



FALMOUTH TOWN COUNCIL

Agenda Planning & Licensing Committee

Date	16/10/2023
Time	18:00 - 19:00
Location	Atherton Suite
Chair	S. Eva
Attendees	D Clegg (Vice-Chair), G F Evans MBE, A Jewell, J Robinson, B Ross, A Rowe and J Spargo.
Explanation	I hereby invite you to attend a meeting of the Planning Committee to be held in the Atherton Suite on Monday 16th October at 6.00pm for the purpose of transacting the following business.

Yours sincerely

Mark Williams
Town Clerk

- 1 Apologies**
To receive and approve apologies for absence.
- 2 Interests**
To receive declarations of interests in respect of items on the agenda.
Councillors are reminded to declare any dispensation granted.
- 3 Minutes**
To receive the minutes of the meetings of the Committee held on the 25th September 2023 (1-8)
- 4 Planning Applications**
(a) To receive a list of planning applications received from Cornwall Council and dealt with
under the delegated procedure agreed in accordance with Minute 6/2474 of the meeting held on 3rd April 2000 (Appendix 1) and amended by minute P3017, together with a supplementary list of applications received since publication of the agenda. (10-13)

(b) To receive and consider a list of planning applications received from Cornwall Council, not dealt with under the above-mentioned procedure (Appendix II), together with a supplementary list of applications received since publication of the agenda. (14)

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Appeals

Appeal Ref: APP/D0840/W/22/3304379 Sheldon House Nursing Home, Sea View Road, Falmouth.

To note the procedure has been changed from Written Representations to an Informal Hearing and an Inspector has been appointed by the Secretary of State to determine this appeal. The Informal Hearing will commence at 10:00 am on 18 October 2023 in The Sennen Suite, Tremough Innovation Centre, Tremough Campus, Penryn. (15-16)

7

Withdrawn Applications

PA23/04824 - Demolition of existing domestic garage and erection of new dwelling and landscaping, 130 Dracaena Avenue Falmouth.

To note the withdrawn applications. (17)

8

Highways / Traffic Management / Road Safety

Road Traffic Regulation Act 1984 S.14: Temporary Prohibition of Traffic

To note road closure on Tregulow Road, Falmouth on 6th November 2023 (08:00 to 18:00 hours) to allow essential works by Kelly Communications to take place.

Road Traffic Regulation Act 1984 S.14: Temporary Prohibition of Traffic

To note road closure on North Parade, Tehidy Terrace, Stratton Terrace, Stratton Place and Dunstanville Terrace from the 16th October to 20th October 2023 (07:30 to 17:30 hours) for Cornwall to carry out essential works.

To report any highways matters received since the publication of the agenda.

9

Decision List

To receive and note a list of recent planning decisions made by Cornwall Council. (18-19)

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Licensing

Premises License Applications

Curry Corner, 1 Market Strand, Falmouth.

To consider variation to existing license to include off sales of alcohol with the purchase of food between the hours of 11:00am to 1:00am. (20-34)

Kernow Dine & Deli, 22 Killigrew Street, Falmouth.

To consider grant to license for on and off sales of alcohol between the hours of 10:00 and 22:30. With an extension for New Years Eve for 10:00 until 00:30 and to play recorded music during opening hours and extended for New Years Eve. (35-54)

11-12 Church Street, Falmouth.

To consider grant to license for sale by retail of alcohol, Monday - Sunday 10:00 - 02:00 and recorded music (indoors only) Monday - Sunday 23:00 - 02:00 in grade 2 listed building that until recently was a Subway franchise and the building is currently empty. The plan is to operate as a cafe/coffee shop during the day serving food and drinks and in the evening will be serving food and drinks. (55-56)

Street Trading Renewals

Mr Richard Paul Williams, Entrance to Prince of Wales Pier, Falmouth

To consider street trading renewal for Mr Richard Paul Williams who wishes to continue trading at the entrance to Prince of Wales Pier, Falmouth selling daffodils from 1st December 2023 to 30th April 2024 Mondays, Tuesdays, Thursdays, Fridays and Saturdays from 0830 to 1700 hours.

Kris Trevelyan, Tidal Coffee, Queen Mary Road, Falmouth.

To consider street trading renewal for Kris Trevelyan to continue trading at Queen Mary Road, Falmouth selling coffee, tea, bakery items, snacks and ice cream from 1 January to 31 December 2024, Monday to Sundays between the hours of 0700 to 2100 hours.

Licensing Act Policy Review

To note the revised policy that has now been drafted and is available at the below link – the draft includes changes in legislation, statutory guidance, best practice as well as a number of minor updates/amendments:-

<https://www.cornwall.gov.uk/media/jxolos25/draft-revised-licensing-act-policy.docx?d=w4f6de739f8f94fc99d150a18408628f4&csf=1&web=1&e=dqYFBt>

For ease of reference, the changes in the draft policy are shown in ***shaded italic text***.

If you wish to comment on the draft policy, please email

licensing@cornwall.gov.uk by **20 November 2023**

To report any licensing matters received since the publication of the agenda.

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Any Other Business that the Chair Considers to be of Urgency

NB: The Local Government (Access to Information) Act 1985 prohibits the consideration of any items which have not appeared on the agenda for the meeting unless the Chairman is prepared to certify that a proposed item is 'urgent'. If urgent, the special circumstances which make it so, must be spelled out to the meeting and included in the minutes.

Decision Making Legal Advice (for noting)

Members have received training on the Code of Conduct, predetermination and bias and therefore, will be aware of their responsibility to determine planning applications on the basis of the information before them at the meeting.

Members are reminded that the decision making role must be approached with an open mind as to the merits of the arguments for and against the application, which they must take into account before making a final decision at the meeting. Members are further advised that they must not predetermine, or be seen to have predetermined, the outcome of an application and that the information they receive at the meeting is therefore the basis on which they should make their decision.

FALMOUTH TOWN COUNCIL

Minutes of a Meeting of the Planning & Licensing Committee held on Monday 25th September 2023 in the Atherton Suite, The Old Post Office, Falmouth at 6.00 pm.

Present: Councillors S D Eva (Chair), G F Evans MBE, A Jewell CC,
J Robinson and J Spargo

In Attendance: E Middleditch (Administration Officer)
V Rogers (Administration Officer)

P6089 APOLOGIES

Councillors Clegg (family commitment), Rowe (family commitment) and Ross (family commitment).

P6090 INTERESTS

Councillor Robinson declared a non-disclosable interest in PA23/07256 as she is a colleague of the applicant and left the meeting during the consideration thereof.

P6091 MINUTES

It was proposed by Councillor Eva, seconded by Councillor Robinson and

RESOLVED that that the minutes of the Planning and Licensing Committee held on 4th September 2023 be approved as a correct record of the proceedings and signed by the Chair.

P6092 PLANNING APPLICATIONS

Members considered an amended list of planning applications which had been commented on by the Chair and Vice-Chair, under the delegated procedure agreed in accordance with Minute 6/2474 of the meeting held on the 3rd April 2000 and amended by Minute P3017.

It was proposed by Councillor Eva, seconded by Councillor Jewell and

RESOLVED that the observations set out in Appendix I, which forms part of these minutes be approved and adopted as the observations of the Town Council with the exception of PA23/07180 which the Chair requested be moved to Appendix 2 to allow for Councillor Robinson to leave the meeting during the consideration thereof.

Members considered an amended list of planning applications not dealt with under the delegated procedure outlined above. The Chair reported in respect of those applications as appropriate.

It was proposed by Councillor Jewell, seconded by Councillor Spargo and

RESOLVED that the Town Council makes the observations set out in Appendix II which forms part of these minutes.

P6093 **WITHDRAWN APPLICATION**

PA23/02747 – Loft conversion with 2 dormer windows, 18 Tregenver Road, Falmouth

Members duly noted the withdrawn application.

P6094 **HIGHWAYS/TRAFFIC MANAGEMENT/ROAD SAFETY**

None received.

P6095 **DECISION LIST**

Members duly noted a list of recent planning decisions made by Cornwall Council.

P6096 **LICENSING**

Pavement License

Palacio Lounge, The Moor, Falmouth

Members duly considered the application to extend pavement license in exactly the same terms as previously granted until 30th September 2024.

It was proposed by Councillor Jewell, seconded by Councillor Eva and

RESOLVED to support the application.

P6097 **ANY OTHER BUSINESS THAT THE CHAIR CONSIDERS TO BE OF URGENCY**

None.

There being no further business the Chair declared the meeting closed at 6.15pm.

Signed: Dated:

APPENDIX I
25TH SEPTEMBER 2023

- 1. Arwenack** **PA23/05946** **Mr and Mrs Geake**
(Case Officer: James Moseley 01209 614004, jmoseley1@cornwall.gov.uk)
Erection of shed (demolition of existing garage)
5 Florence Terrace, Falmouth.

Recommend Approval.

- 2. Boslowick** **PA23/06069** **Mr Gavin Hogg**
(Case Officer: Nigel Brabyn. 01872 224461, nbrabyn@cornwall.gov.uk)
First floor side extension over existing attached garage and kitchen/garage alterations.
6 Darwin Drive, Falmouth.

Recommend Approval.

- 3. Penwerris** **PA23/06303** **Rachel & David Moxom**
(Case Officer: Nigel Brabyn. 01872 224461, nbrabyn@cornwall.gov.uk)
Full pitched roof replacement and installation of 2 x Velux windows . Replace existing back room window with door , replace current utility room back door and window with bi-fold doors. Expand opening on back wall to create new window opening in place of existing small window.
34 Trelawney Road, Falmouth.

Recommend Approval

- 4. Penwerris** **PA23/06750** **Mrs M Erlam**
(Case Officer: Nigel Brabyn. 01872 224461, nbrabyn@cornwall.gov.uk)
Proposed change of use of No.66 Kimberley Park Road from a hotel to a dwelling.
Broadmead Hotel, 66 - 68 Kimberley Park Road, Falmouth.

Recommend Approval

- 5. Penwerris** **PA23/06860** **Barclays Bank plc**
(Case Officer: Ellis Crompton-Brown. 01872224453, Ellis.Crompton-Brown@cornwall.gov.uk)
Removal of existing external signage and branding, removal of external ATM and repair existing window to match existing and removal of existing night safe and replace window panel with glazing pane to match existing

Recommend Approval

6. Boslowick **PA23/07068** **Mr Paul Archer**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)

Works to trees subject to a Tree Preservation Order - removal of one low branch from T1 Sycamore and removal of two limbs from Beech tree located in neighbouring property.

2 Chi Lowen Drive, Falmouth.

Recommend Approval as pruning is minimal and would have no negative impact on the trees.

7. Penwerris **PA23/07135** **Amy Bennetts**
(Case Officer: Matthew Lean. matthew.lean@cornwall.gov.uk)

Works to a tree in a Conservation Area for Bay Tree (T1) - coppice to approximately 0.5m.

The Seven Stars, 1 The Moor, Falmouth.

Recommend Approval

8. Arwenack **PA23/07158** **Mr Thomas Hill**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)

Works to tree within a Conservation Area - 'tree top' Yew tree 2m above ground level. 6 Sea View Road, Falmouth.

Recommend Approval

9. Penwerris **PA23/07180** **Mrs Smith**
(Case Officer: Matthew Lean. matthew.lean@cornwall.gov.uk)

Works to trees within a Conservation Area - T1 (Holm Oak) re shape crown by reducing extended growth by approx 2m and crown lift to 2.5m above pavement and T2 (Beech) 0.75-1m crown reduction.

Stratton House, 1 Stratton Terrace, Falmouth.

Recommend Approval

10. Arwenack **PA23/07256** **Mr And Mrs C And A Bruce**
(Case Officer: Mark Ball, 01726 223495, Mark.Ball@cornwall.gov.uk)

Non Material Amendment in relation to decision notice PA22/07740 dated 13/10/2022 Alterations to rear extension - reduction in size of the proposed rear extension.

Sunway, Albany Road, Falmouth.

Recommend Approval

11. Penwerris **PA23/07508** **Shine**
(Case Officer: Matthew Lean. matthew.lean@cornwall.gov.uk)

Works to a tree in a Conservation Area for Bay Tree (T1) - fell. Tree has outgrown its space and removal would allow for redesign of garden to create a more useable space.

2 Harbour Terrace, Falmouth.

Recommend Approval

12. Arwenack

PA23/07509

Eco Active Arborists Ltd

(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)

Works to trees in a Conservation Area for Cherry (T1) - crown lift lower canopy over footway to allow for suitable pedestrian clearance. Bay Tree (T2) - pollard to manage tree into a smaller shape and form as tree has outgrown its space. Works will also give more room to neighbouring trees and shrubs. Holly (T3) - reduce crown by up to 1.5 metres to manage form. Works will also improve density of canopy and nesting characteristics for birds long-term.

The Hayloft, Grove House, 2 Woodlane, Falmouth.

Recommend Approval

APPENDIX II

- 1. Penwerris** **PA21/08923** **Mr Halloran**
(Case Officer: Nigel Brabyn. 01872 224461, nbrabyn@cornwall.gov.uk)
Proposed new dwelling. (Amended Plan)
Land to the rear of 30 Beacon Road, Falmouth.

Recommend approval.

- 2. Trescobeas and Budock** **PA23/06574** **Mr & Mrs Keanie**
(Case Officer: Nigel Brabyn. 01872 224461, nbrabyn@cornwall.gov.uk)
Renovations and extension.
8 Kelley Road, Falmouth.

Recommend approval.

- 3. Penwerris** **PA23/07366** **Mr Paul Day**
(Case Officer: Mark Webb: Mark.Webb@cornwall.gov.uk)
Conservation repairs and re-slating of existing garden walls and alterations and replacement of existing doors and windows to rear of property (part retrospective).
4 Tehidy Terrace, Falmouth

Recommend approval.

- 4. Penwerris** **PA23/07367** **Mr Paul Day**
(Case Officer: Mark Webb: Mark.Webb@cornwall.gov.uk)
Listed building consent for conservation repairs and re-slating of existing garden walls and alterations and replacement of existing doors and windows to rear of property (part retrospective).
4 Tehidy Terrace, Falmouth

Recommend approval.

- 5. Penwerris** **PA23/07525** **Mr and Mrs Bragg**
(Case Officer: Francine Wearne Francine.wearne@cornwall.gov.uk)
Certificate of lawfulness for existing use for use of property as a 4 bed HMO (C4 Use Class)
14 Tregothnan Road, Falmouth.

Recommend refusal due to lack of information on existing use.

TOWN AND COUNTRY PLANNING ACT 1971
FOR SUBMISSION TO THE COUNCIL ON 25TH SEPTEMBER 2023

Mr And Mrs C Heckstall	Demolition of conservatory, garden sheds and various other structures and construction of new dwelling with off-road parking. Land Adj To 77 Tresillian Road, Falmouth. PA22/08544	Approved
Roberts	Demolition of existing building and erection of 3 dwellings. Anchorage, 28 North Parade, Falmouth. PA23/03515	Refused
Mr Steven Bond	Removal of existing single storey rear extension, construction of replacement two storey rear extension and internal alterations. 9 Norfolk Road, Falmouth. PA23/03585	Approved
Mr Toby Coker	Remove part of North West wall in the front garden, to form a driveway. Drop the kerb. 79 Mongleath Road, Falmouth. PA23/04042	Approved
Mrs Jennifer Naish	To remove Black Aluminium Windows and Doors and replace them with Black UPVC Windows and Door and a Composite Front door. 6 And 7 Burley Court, New Street, Falmouth. PA23/04496	Approved
Mr Simon Banks	Re-covering of dry slate roof covering. Structural alterations to roof structure central valley element. Extension of hip rafters to create single ridge line maintaining mop roll clay glazed hip/ridge tiles. Removal of solar array, provision for solar panel. The Vicarage, 12 Stratton Terrace, Falmouth. PA23/04827	Approved
Mr Simon Banks	Listed building consent for recovering of dry slate roof covering. Structural alterations to roof structure central valley	Approved

	<p>element. Extension of hip rafters to create single ridge line maintaining mop roll clay glazed hip / ridge tiles and more. The Vicarage, 12 Stratton Terrace, Falmouth. PA23/04828</p>	
Mr Ashwin	<p>Conversion of dining room to a garage with extended entrance porch & rebuild Utility Room as an integrated part of the house. Beech House, 6A Grovehill Drive, Falmouth. PA23/05344</p>	Approved
Mr Philip Hall	<p>Works to trees under a tree preservation order (TPO) namely: Japanese Red Cedar (6890) Remove the two lower branches and some dead minor growth around. 1 The Walled Garden, Penmere Drive, Falmouth. PA23/05353</p>	Approved
Bunker	<p>Construction of single story rear extension. Chylean, 17 Spernen Wyn Road, Falmouth. PA23/05578</p>	Approved
Mr & Mrs Oliver	<p>Proposed Annexe Extension. 14 Rosva Morgowr, Falmouth. PA23/05847</p>	Approved
Mr F Garside	<p>Works to a tree subject to a Tree Preservation Order for Monterey Cypress (T1) - fell.Replant with Monterey Pine. Falmouth Community School, Trescobeas Road, Falmouth. PA23/06033</p>	Approved

APPLICATIONS FOR CONSIDERATION

AT MEETING

16th OCTOBER 2023

APPENDIX I
16TH OCTOBER 2023

- 1. Penwerris PA23/03722 Mr Andrew Rowley**
(Case Officer: Ellis Crompton-Brown. 01872224453,
Ellis.Crompton-Brown@cornwall.gov.uk)
Small extension to side and rear of ground floor to create an additional surgery taking the practice from a four to a five surgery practice.
29 Kimberley Park Road, Falmouth.

Recommend Approval

- 2. Trescobeas and Budock PA23/06546 Mr and Mrs C Webber**
(Case Officer: Ellis Crompton-Brown. 01872224453,
Ellis.Crompton-Brown@cornwall.gov.uk)
Proposed Rear Extension.
1 Fairfield Road, Falmouth.

Recommend Approval

- 3. Boslowick PA23/07037 Mr & Miss Davidson & Brett**
(Case Officer: Claire Broughton:)
Proposed Extensions and alterations
22 Duncannon Drive, Falmouth.

Recommend Approval

- 4. Penwerris PA23/07225 Mr Anthony Garner-Patel**
(Case Officer: Mark Webb: Mark.Webb@cornwall.gov.uk)
Proposed re-pointing and re-capping of rear garden walls, new retaining garden wall.
5 Tehidy Terrace, Falmouth.

Recommend Approval

- 5. Penwerris PA23/07226 Mr Anthony Garner-Patel**
(Case Officer: Mark Webb: Mark.Webb@cornwall.gov.uk)
Listed building application for proposed re-pointing and re-capping of rear garden walls, new retaining garden wall.
5 Tehidy Terrace, Falmouth.

Recommend Approval

6. **Arwenack** **PA23/07280** **Mr Nigel Carpenter**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)
Works to trees subject to a tree preservation order (TPO)- T13 Monterey Cypress
remove limb, and fell T12 Sycamore.
St Michaels Resort, 7 Stracey Road, Falmouth

There are 2 trees that the application covers, firstly there is the removal of a limb from a Monterey Cypress that has been previously (badly) pruned, this limb is in direct conflict with the new apartments and its removal back to the main stem is prudent and will have little to no effect to the mature tree. Approve.

Secondly there's a Sycamore that is near to the opposite end of the same apartments, this tree forms part of the woody boundary planting that in my view adds to both the visual amenity of St Michaels and Falmouth, in my view this semi-mature tree is not currently impacting the building structurally and could be sympathetically pruned so that it is allowed to grow rather than be felled; as it reaches maturity it will grow up and above the building and not present a problem but will continue to provide the visual amenity that is synonymous with the hotel. Do not approve.

7. **Arwenack** **PA23/07586** **Barclay**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)
Works to trees within a Conservation Area (CA) namely: SST1 - Sweet Chestnut: Re-pollard tree removing all small diameter growth back to stem wood.
Treslothan Lodge, Fenwick Road, Falmouth.

For information only.

8. **Arwenack** **PA23/07609** **Dr Ben Longdon**
(Case Officer: Mark Webb: Mark.Webb@cornwall.gov.uk)
Single storey rear extension
60 Melvill Road, Falmouth.

Recommend Approval

9. **Boslowick** **PA23/07625** **Alicia Sullivan**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)
Works to trees under a tree preservation order (TPO): T1 - 1 Oak - re-pollard at approx 3.5m height.
1 Queen Anne Gardens, Falmouth.

Approve as the works are necessary to preserve the tree due to decay at the base.

- 10. Arwenack** **PA23/07631** **Jane Barret**
(Case Officer: Matthew Lean. matthew.lean@cornwall.gov.uk)
Works to a tree subject to a Tree Preservation Order and in a Conservation Area for Eucalyptus (T1) – fell to ground level due to impaired condition (tree is in decline).
10 Florence Terrace, Falmouth.

Approve felling as tree has developed rot in the base.

- 11. Boslowick** **PA23/07774** **Webber**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)
Application for tree works in a Tree Preservation Order (TPO): Reduce crown on a Birch tree.
184 Longfield, Falmouth.

This Birch has considerable rot at the base and is likely to fail, it is noted in the application that the owners wish to preserve the tree for as long as possible, reducing the crown to reduce the likelihood of the tree failing and remove the conservatory as a target is prudent. I would recommend approval of the application and the planting of a replacement for when the Birch fails.

- 12. Arwenack** **PA23/07792** **Mr A Booth**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)
Construction of ground floor garden room & associated works.
12 St Anthony Way, Falmouth.

Recommend Approval

- 13. Arwenack** **PA23/07866** **Price**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)
Works to trees in a Conservation Area for Elm (T1) - fell multi-stemmed tree that has outgrown its space. The tree is the most Western of a group occupying the top of a bank. Parts of the tree are now interfering with outbuilding and fence. Mimosa (T2) – fell. Tree has already had all of its canopy removed so it is now advised the remaining stem is removed. Cypress (T3) - fell. Tree has outgrown its space and could become problematic in the future.

For Information Only.

- 14. Trescobeas and Budock** **PA23/07952** **Mr A.Anderson**
(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)
Application for tree works in a Tree Preservation Order: Reduce and thin branch ends on a Mature Pinus Radiata.
Monterey House, 44A Trescobeas Road, Falmouth.

Minimal pruning will have no negative impact on the Pine. Approve

**15. Penwerris
Vella**

PA23/08006

Mr Bernard

(Case Officer: Mark Webb: Mark.Webb@cornwall.gov.uk)

Single storey extension in rear garden, side infill extension, minor alterations including internal works and driveway.

5 Tregothnan Road, Falmouth.

Recommend Approval

**16. Arwenack
Sharp**

PA23/08029

Jonathan

(Case Officer: Chloe Britten. chloe.britten@cornwall.gov.uk)

Application for tree works in a Tree Preservation Order: A mix of removal or reduction of limbs, pruning and crown reduction of 4 Beech trees.

Marlborough Farm, 1 Silverdale Road, Falmouth.

Approve as the Beech surrounding the cottage at Marlborough are quite oppressive these pruning works are aimed at reducing that feeling for the residents and will have minimal impact on the visual amenity that they provide.

APPENDIX II

1. **Penwerris** **PA23/04217** **Mr M Espinosa**
(Case Officer: **James Moseley 01209 614004**, jmoseley1@cornwall.gov.uk)
Proposed extensions and improvements to the existing dwelling and loft conversion with dormer extension.
31 Dracaena Avenue, Falmouth.
2. **Arwenack** **PA23/05693** **ArkiPlan Architecural Ltd**
(Case Officer: **James Moseley 01209 614004**, jmoseley1@cornwall.gov.uk)
Conversion of existing dwelling into two separate dwellings with dormer loft conversion.
17 Vernon Place, Falmouth.
3. **Penwerris** **PA23/07628** **JD Wetherspoon PLC**
(Case Officer: **James Moseley 01209 614004**, jmoseley1@cornwall.gov.uk)
Creation of roof level terrace (Resubmission of application PA17/06817) with non compliance of conditions 2 and 6 of PA20/01473 dated 23/02/2021 without compliance of condition 2 in relation to decision notice PA22/09730 dated 11/07/2023
The Packet Station,4 The Moor, Falmouth.
4. **Penwerris** **PA23/07938** **Mr T Anik**
(Case Officer: **Ellis Crompton-Brown. 01872224453**,
Ellis.Crompton-Brown@cornwall.gov.uk)
Retention of UPVC windows, over fascia strip lighting and retention of non-illuminated plaque sign.
Kebab On The Corner, 8 Market Strand, Falmouth.
5. **Penwerris** **PA23/07939** **Mr T Anik**
(Case Officer: **Ellis Crompton-Brown. 01872224453**,
Ellis.Crompton-Brown@cornwall.gov.uk)
Listed building consent for the retention of UPVC windows, over fascia strip lighting and retention of non-illuminated plaque sign.
Kebab On The Corner, 8 Market Strand, Falmouth.
6. **Arwenack** **PA23/08055** **Nigel**
Carpenter
(Case Officer: **Mark Ball, 01726 223495**, Mark.Ball@cornwall.gov.uk)
'Provision of 7no. apartments on site of former dwelling without compliance of condition 2 in relation to decision notice PA20/09117 dated 31/03/2021.' with variation of condition 7 of decision PA23/02531 dated 26/07/2023.
The Captains Apartments, 5 Stracey Road, Falmouth.

Town Clerk
Falmouth Town Council
Municipal Buildings
The Moor
Falmouth
TR11 2RT

Your ref:
My ref: PA20/09821
Date: 21 September 2023

Dear Sir/Madam

Town and Country Planning (Hearings and Inquiries Procedures) (England) (Amendment) Rules 2009

Further to my previous letter, I am writing to let you know that the procedure has been changed from a Written Representations to an Informal Hearing and an Inspector has been appointed by the Secretary of State to determine this appeal. The Informal Hearing will commence at 10:00 am on 18 October 2023 in The Sennen Suite, Tremough.Innovation Centre, Tremough Campus, Penryn TR10 9TA.

MHCLG ref:	APP/D0840/W/22/3304379
Cornwall Council ref:	PA20/09821
Appeal start date:	8 February 2023
Proposal:	Demolition of the existing building and development of 28 residential apartments (Use Class C3) with external landscaping, access, car parking and associated works.
Location:	Sheldon House Nursing Home Sea View Road Falmouth TR11 4EF
Appellant:	Investin Sheldon Falmouth Developments Ltd
Cornwall Council decision:	REFUSED
PINS Case Officer:	Tina Gozra
Main Phone:	0303 444 5000
Direct Phone:	0303 444 5399
Email:	west3@planninginspectorate.gov.uk
Inspector:	John Wilde

The following documents may be produced or referred to at the Hearing:

- (1) Appellant's statement
- (2) Statement by Cornwall Council

and may be inspected via Public Access on the Planning page of the Council's web site at www.cornwall.gov.uk **4 weeks before the date of the Hearing.**

Development Management Service
Correspondence Address: Cornwall Council Planning, PO Box 676, Threemilestone, Truro, TR1 9EQ;

Tel: 0300 1234 151 www.cornwall.gov.uk

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Falmouth Town Council
21 September 2023

If you consider that you are affected by the proposals you may attend at the Hearing and, at the Inspector's discretion, give your views. Parking is available and access is suitable for the disabled.

Should you require any further information in connection with this appeal, please telephone me.

Yours faithfully

Sandra Oram

**Senior Development Support Officer
Development Management Service**

Tel: 01872 322222

Email: planningappeals@cornwall.gov.uk

**Correspondence Address: Cornwall Council
Planning, PO Box 676, Threemilestone, Truro, TR1
9EQ**

Email: planning@cornwall.gov.uk
Tel: 0300 1234151
Web: www.cornwall.gov.uk



Application number: PA23/04824

Agent:
CAD Architects Limited - Truro
Courtleigh House
74-75 Lemon Street
Truro
TR1 2PN

Applicant:
Mr David Hemlock
Flat 6
Southleigh House
Lemon St
Truro
Cornwall
TR1 2PE

**Town And Country Planning Act 1990 (as amended)
Town And Country Planning (Development Management Procedure) (England)
Order 2015**

Confirmation of Withdrawn Application

**Demolition of existing domestic garage and erection of new dwelling and
landscaping**

at

**130 Dracaena Avenue
Falmouth
Cornwall
TR11 2ER**

CORNWALL COUNCIL hereby confirms that the above mentioned application has been
Withdrawn.

DATED: 25 September 2023

Louise Wood - Service Director Planning and
Housing (Chief Planner Officer)

TOWN AND COUNTRY PLANNING ACT 1971
FOR SUBMISSION TO THE COUNCIL ON 16th OCTOBER 2023

Mr Steve Peglau	Proposed New Dwelling (Change of use from Ancillary Use to Independent Dwelling) Little Eyrin, Swanpool, Falmouth. PA23/03557	Approved*
Ms K. Stephens	Proposed loft conversion and extension with deck above. 29 Beacon Road, Falmouth. PA23/05797	Approved*
Dr James Eckersley	Non-material amendment to decision PA17/10554 dated 16.01.2018 to enlarge the kitchen window from 1250mm wide by 1050 high to 1770mm wide by 1000mm high. 5 Stewart Court, Falmouth. PA23/06531	Approved*
Nigel Carpenter	Non-material amendment in relation to decision notice PA14/07349 dated 10/12/2014 to omit the number of units from the original description. St Michaels Resort, 7 Stracey Road, Falmouth. PA23/03382	Approved
Mr Martin Palmer	Demolition of existing structure and reconstruction of dry dock enclosure to raise height of roof to the level of the adjoining buildings and new external door to seaward elevation. Pendennis Shipyard Ltd, Bridon Building, Third Floor, Falmouth Docks, Falmouth. PA23/03575	Approved
Mr Nick Voller	Addition of an external gantry to allow for window cleaning and maintenance. Quayside, 20A North Parade, Falmouth. PA23/04857	Approved
Mrs Janet and Christine Oates	Change of use of incidental residential studio to self-contained residential accommodation. The Old Shop, Waterloo Road, Falmouth. PA23/04965	Refused

Mr Freddie Riley	Application to request permission to install solar (PV) panels to the front roof section of the property. 10 Marlborough Road, Falmouth. PA23/05764	Approved
Mr H Stiles	Application to determine if prior approval is required for proposed change of use from light industrial to a residential dwelling without compliance of condition PA.2(2) of Part 2 of Schedule 2 of the GDPO in relation to decision notice PA20/04919 dated 26.10.2020. Penrose Sailmakers, Upton Slip, Church Street, Falmouth. PA23/06234	Approved

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

The premises is an Indian & Nepalese food takeaway and would like to provide off sales of alcohol with food only from the premises and with online/telephone sales for delivery by courier service. Please also see Licensing Objectives.

There will no change to our current opening hours or Late Night Refreshment.

Existing Hours:-

Opening Hours of the Premises

Monday – Sunday 11:00 - 01:00

Late Night Refreshment

Monday – Sunday 23:00 – 01:00

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- | Provision of regulated entertainment (Please see guidance note 3) | Please tick all that apply |
|---|-----------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |
| <u>Provision of late night refreshment</u> (if ticking yes, fill in box I) | <input type="checkbox"/> |
| <u>Supply of alcohol</u> (if ticking yes, fill in box J) | X |

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Wed			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	X
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	11:00	01:00	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)		
Tue	11:00	01:00			
Wed	11:00	01:00			
Thur	11:00	01:00	<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	01:00			

K

<p>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 10)</p> <p>N/A</p>
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L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon			
Tue			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Wed			
Thur			
Fri			
Sat			
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

b) The prevention of crime and disorder

CCTV installed operated and maintained to the satisfaction of the Police.

Alcohol will only be sold to persons purchasing food. Anyone appearing to be intoxicated will not be served alcohol.

All staff responsible for making alcohol sales shall be trained in the requirements of the Challenge 25 age verification policy.

All deliveries of alcohol shall only be delivered to a premises address with a valid postcode and will only be delivered directly to that property.

Full name and address details, including postcode, must be given when placing an order.

Alcohol can only be delivered to a residential or business address and not to a public place.

Challenge 25 if the driver considers the recipient of alcohol appears under 25 recognised photographic identification to be requested before any alcohol is handed over.

At the time the order is placed a declaration will be required from the person placing the order that that person is over 18 years of age.

Delivery will be refused if the driver believes the alcohol is being purchased on behalf of another person aged under 18 years.

Customers to be reminded on the website that it is a criminal offence for a person under 18 to purchase or attempt to purchase alcohol and that it is also an offence to purchase alcohol on behalf of a person under age.

c) Public safety

All relevant fire/electrical regulations will be adhered to.

All sales of Alcohol shall be sold in sealed containers only.

All deliveries of alcohol to be delivered to a premises address with a valid postcode and will only be delivered directly to that property.

Customers must be instructed when placing an order that they will not be able to collect the order from the vehicle.

All deliveries will only be made directly to the property address and customers will not be permitted to take orders from the vehicle.

We will be publishing responsible drinking notices alongside each product on our website, discouraging excessive consumption and health related issues.

d) The prevention of public nuisance

The premises are a take away only with no entertainment therefore will not cause any public nuisance. Refuse will be kept in a solid storage container and to be collected / removed daily.

e) The protection of children from harm

Alcohol shall only be handed over to persons over the age of 18.

If a young person, who appears to be under 25 asks for alcohol, they will be required to prove their age before they are served, unless the bar staff are certain (from personal knowledge or because they have seen proof of age on a previous occasion) that the person is 18 or over. The forms of proof of age card that will be accepted are a passport, a photo driving licence, or a proof of age card that has a PASS Accreditation hologram on it. Photocopies will not be accepted. All staff will be trained in this policy and reminded about it frequently. A notice advising customers that they may be required to prove their age before they can buy alcohol will be displayed.



Before completing this form – Do you know whether any exemptions apply to the activities you intend to offer? Do you have all the licences from the Council that you need?

To find out you could take advantage of our pre-application advice service. If you do require a licence you may also want to use our application assistance and check & send services to help you get your application right first time.

The fixed fees for our **Licensing Direct** services include VAT and cover the cost of administration and delivery and are not for profit.

Access these services by calling 0300 1234 212 and select the option for licensing. Alternatively, email us at licensing@cornwall.gov.uk and we will contact you. Our support services can help you save time and money.

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Kernow Dine & Deli

(Insert name(s) of applicant)

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

Postal address of premises or, if none, ordnance survey map reference or description 22 Killigrew Street			
Post town	Falmouth	Postcode	TR11 3PN
Telephone number at premises (if any)			
Non-domestic rateable value of premises			

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					



Current residential address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Kernow Dine & Deli Ltd
Address 22 Killigrew Street, Falmouth, Cornwall. TR11 3PN
Registered number (where applicable) 15058703
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company – Kernow Dine & Deli Ltd

when do you want the premises licence to start?

DD	MM	YYYY
15	09	2023

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

The premises is a converted former retail unit and will be used as a small plates restaurant (around 20 covers) and delicatessen. Wine, beer, cider, cocktails and spirits will be sold by the glass/can with all guests seated in the restaurant area. Soft drinks and non-alcoholic beverages will also be available as will hot & cold food and snacks such as cheese, charcuterie, olives and crisps. Incidental music will be played at a low level in the background at most times via a Sonos speaker.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thur					
Fri			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 (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4) We will have one Sonos speaker in the corner playing recorded music during opening hours and longer on NYE.		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) New Year's Eve 23:00-01:00		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 4)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)</p>		
Fri					
Sat			<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)</p>		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	10:00	22:30			
Tue	10:00	22:30			
Wed	10:00	22:30			
Thur	10:00	22:30			
Fri	10:00	22:30			
Sat	10:00	22:30			
Sun	10:00	22:30			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
			New Year's Eve from 10:00 until 00.30		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Derek Crookes
Date of birth
Address

K

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 9).

None.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	10:00	23:00	
Tue	10:00	23:00	
Wed	10:00	23:00	
Thur	10:00	23:00	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p> <p>New Year's Eve until 01:00</p>
Fri	10:00	23:00	
Sat	10:00	23:00	
Sun	10:00	23:00	

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

I will be a responsible licensee and will operate a “challenge 25” age verification policy. All customers will be seated and we will operate via table service. Opening hours will be restricted to 10:00-23:00 and the outside of the shop/bar will be kept clean and tidy every day.

b) The prevention of crime and disorder

CCTV is installed at Kernowine next door, which records the outside of the restaurant and will be kept on file automatically for up to a year after being recorded. Anyone under 18 will not legally be allowed to buy alcohol on the premises and we will operate a challenge 25 policy. Staff will be trained to ask for photo ID and to refuse service if underage. A record of refusals will be logged. Anyone who appears to be drunk will be asked to leave and refused further service.

c) Public safety

Staff will be trained in first aid and fire dispersal techniques. Covers will be limited to around 20 and an accident log will also be kept on the premises along with a first aid kit. Suitable fire extinguishers and alarms will be located at the premises as well and it will comply with all statutory fire safety controls. Free drinking water will be available for guests and the ABVs and units of alcoholic drinks will be displayed on the menu.

D) The prevention of public nuisance

Noise, light, smells and litter will all be kept to a minimum. Bins and glass refuse will be kept away from the public at the front of the unit and a bin will be available for customers. No bottles and bins and rubbish will be moved between 22:00-09:00. There is a carpark directly outside the unit and deliveries will be during opening hours.

e) The protection of children from harm

If a young person, who appears to be 25 or under asks for alcohol, they will be required to prove their age before they are served, unless the staff are certain (from personal knowledge or because they have seen proof of age on a previous occasion that the person is 18 or over. This will also apply for 16 17 year olds who are permitted to consume wine, beer or cider with a table meal if they are accompanied by someone who is at least 18 years old (as indicated in the Licensing Act 2003.

The forms of proof of age that will be accepted are a passport, a photo driving licence, or a proof-of-age card that has the PASS accreditation hologram on it. Photocopies will not be accepted. All staff will be trained in this policy and reminded about it frequently. Records of this training will be kept. A notice advising customers that they may be required to prove their age before they can buy alcohol will be displayed.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	
Capacity	

For joint applicants or applicants who are not the applicant, please state in what capacity the applicant’s solicitor or other authorised agent is signing on behalf of the applicant, please

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
22 Killigrew Street, Cornwall.			
Post town	Falmouth	Postcode	TR11 3PN
Telephone number (if any)			
If you would prefer us to contact you by email, please email del@kernowine.co.uk		(optional)	

Existing SVT
Inspection
Number

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13 04

Ring Store
12 10 11 4

New
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KITCHEN
~~RETAIL~~

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SVT

CADING LEVEL
12 78 13 38

FIRE EXIT

Hall

70.5 x 4

DS

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522

FIRE EXIT
+ FIRE EXIT

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11 37 1

No. 22 Killigrew St.

Granite Paving

Description of premises

The building is a grade 2 listed building and until recently was a Subway franchise and the building is currently empty. The plan is to operate as a cafe/coffee shop during the day serving food and drinks and in the evening will be serving food and drinks.

Licensable activities authorised by the licence

Recorded Music (F)
Supply of Alcohol (M)

The times the licence authorises the carrying out of licensable activities

Recorded Music (F) (indoors only)

- Monday - Sunday [23:00 - 02:00]

Supply of Alcohol (M) (for consumption on the premises)

- Monday - Sunday [10:00 - 02:00]

The opening hours of the premises

Monday - Sunday

10:00 - 02:30

Where the licence authorises supplies of alcohol

Alcohol is supplied for consumption on the premises

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Application form 1... x

Sign In

Comment

The Licensee, shall ensure that all times when the premises are for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. The Licensee shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol particularly with regard to drunkenness and underage persons.

b) The prevention of crime and disorder
 Any incidents of a criminal nature that may occur on the premises will be reported to the police
 CCTV to cover all areas of premises and will be available to authorities on request

c) Public safety
 Appropriate fire safety procedures are in place including fire extinguishers (foam, H2O and CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting. All appliances are inspected annually.
 All emergency exits shall be kept free from obstruction at all times.

204 comments

Add a comment...

PAGE 17 18

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Text box

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Application form 1... x

Sign In

Comment

d) The prevention of public nuisance
 All customers will be asked to leave quietly.
 Clear and legible notices will be prominently displayed to remind customers to leave quietly and have regard to our neighbours.

e) The protection of children from harm
 If a young person, who appears to be 25 or under asks for alcohol, they will be required to prove their age before they are served, unless the staff are certain (from personal knowledge or because they have seen proof of age on a previous occasion) that the person is 18 or over. This will also apply for 16/17 year olds who are permitted to consume wine, beer or cider with a table meal if they are accompanied by someone who is at least 18 years old (as indicated in the Licensing Act 2003).
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