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**APPLICATION FOR PAVEMENT CAFE LICENCE**

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**Purpose of Report**

1. To invite Members to consider an application for a Pavement Cafe Licence in the light of an objections from a neighbouring business

**Information and Analysis**

2. The schedule attached to this report gives details of an application for a Pavement Café Licence.
3. Members are requested to determine the application and give reasons for their decision.

**Legal Implications**

4. The Borough Solicitor, in accordance with the Council's approved procedures, has considered this report. There are no issues which the Borough Solicitor considers need to be brought to the specific attention of Members, other than those highlighted in the report.

**Human Rights Act**

5. (a) When considering matters relating to the grant, revocation, renewal or refusal of licences and the placing of conditions on licences, the Committee must consider whether the decision affects an individual, group or company's Human Rights as set out in the Convention and if it does, whether the interference with those rights is permissible by reason of the justifications set out in the Convention. In addition consideration must be given to whether the interference is proportionate

**Section 17 of the Crime and Disorder Act 1998**

6. The contents of this report have been considered in the context of the requirements placed on the Council by Section 17 of the Crime and Disorder Act 1998, namely, the duty on the Council to exercise its functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area

## **Recommendation**

7. Members are requested to determine the attached application for a pavement café licence report and give reasons for their decision.

**Richard Alty**  
**Director of Services for Place**

## **Background Papers**

The Highways Act 1980

The Local Government (Miscellaneous Provisions) Act 1982

Darlington Borough Council's Guide to the Licensing of Pavement Cafes

## **Appendices**

**Appendix 1** Application for a Pavement Café Licence – Kiki's Public house, 6 Bakehouse Hill, Darlington, DL1 5QA

Pam Ross                      388647