

**LICENSING COMMITTEE**

6 December 2010

**Present:** Councillors McGovern, Saunders and Stuart**FOR THE INFORMATION OF THE COUNCIL****10/91/licsub To appoint a Chair for the meeting**

Cllr Stuart was appointed Chair for the meeting.

**10/92/licsub Declarations of Interest**

Councillor McGovern declared a personal interest as a member of CAMRA.

Councillor Saunders declared a personal interest as an employee of Cambridge Wine Merchants.

**10/93/licsub Licensing Sub-Committee Procedure**

All parties noted the procedure.

**10/94/licsub Application for a new premises licence : Stickybeaks Cafe Ltd, 42 Hobson Street, Cambridge****Applicant**

Lucy Robinson  
Catherine Bolton

**Interested Parties**

None Present

**Officers Present**

Christine Allison, Licensing Manager

Martin Whelan, Committee Manager  
Carol Patton, Legal Advisor

The Licensing Manager presented her report and outlined the application. She stated that the Council, as the licensing authority had received an application for a new Premises Licence for “Stickybeaks Café Limited” at 42 Hobson Street, Cambridge.

The Hearing was to consider one interested party’s representation. The Licensing Manager advised the Panel of the decision-making options available to them. The Sub-Committee were also advised the premises were located in a Cumulative Impact Area.

The Licensing Manager explained that the interested party was not attending the hearing, but had been given an opportunity to withdraw the representation in light of the conditions agreed with the police. It was noted that the interested party had submitted a further representation in response. With the agreement of all parties the response received from the interested party was circulated.

Members of the Sub-Committee sought clarification on the following points,

- Definition of background music – The Licensing Manager clarified that “background music” usually meant that it would be possible to easily talk over the level of the music. It was also noted that the presumption would be that background music would not be audible outside the premises. The panel were advised that background music wasn’t a licensable activity.
- Planning status of the premises – Clarification was sought on whether the applicants had sought planning permission. The Sub-Committee were advised that the Planning Department had confirmed that an application for change of use (A1 to A3) had been received and approved.

The applicant addressed the sub-committee and explained the nature of the premises. It was emphasised that music was only intended to be background. With the agreement of those present, the applicant circulated a sample menu and photographs of the venue.

The Sub-Committee sought clarification on the evening opening arrangements. The applicant advised that the evenings would be used for a limited number of

special evening events. It was also confirmed that the college had no objection to the application.

**Resolved:** To approve the application because they believed that the effect of granting the licence, with the conditions as agreed between the Police and the Applicant, will not add to the cumulative impact already experienced in the area. They believe that the nature of the business, and particularly the early terminal hour and use of background music only, will not lead to a noise nuisance occurring in the vicinity.

The application was approved as outlined below.

**Recorded music (background only), indoors**

Mon-Sun 07.30-22.00

**Sale/supply of alcohol (on the premises)**

Mon - Sun 10.00 to 19.00 except for events under held under condition 5.

**Hours premises are open**

Mon - Sun 07.30 to 22.00

And subject to the following conditions:

**The Prevention of Crime and Disorder**

1. Staff shall be trained to understand the social responsibilities associated with the sale of alcohol.
2. Customers shall be prevented from leaving the premises with bottles or glasses.
3. There shall be no "2-4-1" offers or happy hour promotions.
4. Save for condition 5 below, alcohol shall not be sold or supplied on the premises otherwise than as ancillary to persons consuming food.
5. Alcohol may also be sold or supplied to persons attending bona fide prearranged events limited to 4 occasions a month. A book shall be kept to record details of those events and will be made available for inspection by a police officer or authorised person at any reasonable time.

6. Substantial food and non-alcoholic beverages including drinking water shall be available at all times the premises are open to the public.

7. No draft beer will be sold or supplied.

8. The hours for the sale or supply of alcohol shall be limited to 10.00 to 19.00 each day except for events under condition 5 above when alcohol may be sold or supplied until 22.00 hours.

9. Save for condition 5, alcohol shall only be served to persons seated at tables or at the bar.

#### Public safety

10. Full risk assessments shall be carried out as appropriate.

11. Staff shall be trained in first aid.

#### The Prevention of public nuisance

12. Staff shall ensure that customers leave the premises quietly and efficiently.

#### The protection of children from harm

13. All children shall be accompanied by an adult.

14. Staff shall be trained to comply with the law in relation to the sale of alcohol.

15. On occasions when the premises are open for the sale and consumption of alcohol, the DPS or relevant person will actively operate a "Challenge 21" policy. This will include a voluntary agreement to only accept identity cards with a "Pass" accreditation, passports or photo ID driving licences, or any future identification card as approved by central government, as bone-fide recognised forms of identification.

**CHAIR**