Gebbie, Senior Licensing Officer advised the reason for the hearing was

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to determine an application for a Premises Licence in respect of St Mary's Inn, St Mary Lane, St Mary Park, NE61 1BL.

Within the application, the applicant had applied for the licensable activities for the supply of alcohol on and off the premises and regulated entertainment and late-night refreshment from indoors.

One representation had been received from an interested party on the ground of public nuisance.

Verbal representations were heard from Sarah Smith, the applicants' legal representative and Paul Sedgewick, interested party. A written representation had been received from the Environmental Health Department advising of two agreed conditions with the applicant.

The Subcommittee considered all written and verbal representations and the Licensing Act National Guidance and the Council's own Licensing Policy.

Following the hearing, members adjourned to a private session to determine the application.

The Subcommittee determined to **GRANT** the premises licence for the provision of regulated entertainment indoors (films, live music, recorded music, performance of dance, anything of a similar description).

Monday – Thursday, Sunday 08:00 – 23:00.

Friday – Saturday 08:00 to 00:00.

Late night refreshment indoors

Monday – Thursday, Sunday 23:00 to 00:30

Friday – Saturday 09:00 to 00:00

Supply of alcohol on and off premises

Monday – Thursday, Sunday 09:00 to 23:00

Friday – Saturday 09:00 to 00:00

All licensed activities may be extended for an additional hour on Maundy Thursday, Christmas Eve, Christmas Day and Boxing Day and the Friday, Saturday, Sunday and Monday night of a Bank Holiday weekend.

All licensed activities may be extended from finish time on New Year's Eve to start on time on New Year's Day.

All licensed activities may be provided to residents of the hotel by their bona fide guests entertained by the resident 24 hours a day.

Conditions to be attached to the licence are:-

- Mandatory conditions
- The 13 conditions as per the applicant's Operating Schedule
- The licence holder shall ensure that no consumption of alcohol be permitted in the external terraced area immediately adjacent to the north

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side of the building after 23:00 hours. The licence holder shall ensure that no consumption of alcohol be permitted in any other external area shown on the approved plan after 22:00 hours

- No customers be allowed in the external terraced areas to the south side of the building after 22:00 hours
- No regulated entertainment to take place outdoors after 21:00 hours
- All staff to be informed that rear doors of the building shall not be left open at any time save for access and egress and sensors shall be placed on the rear doors to alert management of their operation and to any potential noise nuisance issues arising from the same

Reasons:-

The Subcommittee has taken into account that save for Environmental Health agreeing two additional conditions with the applicant, there were no representations from any of the Responsible Authorities. The Subcommittee has considered the representation received from Paul Sedgwick and notes that whilst Mr Sedgwick states that his property is most affected by the premises and has concerns regarding public nuisance, no other residents have made any representations regarding the application.

The Subcommittee has received no evidence that the licensing objectives of the prevention of crime and disorder, public safety and protection of children from harm will be prejudiced. In respect of the prevention of public nuisance, the Subcommittee has taken into account the style of operation of the premises and is of the view that the imposition of the additional conditions will prevent any potential public nuisance arising from the premises.

There is a right of appeal to the Magistrates' Court against this decision which must be lodged within 21 days of the date of the written notification of the decision.

CHAIR.....

DATE.....

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