

# Blackpool Council

30 August 2016

To: Councillors Hutton, Maycock and Owen

The above members are requested to attend the:

## LICENSING PANEL

Tuesday, 6 September 2016 at 4.30 pm  
in Committee Room A, Town Hall, Blackpool

## A G E N D A

### 1 APPOINTMENT OF CHAIRMAN

To appoint a Chairman for the meeting.

### 2 DECLARATION OF INTEREST - LICENSING

Members are asked to declare any interests in the items under consideration and in doing so state:-

(1) the type of interest concerned

(2) the nature of the interest concerned; and

(3) whether they have or have not sat on a Planning Committee which has previously considered a planning application in respect of a licensed premises which is also subject to consideration for a premises licence as part of the agenda for this meeting.

If any Member requires advice on declarations of interests, they are advised to contact the Head of Democratic Governance in advance of the meeting.

(Members are asked to also pay particular attention to the guidance sheet on interests supplied with the agenda).

### 3 PROCEDURE FOR THE MEETING

The Chairman of the Panel will summarise the procedure and announce the equal maximum amount of time for each party to speak for the hearing.

- A. Items 1 and 4 (b) will be undertaken in private session by the Panel and not in the Meeting Room.
- B. Items 2, 3, 4(a) and 4(c) will be recommended to the Panel to be held in public.
- C. The Panel may decide to exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public. (This includes a party and any person assisting or representing a party)

**4 APPLICATION TO VARY THE DESIGNATED PREMISES SUPERVISOR- VENOM BAR (Pages 1 - 12)**

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION TO VARY THE DESIGNATED PREMISES SUPERVISOR- Venom Bar, Church Street
- c. ANNOUNCEMENT OF THE DECISION FOR THE APPLICATION TO VARY THE DESIGNATED PREMISES SUPERVISOR- Venom Bar, Church Street

**Venue information:**

First floor meeting room (lift available), accessible toilets (ground floor), no-smoking building.

**Other information:**

For queries regarding this agenda please contact Lennox Beattie, Executive and Regulatory Manager, Tel: 01253 477157, e-mail [lennox.beattie@blackpool.gov.uk](mailto:lennox.beattie@blackpool.gov.uk)

Copies of agendas and minutes of Council and committee meetings are available on the Council's website at [www.blackpool.gov.uk](http://www.blackpool.gov.uk).

|                          |   |
|--------------------------|---|
| <b>Report to:</b>        | <b>Licensing Panel</b>                    |
| <b>Relevant Officer:</b> | Sharon Davies, Head of Licensing Services |
| <b>Date of Meeting :</b> | 6 September 2016                          |

## **APPLICATION TO VARY THE DESIGNATED PREMISES SUPERVISOR - Venom Bar**

### **1.0 Purpose of the report:**

- 1.1 To consider an application to vary the Designated Premises Supervisor at Venom Bar, 137 Church Street.

### **2.0 Recommendation(s):**

- 2.1 The panel is requested to consider the application and determine whether the granting of this variation would adversely impact on the crime prevention objective.

### **3.0 Reasons for recommendation(s):**

- 3.1 Objections have been received therefore there must be a hearing to determine the application.

- 3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

- 3.2b Is the recommendation in accordance with the Council's approved budget? Yes

### **3.3 Other alternative options to be considered:**

None, once an application is received and representations made it must be considered by Licensing Panel.

4.0 **Background Information**

4.1 On 29<sup>th</sup> July 2016, the Licensing Service received an application from Rhonwen Ward Patterson to vary the Designated Premises Supervisor at Venom Bar, 137 Church Street by removing Nicola Brooker and nominating Perry Khan in her place. A copy of the application is attached at Appendix 4a.

4.2 An objection has been received from Lancashire Constabulary. A copy of the objection is attached at Appendix 4b

4.3 **Local policy considerations**

None

4.4 **National policy considerations**

4.26 – The Police may object to the designation of a new DPS where in exceptional circumstances they believe that the appointment would undermine the crime prevention objective.

9.12 – The police are an essential source of advice and information on the impact and potential impact of licensable activities, particularly on the crime and disorder objective. The Licensing Authority should accept all reasonable and proportionate representations made by the police unless the authority has evidence that do so would not be proportionate for the promotion of the licensing objectives.

4.5 **Observations**

None

4.6 Does the information submitted include any exempt information? No

4.7 **List of Appendices:**

Appendix 4a: Application

Appendix 4b: Objection from Lancashire Constabulary

5.0 **Legal considerations:**

5.1 Please see local and national policy in the background information.

6.0 **Human Resources considerations:**

6.1 None

**7.0 Equalities considerations:**

7.1 None

**8.0 Financial considerations:**

8.1 None

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# Blackpool Council

**APPLICATION TO VARY  
THE DESIGNATED PREMISES SUPERVISOR**

|                                   |                       |
|-----------------------------------|-----------------------|
| <b>Name of Licence Holder(s):</b> | Rebecca Ward PATERSON |
|-----------------------------------|-----------------------|



Licensing Service  
Blackpool Council  
Municipal Buildings, PO Box 4  
Blackpool, FY1 1NA

**Contact**

T: (01253) 47 8572 / 8589  
F: (01253) 47 8372

[www.blackpool.gov.uk](http://www.blackpool.gov.uk)

## Schedule 5

### Application to vary a premises licence to specify an individual as Designated Premises Supervisor under the Licensing Act 2003

Please read the following instructions first:

Before completing this form please read the guidance notes at the end of this 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.

**Full name/s of the premises licence holder/s:**

- 1) Ribowen Ward Patterson
- 2)
- 3)
- 4)

I/We the premises licence holder/s named above, apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003

**Premises Licence number:**

1

### Part 1 – Premises Details

|                                    |                               |             |
|------------------------------------|-------------------------------|-------------|
| <b>Premises Name &amp; Address</b> | VENOM BAR                     |             |
|                                    | 137 CHURCH STREET, LANCASHIRE |             |
|                                    | <b>Post Code</b>              | F 4 1 3 N U |

|                         |  |                      |  |
|-------------------------|--|----------------------|--|
| <b>Telephone Number</b> |  | <b>Mobile Number</b> |  |
|-------------------------|--|----------------------|--|

|                       |                          |
|-----------------------|--------------------------|
| <b>E-Mail Address</b> | venomblackpool@gmail.com |
|-----------------------|--------------------------|

**Description of premises** (please read guidance note 1)



**Part 2**

| Please give the full name of the proposed Designated Premises Supervisor  |                                     |                          |                            |                      |                      |
|---|-------------------------------------|--------------------------|----------------------------|----------------------|----------------------|
| <b>Title:</b>   | Mr                                  | Mrs                      | Miss                       | Ms                   | Other                |
| <b>Surname</b>  | KHAAN                               |                          |                            | <b>Forenames</b>     | Perry                |
| <b>State any previous names</b>   |                                     |                          |                            |                      |                      |
| Please Tick   |                                     |                          |                            |                      |                      |
| <b>They are 18 years old or over</b>                                      | Yes                                 | No                       | <b>Their Date of Birth</b> |                      |                      |
|   | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="text"/>       |                      |                      |
| <b>Home Address</b>   | <input type="text"/> GINN SQUARE    |                          |                            |                      |                      |
|   | BLACKPOOL                           |                          |                            |                      |                      |
|   | LANCASHIRE                          |                          |                            | <b>Post Code</b>     | <input type="text"/> |
| <b>Telephone Number</b>   | <input type="text"/>                |                          |                            | <b>Mobile Number</b> | <input type="text"/> |
| <b>E-Mail Address</b>   | venomblackpool@gmail.com            |                          |                            |                      |                      |
| <b>Personal Licence Number:</b>   | <input type="text"/>                |                          |                            |                      |                      |
| <b>Expiry Date:</b>   | <input type="text"/>                |                          |                            |                      |                      |
| <b>Name and address of the issuing Authority of the Personal Licence:</b> | <input type="text"/>                |                          |                            |                      |                      |
| Full name of the existing designated premises supervisor (if any)         |                                     |                          |                            |                      |                      |
| <b>Surname</b>  | <input type="text"/>                |                          |                            | <b>Forenames</b>     | <input type="text"/> |

If yes please tick

- I would like this application to have immediate effect under section 38 of the Licensing Act 2003
- I have enclosed the premises licence and summary.

If you have not enclosed the premises licence or the relevant part of it, you are required to give reasons why not:

| Reasons why I have failed to enclose the premises licence or the relevant part of it. |
|---|
|   |

**Part 2 continued:**

If yes please tick

- I have made or enclosed payment of the fee (£23)
- I will give a copy of this application to the Chief Officer of Police
- I have enclosed the consent form completed by the proposed premises supervisor
- I have enclosed the premises licence and summary or have given reasons why not
- I will give a copy of this form to the existing premises supervisor, if any
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 2)

**Signature of applicant or applicant’s solicitor or other duly authorised agent.** (please see guidance note 3). **If signing on behalf of the applicant please state in what capacity.**

|                    |                                |
|--------------------|--------------------------------|
| <b>Signature:</b>  | <i>RRH</i>                     |
| <b>Capacity:</b>   | <i>Premises Licence Holder</i> |
| <b>Print Name:</b> | <i>Remon Verdu Pappasov</i>    |
| <b>Date:</b>       | <i>29/07/2016</i>              |

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

|                    |  |
|--------------------|--|
| <b>Signature:</b>  |  |
| <b>Capacity:</b>   |  |
| <b>Print Name:</b> |  |
| <b>Date:</b>       |  |

**Contact name (where not previously given) and address for correspondence associated with this notice (please see guidance note 5).**

|                          |  |
|--------------------------|--|
| <b>Full Name:</b>        |  |
| <b>Contact Address:</b>  |  |
| <b>Telephone number:</b> |  |
| <b>Email address:</b>    |  |

### **Guidance notes**

1. Describe the premises. For example the type of premises it is.
2. The application form must be signed.
3. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. Where there is more than one applicant, the applicants or their respective agents must sign the application form.
5. This is the address that we shall use to correspond with you about this application.

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| <b>Blackpool Council Licensing Service</b>   |                                |           |             |    |
|--|--------------------------------|-----------|-------------|----|
| <b>Representation made by a Responsible Authority</b>  |                                |           |             |    |
| <b>Responsible Authority</b>   |                                |           |             |    |
| Name of Responsible Authority  | <b>Lancashire Constabulary</b> |           |             |    |
| Name of Officer <i>(please print)</i>  | Sergeant Helen Parkinson       |           |             |    |
| Signature of Officer   |                                |           |             |    |
| Contact telephone number   | <b>01253 604074</b>            |           |             |    |
| Date representation made   | <b>12</b>                      | <b>08</b> | <b>2016</b> |    |
| Do you consider mediation to be appropriate  |                                |           |             | NO |
| <b>Premises Details</b>  |                                |           |             |    |
| Premises Name  | <b>Venom Bar</b>               |           |             |    |
| Address  | 137 Church Street              |           |             |    |
|  | Blackpool                      |           |             |    |
|  |                                |           |             |    |
| Post Code  | FY13NU                         |           |             |    |
| <b>Details of your representation (Please refer and attach any supporting documentation)</b>   |                                |           |             |    |
| <p>The proposed DPS for this premises is Perry Khan, who is currently the DPS at Venom Queen Street. Both premises are in key locations within Blackpool Town Centre and require a DPS that is present to oversee the day to day running of the premises. Mr Khan would not be able to do this for both premises.</p> <p>Supporting evidence is as follows:<br/> Police have visited Venom Bar twice this week, on 8<sup>th</sup> August and 11<sup>th</sup> August. On both of these occasions he has not been present. On 8<sup>th</sup> August the male working at the premises informed us that he didn't know if he could get hold of Mr Khan, in his words, "It is hit and miss if I can contact him" On both these occasions the person left in charge on the premises was not a Personal Licence Holder, in direct breach of one of the Premises Licence conditions. Mr Khan was spoken to and warned about the first breach on 9<sup>th</sup> August by PC Reynolds. Yet on 11<sup>th</sup> August the position was the same at Venom Bar with a non-personal licence holder being left in charge. A warning letter is being sent to Premises Licence Holder in relation to these breaches. The first visit on 8<sup>th</sup> August followed a failed test purchase earlier that night.</p> <p>Furthermore, police have also within the past couple of days, sent a further warning letter to Premises Licence Holder regarding breaches at Venom Queen Street, where Mr Khan is now the DPS. Both premises have issues that need addressing and require substantial attention being paid to them, which</p> |                                |           |             |    |

cannot be done with the same DPS for both premises.

**For New / Variation Applications only.**

**It is recommended that the licence should only be granted if the application is amended, or if conditions are applied, as detailed below.**

N/A