



# FALMOUTH TOWN COUNCIL

## Agenda Planning & Licensing Committee

<b>Date</b>	30/06/2025
<b>Time</b>	18:00 - 19:30
<b>Location</b>	Atherton Suite
<b>Chair</b>	Alan Jewell
<b>Attendees</b>	S Carmichael (Vice Chair), D. Clegg, D. Evans, A. Munden, J. Stowell and J Walkden
<b>Explanation</b>	I hereby invite you to attend a meeting of the Planning & Licensing Committee to be held in the Atherton Suite on Monday 30th June 2025 at 6.00pm for the purpose of transacting the following business.

The meeting will observe the requirements of the Council's commitment to the Civility and Respect Pledge. That is to treat councillors, employees, members of the public, representatives of partner organisations and volunteers with civility and respect in their roles. Behaviour breaching that commitment will not be tolerated.

- 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 9th June 2025. (1-9)
- 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. (10-12)  
  
(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. (13)

**5 Appeal Decision**

Town and Country Planning (Appeals) (Written Representations Procedure) (England) Regulations 2009 APP/D0840/D/25/3366586

Installation of an Air Source Heat Pump (planning permission is being sought as the noise level of the heat pump does not meet MCS planning standards), 7 Darwin Drive, Falmouth - Richard Stephens.

Cornwall Council Decision: Refused. (14-15)

**6 Highways / Traffic Management / Road Safety**

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

To note road closure on Stratton Place and Dunstanville Terrace, Falmouth between the 30th June 2025 and 1st July 2025 (24 hours) for Kier on behalf of South West Water to carry out works.

To note road closure on Arwenack Street and Bank Place, Falmouth between 1st July and 2nd July 2025 (21:00 to 06:00 hours) for Sunbelt Rentals to carry out works.

To note road closure on Market Street, Falmouth between the 28th July 2025 and 30th July 2025 (19:00 hours to 07:00 hours) for AHCS Falmouth Limited to carry out work.

To note road closure on Hill Head, Penryn between the 6th August 2025 and 7th August 2025 ( 08:00 to 18:00 hours) for Manhole repair works to be carried out.

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

**7 Footpath Modification Order**

Highway Dedication of Berkeley Mews, Falmouth

To note that Cornwall Council have dedicated the area for use as a footway and verge.(16-17)

**8 Commencement of new access rights between Penzance, and St Mawes, Cornwall.**

King Charles III England Coast Path (KCIIECP) - Commencement of new access rights between Penzance and St Mawes

To note approval of proposals to improve access to the coast between Penzance and St Mawes. Cornwall Council has completed the necessary works to make the route accessible to the public and the new access rights on this stretch of coast commenced on 4th June 2025. (18-20)

**9 Decision List**

To receive and note a list of recent planning decisions made by Cornwall Council. (21)

## Licensing

### Street Trading Policy Review:

To consider the attached policy document that has been revised to include various minor amendments and provides clarification to practices and procedures with any changes shown in shaded italic text. (22-42)

Comments to be received by no later than 15th August 2025.

The changes to the policy include the following:

- Clarification regarding Pedlars.
- Update as a result of new legislation for Pavement Licences under the Business and Planning Act 2020.
- Clarification/update to the wording for some of the Policy Exemptions.
- Single use plastics update as a result of new legislation.
- Clarification regarding disposal of business waste.
- Reference to the Council's Healthier Weight Strategy.
- New requirement for applicants to provide DBS basic disclosure as part of application.
- Clarification on when applications are referred to the Street Trading Sub-Committee for determination.
- Clarification regarding the imposition of additional conditions.
- Clarification regarding payment of application fees.
- Condition added that evidence of commercial waste collection must be provided.
- Condition added relating to street cleaning.
- Condition added requiring notification of change of name, address or contact details.
- Condition added requiring notification of convictions etc.

### Premises License Applications

#### Kona, Maritime House, Discovery Quay, Falmouth

To consider grant to license for sale by retail of alcohol, regulated entertainment, and late night refreshment. Opening hours Friday to Saturday 0800 to 0130, Sunday 0800 to 2300, Monday to Thursday 0800 to 0030. Live music indoors and outdoors 1200 hours to 2300 hours (no later than 2200 hours if outdoors). Recorded music indoors and outdoors hours to be 1200-0100; 1200-2300 and 1200-0000. NYE until 0200 with no recorded music outside after 2200 hours. Late night refreshments indoors only to 2300 hours. NYE 2300 - 0130 hours. Supply of alcohol 0800-0000 hours; 0800-2300 hours and NYE until 0200 hours. (43-46)

#### Harry's Taqueria, 22 Killigrew Street, Falmouth

To consider grant to license for alcohol and regulated entertainment. Opening hours Monday to Sunday 1000 hours to 0100 hours. Live music indoors only 1000 hours to 0000 hours. Recorded music indoors only 1000 hours to 0100 hours. Supply of alcohol 1000 hours to 0100 hours. (47-50)

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

**11 Any late received planning applications 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 9<sup>th</sup> June 2025 in the Atherton Suite, The Old Post Office, Falmouth at 6.30 pm.

Present: Councillors S R Carmichael (Vice-chair), D E Clegg CC, D V Evans BEM, A D Munden, J A R Stowell and J A Walkden

Councillors T M Pearce and D W Saunby CC also attended.

In Attendance: A M Williams (Town Clerk)  
E Middleditch (Administration Officer)  
H Attree (Administration Assistant)

Also Attended: Councillor L Magowan CC

The Chair reminded attendees that the Council had committed to the Civility and Respect Pledge, that is to treat everyone participating in the meeting tonight with civility and respect in their roles. For us respect is treating others with dignity, recognizing boundaries, being non-judgmental and accepting of differences. Behaviour breaching that commitment will not be tolerated. In dealing with the business of the meeting we will adhere to our agenda and the processes set out in our Standing Orders. Please be aware that the meeting is a public one and there may be recordings of your participation.

### P6349 **APOLOGIES**

An apology for absence was received and approved from Councillor Jewell (civic engagement).

### P6350 **INTERESTS AND DISPENSATIONS**

None.

### P6351 **MINUTES**

It was proposed by Councillor Munden, seconded by Councillor Clegg and

RESOLVED that that the minutes of the Planning and Licensing Committee held on 21<sup>st</sup> May 2025 be approved as a correct record of the proceedings and signed by the Chair.

### P6352 **PLANNING APPLICATIONS**

Members considered a 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 3<sup>rd</sup> April 2000 and amended by Minute P3017.

It was proposed by Councillor Evans, seconded by Councillor Walkden 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.

Members considered a 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 Clegg, seconded by Councillor Evans and

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

P6353 **HIGHWAYS/TRAFFIC MANAGEMENT/ROAD SAFETY**  
**Road Traffic Regulation Act 1984 S.14: Temporary Prohibition of Traffic**

Members duly noted scheduled Highways Maintenance Works - A39 Arch Hill to Treluswell between 9th June and the 11th June 2025. (13-16).

Members duly noted road closures on Killigrew Street, Webber Street, High Street, Market Street, Church Street, Arwenack Street, and Grove Place, Falmouth, between the 13th and 15th July 2025 (1100 to 1900 hours) for Falmouth International Sea Shanty to take place.

Members duly noted road closures on the above roads on the 20th July 2025 (1000 to 1300 hours) for Sea Sunday to take place.

Members duly noted road closure on road from Silverdale Road to Swanpool via The West Side of Swanpool, Falmouth, between the 21st and 23rd July 2025 (24 hours) for Kier on behalf of South West Water to carry out works.

Members duly noted road closure on Tregenver Road and Penmere Hill, Falmouth between the 24th July 2025 to the 8th August 2025 (24 hours) for Wales & West Utilities to carry out works.

Members duly noted road closures on Killigrew Street, Webber Street, High Street, Market Street, Church Street, Arwenack Street, and Grove Place on the 13th August 2025 (1100 to 2300 hours) for Family Day to take place.

Members duly noted road closures on the above roads on 10th October 2025 (1430 to 1600 hours) for the Oyster Festival to take place.

Members duly noted road closures on the above roads on the 27th November (1700 to 2100 hours) for the Christmas Lights Switch on Parade to take place.

Members duly noted road closures on the above roads on between the 13th and 14th December (1100 to 1900 hours) for Falmouth's Festive Weekend to take place.

Members duly noted road closures on the above roads on the 24th December (0930 to 1400 hours) for the Harmony Choir to take place.

Cornwall Council Dracaena Avenue Highways Improvements - Penryn to Falmouth  
Members duly considered the highway improvements.

It was proposed by Councillor Clegg, seconded by Councillor Carmichael and

RESOLVED that members could respond individually to the consultation.

P6354 **DECISION LIST**

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

P6355 **LICENSING**

None.

P6356 **ANY LATE RECEIVED PLANNING APPLICATIONS THAT THE CHAIR CONSIDERS TO BE OF URGENCY**

None.

There being no further business the Chair declared the meeting closed at 7.10pm.

Signed: ..... Dated: .....

## **APPENDIX I**

**9<sup>TH</sup> JUNE 2025**

1. **Arwenack** **PA25/03566** **Mrs Vicki Ferguson**  
(Case Officer: Abbie Franklin – [Abbie.Franklin@cornwall.gov.uk](mailto:Abbie.Franklin@cornwall.gov.uk))  
Works to trees within a Conservation Area - removal of Bay tree  
Kaduna, Gyllyngvase Hill, Falmouth.

*For Information Only.*

2. **Arwenack** **PA25/03598** **Mrs Bridget Kramer**  
(Case Officer: Mark Webb – [Mark.Webb@cornwall.gov.uk](mailto:Mark.Webb@cornwall.gov.uk))  
Application for tree works in a Tree Preservation Order (TPO): Reduce and reshape a  
Yew tree.  
15 Woodlane, Falmouth.

Recommend approval as the tree is in a limited space and Yews respond well to pruning subject to condition that works are carried out in winter when the tree is dormant.

3. **Trescobeas** **PA25/03734** **Katy Senior**  
(Case Officer: Mark Webb – [Mark.Webb@cornwall.gov.uk](mailto:Mark.Webb@cornwall.gov.uk))  
Non material amendment in relation to Decision Notice PA24/01688 dated 05/07/24 -  
Alteration to the size and location of the ASHP and bin store enclosures, alteration to  
the hip details on the roof to be replaced with a leaded hip detail, confirmation of  
facade area to be re-pointed and M and E Roof Cows Indicated on main elevations.  
Chi Aberfala, Tregenver Road, Falmouth.

Recommend Approval.

## **APPENDIX II**

- 1. Arwenack** **PA25/03495** **Mrs Theresa Harris**  
(Case Officer: Mark Webb – [Mark.Webb@cornwall.gov.uk](mailto:Mark.Webb@cornwall.gov.uk))  
Replacement of rear house porch, new flat roof extension, porch and wetroom  
(disabled occupier).  
Trewyn, 3 Spernen Wyn Road, Falmouth.

Recommend approval as the new structure will not be visible.
- 2. Arwenack** **PA25/03517** **Robert Tongue**  
(Case Officer: Mark Webb – [Mark.Webb@cornwall.gov.uk](mailto:Mark.Webb@cornwall.gov.uk))  
Form new external vehicle parking area and access steps with minor internal  
alterations.  
Northfield Cottage, Hulls Lane, Falmouth

Recommend approval as this will result in an improvement to the street scene and will  
ease parking.
- 3. Arwenack** **PA25/03518** **Robert Tongue**  
(Case Officer: Mark Webb – [Mark.Webb@cornwall.gov.uk](mailto:Mark.Webb@cornwall.gov.uk))  
Listed Building Consent to form new external vehicle parking area and access steps  
with minor internal alterations.  
Northfield Cottage, Hulls Lane, Falmouth.

Recommend approval as this will result in an improvement to the street scene and will  
ease parking.
- 4. Penwerris** **PA25/03867** **Mr. R. Corbett**  
(Case Officer: Chloe Britten – [Chloe.Britten@cornwall.gov.uk](mailto:Chloe.Britten@cornwall.gov.uk))  
Proposed side extension.  
Midships, The Slipway, 18 North Parade, Falmouth.

Recommend approval subject to permeable surface to aide water run off.

**TOWN AND COUNTRY PLANNING ACT 1971**  
**FOR SUBMISSION TO THE COUNCIL ON 9<sup>th</sup> JUNE 2025**

Applicant	Works, Location, and App. Number	Decision
Tom Chaigneau	Pre-application advice for the conversion of existing 2 (No.) storey Garage/workshop to create 1 (No.) Bed family annexe accommodation for elderly relative and additional office space. 9 Tehidy Terrace, Falmouth. PA25/00303/PREAPP	Closed – Advice Given
St Michaels Resort	Exception Notice for Pine (T1) and Cypress (T2), to remove dead wood from trees as shown in accompanying photo. St Michaels Resort, 7 Stracey Road, Falmouth. PA25/00481/PREAPP	Closed – Advice Given
Richard Stephens	Installation of an Air Source Heat Pump (planning permission is being sought as the noise level of the heat pump does not meet MCS planning standards). 7 Darwin Drive, Falmouth. PA25/01053	Refused*
Mr & Mrs Malcolm Weir	This proposal is for a new, 'custom built' dwelling house to replace the existing dwelling house. The proposed design will provide a contemporary, energy efficient, new-build 4-bedroom property to replace the existing 3 bedroom single level house. Trewint, 22 Pennance Road, Falmouth. PA25/01071	Approve*
Mr Paul Harvey	Non material amendment in relation to Decision Notice PA21/06841 dated 20/09/21 - A side escape door to the garage east elevation. Stansville, Boscawen Road, Falmouth. PA25/02955	No acceptable as amendment*
Mr James Herman	Non material amendment in relation to Decision Notice PA22/05603 dated 14/11/22 – we would like to keep the roof ridge line as one, from drawing 005B instead of 005C on the main planning application. So we will not have a step in the roof. 99 Trescobeas Road, Falmouth. PA25/03304	No acceptable as amendment*
Mr & Mrs Boissier Wyles	Replacement of two existing outbuildings with two storey coach house/store/workshop, proposed veranda addition to house with extended patio, replacement of existing tennis court with swimming pool, games court and ancillary garden areas, with associated landscaping. Penrose Farmhouse, Maenporth, Falmouth. PA25/00752	Withdrawn
Mr & Mrs Boissier Wyles	Listed Building consent for the replacement of two existing outbuildings with two storey coach house/store/workshop, proposed veranda addition to house with extended patio, replacement of existing	Withdrawn

	tennis court with swimming pool, games court and ancillary garden areas, with associated landscaping. Penrose Farmhouse, Maenporth, Falmouth. PA25/00753	
Mr & Mrs Mills	Subdivision of existing dwelling to form two dwellings and associated works, including erection of rear extension and installation of dormer windows. Treworthal, Meadowbank Road, Falmouth. PA25/01137	Approved
Mr Tim Collins	Replace 3x white upvc windows at rear of property with green painted timber windows. To repaint all remaining windows in matching green. Repair and re-painting of front wall in white. Replace first floor rear balcony railings. Installation of an underground electricity cable and associated works. The Locker, 7 Quay Hill, Falmouth. PA25/01580	Approved
Mr Tim Collins	Listed building consent to replace 3x white upvc windows at rear of property with green painted timber windows. To repaint all remaining windows in matching green. Repair and re-painting of front wall in white. Replace first floor rear balcony railings. Installation of an underground electricity cable and associated works. The Locker, 7 Quay Hill, Falmouth. PA25/01581	Approved
Mr & Mrs Cragg	Single storey gabled front extension and associated terrace, single storey side extension, replacement of existing flat roof with pitched roof. Little Ships, Swanpool, Falmouth. PA25/01658	Approved
Mr. & Mrs. N. & S. Leighton	Listed building consent for the proposed replacement of roof tiles and repairs to dormer windows. 12 Wodehouse Terrace, Falmouth. PA25/01702	Approved
Geoff Acklin	Works to Tree within a Conservation Area (TCA) – T20 – Holm Oak – Pollarded to 6/7 meters. Land at Cambridge Place, Cambridge Place, Falmouth. PA25/01940	Decided not to make a TPO
Mr Forbes & Mrs Carmichael	Proposed loft conversion with rear and side dormer windows. 25 Penmere Hill, Falmouth. PA25/02137	Approved
Mr & Mrs Ashcroft	Alteration of existing glass balcony. 7, Boscawen, Cliff Road, Falmouth. PA25/02344	Approved
Mr & Mrs Hadlow	Householder permission for the addition of a porch, extending to the rear and above the existing converted garage, alongside internal alterations throughout the ground and first floor. 14 Penarrow Close, Falmouth. PA25/02511	Approved

Mrs Angela Barton	Works to Trees covered by a Tree Preservation Order (TPO) - T1 (Oak) 1-1.5m reduction in crown spread on side adjacent to driveway to dwellings to keep vehicular access clear. T2 (Holm Oak) Crown raise to 4.5m above ground level on site facing adjacent to play area for clearance. Trees Opposite 88 Swans Reach, Falmouth. PA25/02667	Approved
Kiln Sauna Ltd	Change of use of land for the siting of a mobile sauna unit with ancillary amenity and office/reception area. Gyllyngvase Beach, Cliff Road, Falmouth. PA25/02645	Approved
Ms Abbie Bannerman	Advertisement consent for digital display screen positioned inside the store advertising deals, produce etc. Co-Operative Retails Services Ltd, 17 Cliff Road, Falmouth. PA25/02670	Approved
Mr Nigel Carpenter	Submission of details to discharge Condition 3 in respect of Decision Notice PA23/08055 dated 18.03.24. The Captains Apartments, 5 Stracey Road, Falmouth. PA25/02701	Approved
Miss Kristy Castleton	Non material amendment in relation to decision notice PA22/08282 dated 31.05.2023 – removal of gas boiler, addition of air source heat pumps to support the solar panels to provide 100% sustainable and renewable sourced energy for the home. Remove 1 metre cantilever to upper floor. Reduce the number of windows and floors. Reduce the amount of steel ‘breaks’ in the windows and doors in order to make the air source heat pumps work effectively. Removal of colonnade post supporting roofline to south west corner of property. Kenwyn, 2 North Parade, Falmouth. PA25/02763	Approved
Mr And Mrs Watson	Lawful Development Certificate for proposed use for an extension to dwelling. 168 Longfield, Falmouth. PA25/02797	Granted (CAADs, PIPs and Lus only)
Mrs Karen Yems	Works to Tree(s) within a Conservation Area (TCA) G1 - re pollard by approx 40% G2- re pollard by approx 30% T1 / Willow - reduce by 30% T2 - Apple - Reduce by 30%. 10 Boscawen Road, Falmouth. PA25/02816	Decided not to make a TPO
Miss Jan Netherton	Submission of details to discharge conditions 6 and 7 in relation to Decision notice PA22/09186 dated 08.02.2024 Eve Parc Phase 4, Land South Of Hillhead Road, Falmouth. PA25/03112	Discharged

Mrs Megan Lloyd-Laney	Works to a tree in a Conservation Area for Holly Tree – remove. Tree abuts a listed stone wall running the length of our garden. Tree is also showing signs of leaf loss. It is intended to plant a replacement Quince Tree. 4 Bar Terrace, Bar Road, Falmouth. PA25/03271	Decided not to make a TPO
Jagannatha Sherugar	The Electronic Communications Code (Conditions and restrictions) (Amendment) Regulations 2017 BT intends to install fixed line broadband electronic communications apparatus. 6 Webber Street, Falmouth. PA25/03946	Closed – Advice Given.

# **APPLICATION FOR CONSIDERATION**

## **AT MEETING**

**30<sup>th</sup> June 2025**

## **APPENDIX I**

**30<sup>TH</sup> JUNE 2025**

- 1. Trescobeas** **PA25/03270** **Jessie Hill & Richard Bennedetto**  
(Case Officer: Mark Webb – [Mark.Webb@cornwall.gov.uk](mailto:Mark.Webb@cornwall.gov.uk))  
New ground floor extensions and loft extension.  
8 Penmere Crescent, Falmouth.

Recommend approval.
- 2. Arwenack** **PA25/03711** **Barnaby LeBeau**  
(Case Officer: Abbie Franklin – [Abbie.Franklin@cornwall.gov.uk](mailto:Abbie.Franklin@cornwall.gov.uk))  
Advertisement consent for 1 x Non Illuminated Fascia and 1 x Non Illuminated Projecting Sign.  
17-18 Market Street, Falmouth.

Recommend approval.
- 3. Boslowick** **PA25/03959** **Paul Ensom**  
(Case Officer: Chloe Britten – [Chloe.Britten@cornwall.gov.uk](mailto:Chloe.Britten@cornwall.gov.uk))  
Works to a tree subject to a Tree Preservation Order for Monterey Pine (T1) - remove 3x large limbs from S/SE aspect; remove 3x small limbs from W aspect; further minor reduction pruning to address any newly exposed material after limb removal; also, to remove partially failed material and large diameter deadwood throughout crown (please see accompanying photos). Works intended to reduce the risk of failure of material which could strike dwelling (a large limb failed during winter storms).  
Penrose, Swanpool, Falmouth.

Recommend approval as the Monterey is mature and has lost a large limb already and given the proximity to the house and that Montereys do tend to fall apart from the bottom and along with the additional exposure the removal of the further limbs are acceptable.
- 4. Arwenack** **PA25/04315** **Mr Fergus Stewart**  
(Case Officer: Abbie Franklin – [Abbie.Franklin@cornwall.gov.uk](mailto:Abbie.Franklin@cornwall.gov.uk))  
Works to Trees within a Conservation Area (TCA) – T1 Cordyline – Tree is in decline. Fell and replace with appropriate shrub. T2 – Pittosporum – Overgrown shrub damaging stone wall. Fell and replace with appropriate shrub.  
27 Avenue Road, Falmouth.

For Information Only.

5. **Boslowick** [PA25/04350](#) **Mr David Hill**  
(Case Officer: Mark Webb – [Mark.Webb@cornwall.gov.uk](mailto:Mark.Webb@cornwall.gov.uk))

Works to Tree covered by a Tree Preservation Order (TPO) - Monkey Puzzle Tree  
- Remove

Penmere Farm. Mongleath Road, Falmouth

Recommend refusal as the Monkey Puzzle Tree is subject to a TPO and is a fine semi-mature tree with a reasonable distance from any property. The removal of lower branches from the tree to over head height is considered an acceptable approach.

6. **Arwenack** [PA25/04360](#) **Mrs Simmons**  
(Case Officer: Abbie Franklin – [Abbie.Franklin@cornwall.gov.uk](mailto:Abbie.Franklin@cornwall.gov.uk))

Works to a tree subject to a Tree Preservation Order for Holm Oak - pollard tree as outlined in attached photo. Tree is dominating small domestic garden and bungalow and there is concern of failure with a number of recent tree failures at nearby/neighbouring properties. Due to proximity to property, more frequent storms and high winds, and a history of fallen trees in the area it is proposed to manage with a much smaller canopy to reduce exposure and risk of failure.

16 De Pass Gardens, Falmouth

Recommend refusal as the Holm Oak is protected by a TPO and the tree is in good health and has significant amenity value.

7. **Penwerris** [PA25/04385](#) **Mr John Gleadowe**  
(Case Officer: Abbie Franklin – [Abbie.Franklin@cornwall.gov.uk](mailto:Abbie.Franklin@cornwall.gov.uk))

Proposed alterations to dormers, new sliding doors and replacement windows.

10 Mulberry Quay Market Strand Falmouth Cornwall

Recommend approval.

## **APPENDIX II**

- 1. Arwenack** **PA25/03637** **Edward Osman**  
**(Case Officer: Marc Delpeche – Marc.Delpeche@cornwall.gov.uk)**  
Application for lawful development certificate for continue existing use of HMO at  
23-25 Avenue Road, Falmouth.  
23, 24 and 25 Avenue Road, Falmouth.
- 2. Penwerris** **PA25/03779** **Mr and Mrs Woods**  
**(Case Officer: Chloe Britten – Chloe.Britten@cornwall.gov.uk)**  
Construction of garage/workshop and garden store.  
8 Erisey Terrace, Falmouth.
- 3. Penwerris** **PA25/04299** **Mr Richard Liebowitz**  
**(Case Officer: Mark Webb – Mark.Webb@cornwall.gov.uk)**  
Proposed construction of loft conversion with raised ridge height, dormer window  
additions to front and rear of property, replacement roof and associated works  
(amended scheme PA24/09593)  
13 Erisey Terrace Falmouth Cornwall TR11 2AP

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

Your ref:  
My ref: PA25/01053  
Date: 11 June 2025

Dear Sir/Madam

**Town and Country Planning Act 1990  
Appeal under S78 against Refusal of a Householder Application**

I am writing to let you know that an appeal has been made to the Secretary of State against the Council's decision to refuse planning permission for the proposed development described below:

MHCLG ref:	<b>APP/D0840/D/25/3366586</b>
Cornwall Council ref:	<b>PA25/01053</b>
Appeal start date:	<b>5 June 2025</b>
Proposal:	<b>Installation of an Air Source Heat Pump (planning permission is being sought as the noise level of the heat pump does not meet MCS planning standards)</b>
Location:	<b>7 Darwin Drive Falmouth Cornwall TR11 5FU</b>
Appellant:	<b>Richard Stephens</b>
Cornwall Council decision:	<b>REFUSED</b>

The Council's reasons for refusing permission for this development are as follows:

- 1 No evidence, in the form of an acoustic assessment, has been provided to demonstrate that the Air Source Heat Pump, which does not meet the required MCS planning standard, will not cause detrimental noise impact to neighbouring dwellings. It is not therefore possible to satisfactorily conclude that the Air Source Heat pump is acceptable in terms of impact on residential amenity, health and wellbeing at neighbouring dwellings and hence fails to accord with Policies 12, 13 and 16 of the Cornwall Local Plan Strategic Policies 2010-2030 and paragraphs 187 and 198 of the National Planning Policy Framework 2024.

The appeal will be determined on the basis of written representations. The procedure to be followed is set out in Part 1 of the Town and Country Planning (Appeals) (Written Representations Procedure) (England) Regulations 2009.

As this appeal is proceeding under the Householder Appeals Service, there is no opportunity for you to submit comments.

We will forward copies of all representations made to us in relation to the application before it was determined on to the Planning Inspectorate and the appellant. The Inspector appointed by the Secretary of State will consider those representations when determining the appeal. You have a right to withdraw any representations you made so that they are not taken into consideration by the Inspector. If you wish to do so, you should make that request in writing directly to the Planning Inspectorate within 4 weeks of the appeal's start date.

The Planning Inspectorate will publish appeal documentation, including copies of representations received, on the Planning Inspectorate website. All information provided in your representations, including your name and address, will be published. If you object to publication in this way, please contact the Planning Inspectorate directly.

The Planning Inspectorate aims to deal with appeals that follow the procedure described above within 8 weeks of the appeal start date. The Planning Inspectorate will publish copies of appeal decisions on the Planning Inspectorate website at

<https://www.gov.uk/appeal-planning-decision> . Alternatively, if you wish to receive a hard copy of the appeal decision, please let me know.

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

Yours faithfully

**Claire Broughton**

**Senior Development Officer  
Development Management Service**

Tel: 01872 322222

Email: [planningappeals@cornwall.gov.uk](mailto:planningappeals@cornwall.gov.uk)

Land Charges

SENT BY EMAIL ONLY:

landcharges.county@cornwall.gov.uk

**Your ref:**

**My ref:** 304/127

**Date:** 17 June 2025

Dear Sirs

**Highway dedication of Berkeley Mews, Falmouth**

Please accept this letter as confirmation that Cornwall Council, as the registered freehold owner of the land coloured pink on the enclosed plan, title number CL245835, now dedicate the area for use as a footway and verge.

Please can your records be updated to show as a highway maintainable at the public expense, designation as footway and verge.

Yours faithfully



PP Sharon Bundy

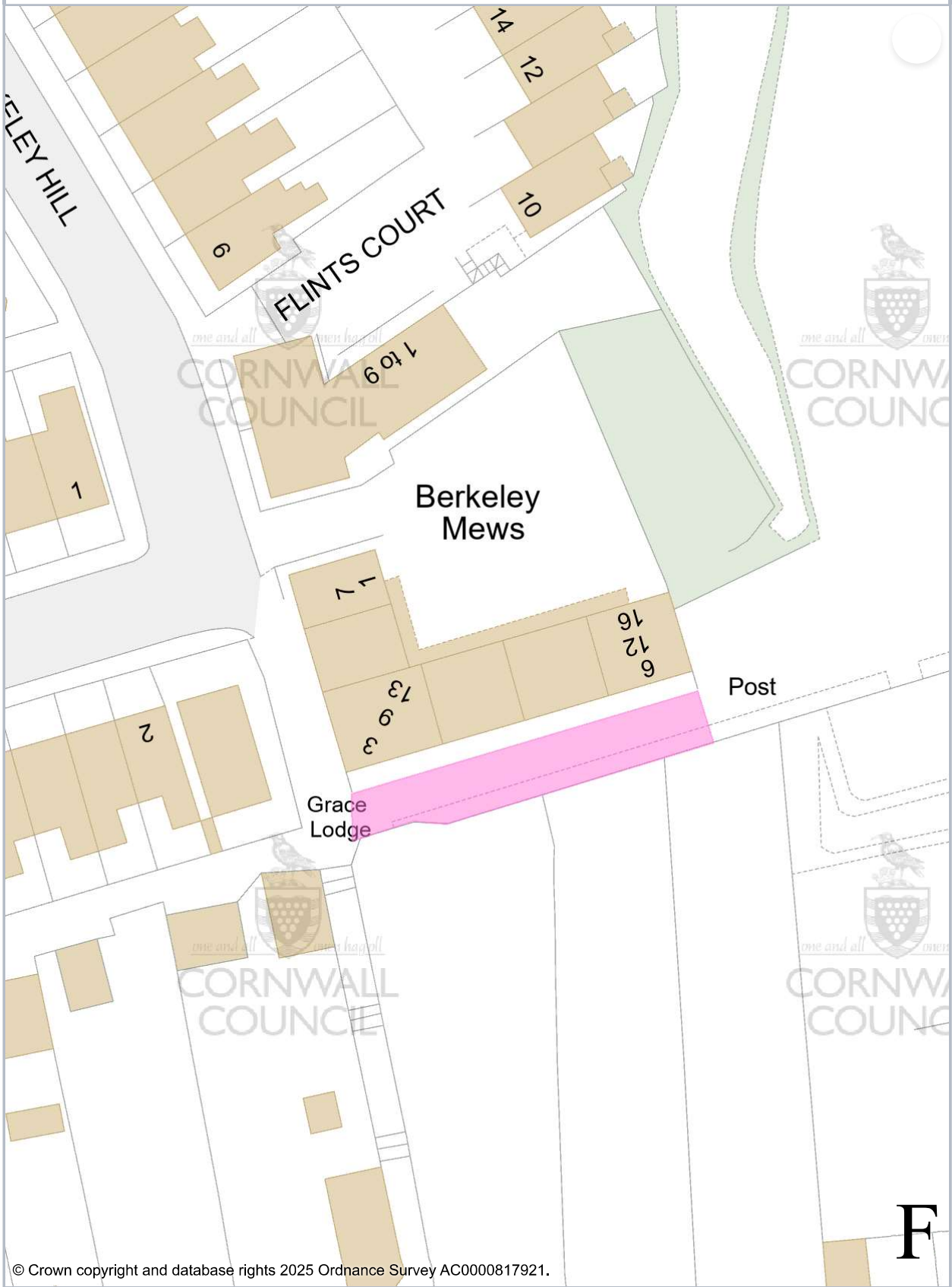
Strategic Development Lead

**Environment & Connectivity Service**

Tel: 0300 1234 222

Email: strategicdevelopment@cornwall.gov.uk

# Berkeley Mews, Falmouth



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Centre point X: 180412 Y: 32846 2,500 Sheet ref.: SW8032 10,000 Sheet ref.: SW83SW Scale 1:500



Devon and Cornwall Coastal Access  
Natural England  
Milestone House  
Truro Business Park  
Truro  
TR4 9NY

Telephone: 0300 060 3900

Email:

[southwestcoastalaccess@naturalengland.org.uk](mailto:southwestcoastalaccess@naturalengland.org.uk)

Website: [www.gov.uk/englandcoastpath](http://www.gov.uk/englandcoastpath)

Dear Sir/Madam

**King Charles III England Coast Path (KCIIIIECP) - Commencement of new access rights between Penzance and St Mawes**

On 23<sup>rd</sup> April 2020 and 7<sup>th</sup> July 2021, the Secretary of State for the Department of Environment, Food and Rural Affairs approved Natural England's proposals to improve access to the coast between Penzance and St Mawes. Following this approval, Cornwall Council has completed the necessary works to make the route accessible to the public. I am writing to inform you that the new access rights on this stretch of coast will commence on 4<sup>th</sup> June 2025. These rights will be brought into force by an Order made under section 3A of the Countryside and Rights of Way Act 2000. The new public access rights relate to the KCIIIIECP and an associated coastal margin over which the public have a right of access, subject to local restrictions and exclusions.

If you are the owner or occupier of the land, you will have been made aware of any proposed restrictions or exclusions of public access on your land. These directions to exclude or restrict access have now been arranged and details will appear on [Natural England - Open Access maps](#).

During the development stage of our proposals, we made owners and occupiers aware if we planned to propose that Natural England's roll back powers could be used in the future on their sections of coast path. Natural England can use roll back powers to adjust the alignment of the approved route, in circumstances where it has been affected by coastal or other geomorphological processes.

If you would like to check whether roll back could apply to a section of coast, refer to the Proposals Tables in the appropriate proposal report [Coastal access in Cornwall from Penzance to St Mawes: comment on proposals - GOV.UK](#).

Owners and occupiers will have been contacted, if roll back has already taken place on their land.

For further information:

Maps and documentation pertinent to the new path and margin between Penzance and St Mawes	<a href="#">Coastal access in Cornwall: Penzance to St Mawes - GOV.UK</a>
Information and maps about the new path as part of the family of National Trails.	<a href="http://www.nationaltrail.co.uk">www.nationaltrail.co.uk</a>
Queries relating to day-to-day management of the trail	Contact Cornwall Council on 0300 1234 202 or <a href="mailto:countrysideservice@cormacltd.co.uk">countrysideservice@cormacltd.co.uk</a>
Queries or information relating to restrictions or exclusions of coastal access rights over the trail or coastal margin.	<p>Contact Natural England's Open Access Contact Centre on:</p> <ul style="list-style-type: none"><li>➤ 0300 060 2091</li><li>➤ <a href="mailto:open.access@naturalengland.org.uk">open.access@naturalengland.org.uk</a></li></ul> <p>Further information can be found on:</p> <ul style="list-style-type: none"><li>➤ <a href="http://www.gov.uk/guidance/manage-your-land-on-the-england-coast-path">www.gov.uk/guidance/manage-your-land-on-the-england-coast-path</a></li><li>➤ <a href="http://www.gov.uk/guidance/open-access-land-and-the-coastal-margin-how-to-restrict-public-access">www.gov.uk/guidance/open-access-land-and-the-coastal-margin-how-to-restrict-public-access</a></li></ul>
General queries regarding coastal access	<p>Contact the Natural England Enquiries Team on:</p> <ul style="list-style-type: none"><li>➤ 0300 060 3900</li><li>➤ <a href="mailto:enquiries@naturalengland.org.uk">enquiries@naturalengland.org.uk</a></li></ul> <p><a href="http://www.gov.uk/government/collections/england-coast-path-improving-public-access-to-the-coast">www.gov.uk/government/collections/england-coast-path-improving-public-access-to-the-coast</a></p>

Yours sincerely

Hugh Tyler  
King Charles III England Coast Path Higher Officer  
Cornwall, Devon and Isles of Scilly Team



**TOWN AND COUNTRY PLANNING ACT 1971**  
**FOR SUBMISSION TO THE COUNCIL ON 30<sup>th</sup> JUNE 2025**

Applicant	Works, Location, and App. Number	Decision
Mr Dey	Proposed single storey rear extension, enlargement of front dormer window and replace window with bi-fold doors. 2 Tredyson Place, Falmouth. PA25/02254	Approved*
Mr Spencer Smith	Change of use from sui generis (pub) to B2 (general industrial) use. Jacobs Ladder Inn, 1-2 Chapel Terrace, Vernon Place, Falmouth. PA25/01525	Approved
Ms Angela Hatherell	Extension of downstairs bathroom/utility room, addition of upstairs bathroom, replacement of existing flat roof with pitched roof, addition of rooflight and solar panels. 6 Penwerris Terrace, Falmouth. PA25/02086	Approved
Mr and Mrs Hewitt	Proposed loft conversion and front and rear extensions. Trevalsa, 5 Madeira Walk, Falmouth. PA25/02595	Approved
Mr Jeremy Dunn	Submission of details to discharge condition 6 in relation to Decision notice PA23/04353 dated 31.07.2023. Northbrook House, 66 Melvill Road, Falmouth. PA25/02897	S52/S106 and discharge of condition apps
Mr M Fitzgerald	Proposed new window openings and internal alterations 14 Janes Court, Packet Quays, Falmouth. PA25/03089	Approved
Katy Senior	Non material amendment in relation to decision notice PA24/01687 dated 05/07024. Alteration to the size and location of the ASHP and bin store enclosure. Alteration to the hip details on the roof, replace with a leaded hip detail. Confirmation of façade area to be repointed. Chi Aberfala, Tregenver Road, Falmouth, PA25/03380	Approved



# Street Trading

## *REVIEW of* Statement of Practices, Procedures & Policy

Licensing Service  
Public Protection

### Current document status

<b>Version</b>	1.0	<b>Approving body</b>	Cornwall Council
<b>Date</b>	May 2025	<b>Date of formal approval</b>	
<b>Responsible officer</b>	Julie Flower Principal Licensing Practitioner (Policy)	<b>Review date</b>	2025
<b>Location</b>	<a href="https://www.cornwall.gov.uk/business-trading-and-licences/licences-and-street-trading/street-trading-licence/">https://www.cornwall.gov.uk/business-trading-and-licences/licences-and-street-trading/street-trading-licence/</a>		

### Version history

Date	Version	Author/Editor	Comments
21 January 2020	0.9	Julie Flower	Approved by Cornwall Council
May 2025	1.0	Julie Flower	Draft revised policy for consideration by Licensing Act Committee on 5 June 2025 prior to public consultation

### Document retention

<b>Document retention period</b>	6 years.
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## Pre-Application Advice & Application Assistance

*Take the headache out of your licensing applications with our NEW services*

Cornwall Council's Licensing Team offer services to support street trading enquiries and applications.

Our aim is to assist you to ensure you only apply for the licences you need and to help mitigate any problems which may arise during the application process.

### **What service is provided with the PRE-APPLICATION ADVICE?**

- ❖ We will provide advice so that you can determine which licence(s), if any, are required.
- ❖ We will provide advice to ensure you apply for the correct licence tailored to the needs of your business.
- ❖ We will provide advice on supplying the necessary information to accompany an application.

### **What service is provided with the APPLICATION ASSISTANCE?**

- ❖ We will assist you with completion of the application forms.
- ❖ We will assist you with supplying the necessary information to accompany your application.

### **What are the benefits to you?**

- ✓ **Save time:** applications can be delayed due to basic errors - avoid these delays by using our services.
- ✓ **Save money:** we will help ensure the process runs smoothly and we will consult with the relevant authorities as soon as your application is correctly completed.
- ✓ **Give peace of mind:** we will make sure your application is correctly completed, that you only apply for what you need and ensure your licence is fit for purpose.
- ✓ **Secure:** we will ensure your application is electronically submitted.

### **How much does it cost?**

The fixed fees for this quality service include VAT, cover the cost of administration, delivery of the service and are not for profit:-

Pre-Application Advice	£60
Application Assistance	£55

Payment for [business regulatory support services](#) is in addition to any relevant application fee (see page 21 for further information relating to fees).

Cornwall Council's Public Protection Service operate impartially and free from conflicts of interest. Businesses should be aware that it may be possible to obtain the same services as those offered by Cornwall Council Public Protection Service elsewhere. We encourage businesses to make their own investigations with alternative providers as to whether the services are available elsewhere and to obtain the best value for those services. Please note that businesses are not obligated to take up the services offered by Cornwall Council Public Protection Service.

For more information on business regulatory support services provided by Public Protection:- [business regulatory support services](#)

For further information or to take advantage of our Licensing Direct Services, please refer to the information on our website: [Street Trading](#) or contact the Licensing Team:

- Email [licensing@cornwall.gov.uk](mailto:licensing@cornwall.gov.uk)
- Telephone 01872 324210

If you would like this document in another format, please contact:

**Cornwall Council**  
**County Hall**  
**Treyew Road**  
**Truro**  
**TR1 3AY**

Telephone: 0300 1234 100  
 Email: [enquiries@cornwall.gov.uk](mailto:enquiries@cornwall.gov.uk)  
[www.cornwall.gov.uk](http://www.cornwall.gov.uk)

**Please consider the environment. Only print this document if it cannot be sent electronically.**

## **Regulation of Street Trading**

Street trading is regulated under Schedule 4 of the Local Government (Miscellaneous Provisions) Act 1982.

The Act provides that a Local Authority may by resolution designate any street in their area as a prohibited, licence, or consent street.

Cornwall Council's Licensing Authority adopted the legislation on 16 February 2010 and resolved that street trading in Cornwall would be regulated by way of 'consent' or 'prohibited' streets.

The Licensing Authority regulates street trading so that they can decide where to allow street trading and can properly manage the environmental and safety implications for example, obstructions, overcrowding in streets, escape from/access to premises causing public safety issues, nuisances such as smells, noise and litter.

On 1 July 2016, the Licensing Authority designated the whole of Cornwall as a street trading 'consent' area.

~~This policy was reviewed in 2019 and approved by Cornwall Council on 21 January 2020.~~

~~Further reviews will take place~~ *It is intended that this policy is reviewed* at least every 5 years.

## **Definitions**

'Street trading' means the selling or exposing or offering for sale of any article (including a living thing) in a street.

'Street' includes any road, footway, beach or other area to which the public have access without payment and a service area as defined in section 329 of the Highways Act 1980, and also includes any part of a street.

## **Designations**

Following public consultation, Cornwall Council's Licensing Authority has designated the whole of Cornwall, being the area regulated by the Council, as a street trading 'consent' area.

This means all street trading in Cornwall requires the Licensing Authority's consent apart from the legal and policy exemptions shown below.

## **Exemptions**

Some types of trading are legally exempt from the need to obtain a Street Trading Consent, although other permissions may still be required.

**Legal Exemptions** include:-

**Pedlars**, who operate under, *and within the definition of* the Pedlars Act 1871 and obtain a Pedlars Certificate from the Police, if required. *(NB Pedlars who sell food for immediate consumption are not required to obtain a Pedlars Certificate).*

Pedlars are people who sell from place to place and cannot sell from a fixed pitch; they must move around and not wait for customers to come to them, they cannot stand in any one place for a considerable time, nor can they exhort those passing to buy their goods. Pedlars can carry their goods and can use a wheeled trolley to transport them.

**Charter Markets/fairs** which are established by virtue of a grant, enactment or order – further information is available from the Licensing Service.

**News vendors**/selling periodicals e.g. Big Issue - selling or offering for sale newspapers or periodicals either with or without a stall does not require a consent, however if the stall stands on the carriageway of a street, it must be less than 1 metre in length and width, less than 2 metres high and occupy less than 0.25 square metres of ground. Stalls larger than this may require consent.

The use for **trading under the Highways Act 1980** of an object or structure placed on, in or over a highway. ~~(pavement cafes etc.)~~ *However, a Pavement Licence under the Business and Planning Act 2020 may be required – please refer to [Pavement licensing - Cornwall Council](#)*

**Trunk road picnic areas**<sup>1</sup> - the operation of facilities for recreation or refreshment under the Highways Act 1980.

**Petrol Filling Stations or Shops** - where trading is carried out, e.g. on a forecourt adjoining such premises, so used as part of the business of the shop (and not by a third party), Street Trading Consent is not required from the Licensing Authority. However, any trading on the highway must not take place unless you have permission from the Highway Authority, e.g. ~~Tables and Chairs Consent.~~ *or the Licensing Authority in respect of Pavement Licensing.*

**Roundsman** - Selling, offering or exposing for sale things as a roundsman does not require a consent. A roundsman has been defined as one who visits a 'round' of customers taking and delivering the orders of those customers.

**Charity stalls** - Street Trading Consent is not required, but the charity will require a 'Street Collection Permit' authorised by Regulations made under the Police, Factories etc. (Miscellaneous Provisions) Act 1916.

<sup>1</sup> Although trading on trunk road picnic areas is exempt from requiring Street Trading Consent, the trader must still have permission from [National Highways](#)

## Legal Exemptions continued:-

**Service Providers**, e.g. hair-braiding<sup>2</sup>, face painting and henna tattoos, etc. The Act which governs street trading relates to the selling of articles and as such, it is the Licensing Authority's view, that people who provide a service e.g. hair-braiders, are not considered to be trading for the purposes of the legislation. However, if quantities of accessories used in hair braiding are also offered for sale, then this may be street trading and may require consent.

Persons providing services in the street should seek permission from the landowner and should take care not to cause any nuisance or obstruction as this could result in the Police or another authority taking action.

## Policy Exemptions

In addition to the legal exemptions, the Licensing Authority has determined that the following are also **exempt**<sup>3</sup> from requiring a Street Trading Consent:-

- Trading at fetes, carnivals or similar community based organised and operated events (subject to permission of event organiser).
- Trading at approved markets/events (e.g. approved by Cornwall Council, Town or Parish Council) with permission of market/event organiser. The Licensing Service must be satisfied that the market/event has been appropriately approved and evidence of approval may be required to be produced.
- Car boot sales on private property.
- Goods from working farms sold within the curtilage of the farm where they were produced.
- Sales of articles by residential occupiers within the curtilage of their properties or adjacent or adjoining land contiguous with it, e.g. honesty boxes, occasional garage sales etc. *(This exemption does not apply to those operating a business of selling articles outside their property.)*

*Please note, although the above are exempt from requiring a Street Trading Consent, other permissions may be required such as Planning and Business Rates may be payable.*

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<sup>2</sup> Hair-braiding is regulated in St Ives only by way of a [Public Space Protection Order](#) – contact St Ives Town Council for further information. [Contact Us - St Ives Town Council](#)

<sup>3</sup> Please note, although the Licensing Authority has specified exemptions in this Policy, any concerns identified, e.g. in relation to public safety or any other matter, may be subject to further consideration by the appropriate Committee, to make the final decision as to whether the exemption applies.  
In addition, although an exemption may apply, traders may still require permission from Cornwall Council or other relevant landowner(s) and/or event organiser(s) and pay a fee if required.

**Policy Exemptions** continued: -

- Buskers<sup>4</sup> who sell recordings of their own musical performances, which is ancillary to providing street entertainment.
- Trading on beaches (subject to *however*, permission *must be obtained* from the beach owner; email [beachmanagement@cormacltd.co.uk](mailto:beachmanagement@cormacltd.co.uk) for more information on Cornwall Council owned beaches).
- Trading on Cornwall Council owned Public Open Spaces/ Pop-up sites<sup>5</sup>, Car Parks, and Harbours (subject to *however*, permission *must be obtained* from relevant service within Cornwall Council).
- Privately owned land<sup>6</sup> which is more than 5 metres from the public highway<sup>7</sup>. (subject to *however*, permission *must be obtained* from the private landowner).
- Trading in residential areas/housing estates in a way that involves moving around (less than 20 minutes in each location) and not trading from a fixed pitch (e.g. ice-cream vans and hot food vendors). *However, this exemption may not apply if trading within a 400 metre radius from the premises boundary of a school, college or other place where children and young people congregate. These "other" places may include youth centres and parks for example and will be determined on a case-by-case basis, with advice sought from the Public Health Team if required.*

NB If not covered by one of the exemptions above, trading on privately owned land where the public has free access and which is less than 5 metres from designated streets, e.g. forecourts or other areas adjacent to designated streets, is **not** exempt and requires Street Trading Consent. This is to control a loophole for potential street traders to trade from privately owned areas immediately adjacent to regulated streets.

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<sup>4</sup> Buskers should comply with the Council's Street Performers Guide at the following link: [Street Performers - Cornwall Council](#)

<sup>5</sup> As an alternative to Street Trading Consent on the highway, there may be opportunities to trade on Council-owned land at one of the Council's Pop-Up Sites; more information available at [Pop up sites - Cornwall Council](#) or email [popupsites@cornwall.gov.uk](mailto:popupsites@cornwall.gov.uk)

<sup>6</sup> Privately owned land does not include land owned by a Local Authority (i.e. Cornwall Council or Town/Parish Councils). Therefore, trading on Town/Parish Council owned land requires Street Trading Consent from Cornwall Council's Licensing Authority as well as permission from the relevant Town or Parish Council.

<sup>7</sup> Public highway is the area over which the public has free access to pass. This includes, but is not limited to surfaced roads, surfaced footways, cycle-ways, verges, *pavements*, footpaths, *lay-bys*, bridleways and byways (exact limits of highway can be clarified through Land Searches).

## Single-use/non-recyclable plastic

### Waste and Environment

Cornwall Council has declared a climate emergency and is committed to reducing carbon emissions to net zero by 2030 *an ambitious target of achieving carbon neutrality by 2030.*

Waste and recycling are a major concern, with single use plastics creating unnecessary waste with negative impacts on our communities.

Cornwall Council encourages a culture that supports the environment by reducing waste and utilising reusable and recyclable products.

~~Traders are therefore strongly encouraged to move away from using single-use/non-recyclable plastic.~~

*The Council supports the Government restrictions on single use plastics, and traders must NOT supply single-use plastic, such as cutlery and plates, or food and drink in polystyrene containers. For more information, refer to guidance: [Single-use plastics bans and restrictions - GOV.UK](#)*

It is a condition of all Street Trading Consents that street traders will be required to provide evidence of collection and recycling of their plastic products.

*In relation to business waste, please refer to [Right Waste Right Place](#).*

*Cornwall Council offer a commercial waste service <https://www.cornwall.gov.uk/rubbish-recycling-and-waste/value-for-money-commercial-waste-service-in-cornwall/> although traders are under no obligation to use this particular service, as other licensed Waste Carriers are available.*

*It is a condition of all Street Trading Consents that street traders will be required to provide evidence of their commercial waste collection.*

~~In addition, it has been resolved that the Licensing Act Committee will phase out single use and non-recyclable plastics by January 2022. Therefore, the following additional condition has been added to all Street Trading Consents:–~~

**~~“Single use and non-recyclable plastics must not be used by traders.”~~**

~~Failure to comply with this requirement will be regarded as a breach of the conditions under which the Street Trading Consent is granted and may result in appropriate compliance action being taken.~~

## **Health and Food Retailers**

*Cornwall Council supports [Cornwall and Isles of Scilly Healthier Weight Strategy 2025 to 2035](#) which has been adopted to enable all residents to achieve and maintain a healthier weight. Being overweight or obese is associated with reduced life expectancy, a range of chronic diseases, negative mental health impacts, stigma and abuse. One of the biggest influences on our weight is the environment around us – this includes the availability of unhealthy food.*

Local authorities have a duty to improve the health of the population including supporting people to eat healthily to prevent serious conditions such as diabetes and heart disease. Cornwall Council expects local traders to support its commitments.

*Street traders selling food are encouraged to provide:-*

- *locally sourced food where possible, as this cuts down on carbon emissions from transport and supports local jobs.*
- *vegetarian and vegan options, as these have lower carbon emissions and are part of a healthier diet.*
- *smaller portion options to reduce calories, carbon emissions and food waste.*
- *free drinking water refills, as water is a healthy option, and also reduces plastic waste.*
- *a small discount to encourage customers to bring their own hot drinks cups.*

All food businesses must be registered with the Council and have a food safety management system in place. If intending to sell food, traders should seek advice from a Food Safety Officer in the Council's Public Protection Team. Further information is available at [Food safety - Cornwall Council](#), [Food registration and approval - Cornwall Council](#)

## **Mobile Bars / Alcohol Licensing / Late Night Refreshment**

Traders should also be aware that there is a requirement to obtain a Premises Licence or a Temporary Event Notice under the Licensing Act 2003 if selling alcohol or providing late night refreshment: [Premises licence - Cornwall Council](#), [Temporary Event Notice - Cornwall Council](#)

## **Motor Vehicles for sale on highway**

Vehicles for sale on the roadside and grass verges can cause significant nuisance to local residents and take up valuable car parking spaces. Furthermore, these vehicles can often be a road safety hazard causing a distraction to motorists.

Exposing vehicles for sale on a road is therefore regulated under the Clean Neighbourhoods and Environment Act 2005, and a person exposing or advertising for sale, two or more motor vehicles, parked within 500 metres of each other on a road, is committing an offence.

A 'road' is defined as any length of highway or road to which the public has access and is not restricted to public rights of way. It includes the carriageway, footpath and the verge of the highway.

A person guilty of this offence may be issued a Fixed Penalty Notice or subject to a fine of up to £2,500. The offence is targeted at businesses, and any private individual who has two or more vehicles for sale on a road must be able to demonstrate they are not acting in a business capacity.

Vehicles exposed or advertised for sale, which are not regulated by the Clean Neighbourhoods and Environment Act 2005, are therefore controlled through this Street Trading policy. This applies to individuals and businesses; the only exemption is residential occupiers who sell their own private vehicle within the curtilage of their own residential property or adjoining land (provided there is no road safety hazard).

## **Application Procedure**

Applicants must be aged 17 years or over and provide proof of evidence of right to work in the UK as part of their application. *Please refer to* the list of [acceptable documents](#) to prove right to work.~~is available from the Licensing Office.~~

*In order to assess suitability of individuals, applicants are also required to provide a Disclosure & Barring Service (DBS) basic disclosure each year as part of the application process. The DBS must be less than 3 months old at the time of application.*

*A basic DBS check obtained via [GOV.UK](#) or a basic DBS check obtained through a [Responsible Organisation](#) is acceptable- the DBS has a [list of companies](#) who are Responsible Organisations on the [GOV.UK](#) webpage.*

*Applicants with current unspent convictions will be subject to further scrutiny and may be referred to the Street Trading Sub-Committee for determining suitability to be issued a Consent.*

Application forms are available ~~from the Licensing Team on request or~~ on the Council's website:- [Street trading licence - Cornwall Council](#)

The Licensing Team also offer services to support street trading enquiries and applications through Licensing Direct Services, see link:- [Licensing Direct \(Street Trading\) flyer](#) which include Pre-Application Advice and/or Application Assistance. Our aim is to assist you to ensure you only apply for the licences you need and to help mitigate any problems which may arise during the application process.

The application process may take up to 8 weeks, as for each application received, the Licensing Team may consult with the Police, appropriate Town/Parish Council<sup>8</sup>, Cornwall Councillor(s), Chamber of Commerce, local Business Improvement District (BID), relevant services within Cornwall Council such as Highways<sup>9</sup>, Planning, Licensing Compliance, Trading Standards, Environmental Health (Environmental Protection, Health & Safety and Food Safety), Fire & Rescue Service, Public Health, Harbour Authority, Environment Service, Parking Services, Street Works and any other relevant person/body.

Tacit consent (*i.e. automatic grant*) does not apply, as it is in the public interest that applications are processed before they can be granted.

When considering applications, the Council will have regard to any comments that have been received as part of the consultation process and will also take into account street trading and other relevant legislation, this Policy and the Conditions.

Applicants should be aware that some details of their application are publicly available, including applicant's full name, trading name and proposed trading details.

*Please refer to the Council's Street Trading Consent [Privacy Notice](#)*

Applicants who are granted Consent will be advised and once exact trading dates and appropriate fees are agreed, a Street Trading Consent will be issued.

*Although a Consent may be granted, please note this may not provide exclusive rights to use the trading location, and there is no guarantee that trading can take place at all times, e.g. there could be occasions where Cormac/utilities are carrying out works, or the road is temporarily closed etc or vehicles are legally parked in a trading location.*

## **Objections**

Should valid objections be received, applicants will be notified, and applications may be referred to a Hearing of the Council's Street Trading Sub-Committee for them to make a decision on the application. All parties will be invited to attend. Alternatively, if all parties reach an agreement and also agree that a full Hearing can be dispensed with, the matter may be dealt with by a Hearing by Documentation procedure without the need to attend a Hearing.

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<sup>8</sup> If intending to trade on Town or Parish Council owned land, permission must be given by the Town or Parish Council prior to a Street Trading Consent being granted by Cornwall Council.

<sup>9</sup> National Highways are consulted on trading on the A30 and A38 trunk road laybys.

## Refusals

The European Union Services Directive 2006/123/EC (EUSD) was intended to make it easier for street traders to set up anywhere in the European Union.

In order to comply with the EUSD any prohibition on street trading authorisation must be justified by an *“overriding reason relating to the public interest”* (ORRPI).

Examples of ORRPI are public policy, public security, public safety, public health, protection of consumers, recipients of services and workers, combating fraud and the protection of the environment and the urban environment.

The refusal of a Street Trading Consent on the grounds that there are already enough traders in the street, trading from other shops, or that there are other traders selling similar products, is not compatible with the EUSD and ~~should no longer~~ *cannot* be used as a *lawful* ground for refusal.

Applicants should be aware that applications may be refused, without the requirement for a Hearing, if the granting of a Street Trading Consent would constitute an offence under the Highways Act.

Other examples of grounds for refusal include:-

- Road safety concerns (e.g. consideration should be given to the length of laybys, access for vehicles pulling in and out).
- Not enough space in the street you wish to trade in, without causing interference or inconvenience to other street users.
- Applicant previously failed to comply with conditions on a Street Trading Consent.
- The Consent, if granted, will result in nuisance to members of the public, residents and local businesses due to the likely noise, smell, litter, disturbance or other problems which will be caused by granting the consent, particularly in residential areas or areas of specific interest/ outstanding natural beauty.

Applicants who are refused Consent will be given a formal notice of refusal, giving reasons for the decision. There is no right of appeal, but the decision can be challenged by way of a Judicial Review to the High Court.

## Conditions

Standard conditions are attached to this policy for information, at Appendix 1.

The Council can allow exemptions from the standard conditions within this policy where they deem it appropriate in the circumstances. Each application is considered on its own merits and the Council can depart from the policy where appropriate to do so.

*Any departure from the policy or conditions will be referred to a Street Trading Sub-Committee Hearing. However, if all parties agree, this can be dealt with by way of a Hearing by documentation.*

The Council may also attach such additional conditions as they consider reasonably necessary, including conditions to prevent any obstruction of the street or danger to persons using it, or any nuisance or annoyance to any person. The conditions may also stipulate what traders may sell, exactly where and when they may sell and the fee they must pay. *Additional conditions can be imposed by officers under delegated authority if all parties agree. However, if an agreement has not been reached, a Hearing of the Street Trading Sub-Committee will be required.*

Street trading is controlled to avoid obstruction and protect public safety, for example overcrowding in streets affecting escape from and access to premises. It also prevents noise, smells and nuisance and ensures any litter from street trading is removed from the site.

A consent holder is responsible for ensuring conditions are strictly complied with at all times and may be held liable under the appropriate legislation.

Any contravention of conditions may lead to revocation or non-renewal of the Street Trading Consent and/or prosecution.

In addition, an individual trader working under the benefit of a consent holder's Street Trading Consent may be individually liable under the appropriate legislation.

A Street Trading Consent can be revoked at any time.

## **Renewals**

Street Trading Consents will be issued for a maximum period of 12 months or up to the end of the current year. Shorter term Consents may also be issued on a daily, weekly or monthly basis.

Subject to no substantiated complaints being received regarding the manner in which traders conduct their business, priority will be given to existing traders renewing Street Trading Consents.

Street Trading Consents are renewable annually before 31 December for the following year. It is recommended that traders submit their renewal applications by 31 October each year, to avoid any risk of losing their pitch to other applicants.

## **Reviews**

The Council may review a Street Trading Consent if there are concerns or complaints after a Street Trading Consent has been granted. Consent holders will be notified and there may be a referral to a Hearing of the Council's Street Trading Sub-Committee for them to review the Consent. The Committee may take no action, or they may issue a warning, vary the consent, amend conditions or revoke the Consent.

## **Fees & Charges**

The licence 'Application Fee' must be received before an application can be processed.

~~Payment should be made by debit or credit card.~~

*Once an application has been validated, the Licensing Officer will contact the applicant to make payment via debit or credit card using the Council's online secure payment link.*

Please note, if an application is formally refused (by officers under delegated authority, or the Street Trading Sub-Committee) the application fee will be refunded.

If the application is approved, additional 'Trading Fees' are payable depending on the number of days and months trading takes place. The Licensing Authority may agree that trading fees are paid by instalments, and if so, these must be paid in advance of trading and at least before the month of trading. Failure to do so may incur an additional fee *and/or revocation of the Street Trading Consent by Officers under delegated authority.*

For more information, including the schedule of fees, please refer to Appendix 2 (page 21) of this document.

## **Compliance**

It is an offence to trade in a designated 'Consent' street without having first obtained Consent, to breach certain conditions attached to a Consent or to make a false statement. Any person found guilty of these offences can be fined for each offence (level 3 on the standard scale).

The Council complies with the Regulators' Code<sup>10</sup>. In addition, the Enforcement Policy<sup>11</sup> for Public Protection sets out a range of actions that are available where offences are found or where street trading conditions have been contravened. A balanced and transparent approach will be taken, and each case will be judged on its own merits.

The Licensing Authority will share information with other agencies in relation to compliance and risk and will seek to work with the Police, Town/Parish Councils and other agencies in enforcing the licensing legislation.

~~In order to assist, an on-line complaint form is available on~~ *Please refer to* the Council's website *for more information:* [Licensing compliance - Cornwall Council](#) or email [licensingcompliance@cornwall.gov.uk](mailto:licensingcompliance@cornwall.gov.uk) to report any concerns ~~to Licensing Compliance.~~

<sup>10</sup> More information on the Regulator's Code is at <https://www.gov.uk/government/publications/regulators-code>

<sup>11</sup> The Enforcement Policy can be obtained from the Licensing Compliance Team (telephone 0300 1234 212)

## **Data Protection / UK General Data Protection Regulation (UK GDPR)**

All data sharing is in accordance with the Data Protection Act and UK GDPR – please refer to our [Privacy Notice](#) on the Council's website or from the Licensing Team on request.

## **Further Information**

Information and details of how to apply for Street Trading Consent are available on the Council's website:-

[Street trading licence - Cornwall Council](#)

Cornwall Council's Licensing Direct services:-

[Licensing Direct \(Street Trading\) flyer](#)

Cornwall Council's Interactive mapping:-

[Interactive Mapping](#)

Cornwall Council's Business Regulatory Support Service:-

[Business support and advice - Cornwall Council](#)

Local Government (Miscellaneous Provisions Act 1982 – Schedule 4:-

[Local Government \(Miscellaneous Provisions\) Act 1982 \(legislation.gov.uk\)](#)

European Union Services Directive:-

[L\\_2006376EN.01003601.xml \(europa.eu\)](#)

Licensing Act 2003 – alcohol and late night refreshment information:-

[Licensing Act 2003 - Cornwall Council](#)

Food Registration:-

[Food registration and approval - Cornwall Council](#)

[Food safety - Cornwall Council](#)

[Chief Planning Officer's Advice Note: Hot food takeaway premises.](#)

[Cornwall and Isles of Scilly Healthier Weight Strategy 2025 to 2035](#)

Health matters: obesity and the food environment:-

[Health matters: obesity and the food environment - GOV.UK \(www.gov.uk\)](#)

Healthy Eating:-

[Home - Healthy Cornwall](#)

Roads, Highways and Pavements:-

[Roads, Highways and Pavements - Cornwall Council](#)

Clean Neighbourhoods and Environment Act 2005 – Offence of exposing vehicles for sale on a road:-

[Clean Neighbourhoods and Environment Act 2005 \(legislation.gov.uk\)](#)

Cornwall Council Public Open Spaces – Pop-up Sites:-

[Pop up sites - Cornwall Council](#)

National Highways:-

[National Highways - Highways England](#)

Licensing link to check which other licences or authorisations may be required, depending on the activities being provided:-

[Check to see what licences you may need - Cornwall Council](#)

## **Disclaimer**

The content of this document is provided as a statement of practices, procedures and policies in relation to street trading in Cornwall. It is not a full and authoritative statement of the law and is not issued as legal advice or intended to provide legal advice. The purpose of the document is to provide useful information in relation to the licensing of street trading in Cornwall. You should obtain your own independent legal advice where appropriate.

## Street Trading Consent Conditions

## Appendix 1

1. This Consent shall not be assigned, transferred or sub-let to any other person, firm or organisation.
2. Any employee of the Consent holder should have written authorisation of the Consent holder confirming his employment status, which should be produced on demand to an authorised officer of Cornwall Council or a Police Officer.
3. A copy of this Consent must be displayed on the stall/vehicle (N.B. the Consent holder's home address can be blanked out if required on the display copy).
4. \*Any motor vehicle from which trading is permitted to take place shall be in a roadworthy condition and shall at all times be taxed, tested and insured, and a driver holding a full driving licence for the class of vehicle being used must be available within a reasonable period in the event that the vehicle is required to be moved (\*if applicable)
5. Upon application the full details of any stall/vehicle shall be provided by the applicant to the Licensing Authority. Any change in the said stall/vehicle during the said licensing period shall be notified to the Licensing Authority in writing prior to any change in stall/vehicle being made.
6. The Consent holder shall not contravene any Order made under the Road Traffic Regulations Act or the Town & Country Planning Acts and shall also comply with the provisions of the Highways Acts and any other relevant legislation.
7. \*The Consent holder must comply with all relevant food hygiene legislation (\*if applicable).
8. It is the responsibility of each individual street trader to ensure that all waste is disposed of in appropriate manner; i.e. liquid, oil, fat & food waste must not be disposed of in the street or into a public drain (storm or foul).
9. Where there is the need for power for the stall/vehicle they are operating and there is no alternative to supply power, other than a generator, then permission must **have been obtained** ~~be sought~~ from Cornwall Council's Public Protection Team prior to the use of any such generator with the make, model and technical specifications being agreed by the Cornwall Council's Public Protection Team.
10. Prior to any mobile food business commencing operation the food operator should agree the proposed location and type of food and beverage with Cornwall Council's Public Protection Team.
11. The Consent Holder must stop music/noise making equipment or reduce volume to a specified level when requested to do so by an authorised Cornwall Council Officer.
12. The Consent holder must possess for the purposes of trading, sufficient public liability insurance cover and produce it to an authorised Officer of Cornwall Council or a Police Officer, upon request. The minimum sum insured must be £10,000,000.

**13.** The Consent holder must keep any stall/vehicle from which trading takes place together with the immediate vicinity of the stall/vehicle, in a clean and tidy condition and where required, the consent holder must provide sufficient litter bin(s) for use by customers.

*The consent holder will be responsible for cleaning/litter picking the area in the vicinity of the stall/vehicle, and on request by the Authority or its Street Cleansing Contractor, with appropriate notice, the stall/vehicle of other items associated with the consent will be moved/removed from their position to allow for street cleaning operations in the area they occupy.*

**14.** The Consent holder must provide (i) evidence of collection and recycling of their plastic products, and (ii) evidence of general waste being collected commercially.

**15.** ~~From January 2022,~~ Single use and non-recyclable plastics must not be used by traders.

**16.** Advertisements must not cause any danger, obstruction, nuisance or offence to customers or persons in the vicinity of the consent holder's stall/vehicle.

**17.** This Street Trading Consent does not give any permission to any person or body to place posters, signs or any other advertising material within highway limits, or on street lighting columns, traffic signs and other street furniture. Street traders are advised that any material should not be sited or displayed in a manner which obscures any highway sign or creates a safety risk, hazard or obstruction to the use of the highway. Any material erected in contravention of these requirements is liable to be removed by the Highway Authority.

**18.** Any stall/vehicle used for the purposes of street trading shall not remain on site outside the hours stated on the Consent.

**19.** The Consent holder shall not cause any obstruction to persons using the public highway or wishing to enter the site upon which they are trading.

**20.** The Consent holder shall not cause any obstruction or nuisance to persons using private or business premises.

**21.** The Consent holder shall only use one mobile stall/vehicle for the purposes of street trading on each site, which must not exceed the size agreed in writing by the Licensing Authority.

**22.** The Consent holder shall supply a copy of these street trading conditions to every person engaged in street trading on their behalf. For the avoidance of doubt, these street trading conditions will apply to a person engaged in street trading on behalf of the Consent holder to the same extent as they apply to the Consent holder.

**23.** The Consent holder and any other persons engaged in street trading shall at all times offer full co-operation to an authorised officer of the Council in their task of ensuring compliance with the above conditions.

**24.** *The Consent holder must inform the Council within 7 days of any change of name, address or contact details.*

**25.** *The Consent holder must notify the Council of any conviction, caution, or if charged with any offence, or if an allegation is made against them, within 7 days of the date of the allegation, charge, conviction etc.*

*Failure to comply with this condition may result in the Consent being reviewed and/or not renewed.*

# Street Trading Fees (1 April 2025 – 31 March 2026)

## Appendix 2

Licensing Direct Services	
<b>Pre-Application Advice</b>	<b>£60</b> (including VAT)
<b>Application Assistance</b>	<b>£55</b> (including VAT)

Application Fees		
<b>New</b>	<b>£230</b>	If applying for more than one location for the same unit/stall/vehicle, additional <b>£65</b> payable for each location being applied for.
<b>Renewal</b>	<b>£135</b>	If applying for more than one location for the same unit/stall/vehicle, additional <b>£65</b> payable for each location being applied for.
<b>Variation</b>	<b>£135</b>	If applying for more than one location for the same unit/stall/vehicle, additional <b>£65</b> payable for each location being applied for.

Trading Fees	
Additional fee payable if application approved, calculated on how many days of the week trading takes place and the number of calendar months, as follows:-	
Occasional	<b>£8</b> per day
<b>1</b> day a week	<b>£65</b> per month
<b>2</b> days a week	<b>£75</b> per month
<b>3</b> days a week	<b>£90</b> per month
<b>4</b> days a week	<b>£110</b> per month
<b>5</b> days a week	<b>£120</b> per month
<b>6</b> days a week	<b>£135</b> per month
<b>7</b> days a week	<b>£150</b> per month
<p>5% discount given on trading fees for 9+ months trading of the total monthly fee payable.            10% discount given on trading fees for 12 months trading of the total monthly fee payable.            Please note discounts do not apply if paying by instalments.            Please also note, if paying by instalments, and payment is overdue by more than 28 days, an additional <b>£15</b> is payable to cover administrative costs.            NB Additional charge of £8 per day to trade prior to the start of the 1<sup>st</sup> whole trading month.</p>	
Online payment link for all street trading fees: <a href="https://secure.cornwall.gov.uk/form/auto/licen_street_trading">https://secure.cornwall.gov.uk/form/auto/licen_street_trading</a>	

## Licensing Act 2003 – Premises Licence

**Kona Falmouth Ltd  
Kona  
Kona  
Maritime House  
Discovery Quay  
Falmouth  
Cornwall  
TR11 3XA**

## Description of premises

Hawaiian themed bar/restaurant

Live Music (E)  
Recorded Music (F)  
Late Night Refreshment (L)  
Supply of Alcohol (M)

### **Live Music (E) (indoors and outdoors)**

- [ 12:00 - 23:00 ]

### **Non Standard Timings:**

N/A

### **Seasonal Details:**

Outside only likely to happen in the summer months

### **Further Details:**

If Outdoors, no later than 22:00 to avoid disturbance to residential neighbours

### **Recorded Music (F) (indoors and outdoors)**

- [ 12:00 - 01:00 ] • [ 12:00 - 23:00 ] • [ 12:00 - 00:00 ]

### **Non Standard Timings:**

New Year's Eve until 02:00

**Seasonal Details:**

N/A

**Further Details:**

No recorded music outside after 22:00

**Late Night Refreshment (L)** (indoors only)

- [ 23:00 - 23:00 ]

**Non Standard Timings:**

New Year's Eve 23:00 - 01:30

**Seasonal Details:**

N/A

**Further Details:**

N/A

**Supply of Alcohol (M)**

- [ 08:00 - 00:00 ] • [ 08:00 - 23:00 ] • [ 08:00 - 00:00 ]

**Non Standard Timings:**

New Year's Eve until 02:00

**Seasonal Details:**

N/A

**The opening hours of the premises**

Friday - Saturday	08:00 - 01:30
Sunday	08:00 - 23:00
Mon - Thursday	08:00 - 00:30

**Where the licence authorises supplies of alcohol**

The sale and/or supply of alcohol is not authorised by this licence

**Name and postal address (or registered address if a company) and telephone number of**

**holder of premises licence**

Kona Falmouth Ltd

**Registered number of holder, for example company/charity number (if applicable)**

Company Registration Number

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Thomas Rubensson

**Annex 2 – Conditions consistent with the operating schedule****General – all four licensing objectives**

Ensure all staff are trained in the responsible service of alcohol.  
Keep up to date with the latest pubwatch information and attend meetings

**Prevention of crime and disorder**

Adequate external lighting & CCTV at all times.  
We employ security on Friday and Saturday evenings.

**Public safety**

Health & safety risk assessments shall be taken and monitored.  
Adequate escape routes and lighting in place, regular placement of fire extinguishers.

**Prevention of public nuisance**

A sign will be displayed at the premises asking customers leaving the premises to leave quietly.  
The outside seating area will not be used by customers after 10pm.  
Any alcohol sold for consumption off the premises shall be supplied in a sealed container.

### **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.

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 is not permitted.

### **Adult Entertainment**

N/A

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

### **Annex 4 – Plans**

**See attached Licensing Approved Plan.**

**Postal address of premises, or if none, ordnance survey map reference, or description**

**Harry's Taqueria  
Penny's  
22 Killigrew Street  
Falmouth  
Cornwall  
TR11 3PN**

Telephone

:

**Where the licence is time limited the dates**

Not applicable

**Description of premises**

Harry's Taqueria is a Mexican restaurant offering fresh local seafood and land food all wrapped up Mexican style. We are a restaurant first serving alcohol as a complement to the food. We also will be hosting DJ's and live music periodically to offer a place for musicians to perform and allowing us to enter the fabulous music scene in Falmouth.

**Licensable activities authorised by the licence**

Live Music (E)  
Recorded Music (F)  
Supply of Alcohol (M)

**The times the licence authorises the carrying out of licensable activities**

**Live Music (E) (indoors only)**

- [ 10:00 - 00:00 ]

**Further Details:**

We will occasionally host DJ's and Bands during permitted hours.

**Recorded Music (F) (indoors only)**

- [ 10:00 - 01:00 ]

**Further Details:**

Background music

**Supply of Alcohol (M)**

- [ 10:00 - 01:00 ]

**The opening hours of the premises**

Mon - Sun

10:00 - 01:00

**Where the licence authorises supplies of alcohol**

The sale and/or supply of alcohol is not authorised by this licence

**Name and postal address (or registered address if a company) and telephone number of holder of premises licence**

Upekkha Limited

**Registered number of holder, for example company/charity number (if applicable)**

Company Registration Number

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Felicia Sheingold	
Home tel. no.	Mobile no.

Annex 2 – Conditions consistent with the operating schedule
<p><b>General – all four licensing objectives</b></p> <p>We are a restaurant that also offers live music and DJ events. Alcohol is available to customers with or without food, but our premises are managed responsibly at all times. We are committed to upholding the four licensing objectives by preventing crime and disorder through trained staff and appropriate supervision, ensuring public safety with maintained fire safety measures, minimising public nuisance through volume control and curfews for entertainment, and protecting children from harm by enforcing a strict Challenge 25 policy. We do not specifically market to families or children</p> <p><b>Prevention of crime and disorder</b></p> <p>We will operate as a food-led venue with a focus on seated dining. Staff will be trained to monitor guest behaviour and we will liaise with local authorities when necessary.</p> <p><b>Public safety</b></p> <p>A fire risk assessment is in place and regularly reviewed. Firefighting equipment is installed and maintained and the exit is unobstructed.</p> <p><b>Prevention of public nuisance</b></p> <p>Noise will be managed carefully during live music and DJ events with volume controls and curfews. Outdoor areas will be monitored, and signage will remind guests to respect neighbours when leaving.</p> <p><b>The protection of children from harm</b></p>

As a restaurant, we do not specifically market to families or children. Staff will operate a strict "Challenge 25" policy to prevent underage sales of alcohol.

**Adult Entertainment**

NONE

**Annex 3 – Conditions attached after a hearing by the licensing authority**

**Annex 4 – Plans**

**See attached Licensing Approved Plan.**