

**NORTH LINCOLNSHIRE COUNCIL**

**LICENSING (ACTIVITIES) SUB-COMMITTEE**

**LICENSING ACT 2003  
APPLICATION TO GRANT A PREMISES LICENCE  
CAFE INDIPENDENT, 169-173 HIGH STREET, SCUNTHORPE,  
NORTH LINCOLNSHIRE**

**1. OBJECT AND KEY POINTS IN THIS REPORT**

- 1.1 To request that the Sub-Committee determines the application to grant a Premises Licence for Cafe INDIEpendent.
- 1.2 There have been 3 representations received, which have been deemed relevant. These are detailed in paragraph 4.2. Copies of the representations are attached to this report at Appendix 2, 3 and 4.

**2. BACKGROUND INFORMATION**

- 2.1 In accordance with the provisions of the Licensing Act 2003 and the council's scheme of delegation, all applications for a licence where a relevant representation has been made need to be determined by this Sub-Committee.
- 2.2 When determining the application the Sub-Committee should only consider issues which relate to the four licensing objectives. The licensing objectives are:
  - The prevention of Crime and Disorder
  - Public Safety
  - The prevention of a Public Nuisance
  - The protection of Children from Harm
- 2.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003, our Statement of Licensing Policy and our Cumulative Impact Policy. Members of the Sub-Committee may deviate from the statutory guidance and licensing policies only if they deem that there is good reason to do so.
- 2.4 Members of the Sub-Committee should not allow themselves to pre-determine the application or to be prejudiced in favour or opposed to the licence and shall only determine the application having had an opportunity to consider all relevant facts. Members of the Sub-Committee should not hear or decide on any applications for premises licences in their own ward.

- 2.5 Members of the Sub-Committee shall remember that they are acting in a quasi-judicial role in determining the application and shall remain in the room so that they hear all the evidence before determining the application. The determination shall be based on the evidence provided, which is relevant to the licensing objectives.
- 2.6 The options available to the Sub-Committee having considered all the relevant information are as follows:
- To refuse to grant the licence
  - To grant the licence with additional conditions
  - To grant the licence without additional conditions
  - To grant the licence but restrict the licensable activities
  - To grant the licence with restricted times
- 2.7 Members of the Sub-Committee should be advised that the applicant, statutory consultees and persons making relevant representations may appeal to the Magistrates Court within 21 days of the date on which they were notified of the decision.

### **3. ISSUES FOR CONSIDERATION**

- 3.1 The application to grant a premises licence for Cafe INDIEpendent was received on 1 October 2014. A copy of the application is attached to this report at Appendix 1.
- 3.2 Environmental Protection has objected to the application on the grounds of public nuisance. Officers have subsequently corresponded with the applicant with suggested modifications to the application. The applicant has agreed to modify the application. A copy is attached to this report at Appendix 5.
- 3.3 Humberside Police has objected to the application on the grounds of prevention of crime and disorder. This has been corresponded with the applicant who has agreed to the inclusion of various conditions. A copy is attached to the report as Appendix 6.
- 3.4 There has been 1 letter of objection from interested parties, which has been deemed relevant. This is detailed in paragraph 4.2 and is attached to this report as Appendix 4.
- 3.5 The applicant has been made aware of the representations.

### **4. OUTCOMES OF CONSULTATION**

- 4.1 An applicant for a Premises Licence has to serve a copy of the application form and a plan of the premises on the statutory consultees within 48 hours of the Licensing Authority receiving its copy.

- 4.2 The table below provides details of any comments received from the statutory consultees.

<b>Statutory Consultee</b>	<b>Comment</b>
Humberside Police	Humberside Police has objected to the application on the grounds of prevention of crime and disorder. Agreed modifications have been made with the applicant. Attached as Appendix 2 and 6.
Humberside Fire & Rescue Service	No adverse comments
Health & Safety	No comments
Environmental Health	Environmental Protection have objected on the grounds of Public Nuisance. Officers have corresponded with the applicant and agreed to the following condition -Windows and doors shall be kept closed whilst any live or recorded music is being played. Copy attached at Appendix 3 and 5.
Trading Standards	No adverse comments
Child Protection	No adverse comments
Planning	No response received
Other	There has been 1 representation received from an interested party on the grounds of Crime & Disorder, Public Nuisance. A copy is attached at Appendix 4.

- 4.3 Ward councillors have been made aware of the application.

## 5. **OUTCOMES OF MEDIATION**

- 5.1 We have a duty to mediate in accordance with our policy. The results of the mediation will be reported at the meeting.

## 6. **LICENSING OBJECTIVES & STATUTORY PROVISIONS**

- 6.1 Prevention of Crime & Disorder

6.1.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 10 of their application in Appendix 1 attached to this report.

6.1.2 Further information regarding this objective can be found in the Licensing Policy, pages 25-28.

- 6.1.3 Representations have been received raising concerns with regard to this objective.
- 6.2 Public Safety
  - 6.2.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 10 of their application in Appendix 1 attached to this report.
  - 6.2.2 Further information regarding this objective can be found in the Licensing Policy, pages 29-31.
- 6.3 Prevention of Public Nuisance
  - 6.3.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 10 and 11 of their application in Appendix 1 attached to this report.
  - 6.3.2 Further information regarding this objective can be found in the Licensing Policy, pages 32-34.
  - 6.3.3 Representations have been received raising concerns with regard to this objective.
- 6.4 Protection of Children from Harm
  - 6.4.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 11 of their application in Appendix 1 attached to this report.
  - 6.4.2 Further information regarding this objective can be found in the Licensing Policy, pages 35-38.
  - 6.4.3 Representations have been received raising concerns with regard to this objective.
- 6.5 Other Licensing Policy Issues/Statutory Provisions
  - 6.5.1 These are detailed in Appendix 1, page 10, under the heading of General.

## **7. FURTHER INFORMATION & CLARIFICATION**

- 7.1 A location plan is attached to the report as Appendix 7.

## 8. RECOMMENDATIONS

- 8.1 That the Sub-Committee determines the application in accordance the Statutory Guidance issued under s182 of the Licensing Act 2003, Statement of Licensing Policy, our Cumulative Impact Policy and the information contained within this report and having had due regard to the applicant and the parties/authorised bodies making relevant representations.
- 8.2 That the Sub-Committee determines the application in accordance with the options in paragraph 2.6, and attach such conditions considered necessary.
- 8.3 That the Sub-Committee provides the reasons for its decision.

### **DIRECTOR OF PLACES**

Civic Centre  
Ashby Road  
Scunthorpe  
North Lincolnshire

Author: Nicola Ellis  
Date: 7 November 2014

**Background Papers used in the preparation of this report Nil**

Reference: LIC2102424

# Application for a premises licence to be granted under the Licensing Act 2003

Before completing this form please read the guidance notes

## I/We

(insert name(s) of applicant\*)

David Plumtree

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.**

## Part 1 - Premises details

Does the premises have a postal address, or would you like to enter Ordnance Survey map references, or a description of its location?\*

Yes, it has a postal address.

Premises name (if any):

Cafe INDIEpendent

If the address is within North Lincolnshire, enter the postcode in the box below and then select "**find address**". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Postcode\*

DN15 6EH

Prefix.g. first floor flat

Cafe INDIEpendent

House number/name\*

169-173

Street\*

High Street

Town/village

Scunthorpe

County

North Lincs

Country

United Kingdom

Telephone number of premises (if any):

01724 847523

The fee you pay for your licence is based on the rateable value of the premises. If you do not know what the rateable value of your premises is, you can find this on the [Valuation Office Agency](#) website.

What is the Non-domestic rateable value of the premises?\*

4301-33000

Please state the number of people expected to attend the premises at any one time?\*

0-4999

Is the premises used exclusively or primarily for the supply of alcohol for consumption on the premises?\*

No

## Cost of licence

Cost of licence:

190.00

**Please note: You must provide payment for this licence after completing the form. You do this online. After clicking the submit button at the end of the form you will be taken to our secure online payment website. You can then make the required payment using either a credit or debit card. You will be charged a 1.9% surcharge if you pay using your credit card.**

**If you do not wish to pay online you cannot use this application form. In this case you must apply using the downloadable (PDF) version of the form, which is also available on our website.**

## Part 2 – Applicant Details

Please state whether you are applying for a premises (a) an individual or individuals.

licence as:\*

If you are applying as a person described in (a) or (b) please confirm:\*

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities

## Individual Applicant(s)

Title\* Mr  
First name(s)\* David John  
Surname\* Plumtree

I am 18 years old or over\* Confirm

Is your current postal address different from premises address?:\* Yes

If the address is within North Lincolnshire, enter the postcode in the box below and then select "**find address**". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Postcode\* DN15 9QL  
Prefix.g. first floor flat  
House number/name\* 23  
Street\* North Street  
Town/village Winterton  
County North Lincs  
Country United Kingdom

Daytime contact telephone number:\* 07595928045

Email address (optional): david.plumtree@vanl.org.uk

Are there other individual applicants?:\* No

## Part 3 Operating Schedule

When do you want the premises licence to start?\* 07 Nov 2014

If you wish the licence to be valid only for a limited period, when do you want it to end?

Please give a general description of the premises. (Please read guidance note 1):\*  
Cafe INDIEpendent is located on the High St, in the former Co-Operative building. The cafe is a coffee and music house, so by day like any High St coffee retailer and in the evenings an arts venue. Underpinning all this it is an employability project to transform the lives of young people. The cafe is spread across four floors, the uppermost of which is not in use. The entrance level has a family area and the main coffee bar. There are stairs leading down to the basement where the majority of the entertainment takes place. The kitchen is also in the basement. We also have a 'mezzanine' level with informal seating, upon which office and toilet facilities are located.

You are required to supply a plan of the premises. Would you like to upload a copy of your plan?\*

Yes.  
253 02A Proposed (2).pdf

What licensable activities do you intend to carry on from the premises? (please see [section 1](#) and [section 14](#) of the Licensing Act 2003 and [Schedule 1](#) and [Schedule 2](#) to the Licensing Act 2003)

Provision of regulated entertainment:  (a) plays

- (b) films
- (c) indoor sporting events
- (d) boxing or wrestling entertainment
- (e) live music
- (f) recorded music
- (g) performances of dance
- (h) anything of a similar description to that falling within (e), (f) or (g)

Provision of late night refreshment Between 23:00 and 05:00

Supply of alcohol

**Plays**

Will the performance of a play take place indoors or outdoors or both? (please read guidance note 2).\*

Indoors

**Standard days and timings  
(Please read guidance note 6)**

Day	Start	Finish
Monday	17:00	23:00:00
Tuesday	17:00:00	23:00:00
Wednesday	17:00:00	23:00:00
Thursday	17:00:00	23:00:00
Friday	12:00:00	02:00:00
Saturday	12:00:00	02:00:00
Sunday	12:00:00	23:00:00

Please give further details here (please read guidance note 3)

We would like the flexibility to host theatre performances on occasion, utilising the premises. These are unlikely to go beyond 11pm but if the event is themed or includes an element of audience participation it may finish later.

State any seasonal variations for performing plays (please read guidance note 4)

None

Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list

The days and times listed above are intended to give us the flexibility to offer a wide, diverse range of arts entertainment. The standard use of the cafe will be as



(please read guidance note 5)

follows:  
Mon 10:00 - 22:00  
Tues 10:00 - 22:00  
Weds 10:00 - 22:00  
Thurs 10:00 - 23:00  
Friday 10:00 - 0:00  
Saturday 10:00 - 0:00  
Sunday 10:00 - 23:00

**Films**

Will the exhibition of films take place indoors or outdoors or both? (please read guidance note 2).\*

**Standard days and timings  
(Please read guidance note 6)**

Day	Start	Finish
Monday	17:00:00	23:00:00
Tuesday	17:00:00	23:00:00
Wednesday	17:00:00	
Thursday	17:00:00	23:00:00
Friday	17:00:00	
Saturday	12:00:00	
Sunday	12:00:00	23:00:00

Please give further details here (please read guidance note 3)\*

State any seasonal variations for the exhibition of films (please read guidance note 4)\*

Non-standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed above, please list (please read guidance note 5)\*

We host a weekly film club on a Thursday. On occasion we may wish to hold special film events on a Sunday. None.

The days and times listed above are intended to give us the flexibility to offer a wide, diverse range of arts entertainment. The standard use of the cafe will be as follows:

Mon 10:00 - 22:00  
Tues 10:00 - 22:00  
Weds 10:00 - 22:00  
Thurs 10:00 - 23:00  
Friday 10:00 - 0:00  
Saturday 10:00 - 0:00  
Sunday 10:00 - 23:00

**Indoor sporting events**

**Standard days and timings  
(Please read guidance note 6)**

Day	Start	Finish
Monday	17:00:00	23:00:00
Tuesday	17:00:00	23:00:00
Wednesday	17:00:00	23:00:00
Thursday	17:00:00	23:00:00
Friday	17:00:00	02:00:00
Saturday	12:00:00	02:00:00
Sunday	12:00:00	23:00:00

Please give further details here (please read guidance note 3)\*

We would like the potential to host Sporting Events, subject to need.

State any seasonal variations for indoor sporting events (please read guidance note 4)\*

None.

Non-standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed above, please list (please read guidance note 5)\*

The days and times listed above are intended to give us the flexibility to offer a wide, diverse range of arts entertainment. The standard use of the cafe will be as follows:

Mon 10:00 - 22:00  
 Tues 10:00 - 22:00  
 Weds 10:00 - 22:00  
 Thurs 10:00 - 23:00  
 Friday 10:00 - 0:00  
 Saturday 10:00 - 0:00  
 Sunday 10:00 - 23:00

**Live music**

Will the performance of live music take place indoors or outdoors or both? (please read guidance note 2).\*

Indoors

**Standard days and timings  
 (Please read guidance note 6)**

Day	Start	Finish
Monday	17:00:00	23:00:00
Tuesday	17:00:00	23:00:00
Wednesday	17:00:00	23:00:00

Thursday	17:00:00	23:00:00
Friday	12:00:00	02:00:00
Saturday	12:00:00	02:00:00
Sunday	12:00:00	23:00:00
Please give further details here (please read guidance note 3)*		We are looking to host a diverse range of live music, aimed at increasing the cultural diversity of Scunthorpe.
State any seasonal variations for the performance of live music (please read guidance note 4)*		None
Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed above, please list (please read guidance note 5)*		The days and times listed above are intended to give us the flexibility to offer a wide, diverse range of arts entertainment. The standard use of the cafe will be as follows: Mon 10:00 - 22:00 Tues 10:00 - 22:00 Weds 10:00 - 22:00 Thurs 10:00 - 23:00 Friday 10:00 - 0:00 Saturday 10:00 - 0:00 Sunday 10:00 - 23:00
<b>Recorded music</b>		
Will the playing of recorded music take place indoors or outdoors or both? (please read guidance note 2).*		Indoors
<b>Standard days and timings (Please read guidance note 6)</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>
Monday	10:00:00	23:00:00
Tuesday	10:00:00	23:00:00
Wednesday	10:00:00	10:00:00
Thursday	10:00:00	23:00:00
Friday	10:00:00	02:00:00
Saturday	10:00:00	02:00:00
Sunday	10:00:00	23:00:00

Please give further details here (please read guidance note 3)\*

The playing of background music is an integral part of the daytime and evening offer.

State any seasonal variations for playing recorded music (please read guidance note 4)\*

None

Non-standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed above, please list (please read guidance note 5)\*

The days and times listed above are intended to give us the flexibility to offer a wide, diverse range of arts entertainment. The standard use of the cafe will be as follows:

Mon 10:00 - 22:00  
Tues 10:00 - 22:00  
Weds 10:00 - 22:00  
Thurs 10:00 - 23:00  
Friday 10:00 - 0:00  
Saturday 10:00 - 0:00  
Sunday 10:00 - 23:00

**Anything of a similar description to that falling within (e) Live music, (f) Recorded music or (g) Performance of dance.**

Please give a description of the type of entertainment you will be providing:\*

We intend to offer a diverse range of arts and this may include spoken word evenings and comedy performances.

Will this entertainment take place indoors or outdoors or both? (please read guidance note 2).\*

Indoors

**Standard days and timings  
(Please read guidance note 6)**

Day	Start	Finish
Monday	10:00:00	23:00:00
Tuesday	10:00:00	23:00:00
Wednesday	10:00:00	23:00:00
Thursday	10:00:00	23:00:00
Friday	10:00:00	02:00:00
Saturday	10:00:00	02:00:00
Sunday	10:00:00	23:00:00

Please give further details here (please read guidance note 3)\*

We are interested in artistic performances and selected this option to cover us for performances that are not strictly music related, such as comedy and spoken word.

State any seasonal variations for entertainment of similar description to that falling within (e), (f) or (g) (please read guidance note 4)\*

None.

Non-standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed above, please list (please read guidance note 5)\*

The days and times listed above are intended to give us the flexibility to offer a wide, diverse range of arts entertainment. The standard use of the cafe will be as follows:

Mon 10:00 - 22:00  
Tues 10:00 - 22:00

Weds 10:00 - 22:00  
 Thurs 10:00 - 23:00  
 Friday 10:00 - 0:00  
 Saturday 10:00 - 0:00  
 Sunday 10:00 - 23:00

**Supply of alcohol**

Will the sale of alcohol be for consumption on the premises, off the premises or both? (Please read guidance note 7)\*

On the premises

**Standard days and timings  
 (Please read guidance note 6)**

Day	Start	Finish
Monday	17:00:00	23:00:00
Tuesday	17:00:00	23:00:00
Wednesday	17:00:00	23:00:00
Thursday	17:00:00	23:00:00
Friday	12:00:00	02:00:00
Saturday	12:00:00	02:00:00
Sunday	12:00:00	23:00:00

State any seasonal variations for the supply of alcohol (please read guidance note 4)\*

None

Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed above, please list (please read guidance note 5)\*

The times listed above are intended to give us flexibility for potential arts performances. It is not our intention to sell alcohol during all the above times, just to have the potential to if an event is on.

We would actually like to retail alcohol on a regular basis at the following times:  
 Thursday 17:00 - 23:00  
 Friday 17:00 - 0:00  
 Saturday 17:00 - 0:00

**State the name and details of the individual whom you wish to specify on the licence as premises supervisor:**

**Name**

Title\*  
 First name(s)\*  
 Surname\*

Mr  
 David John  
 Plumtree

**Address**

If the address is within North Lincolnshire, enter the postcode in the box below and then select "**find address**". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Postcode\* DN15 9QL

Prefix.g. first floor flat  
 House number/name\* 23  
 Street\* North Street  
 Town/village Winterton  
 County Scunthorpe  
 Country United Kingdom

Personal Licence number (if known): NL23018

Issuing licensing authority (if known): North Lincolnshire

**The person designated as Premises Supervisor must complete the Designated Premises Supervisor Consent form. You may download a copy below.**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)\*

We hold regular film screenings and some films may be age restricted. Where the limits are in place we ID customers to ensure children are protected. We have previously expressed an interest in hosting a Burlesque night which can feature semi-nudity. If we do hold such an event there would be age restrictions in place and the event would be 18 plus.

**Hours premises are open to the public**

**Standard days and timings  
 (Please read guidance note 6)**

Day	Start	Finish
Monday	10:00:00	23:00:00
Tuesday	10:00:00	23:00:00
Wednesday	10:00:00	23:00:00
Thursday	10:00:00	23:00:00
Friday	10:00:00	02:00:00
Saturday	10:00:00	02:00:00
Sunday	10:00:00	23:00:00

State any seasonal variations (please read guidance note None 4)\*

Non-standard timings. Where you intend to use the premises to be open to the public at different times to

The timings above are to cover us for potential arts events. Our actual intended every day activities would

those listed above, please list (please read guidance note 5)\*

5)\*

Mon 10:00 - 20:00  
Tues 10:00 - 22:00  
Weds 10:00 - 22:00  
Thurs 10:00 - 23:00  
Fri 10:00 - 0:00  
Saturday 10:00 - 0:00  
Sunday 10:00 - 22:00

**Describe the steps that you intend to take to promote the four licensing objectives:**

a) General – all four licensing objectives (b, c, d, e)  
(please read guidance note 9)\*

The Cafe takes our responsibilities to provide a safe, welcoming environment that develops and expands the arts in North Lincolnshire very seriously.

We are aiming to provide diversity to the early evening offer in Scunthorpe town centre, hosting a range of arts events where alcohol is not the primary purpose. We are also serving food, have substantial seating and do not consider ourselves to be a vertical drinking establishment. We are a place where alcohol is secondary to the environment and the entertainment on offer. We plan for the most part to encourage early evening activities, and only seek the flexibility to operate until 2am on rare occasions. For the vast majority our activities will not stretch beyond midnight. We aim to provide an alternative to the current offer of Scunthorpe town centre. We will have no drinks promotions, and will be selling premium quality alcohol at premium prices to discourage binge drinking.

As such we will have the following key measures in place, and more besides:  
All live entertainment events will have one SIA badged Door Security person per 75 members of the general public. More if the event is deemed high risk.  
We will operate a Challenge 25 policy.  
No alcohol will be permitted to leave the premises.  
We have a dispersal policy in place.  
We have CCTV within the building and our location is well covered by external lighting and CCTV.

b) The prevention of crime and disorder\*

We have a range of partnerships in place with key agencies, including substance misuse. We promote responsible drinking through Local Authority approved posters and our pool table itself carries a responsible drinking message. We also work with local groups including Fresh Steps and RDASH to host events aimed at tackling alcohol and substance misuse.  
We have CCTV covering key areas within the building.  
We will have SIA badged door security for live entertainment - one per 75 members of the general public.  
We will join PubWatch in order to discuss local issues that affect our business.  
We have joined the local NAT.  
We will operate under a challenge 25 policy.  
No alcohol will be allowed to leave the premises.  
It is not our intention to provide a place for people to get drunk, but to enjoy a sociable drink where they can access food at the same time.

c) Public safety\*

The cafe falls on the busy High Street and is well lit by street lights externally. The street is covered by the towns CCTV.  
We also have internal CCTV covering key areas.  
We will have SIA badged Door security - one per 75 members of the public - where live entertainment is on.

d) The prevention of public nuisance\*

Events that are deemed to be loud volume will be held in the basement, reducing the risk of noise pollution. The basement will be separated by an acoustic curtain -

further reducing the leaking of sound.

The Cafe is located in the prime location for the night time economy and will not operate beyond 2am.

We have a dispersal policy in place, with all staff trained.

e) The protection of children from harm\*

The retail of alcohol will never be our primary purpose - that is to provide a safe, creative space for all the community and enhance the diversity of early evening entertainment .

We have a strict safeguarding policy and have trained Youth Workers on site.

We have restricted the hours in which we will retail alcohol to enable children to access the venue during the day.

We have placed control measures on the admission of children - we operate a Challenge 25 policy.

Where alcohol is being retailed to accompany an arts event children will not be permitted access, unless we operate under a separate wristband policy with additional SIA badged Security.

I understand that I must now advertise my application\* I agree

**A copy of the Prescribed Form of Notice is available here:**

**To complete the application you must supply the following documents (originals, not copies):**

- The consent form completed by the individual I wish to be premises supervisor.

**These should be either sent by post to:**

**North Lincolnshire Council,  
Technical & Environment Services  
Licensing Division,  
Church Square House,  
P O Box 42,  
Scunthorpe,  
DN15 6XQ**

**Or, brought in to the Scunthorpe Local Link office at the above address.**

**Please include the reference number for this form, which will be produced when you submit it.**

I understand that if I do not comply with the above requirements my application will be rejected\* I agree

**It is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003 to make a false statement in or in connection with this application**

**Part 4 - Signatures (please read guidance note 10)**

**Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11). If signing on behalf of the applicant please state in what capacity.**

Signature (Print name):\*

David Plumtree

Date\*

25 Sep 2014



Capacity:

DPS and Project Coordinator

**For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 12). If signing on behalf of the applicant please state in what capacity.**

Date

Capacity:

**Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)**

## Name

Title	Mr
First name(s)	David John
Surname	Plumtree

## Address

If the address is within North Lincolnshire, enter the postcode in the box below and then select "**find address**". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Postcode	DN15 9QL
Prefix.g. first floor flat	
House number/name	23
Street	Norh St
Town/village	Winterton
County	North Lincs
Country	United Kingdom

Telephone number

Mobile telephone number

Email address\*

david.plumtree@vanl.org.uk

Consent of individual to being specified as premises supervisor

I DAVID JOHN PLUMTREE  
[full name of prospective premises supervisor]

of 23 NORTH ST  
WINTERTON  
SCUNTHORPE  
NORTH Lincs  
DN15 9QL  
-----  
[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

PREMISES LICENCE  
-----  
[type of application]

by

DAVID PLUMTREE  
-----  
[name of applicant]

relating to a premises licence -----  
[number of existing licence, if any]

for CAFE INDEPENDENT  
169-173 HIGH ST  
SCUNTHORPE  
NORTH Lincs  
DN15 6EH  
-----  
[name and address of premises to which the application relates]

CO. REG NUMBER: 8593643

and any premises licence to be granted or varied in respect of this application made by

DAVID PLUMTREE  
[name of applicant]

concerning the supply of alcohol at

CAFE INDEPENDENT  
169-173 HIGH ST  
SCUNTHORPE  
NORTH Lincs  
DN15 6EH

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

NL23018  
[insert personal licence number, if any]

Personal licence issuing authority

NORTH LINCOLNSHIRE COUNCIL  
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed

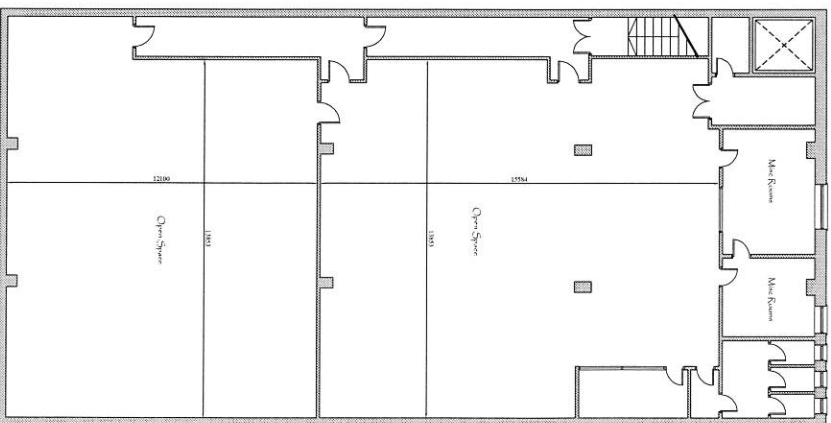
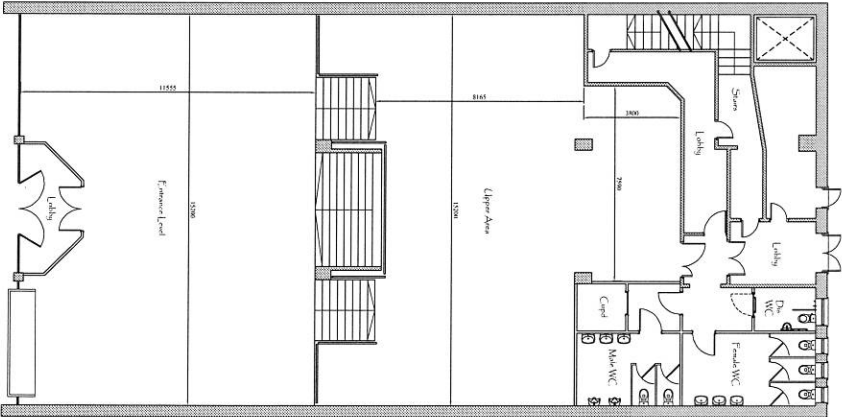
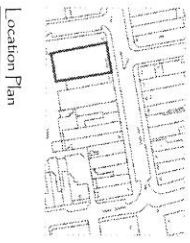
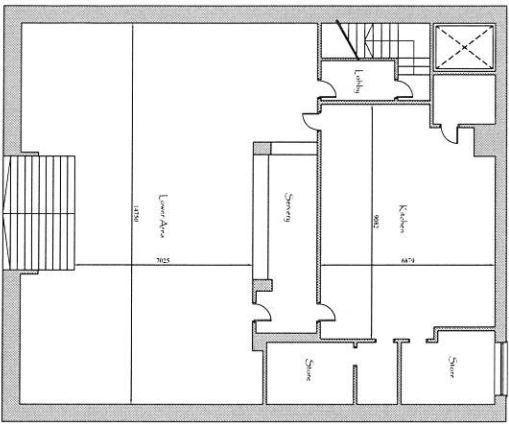


Name (please print)

DAVID PLUMTREE

Date

30/9/14



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**From:** "Vines, Lisa 3053" <Lisa.Vines@humberside.pnn.police.uk>  
**To:** "'Licensing'" <Licensing@northlincs.gov.uk>  
**Cc:** "Gilmour, Elizabeth 9384" <Elizabeth.Gilmour.9384@humberside.pnn.police.uk>

**Date:** Friday, October 24, 2014 02:28PM  
**Subject:** FW: Licensing Application for Cafe Indiependant [NOT PROTECTIVELY MARKED - NO DESCRIPTOR]

---

NOT PROTECTIVELY MARKED - NO DESCRIPTOR

Dear Licensing,

With regards to Cafe Indiependants application, I have requested specific wording for the CCTV and Challenge 25 conditions, please see the attached.

If they agree to these additions, Humberside Police would have no objections to this application.

Kind regards

***Lisa***

Licensing Officer  
Southbank  
Tel: 01724 274255 (ext 4255)  
Mob: 07814 924340

---

**From:** Vines, Lisa 3053  
**Sent:** 22 October 2014 09:39  
**To:** 'david.plumtree@vanl.org.uk'  
**Cc:** Gilmour, Elizabeth 9384  
**Subject:** Licensing Application for Cafe Indiependant [NOT PROTECTIVELY MARKED - NO DESCRIPTOR]

NOT PROTECTIVELY MARKED - NO DESCRIPTOR

Hi David,

I hope this email finds you well.

As per our conversation, I have attached wording for the challenge 25 and the CCTV conditions we would like to see attached to this premise licence. Please can you have a look and let me know if you have any queries. As discussed I have included the request for the toilets entry to be covered by CCTV. The rational is that should you have any concerns that individuals may be using the toilet area for other reasons than what they were designed for, you will be able to identify them and prevent this occurring.

We often ask for a 15inch monitor to be on display at the bar area so individuals can see themselves being recorded. This has proved to be a good deterrent on many occasions but I have not requested as I do not think it is necessary at this moment in time. These conditions have been amended to reflect your premises accordingly.

If you are happy to agree them, please can you forwards a copy to North Lincolnshire Council Licensing Section requesting them to be attached to your application. Their email address is [Licensing@northlincs.gov.uk](mailto:Licensing@northlincs.gov.uk) . Thank you.

Kind regards

***Lisa***

Lisa Vines

Licensing Officer

Southbank Division

Humberside Police

Email: [lisa.vines@humberside.pnn.police.uk](mailto:lisa.vines@humberside.pnn.police.uk)

Telephone: 01724 274255

Mobile: 07814 924340

NOT PROTECTIVELY MARKED - NO DESCRIPTOR

NOT PROTECTIVELY MARKED - NO DESCRIPTOR

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document may not be official policy. Thank you for your co-operation. Humberside Police

Attachments:

CCTV+age.Conditions.doc

***Proposed worded conditions for Café Indiependant***

***Challenge 25***

- *The premises shall operate a Challenge 25 Policy or similar scheme. Any person who appears to be under the age of 26 shall be asked to produce photographic identification, which shall be either their Passport, Photo Card DVLA Driving Licence or a PASS approved scheme ID card.*
- *A record shall be made of all refusals for service due to lack of identification when challenged. The log shall be available upon request by officers under the discretion and control of the Chief Constable of Humberside Police, an authorised Officer of the Licensing Authority.*
- *Signs shall be displayed stating that the premises operates a Challenge 25 Policy*

***CCTV Conditions:***

- *CCTV must be provided in the form of a continuous recording system providing real time pictures of evidential quality in all lighting conditions. Facial recognition must be provided for pictures of access to and egress from the premises.*
- *Cameras must be positioned to view all access to and egress from the premises [including fire exits and toilets] and all areas where the sale/supply of alcohol occurs.*
- *Recordings must be correctly time and date marked.*
- *Recordings must be in date order, numbered sequentially and kept for a minimum period of 28 days.*
- *The Premises Licence Holder must ensure an appointed member of staff is capable of downloading CCTV footage in a recordable format at all times the premises are operating.*
- *Recordings must be provided to officers under the direction and control of the Chief Constable of Humberside Police and employees of the Licensing Authority on request.*
- *The recording equipment and all media used to record data shall be kept in a secure environment under the control of the DPS or other responsible named individual.*
- *CCTV warning signs must be displayed in public areas of the premises*
- *An operational weekly log report must be maintained endorsed by signature, indicating the system has been checked by the DPS or other responsible named individual and is compliant, in the event of any failings actions taken must be recorded.*
- *CCTV equipment must be maintained in good working order.*



I N T E R	<h1>MEMO</h1>	 NORTH LINCOLNSHIRE COUNCIL
O F F I C E		

To: Licensing Department

From: John Holdridge, Technical Officer, Environmental Health  
(Commercial)

Subject: Licensing Act 2003, Application for a Premises Licence  
Cafe INDIEpendent

Location: 169-173 High Street, Scunthorpe, North Lincolnshire

Date: 14 October 2014

Thank you for your consultation on the above application, I can confirm that this department has the following comments to make.

There is the potential for live music and recorded music to impact on nearby residents, therefore this department would **object** to this application unless the applicant agrees to include the following conditions.

Windows and doors shall be kept closed whilst any live or recorded music is being played.



Peartree Cottage  
Churchtown  
Belton  
DN9 1PB  
21:10:2014

Neighbourhood and Environmental  
Licensing Division  
PO Box 42  
Church Square  
Scunthorpe  
North Lincolnshire  
DN15 6EH

Dear Sirs,                      Ref. Cafe' INDIE, 169-173 High Street,  
Scunthorpe, DN15 6EH.

1 Further to your notice in the Scunthorpe Telegraph dated 9th October 2014. I wish to make representation to object to the grant of a Premises Licence for the above.

2 Cafe' INDIE have held a number of events using TEN's (Temporary Event Notices) which have attracted a very young audience. This has not been helped by them advertising tickets for sale for one of the Live Band Events to 14 year olds.

3 For some unexplainable reason, when asked, both your Licensing Department and the Police could not see a problem with this, while many other Premises Licences in the town have strict time limits on underage ( -18yrs ) having to leave their businesses.

4 I believe the reason given for advertising tickets to 14 year olds was that one of the Band members was young! ( I must get a 15 year old Dj ).

5 In some ways I find it hard to come to terms with objecting to a Charity run venture especially as over many years I have, along with others, help raise hundreds of thousands of pounds for local charities including Wish upon a Star and Lindsey Lodge Hospice and in my role as President of Lincolnshire House since 1989 have had the pleasure of seeing over £2 Million pounds being raised which has totally rebuilt the home.

6 Cafe' INDIE is a Lottery/Council funded charity and whilst its aims are to help local unemployed people receive training and employment this should make no difference as to how you come to your decision.

7 They also, as a charity, benefit from a substantial rate reduction which gives them an even greater commercial advantage over all the other High Street businesses.

8 If this application, at the address, was being submitted by a Company or Independent Operator it would, as it is in the centre of your Cumulative Impact Zone,

8 I submit, rather than supporting the application, your Licensing department and the Police would be objecting to it.

9 Why, just because the application is by a Charity should it be considered differently?

10 I have not seen anything in the 2003 Licensing Act that says a Charity should be treated differently to any other application and while you cannot take commercial viability into your decision, I repeat, where in the licensing act does it say Charities should be treated any differently in Premises applications?

11 Apprenticeships are a fantastic idea and I know that if local licensed premises could receive both lottery and Council funding for such a scheme, then most of us could help the unemployed to a better future giving them a step in the right direction with some excellent training.

12 Unfortunately, at present, no such scheme exists.

13 Yes, we do need to have a diverse entertainment offering within the town centre late night economy and some of our town centre Pubs and Clubs offer such diversity already and of course could offer lots more with Charity funding but in the real harsh commercial climate find it impossible to achieve.

14 The 2003 Licensing Act because of the way it is worded leaves you with minimal powers. You could of course if you so wished, grant Cafe' INDIE a 24/7 licence but the current policy of your licensing department is that they do not want any 24/7 licences within the authority. Your powers also allow you to grant restricted hours of operation and with that, can I suggest there may be a way forward that could give an opportunity to all concerned.

15 Scunthorpe town centre, like many others suffers from, and for many reasons, a lull of activity between 6pm and 10pm and if you are of the view that this application has some merit then perhaps a limited hours of operation between 6pm and 10pm on a Friday and Saturday only, would give the applicant the opportunity to promote live music in a period that the town needs some energy and also gives time for their younger audience to leave the area before the older modern pre-loaders come into town after eleven and in most cases after midnight.

16 There should also be strict age conditions.

17 This could be a more structured and sensible way forward.

18 Other than the above restrictions been applied I strongly object to this application and I would like to make it clear that my representation is based on the fact that the application does not promote the Licensing Objectives and in particular the objectives relating to the Prevention of Crime and Disorder and the Protection of Children from Harm.

19 I would also make representations about the mandatory conditions that have to be attached to Premises Licences and suggest that advertising events to those of 14 years of age must be an irresponsible promotion as it will also attract those under 14 to a venue that proposes alcohol sales.

20 The protection of children from harm is a vitally important part of the Licensing Act 2003 and this application significantly fails to promote that objective.

21 It also contravenes your own North Lincolnshire Local Safeguarding Children Board (LSCB) Policy Safeguarding of Children Business Plan formed under the auspices of the Children Act 2004.



John Hayes

Chairman of Goodfella's Bars.

cc. Cllr Liz Redfern, Leader of North Lincolnshire Council.

CC Justine Curran. Chief Constable of Humberside Police.

North Lincolnshire Licensing Department.

Scunthorpe 'B' Division of Humberside Police Licensing Officer.

**From:** "David Plumtree" <david.plumtree@vanl.org.uk>  
**To:** "'Licensing'" <Licensing@northlincs.gov.uk>

---

**Date:** Monday, November 03, 2014 03:56PM  
**Subject:** RE: Cafe INDIEpendent

---

Hi Narelle,

Apologies I've been in training all day and Friday was manic.

I can confirm windows and doors shall be kept closed whilst any live or recorded music is being played.

Please let me know if this email will suffice or if you need it handed in on paper to Church Square House.

Kind regards

**David Plumtree**

Project Coordinator, Cafe INDIEpendent

[david@cafeindependent.org.uk](mailto:david@cafeindependent.org.uk)



Voluntary Action North Lincolnshire

4 – 6 Robert Street

Scunthorpe

North Lincolnshire

DN15 6NG

Tel: 01724 845155

[www.vanl.org.uk](http://www.vanl.org.uk)



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Quality  
Award



Volunteer Centre  
North Lincolnshire

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**From:** Narelle Plowright [mailto:Narelle.Plowright@northlincs.gov.uk] **On Behalf Of** Licensing  
**Sent:** 03 November 2014 12:29  
**To:** david.plumtree@vanl.org.uk  
**Subject:** Fw: Cafe INDIEpendent

David,

Please can we have your response in writing as soon as possible. If I don't hear from you I will have to start the committee process and the application will go to a Hearing.

Regards

Narelle Plowright

Licensing Officer

-----Forwarded by Narelle Plowright/NE/NorthLincs on 03/11/2014 12:27PM -----

To: david.plumtree@vanl.org.uk  
From: Licensing/NE/NorthLincs  
Sent by: Narelle Plowright/NE/NorthLincs  
Date: 30/10/2014 03:52PM  
Subject: Fw: Cafe INDIEpendent

David,

As discussed, please find attached the objection from Environmental Health. Please ensure that you include both departments in your response.

Regards

Narelle Plowright

Licensing Officer

-----Forwarded by Narelle Plowright/NE/NorthLincs on 30/10/2014 03:50PM -----

To: Licensing/NE/NorthLincs@NorthLincs  
From: John Holdridge/NorthLincs  
Date: 14/10/2014 03:41PM  
Subject: Cafe INDIEpendent

*(See attached file: Cafe INDIEpendent 14.10.14.doc)*

John Holdridge

Technical Officer

Environmental Health Commercial

Technical and Environment Services

Places Directorate

01724 297619

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**From:** "David Plumtree" <david.plumtree@vanl.org.uk>  
**To:** "'Licensing'" <Licensing@northlincs.gov.uk>  
**Cc:** "'Vines, Lisa 3053'" <Lisa.Vines@humberside.pnn.police.uk>, <pete@cafeindependent.org.uk>

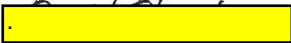
---

**Date:** Friday, October 24, 2014 05:44PM  
**Subject:** Licensing Application for Cafe Indiependant

---

Hi there,

Please could you add the attached to our Premises Licence application? They are recommendations we have received from the police regarding best practice for CCTV and the Challenge 25 policy and we are happy to meet all best practice elements. Kind regards.

  
Project Coordinator, Cafe INDIEpendent

[david@cafeindependent.org.uk](mailto:david@cafeindependent.org.uk)



Cafe **INDIE**pendent

Voluntary Action North Lincolnshire

4 – 6 Robert Street

Scunthorpe

North Lincolnshire

DN15 6NG

Tel: 01724 845155

[www.vanl.org.uk](http://www.vanl.org.uk)



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you print

Attachments:

CCTV+age.Conditions.doc

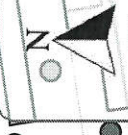
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