

**MINUTES OF PUBLIC PROTECTION SUB-COMMITTEE MEETING – 14TH APRIL
2005**

Present:

Councillor Hardy (in the Chair)

Councillors

Mrs Benson Mrs Cresswell Mitchell
Callow Mrs Greenhalgh Mrs Smith

In attendance:

Mrs S Davies, Mr T Rhodes and Mrs P Higson, Business Services Department.

1. EXCLUSION OF THE PUBLIC

Resolved:

That under Section 100 (A) of the Local Government Act 1972 the public be excluded from the meeting during consideration of the whole item, including the decisions referred to at Agenda item 3 on the grounds that it would involve the likely disclosure of exempt information as defined in paragraph 12 of Part 1 of Schedule 12A of the Act.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

3. MINUTES, 17TH MARCH 2005

The minutes of the meeting held on 17th March 2005 were signed by the Chairman as a correct record.

4. SHALIMAR GARDENS - APPLICATION FOR VARIATION OF A LATE NIGHT REFRESHMENT HOUSE LICENCE

The Committee was informed that an application had been received for a variation of the Late Night Refreshment House Licence in respect of Shalimar Gardens, 16-18 Talbot Road. The application was to vary the terminal hour to 3.00am.

Members were reminded that on 16th September 2004 the Committee had granted a terminal hour of 1.30am to be reviewed in April 2005.

Licensee Mohammed Ishtiak together with his legal representative Mr Capaldi was in attendance. Inspector Horrocks was in attendance on behalf of the Constabulary.

The Committee was informed that the Police had no objections to the variation and were now satisfied with the installation and operation of the CCTV cameras at the premises.

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Resolved:

that the application for a variation to the Late Night Refreshment House Licence for a terminal hour of 3.00am, in respect of Shalimar Gardens be granted.

Background Papers: None

5. THE PALACE NIGHTCLUB - APPLICATION FOR GRANT OF PUBLIC ENTERTAINMENT LICENCE

The Committee was informed that an application for a provisional Public Entertainment Licence had been received from Noble, the new owners of the Palace Nightclub, Palatine Buildings.

The premises had historically held a Public Entertainment Licence for many years but the licence had been revoked by the Committee on 12th August 2004 on health and safety grounds due to the abandonment of the premises by the previous owners.

The hours sought were:

Monday to Saturday 10.00am to 2.00am

Sundays 2.30pm to 12.30am (Bank Holidays 2.00am except Easter)

Mr Handsford of Noble together with his legal representative, Mr Capaldi was in attendance.

Inspector Horrocks and Fire Station Officer Haslam were in attendance and confirmed that their concerns had been addressed and they no longer had any objections to the application .

Resolved:

(1) that the application for a provisional Public Entertainment Licence in respect of the Palace Nightclub be granted.

(2) to delegate to officers the subsequent grant of the Licence subject to their satisfaction that all the relevant conditions are satisfied.

Background Papers: None

6. THE BLUE ROOM - APPLICATION FOR VARIATION OF A PUBLIC ENTERTAINMENT LICENCE

The Committee was informed that an application to vary the hours of the Public Entertainment Licence in respect of The Blue Room, Church Street had been received.

The variation of hours sought was an extension to the terminal hour to 1.00am on Thursday, Friday and Saturday.

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Members noted that all concerns relating to the application had now been resolved and objections withdrawn.

Resolved: that the application for a variation to the Public Entertainment Licence in respect of the Blue Room for an extended terminal hour to 1.00am on Thursday, Friday and Saturday, be granted.

Background Papers: None

7. POLICY RELATING TO SEX SHOPS

The Committee considered the Sex Shop Policy formulated on 17th August 1994 which stated that two sex shops be licensed in 'relevant localities' within the Borough of Blackpool.

Members were reminded that the Policy had been reviewed on several occasions in recent times, culminating in a decision on 17th March 2005 to grant a third sex shop licence, based on the merits of the individual application and the restrictions and conditions imposed on that licence.

Resolved: that the Licensing Committee be recommended to amend the Sex Shop Policy to restrict the number of sex shop licences to three.

NOTE: Some members voiced concerns that in relation to the setting or amending of Policies the Sub-Committee had to submit recommendations to the Licensing Committee and had itself no such delegated powers.

Background Papers: None

8. HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLE DRIVERS LICENCES

The Sub-Committee was informed of applications for the grant of Hackney Carriage and Private Hire Vehicle Driver's Licences. Convictions or concerns of a sufficiently serious nature as to be referred to the Committee for consideration had been disclosed or had come to light.

CRE, SM and SD were in attendance.

Resolved:

- (1) that the applications in respect of TR and GMW be heard in their absence
- (2) that the application for a Hackney Carriage Driver's Licence in respect of CRE be deferred to the next meeting of the Committee to be held on 12th May to enable further police checks to take place.
- (3) that the applications for a Hackney Carriage Driver's Licence in respect of TR and GMW be refused on the grounds that they are not fit and proper persons to hold a Hackney Carriage Driver's Licence.

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(4) that the application for a Private Hire Vehicles Driver's Licence in respect of SD be granted and that a warning letter be sent to the applicant indicating that in the event of any further offences, the licence may be suspended or revoked.

(5) that the application for grant of a Private Hire Vehicle Driver's licence in respect of SM be granted.

(6) that no prosecution be brought in respect of the applicants TR , GMW and SM for failure to disclose all relevant convictions.

Background Papers: Exempt

NOTE: Councillor Callow declared a prejudicial interest and left the meeting during consideration of the application in respect of CRE on discovering that he was acquainted with the applicant's father.

(The meeting ended at 12:40 pm)

Any queries regarding these minutes, please contact:
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