

CARLISLE CITY COUNCIL

Report to:- **THE CHAIRMAN AND MEMBERS OF THE LICENSING & REGULATORY PANEL**

Date of Meeting:- 17th April 2002

Agenda Item No:- **A.2**

Public

Operational

Delegated Yes

Accompanying Comments and Statements

Required

Included

Cumbria Fire Service

No

No

Cumbria Constabulary

Yes

Yes

Environmental Services

Yes

Yes

Corporate Planning & Information Unit

No

No

Planning Services

Yes

No

Title:-

APPLICATION FOR A VARIATION TO THE PUBLIC ENTERTAINMENT LICENCE – CAFÉ SOL, 31 CASTLE STREET, CARLISLE

Report of:-

CITY SOLICITOR AND SECRETARY

Report reference:-

TC. 72/02

Summary:-

Café Sol is situated in Castle Street, Carlisle opposite Carlisle Cathedral. The premises currently have a Public Entertainment Licence until 2300 hours weekdays and 2230 hours on Sundays. An application has been received to extend the terminal hour to 2400 hours on all days.

Recommendation:-

To reach a decision from the options available after hearing the evidence.

J M Egan

City Solicitor and Secretary

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:- The application, Comments from Cumbria Police and Environmental Services, copies of which are attached.

To the Chairman and Members of the Licensing & Regulatory Panel
on 17th April 2002

- 1) Café Sol is situated at 31 Castle Street, Carlisle, opposite Carlisle Cathedral (Appendix A).
- 2) The Licensee and applicants are: Stephen Bell of 5 London Road Terrace, Carlisle and Gary Farrer of 13 Broad Street, Carlisle
- 3) The premises currently have the benefit of a Public Entertainment Licence with operating times as follows;

Monday to Saturday	0900 hours until 2300 hours
Sunday	1200 hours to 2230 hours

- (4) Application is made for a variation to the current Public Entertainment Licence hours as follows (Appendix B):

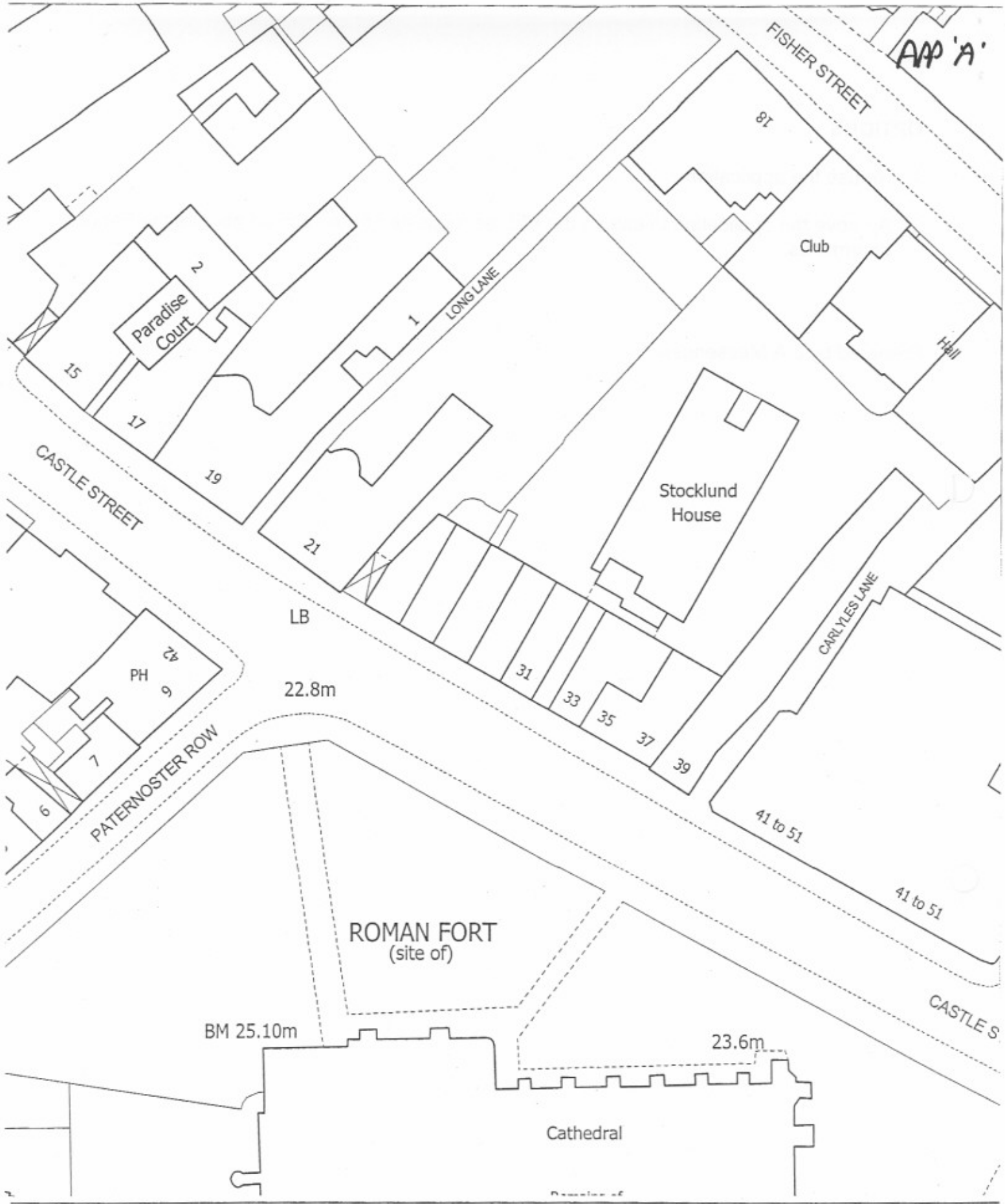
Monday to Saturday	0900 hours until 2400 hours
Sunday	1200 hours until 2400 hours

- (5) Details of the application have been sent to local residential properties and no objections have been received.
- (6) Cumbria Constabulary have been consulted and have no objections (Appendix C)
- (7) Environmental Services Department have been consulted and have no objections (Appendix D)
- (8) Planning Services Department confirm that planning permission was granted on 25th March 2002, for the premises to be open for trading between 0800 hours and 2400 hours.
- (9) Schedule 1 to the Local Government (Miscellaneous Provisions) Act 1982 is the legislation for the licensing of public entertainment. Section 16 of the Schedule reads as follows;
 - (1) The holder of an entertainment licence may at any time apply to the appropriate authority for such variations of the terms, conditions or restrictions on or subject to which the licence is held as may be specified in the application.
 - (2) An authority to whom an application under sub-paragraph (1) above is made may:
 - (a) Make the variations specified in the application.
 - (b) Make such variations as they think fit including the imposition of terms, conditions or restrictions other than those so specified ; or
 - (c) Refuse the application.

OPTIONS

1. Refuse the application.
2. Approve the application to extend the PEL as requested or to such an hour as the Panel determines.

Prepared by J A Messenger



Carlisle City Council

City Solicitor & Secretary
Licensing Section

J M Egan LL B
Tel: 01228 817026 Fax: 01228 817048

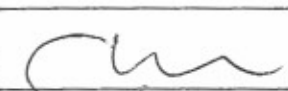
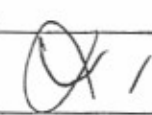
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CITY OF CARLISLE
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Notice and application for a licence to use premises for Public Entertainment

I hereby make application for a ~~NEW/RENEWAL OF/TRANSFER OF/~~ VARIATION TO / ~~OCCASIONAL~~ Licence to use premises described below for Public Entertainment as defined in the Local Government (Miscellaneous Provisions) Act 1982


1. Full Name, Address, Postcode and Telephone Number of Applicants	(1) STEPHEN BELL 5 LONDON RD TERRACE CARLISLE CA1 2PF. 01228 810915.	(2) GARY FARRE 13 BROAD ST CARLISLE CA1 2AG 545878
2. Date and Place of Birth	(1) 04.05.71 CARLISLE.	(2) 12.8.71 BASINGSTOKE
3. Full Name, Address, Postcode and Telephone Number of Premises	CAFE SOL. 31 CASTLE ST. CARLISLE CA3 8SY. 01228 522211	
4. Proposed Hours of Operation	11.00 AM - 12.00 MIDNIGHT.	
5. Date if Occasional		
6. Rooms or Areas to be Licensed	MAIN CAFE AREA.	
7. Nature of Entertainment	MUSIC, SINGING AND DANCING.	
8. If this is an initial application for a new Public Entertainment Licence, a simple A4 size plan of the premises should accompany it with the areas intended to be used for Public Entertainment clearly marked.		

Dated _____ Dated _____
 (1) _____ (2) _____
 Signed  Signed 

Please note the information supplied on this form may be divulged to the Police and other agencies involved in the prevention of fraud.

This form should be returned to:

The Licensing Officer
City Solicitor & Secretary
Carlisle City Council
Civic Centre
Carlisle CA3 8QG


ES -
Plan + Variation

Together with the appropriate fee of £25 ^{73977 24/102} Should the application be subsequently withdrawn or refused, the fee will be retained by the Council to cover administration costs. Cheques should be made payable to Carlisle City Council.

16093
APP 'C'

CUMBRIA CONSTABULARY

ASU Facsimile: 01768 218400
Telephone: 01228 528191

Please ask for: PS 16 Pannone
County Police Station

Area Commander
North Cumbria Area
Superintendent G Horlacher



Rickergate
Carlisle
Cumbria CA3 8QW

My Reference:
Your Reference:

Mr Sharrock / Mr Messenger
Licensing Department
Carlisle City Council
Civic Centre
Carlisle
CA3 8QG

CHIEF EXECUTIVE'S DEPT	
FEB	
- 4 FEB 2002	
PASSED TO	BS/jm.
ANSWERED	
MAIL LOG	<input checked="" type="checkbox"/>

30 January, 2002

Dear Sirs,

The Police have no objections to the application by Café Sol for a variation to the Public Entertainment Licence in respect of these premises to midnight.

Yours sincerely,

Mark Pannone Sgt 16

16228
APP 'D'

CHIEF EXECUTIVE'S DEPT	
FILE	
04 APR 2002	
PASSED TO	JAM
ANSWERED	
MAIL LOG	<input checked="" type="checkbox"/>

Carlisle City Council
Environment & Development
 Food Section

INTERNAL MEMORANDUM

From: Head of Environmental Services
To: City Solicitor & Secretary
FAO: Jim Messenger

Please ask for: Ruth Harland
Extension: 7334
E-mail: Ruth Harland
Your ref:
Our ref: 6/003/16 RH/LB
 03 April 2002

PUBLIC ENTERTAINMENT LICENCE – VARIATION
CAFÉ SOL, CASTLE STREET, CARLISLE

This division has no objections to the above application.

R.E. Harland

R Harland
 Principal Environmental Health Officer