

Public Document Pack

Date: 25 November 2015

TO: Councillors Hutton, Maycock and Taylor

Our Ref: BJ

Your Ref:

Direct Line: (01253) 477157

Email: lennox.beattie@blackpool.gov.uk

Dear Councillor

Licensing Hearing – Moo Bistro

Please find attached additional evidence submitted by the police.

Please bring this information with you to the meeting on Thursday 26th November 2015.

Yours sincerely

On behalf of the Head of Democratic Governance

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Agenda Item 4



Nightsafe Department
Blackpool Central Police Office
Bonny Street
Blackpool
Lancashire
FY1 5RL

15th September 2011

Dear Mr Ian Roche,

Re: Peek-A-Booze, 72-74 Dickson Road, Blackpool, FY1 2AW.

In relation to the Licensing Act 2003 I would like to bring to your attention the fact that as of the 24th November 2005 the new licensing act came into force and will be rigorously enforced by all of the enforcement officers in the town.

On Thursday 15th September 2011, the above premises were visited and found to be operating outside the conditions of the premises licence as outlined below.

5 All staff to have received suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this will be made available to an authorised officer upon request.

Although I saw blank copies of knowledge checks in relation to proof of age there was no documentation completed or signed by staff.

7 An authorisation, signed and dated by the Designated Premises Supervisor, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises. All staff involved in sales will be at least 18 years of age and will receive training to promote the licensing objectives. All training to be documented and records made available on request to a Police Officer or any authorised officer.

There was no such authorisation in place at the time of my visit. Although I saw a summary of what staff could do to promote the licensing objectives, e.g. ID checks, drug procedure etc none of these sheets were signed by staff.

10 A drugs prevention strategy for the venue shall be developed, applied and documented.

At the time of my visit no such documented strategy was available.

16 CCTV will be installed internally and externally at the premises and will comply with the following:

The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises are to be covered by the system. The system will incorporate a camera covering each of the entrance doors and will be capable of providing an image which is regarded as identification standard.

Although there was a CCTV system in place at the time of my visit there was no external CCTV coverage. Also the room containing the pool table was not covered and although I could see that there was two cameras inside the premises these were showing as 'video loss' at the time so I could not confirm if the CCTV covered the entrance doors. You have assured me that you have ordered a new CCTV system which can enable you to have 9 cameras as opposed to the 4 that are currently in place.

19 Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.

There was no such signage in place when I attended the premises.

25 The Licence holder and the Designated Premises Supervisor shall erect and maintain signage (in a form approved by the licensing authority) on or adjacent to all staffed exits advising patrons of the Street Drinking Order and the intention of staff to enforce a no exit with a bottle policy.

There was no such signage in place when I attended the premises.

I would also advise that in accordance with section 136 (1) of The Licensing Act 2003 "A person commits an offence if a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than in accordance with an authorisation, b) he knowingly allows a licensable activity to be so carried on".

The maximum penalty for this offence is six months imprisonment and/or a fine not exceeding £20,000.

Please take this letter as a formal warning that if your premises are found to be operating outside the conditions again then formal proceedings will be taken.

A copy of this letter will be retained on your premises file and maybe used against you in subsequent hearings.

If I have no further contact from you I will visit your premises in three weeks time, when I expect the above issues to be rectified. If you have any queries then please don't hesitate to contact me and I will do my best to help.

Yours sincerely,

PC 4107 Emma Pritchard
Blackpool Licensing Department
Tel: 01253 604079

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Nightsafe Department
Blackpool Central Police Office
Bonny Street
Blackpool
Lancashire
FY1 5RL

13th April 2014

Dear Tracey Reeves,

Re: Queen Victoria, 23 Dickson Road, Blackpool, FY1 2AT.

In relation to the Licensing Act 2003 I would like to bring to your attention the fact that as of the 24th November 2005 the new licensing act came into force and will be rigorously enforced by all of the enforcement officers in the town.

On Saturday 12th April 2014 at 14:50hrs, the above premises were visited and found to be operating outside the conditions of the premises licence as outlined below.

19 At least one personal licence holder will be available on the licensed premises while the sale of alcohol is being undertaken (whose identity will be known to all other staff engaged in the supply or sale of alcohol) except in the case of emergency.

At the time of my visit there was only one member of staff present; Josh Robinson and he was not a personal licence holder. Please ensure that whilst alcohol is being served there is a personal licence holder on the premises.

I would also advise that in accordance with section 136 (1) of The Licensing Act 2003 "A person commits an offence if a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than in accordance with an authorisation, b) he knowingly allows a licensable activity to be so carried on".

The maximum penalty for this offence is six months imprisonment and/or a fine not exceeding £20,000.

Please take this letter as a formal warning that if your premises are found to be operating outside the conditions again then formal proceedings will be taken.

A copy of this letter will be retained on your premises file and maybe used against you in subsequent hearings.

Yours sincerely,

PC 4107 Emma Pritchard
Blackpool Licensing Department
Tel: 01253 604079



Nightsafe Department
Blackpool Central Police Office
Bonny Street
Blackpool
Lancashire
FY1 5RL

12th August 2013

Dear Mr Ian Roche,

Re: Queen Victoria, 23 Dickson Road, Blackpool, FY1 2AT.

In relation to the Licensing Act 2003 I would like to bring to your attention the fact that as of the 24th November 2005 the new licensing act came into force and will be rigorously enforced by all of the enforcement officers in the town.

On Monday 12th August 2013 at 11:20hrs, the above premises were visited and found to be operating outside the conditions of the premises licence as outlined below.

12 Licensed door supervisors will be on duty whenever the premises are open for the purpose of a licensable activity or when patrons are upon the premises. The minimum number of door supervisors will be appropriate to risk assessment.

At the time of my visit no door supervisors were on duty and the premises were open with patrons drinking alcohol.

49 The outside drinking area is restricted to the Springfield Road side of the premises.

At the time of my visit there was a male sat on a picnic bench on the Dickson Road side of the premises drinking what appeared to be a glass of beer whilst having a cigarette. When I left the premises I saw a different male drinking what appeared to be a glass of coke on the same picnic bench.

55 Only toughened glass vessels will be used for the supply of drinks to customers on the ground floor indoors. Beverages for consumption upstairs or outside must be supplied in polycarbonate glasses or bottles only.

As stated above I have witnessed glass being used in the outside 'beer garden' on two occasions.

I would also advise that in accordance with section 136 (1) of The Licensing Act 2003 "A person commits an offence if a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than in accordance with an authorisation, b) he knowingly allows a licensable activity to be so carried on".

The maximum penalty for this offence is six months imprisonment and/or a fine not exceeding £20,000.

Please take this letter as a formal warning that if your premises are found to be operating outside the conditions again then formal proceedings will be taken.

A copy of this letter will be retained on your premises file and maybe used against you in subsequent hearings.

Yours sincerely,

PC 4107 Emma Pritchard
Blackpool Licensing Department
Tel: 01253 604079



Nightsafe Department
Blackpool Central Police Office
Bonny Street
Blackpool
Lancashire
FY1 5RL

6th July 2011

Dear Mr Ian Roche,

Re: Stuffed Olives Wine Bar, 29a Dickson Road, Blackpool, FY1 2AT

In relation to the Licensing Act 2003 I would like to bring to your attention the fact that as of the 24th November 2005 the new licensing act came into force and will be rigorously enforced by all of the enforcement officers in the town.

On Wednesday 6th July 2011, the above premises were visited and found to be operating outside the conditions of the premises licence as outlined below.

13 Risk assessments carried out by or on behalf of the Licence holder which relate to a licensing objective will be available for inspection by a police officer or any authorised officer of a responsible authority.

No risk assessment was available for inspection.

15 All staff to have received suitable training in relation to the proof of age scheme and records to evidence this will be made available to an authorised officer upon request

No training records were available.

19 A drugs prevention strategy for the venue shall be developed, applied and documented. This strategy shall include arrangements for the location of posters and the distribution of other information relating to drugs risks, the dangers associated with drugs and the legal provisions relating to drug use.

No drugs prevention strategy had been documented.

21 Security arrangements are sufficient to discourage the sale and consumption of drugs and shall ensure such arrangements include regular checks of toilet areas, which should be documented and the records made available on request to a police officer or authorised officer of a responsible authority.

No toilet check records were available.

25 CCTV will be installed internally and externally at the premises and will comply with the following:

- **The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises, with the exception of the toilets, are to be covered by the system, including the outside seating area;**

As the system has only been recording from 28th June I am unable to check that the system records for a minimum of 28 days so I will re-visit to check this. Also the bar area is not covered by CCTV, including the surrounding public area.

31 The premises shall be a member of the local Pubwatch scheme and the local Pubwatch protocols shall be adhered to. Entry will be refused to any persons who can be identified as currently under Pubwatch ban.

Although the DPS has a pubwatch banned person's book she need to become a member of pubwatch.

I would also advise that in accordance with section 136 (1) of The Licensing Act 2003 "A person commits an offence if a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than in accordance with an authorisation, b) he knowingly allows a licensable activity to be so carried on".

The maximum penalty for this offence is six months imprisonment and/or a fine not exceeding £20,000.

Please take this letter as a formal warning that if your premises are found to be operating outside the conditions again then formal proceedings will be taken.

A copy of this letter will be retained on your premises file and maybe used against you in subsequent hearings.

If I have no further contact from you I will visit your premises on Tuesday 26th July, when I expect the above issues to be rectified. If you have any queries then please don't hesitate to contact me and I will do my best to help.

Yours sincerely,

PC 4107 Emma Pritchard
Blackpool Licensing Department
Tel: 01253 604079