

Wednesday, 17 April 2024

LICENSING SUB-COMMITTEE

A meeting of **Licensing Sub-Committee** will be held on

Thursday, 25 April 2024

commencing at **9.30 am**

The meeting will be held in the Banking Hall, Castle Circus entrance on the left corner of the Town Hall, Castle Circus, Torquay, TQ1 3DR

Members of the Committee

Councillor Johns

Councillor Barbara Lewis

Councillor Virdee

A Healthy, Happy and Prosperous Torbay

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, Town Hall, Castle Circus, Torquay, TQ1 3DR

Email: governance.support@torbay.gov.uk - www.torbay.gov.uk

LICENSING SUB-COMMITTEE AGENDA

1. **Election of Chairman/woman**
To elect a Chairman/woman for the meeting.
2. **Apologies**
To receive apologies for absence, including notifications of any changes to the membership of the Sub-Committee.
3. **Declarations of interests**
 - (a) To receive declarations of non pecuniary interests in respect of items on this agenda
For reference: Having declared their non pecuniary interest members may remain in the meeting and speak and, vote on the matter in question. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.
 - (b) To receive declarations of disclosable pecuniary interests in respect of items on this agenda
For reference: Where a Member has a disclosable pecuniary interest he/she must leave the meeting during consideration of the item. However, the Member may remain in the meeting to make representations, answer questions or give evidence if the public have a right to do so, but having done so the Member must then immediately leave the meeting, may not vote and must not improperly seek to influence the outcome of the matter. A completed disclosure of interests form should be returned to the Clerk before the conclusion of the meeting.

(**Please Note:** If Members and Officers wish to seek advice on any potential interests they may have, they should contact Governance Support or Legal Services prior to the meeting.)
4. **Urgent items**
To consider any other items that the Chairman decides are urgent.
5. **Geo Park Café, Esplanade, Paignton, TQ4 6ED**
To determine an application for a Premises Licence in respect of Geo Park Café, Esplanade, Paignton, TQ4 6ED.

(Pages 3 - 25)

TORBAY COUNCIL

Briefing Report No:

Public Agenda Item: **Yes**

Title: Licensing Act 2003 – An application for a Premises Licence in respect of Geo Park Café, Esplanade, Paignton, TQ4 6ED

Wards Affected: **Roundham with Hyde**

To: **Licensing Sub Committee**

25 April 2024

Contact Officer: **Carrie Cottell**

☎ Telephone: **01803 208025**

✉ Email: **licensing@torbay.gov.uk**

1. Key points and Summary

- 1.1 To consider and determine an application for a new Premises Licence, in respect of the Premise detailed above.
- 1.2 The application relates to all the Corporate Priorities within the Community Plan.
- 1.3 The matters raised relate to the Licensing Objectives the “Prevention of Crime and Disorder”, “Public Safety”, the “Prevention of Public Nuisance” and the “Protection of Children from Harm”.
- 1.4 The matter must be considered on its merits, having received details of the issues arising either at a hearing or by written Representation. A decision must be made, having considered the Representations, either:-
 - (a) to grant the licence subject to
 - (i) such conditions as are consistent with the submitted operating Schedule modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
 - (ii) any condition which must under Section 19, 20 or 21 be included in the licence;

(Such conditions may differ in respect of different parts of the Premises and/or different activities).
 - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - (c) to refuse to specify a person in the licence as the Premises Supervisor;
 - (d) to reject the application.

forward thinking, people orientated, adaptable - always with integrity.

- 1.5 Reasons for the decision must be given for inclusion in the appropriate Notices required to be served on the Applicant, Responsible Authorities and all Interested Parties, following the determination of the matter.

2. Application

- 2.1 An application has been made under Section 17 of the Act for a Premises Licence to permit licensable activities at the Premise detailed above. Details of the relevant pages of the application are shown in Appendix 1.

A brief description of the application, is as follows:-

The Supply of Alcohol for consumption on the premises from 11:00 until 20:00 Monday to Sunday.

Premises opening Hours from 08:00 until 20:30 Monday to Sunday.

The Applicant has given the following description of the premises: -

“Cafe with enclosed, seated decked area of approximately 8 tables of 4. We wish to provide the sale of alcohol to customers of the cafe to be sold and consumed within our licensed area. There is no seating inside the cafe, there is a kitchen. All seating is outside in our decked area.”

The plan accompanying the application is shown in Appendix 2.

- 2.2 The Council as the Licensing Authority is satisfied that the Applicant has met the administrative requirements of Section 17(5) but is unable to issue the Licence, as Relevant Representations have been received. The Licensing Authority is also satisfied that the Representations have been received within the appropriate time scale and have not been subsequently withdrawn.

We have received a Representation from Devon and Cornwall Police who have requested that some of the proposed conditions be amended, and additional conditions be added to the licence. The requested conditions relate to the licensing objectives the “Prevention of Crime and Disorder,” “Public Safety” and the “Protection of Children from Harm.” The applicant has indicated that the amended and additional conditions are acceptable to him.

The amended and additional conditions requested by the police; and the applicant’s agreement are shown in Appendix 3.

We have received 1 Representation from an Interested Party in relation to the Licensing Objectives the “Prevention of Crime and Disorder”, and the “Prevention of Public Nuisance”. This is shown in Appendix 4

There have been no other Representations received from any other Responsible Authority or any other Interested Party, other than that mentioned above.

- 2.3 The Authority is required to conduct a hearing under the provisions of Section 18(3) unless all parties agree that this is not necessary.

- 2.4 Appropriate Notices have been issued to all parties, as required by the Licensing Act 2003 (Hearing Regulations) 2005, including, where appropriate, details of the Representation and the procedure to be followed at the hearing.
- 2.5 If the application is refused, in whole or in part, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 1 of Schedule 5, to the Applicant.
- 2.6 If the application is granted, a Right of Appeal to the Magistrates' Court is granted by Section 181 of the Act and, by Paragraph 2(1) of Schedule 5 to :-
- (a) The holder of the licence against any decision
 - (i) to impose conditions on the licence, or
 - (ii) to take any step to exclude a licensable activity or refuse to specify a person as Premises Supervisor.
 - (b) Any person who made a relevant Representation who desires to contend
 - (i) that the licence ought not to have been granted, or
 - (ii) that, on granting the licence, the Licensing Authority ought to have imposed different or additional conditions or taken any step to exclude a licensable activity or refuse to specify person as Premises Supervisor.
- 2.7 Following such Appeal, the Magistrates' Court may:-
- (a) dismiss the appeal,
 - (b) substitute for the decision appealed against any other decision which could have been made by the Licensing Authority, or
 - (c) remit the case to the Licensing Authority to dispose of it in accordance with the direction of the Court,
- and may make such order as to costs as it thinks fit.

Rachael Hind
Regulatory Services Manager
(Commercial)

Appendices

- Appendix 1 Relevant sections of the application form
- Appendix 2 Plan of the Premises
- Appendix 3 Requested Conditions from the Police and Applicant agreement
- Appendix 4 Representation from an Interested Party

Documents available in Members' rooms

None

Background Papers:

The following documents/files were used to compile this report:

Torbay Council Licensing Policy 2021-26



LICENSING ACT 2003
APPLICATION
FOR THE GRANT OF A
PREMISES LICENCE

NOTIFICATION

Information held by Torbay Council complies with and is held in accordance with the UK Data Protection Act 1998. The information that you provide on this form will only be used for this application form and will only be disclosed where necessary under any applicable legislation.

Information may also be shared for the prevention and detection of crime, for example with the police and other agencies as required by law, such as the Audit Commission under the National Fraud Initiative data matching exercise.

You have a right of access to your personal information. If you wish to access your personal information or exercise any of your rights under the legislation then please contact Torbay Council's Information Governance team on 01803 20 7467. Further information can be found on the Information Governance pages on Torbay Council's Internet site at, www.torbay.gov.uk

Completed forms should be returned to:

Environmental Health Manager (Commercial)
Torbay Council
Community Safety
C/O Torquay Town Hall
Castle Circus
Torquay
TQ1 3DR

Contact Details:

Tel: 01803 208025

Web: www.torbay.gov.uk

Email: licensing@torbay.gov.uk



**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 Simon George DeVey

(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 Geo Park Café The Esplanade			
Post town	Paignton	Postcode	TQ4 6ED

Telephone number at premises (if any)	██████████
Non-domestic rateable value of premises	£30,750

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|----|-------------------------------------------------|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | <input type="checkbox"/> | |
| | i. as a limited company | <input type="checkbox"/> | please complete section (B) |
| | ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| | iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | 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:

Please tick yes

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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname DeVey			First names Simon George		
Date of Birth [REDACTED] over		I am 18 years old or <input checked="" type="checkbox"/> Please tick yes			
Nationality British					
Current residential address if different from premises address		[REDACTED]			
Post town	Torquay			Postcode	[REDACTED]
Daytime contact telephone number		[REDACTED]			
E-mail address (optional)	geoparkcafepaignton@gmail.com				

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

Cafe with enclosed, seated decked area of approximately 8 tables of 4.
We wish to provide the sale of alcohol to customers of the cafe to be sold and consumed within our licensed area.
There is no seating inside the cafe, there is a kitchen. All seating is outside in our decked area.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick any 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 <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
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 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	X <input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	11:00	20:00			
Tue	11:00	20:00			
Wed	11:00	20:00			
Thur	11:00	20:00			
Fri	11:00	20:00			
Sat	11:00	20:00			
Sun	11:00	20:00			

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

Name Alexander Ibell	
Date of Birth	[REDACTED]
[REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) PA3813	
Issuing licensing authority (if known) Torbay Council	

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	08:00	20:30	<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)
Tue	08:00	20:30	
Wed	08:00	20:30	
Thur	08:00	20:30	
Fri	08:00	20:30	
Sat	08:00	20:30	
Sun	08:00	20:30	

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)

b) The prevention of crime and disorder

All staff will be trained in their responsibilities in accordance with the Licensing Act 2003. In particular in relation to the sale of alcohol.

There will be a manager on site who is experienced and aware of how to deal with any issues and support other staff should any unexpected disorder arise.

A CCTV system capable of providing images of an evidential standard, shall operate throughout the times that the premises are open to the public. All recordings shall be kept for a minimum of 30 days and copies of recordings shall be supplied the Police as soon as practicable or at the latest within 7 days.

Food will be available at all times the premises is open.

c) Public safety

The Geo Park Cafe is contained within a fenced area where signage has been put in place, informing customers that alcoholic beverages must not be removed from the site.

All drinks will be served in plastic/polycarbonate receptacles.

No glass will be available or used.

d) The prevention of public nuisance

Waste receptacles in our outside area are provided for customers to dispose of any rubbish.

The premises has a waste contract in place.

All waste is stored in bins with lockable lids and they are regularly collected.

e) The protection of children from harm

The premises shall operate a Challenge 25 Policy and any individual who appears to be under the age of 25 will be required to produce an approved form of photographic ID as outlined within the Torbay Council Licensing Statement of Principles.

Challenge 25 posters shall be prominently displayed within the premises.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- 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. X
- I understand that I must now advertise my application. X
- I understand that if I do not comply with the above requirements my application will be rejected. X

- [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 (please read note 15). X

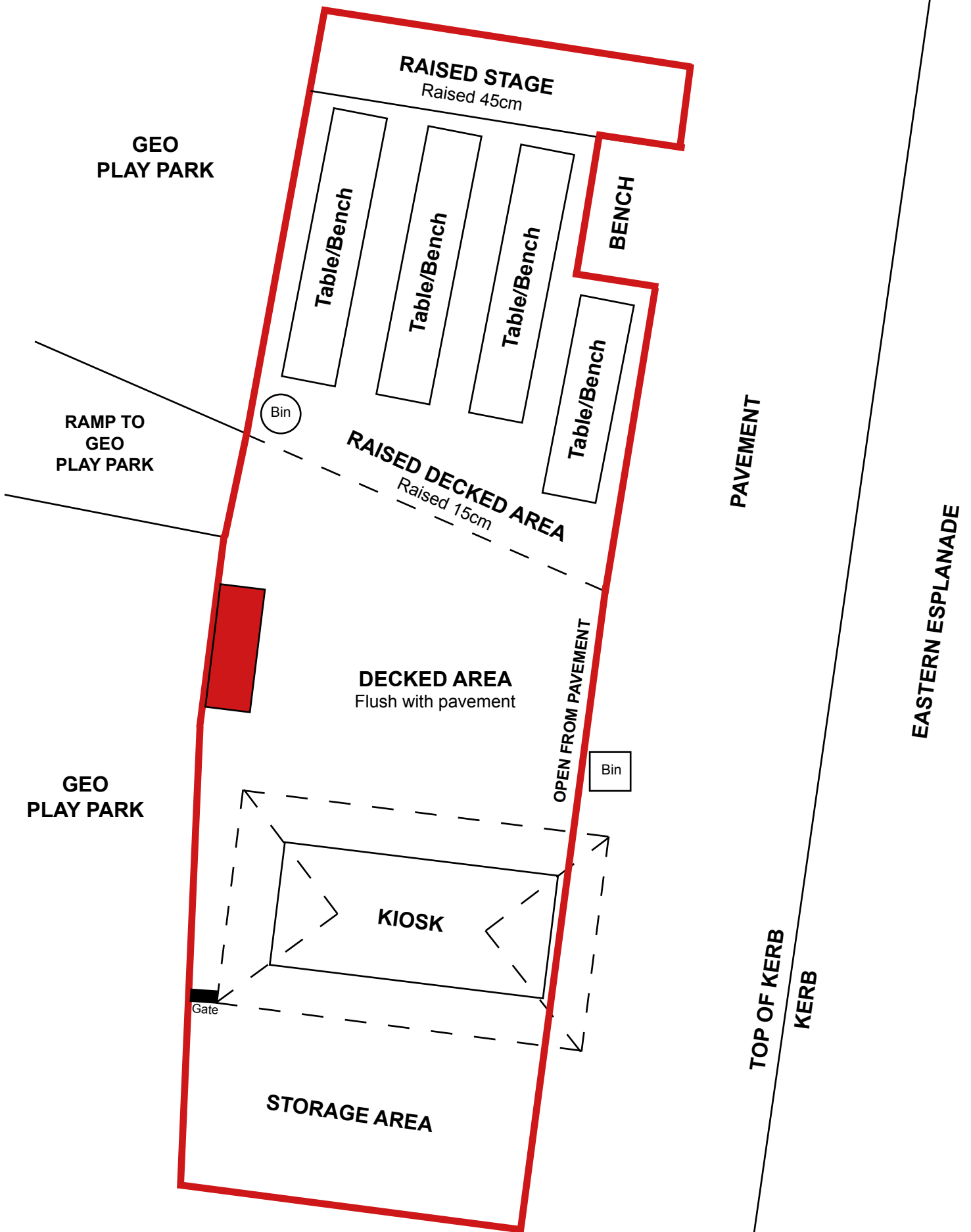
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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, if appropriate (please see note 15)
Signature	<i>Simon DeVey</i>



 Proposed area of temporary bar structure

From: [Simon DeVey](#)
To: [Cottell, Carrie](#)
Subject: Fwd: Geo Park Cafe - Premise Licence Application
Date: 16 March 2024 14:04:25
Attachments: [image005.png](#)
[image006.jpg](#)
[image001.png](#)
[image003.jpg](#)
[Geo Park.docx](#)

----- Forwarded message -----

From: **GIFFORD Olivia 31386** <Olivia.Gifford@devonandcornwall.pnn.police.uk>
Date: Mon, 11 Mar 2024 at 15:32
Subject: Geo Park Cafe - Premise Licence Application
To: geoparkcafepaignton@gmail.com <geoparkcafepaignton@gmail.com>

Good Afternoon,

I have received and reviewed your application for a premise licence.

Please find attached some suggested revisions to the wording and some additional conditions to consider, of which I would like to see on the licence.

I'd be grateful if you could let me know your thoughts, this is two-way process so happy to discuss further. Should you be happy to accept the conditions onto the licence, then I would appreciate written (email is fine) confirmation of this so that I can arrange for this to be adopted onto the licence with Torbay Council.

Kind regards,

Olivia Gifford

Licensing Officer (Torbay) 31386

Alcohol Licensing Dept

Devon, Cornwall and Isles of Scilly

olivia.gifford@devonandcornwall.pnn.police.uk

Tel: 07921933974

From: [GIFFORD Olivia 31386](#)
To: [Cottell, Carrie](#)
Subject: FW: Geo Park Cafe Premises Licence
Date: 25 March 2024 10:25:14
Attachments: [image001.png](#)
[image005.png](#)

Good Morning,

As per below, a mutual agreement has been reached with the applicant. Should the agreed upon conditions be admitted onto the licence, then I would be happy to withdraw my representation.

Kind regards,

Olivia Gifford

Licensing Officer (Torbay) 31386
Alcohol Licensing Dept
Devon, Cornwall and Isles of Scilly
olivia.gifford@devonandcornwall.pnn.police.uk

Tel: 07921933974

From: Simon DeVey [REDACTED]
Sent: Friday, March 22, 2024 4:46 PM
To: Cottell, Carrie <carrie.cottell@torbay.gov.uk>; GIFFORD Olivia 31386 <Olivia.Gifford@devonandcornwall.pnn.police.uk>
Subject: Geo Park Cafe Premises Licence

Dear Carrie and Olivia,

With reference to the Premises Licence at the Geo Park Cafe.

I have read carefully through the amendments and I am in agreement with all of the amended conditions and additional conditions requested by the police.

Kindest Regards

Simon DeVey

This e-mail is intended for the named recipient(s) only and may contain privileged information, which is protected in law. If you have received this e-mail in error, please contact the sender to advise them and delete this e-mail. Unauthorised use, disclosure, copying or distribution is prohibited.

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AGREED POLICE CONDITIONS

Prevention of Crime & Disorder

Remove from Application:

All staff will be trained in their responsibilities in accordance with the Licensing Act 2003. In particular in relation to the sale of alcohol.

Replace with the following conditions:

All staff engaged in licensable activity at the premises will receive training and information in relation to the following (select from the following):

The Challenge 25 scheme in operation at the premises, including the forms of identification that are acceptable.

The hours and activities permitted by the premises licence issued under the Licensing Act 2003 and conditions attached to the licence.

How to complete and maintain the refusal register in operation at the premises (in relation to the sale of alcohol).

Recognising the signs of drunkenness.

The operating procedures for refusing service to any person who is drunk, under-age or appears to be under-age, or appears to be making a proxy purchase.

Action to be taken in the event of an emergency, including reporting an incident to the emergency services.

Training shall be recorded in documentary form and shall be regularly refreshed at no greater than 12 monthly intervals. Training records shall be made available for inspection and copying at reasonable times upon request of an authorised officer of a responsible authority.

Training records will be retained for at least 12 months.

Remove from the Application:

There will be a manager on site who is experienced and aware of how to deal with any issues and support other staff should any unexpected disorder arise.

Replace with the following condition:

There shall be a manager or personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

Remove from the Application:

A CCTV system capable of providing images of an evidential standard, shall operate throughout the times that the premises are open to the public. All recordings shall be kept for a minimum of 30 days and copies of recordings shall be supplied the Police as soon as practicable or at the latest within 7 days.

Replace with the following conditions:

The premises shall install operate and maintain a comprehensive digital colour CCTV system to the satisfaction of the Police and local authority.

All public areas of the licensed premises including entry and exit points will be covered, including any outside areas under the control of the premises licence holder.

The system must record clear images permitting the identification of individuals, and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.

The CCTV system will continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.

All equipment must have a constant and accurate time and date generation.

All recordings will be stored for a minimum period of 30 days with date and time stamping.

Viewable copies of recordings will be provided on request to the Police and local authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 1998 (or any replacement legislation).

The CCTV system will be capable of downloading images to a recognisable viewable format.

There will be security measures in place to ensure the integrity of the system to prevent the tampering with, and deletion of, images.

Additional conditions to be added to the licence under Prevention of Crime and Disorder:

An incident log shall be kept and maintained at the premises which will include a log of the following, including pertinent details (select from the following):

Any incidents of disorder or of a violent or anti-social nature

All crimes reported to the venue, or by the venue to the police

All ejections of patrons

Any complaints received

Seizures of drugs or offensive weapons

Any faults in the CCTV system

Any visits by a responsible authority (under the Licensing Act 2003) or emergency service.

Records must be completed within 24 hours of any incident, and will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.

The logs shall be kept for at least 12 months following the date of entry and be made available for inspection and copying upon request of an authorised officer of a responsible authority.

Public Safety

Remove from the application:

The Geo Park Cafe is contained within a fenced area where signage has been put in place, informing customers that alcoholic beverages must not be removed from the site.

Replace with the following condition:

Customers will not be permitted to remove from the premises any alcoholic drinks supplied by the premises in open containers. Clear and legible signage will be placed in prominent positions to inform customers.

Additional condition under Public Safety:

The collection of receptacles shall be undertaken at regular intervals to ensure there is no build-up of empties in and around the premises.

Protection of Children from harm

Remove from the Application:

The premises shall operate a Challenge 25 Policy and any individual who appears to be under the age of 25 will be required to produce an approved form of photographic ID as outlined within the Torbay Council Licensing Statement of Principles.

Replace with the following condition:

The premises shall operate a Challenge 25 Policy and any individual who appears to be under the age of 25 will be required to produce an approved form of photographic identification i.e.

- A photo driving licence
- A passport
- An identification card carrying the PASS hologram

Unless such identification is produced the sale of alcohol must be refused.

Additional condition under the Protection of Children from Harm:

An alcohol sales refusal register shall be kept at the premises and be maintained to include details of all alcohol sales refused. The register will include:

- the date and time of refusal
- the reason for refusal
- details of the person refusing the sale
- description of the customer
- any other relevant observations.

The refusals register will be made available for inspection and copying on request of an authorised officer of a responsible authority.

All entries must be made within 24 hours of the refusal.

Licensing representation

Date and Time Submitted	27 March 2024 19:53:47
Name of the premises:	Geo park cafe
Support/Object to application	Object
Address of the premises:	Eastern esplanade TQ4 6ED

Applicant Details

In what capacity are you applying?	[REDACTED]
First name:	[REDACTED]
Last name:	[REDACTED]
Contact number:	[REDACTED]
Email address:	[REDACTED]
Address:	[REDACTED]

Representation

Which of the following Licensing Objectives is this representation relevant to?

This representation is relevant to the following Licensing Objectives	The prevention of public nuisance
The reason for your representation:	This premises has had TEN's before and we have witnessed people taking alcohol onto the beach, bottles littering the beach and surrounding area. We have also witnessed young people standing on the tables very drunk and some of them did not look 18. As a parent I would not like to see this behaviour at the cafe that is on the site of a children's play park.
Is there any reason why you do not want your personal details to be passed on to the premises license holder?	Yes
What is the reason you do not want your personal details to be passed on to the premises license holder?	[REDACTED]
Would you like to include any documentation in support of your representation	No
Uploaded Files	

I confirm I have read the representation guidance notes and agree that a copy of my representation will be given to the premises license holder.	1
Full name:	[REDACTED]