

TITLE OF REPORT: **Application for a Premises Licence:**
Taco Bell, Clasper Way, Swalwell, NE16 3BE

REPORT OF: **Strategic Director, Communities & Environment:**
Licensing Officer

1. PURPOSE OF THE REPORT

The Sub-Committee is asked to consider the application from Northgate Fast Food Limited for a new Premises Licence for Taco Bell, Clasper Way, Swalwell, NE16 3BE following receipt of representation from the Licensing Authority, Northumbria Police and Public Health.

2. BACKGROUND

The Application

This report relates to an application by Northgate Fast Food Limited (The Applicant) for a new Premises Licence for Taco Bell, Clasper Way, Swalwell, NE16 3BE. The application is attached at Appendix 1.

The application for a new Premises Licence under s17 of the Licensing Act 2003 is for the supply of alcohol (both on and off the premises), the provision of late night refreshment and the provision of regulated entertainment at the following times:

Supply of Alcohol (both on and off the premises)

Monday- Sunday: 10:00-04:00

New Years Eve: 10:00 to New Years Day terminal hour

Provision of late night refreshment

Monday- Sunday: 23:00-04:00

Provision of regulated entertainment (exhibition of films)

Monday- Sunday: 10:00-04:00

The application was advertised at the premises and in the local press.

Conditions

The Licensing Authority may attach conditions to any licence which are appropriate for the promotion of the Licensing Objectives. A copy of the Model Pool of Conditions from Gateshead Council's Statement of Licensing Policy is attached as Appendix 1.1 that relate to the application.

3. REPRESENTATIONS

The following representations were received:

- Licensing Authority (Appendix 2)
- Northumbria Police (Appendix 2.1)
- Public Health (Appendix 2.2)

4. PARTIES

The Parties to the hearing will be:

- a) A representative from Northgate Fast Food Limited (The Applicant) and a Solicitor from John Gaunt & Partners;
- b) Licensing Authority;
- c) Northumbria Police;
- d) Public Health.

5. FOR CONSIDERATION

The areas for consideration by the Sub-Committee are:

- The application for a Premises Licence;
- The representations;
- Whether or not the application should be granted; and
- The conditions to be attached to the Premises Licence (if granted).

6. THE POLICY & GUIDANCE

When carrying out its functions the Sub-Committee must have regard to:

- (a) the Statement of Gateshead Council's Licensing Policy, and
- (b) the Amended Guidance (April 2018) issued under Section 182 of the Licensing Act 2003 by the Secretary of State.

Some relevant parts of the Policy and Amended Guidance are reproduced in Appendices 3 and 4. The parties may refer to any part of the Policy and Guidance during the hearing.

An area plan is attached at Appendix 5.

7. FOR DECISION

The Sub-Committee is asked to consider the application, decide whether or not it should be granted, and if relevant, attach such conditions as it deems appropriate for the promotion of the Licensing Objectives.

APPENDICES

Appendix	1	Premises Licence Application
	1.1	Pool of Model Conditions from Gateshead Council's Licensing Policy
Appendix	2	Representation from Licensing Authority
	2.1	Representation from Northumbria Police
	2.2	Representation from Public Health
Appendix	3	Relevant Extracts from Gateshead Council's Licensing Policy
Appendix	4	Relevant Extracts from the Guidance issued under Section 182 of the Licensing Act 2003.
Appendix	5	Area Plan