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Blackpool Council

14 October 2016

To: Councillors Humphreys, Hutton and Maycock

The above members are requested to attend the:

LICENSING PANEL

Monday, 24 October 2016 at 10.00 am
in Committee Room B, 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 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 FOR A PREMISES LICENCE- 136-140 PROMENADE (Pages 1 - 26)

a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report

b. DETERMINATION OF THE APPLICATION FOR A PREMISES LICENCE- 136-140 Promenade

c. ANNOUNCEMENT OF THE DECISION FOR A PREMISES LICENCE- 136/140 Promenade

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

Copies of agendas and minutes of Council and committee meetings are available on the Council's website at www.blackpool.gov.uk.

Report to:	Licensing Panel
Relevant Officer:	Sharon Davies, Head of Licensing Services
Date of Meeting :	24 October 2016

APPLICATION TO VARY A LICENCE – 136 - 140 Promenade

1.0 Purpose of the report

1.1 To consider an application by Samuel Oyston for a premises licence at 136 - 140 Promenade Blackpool.

2.0 Recommendation(s)

2.1 The Panel is requested to determine the application.

3.0 Reasons for recommendation(s):

3.1 This application must be determined by a panel as representations have been received from the Police.

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 submitted and representations received it must be considered by the Licensing Panel.

4.0 Background Information

4.1 On 24 August 2016 the Licensing Service received an application from Samuel Oyston for the grant of a premises licence at 136 - 140 Promenade, Blackpool. The application requests permission for the sale of alcohol for consumption on and off the premises, live music and recorded music 11.00 – 02.00 hours daily. A copy of the application is attached at Appendix 4(a).

4.1 Representations have been received from Lancashire Constabulary. A copy of the

representation is attached at Appendix 4(b).

4.2 **Local policy considerations**

This premises is situated within the town centre saturation area.

4.3 4.7.5 The policy will apply to applications including the sale or supply of alcohol on the premises and the provision of late night refreshment for:

- New premises licences
- New club premises certificates
- Provisional statements
- Variations to existing licences (where the modifications are directly relevant to the issue of cumulative impact, for example, extension of trading hours or capacity).

4.4 4.7.6 The effect of the policy is to create a rebuttable presumption that applications listed above will be refused. To rebut this presumption an applicant would be expected to show through the operating schedule and where appropriate, with supporting evidence, that the operation of the premises will not add to the cumulative impact already being experienced. The licensing authority expects that applications covered by this policy will be discussed with the responsible authorities in advance of submission. Applications should include detailed proposals dealing with the seating provision for customers (what percentage of proposed trading area will be seated), the provision of food, the type and style of entertainment to be offered. Premises which intend to primarily offer vertical drinking are unlikely to be able to rebut the presumption of refusal.

4.5 4.7.7 This policy does not act as an absolute prohibition on the granting of new licences however the policy will only be overridden in genuinely exceptional cases where the applicant can demonstrate that the granting of the application will not undermine the policy and the reasons for it.

4.6 4.7.8 An application is not likely to be classed as exceptional merely on the ground that the premises have been or will be operated within the terms of its licence or that they are/will be well managed. This is to be expected of any application.

4.7 **National policy considerations**

4.8 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.

4.9 9.42 – The authority’s decision should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

4.10 13.35 – After receiving relevant representations in relation to a new application for or a variation of a licence or certificate, the licensing authority must consider whether it would be justified in departing from its special policy in the light of the individual circumstances of the case... if the licensing authority decides that an application should be refused, it will still need to show that the grant of the application would undermine the promotion of one of the licensing objectives and that appropriate conditions would be ineffective in preventing the problems involved.

4.11 **Observations**

None

4.12 Does the information submitted include any exempt information? No

4.13 **List of Appendices**

Appendix 4(a) – Application
Appendix 4(b) - Representation from Police

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

24 AUG 2016

APPLICATION FOR A NEW PREMISES LICENCE

Applicant Name(s):

SAMUEL OYSTON

Built Environment

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



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. You may wish to keep a copy of the completed form for your records.

I/We SAMUEL OYSTON

Part 1 – Premises Details

Postal address of premises or club premises if any, or if none the ordinance survey map reference or description.	
Premises Name	N/A – UNDECIDED AT THIS STAGE
Premises Address	136-140 PROMENADE
	BLACKPOOL
	Post Code F Y 1 1 R A
Telephone Number of premises (if any)	
E-Mail Address	
Non-Domestic Rateable Value of Premises	£ Zero Rated.

Part 2 – Applicant details

In what capacity are you applying for a licence?

Please tick:

- | | | |
|---|-------------------------------------|--------------------|
| a) An individual * | <input checked="" type="checkbox"/> | Complete Section A |
| b) A person other than an individual* | | |
| I. As a limited company | <input type="checkbox"/> | Complete Section B |
| II. As a partnership | <input type="checkbox"/> | Complete Section B |
| III. As an unincorporated association | <input type="checkbox"/> | Complete Section B |
| IV. Other (for example a statutory corporation) | <input type="checkbox"/> | Complete Section B |
| c) A recognised Club | <input type="checkbox"/> | Complete Section B |
| d) A charity | <input type="checkbox"/> | Complete Section B |
| e) The proprietor of an educational establishment | <input type="checkbox"/> | Complete Section B |

- f) Health Service Body 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 Complete Section B
- ga) A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent Hospital in England. Complete Section B
- h) The Chief Officer of Police of a police force in England and Wales Complete Section B

***If you are applying as a person described in (a) or (b) please confirm:**

I am carrying on or propose to carry on business If yes please tick

• I

Title:	<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	
Surname	DYSTON			Forenames	SAMUEL
I am 18 years old or over	Yes	No	Date of Birth		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>			
Please tick					
		Day	Month	Year	
Home Address					
				Post Code	
Telephone Number				Mobile Number	
E-Mail Address					

SECOND INDIVIDUAL APPLICANT IF APPLICABLE

Title:	Mr	Mrs	Miss	Ms		
Surname				Forenames		
Date of Birth	Day	Month	Year	I am 18 years old or over	Please tick	
					Yes	No
Home address	N/A					
					Post Code	
Telephone Number				Mobile Number		
E-Mail Address						

(B) OTHER APPLICANTS

Please provide name and registered address of the applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name						
Address	N/A					
					Post Code	
Telephone Number						
E-Mail Address						
Registered number (where applicable)						
Description of applicant (e.g. partnership, company, unincorporated association)						

Part 3 - Operating Schedule

When do you want the premises licence to start

Day		Month		Year			
0	1	1	0	2	0	1	6

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

Day		Month		Year			

If 5000 or more people are expected to attend the premises at any one time, please state the number expected to attend

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

GROUND FLOOR BAR/RESTAURANT FINISHED TO A HIGH SPECIFICATION.

MAXIMUM OCCUPANCY OF 150, 60 OF WHICH WILL BE SEATED COVERS.

BAR AREA TO BE LOCATED IN THE MAIN BAR/RESTAURANT AREA.

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

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

Provision of regulated entertainment:

If yes please tick

- a) A performance of a play (if ticking yes, fill in box A)
- b) An exhibition of a film (if ticking yes, fill in box B)
- c) An indoor sporting event (if ticking yes, fill in box C)
- d) Boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) A performance of live music (if ticking yes, fill in box E)
- f) Any playing of recorded music (if ticking yes, fill in box F)
- g) A performance of dance (if ticking yes, fill in box G)
- h) Entertainment 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

Performance of a play Standard timings (read guidance note 6)			Will the performance of a play take place indoors, outdoors or both? Please tick. (Read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			 Please give further details here (please read guidance note 3) State any seasonal variations for performing plays (please read guidance note 4) Non-standard timings. Where you intend to use the premises for the performance of a play at different times to those listed in the column on the left, please list (please read guidance note 5) 		
Tue					
Wed					
Thurs					
Fri					
Sat					
Sun					

B

Exhibition of film Standard timings (read guidance note 6)			Will the exhibition of films take place indoors, outdoors or both? Please tick. (Read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			<p><u>Please give further details here</u> (please read guidance note 3)</p> <p style="text-align: center;">N/A</p> <p><u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)</p> <p><u>Non-standard timings. Where you intend to use the premises for the exhibitions of film at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		
Tue					
Wed					
Thurs					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard timings (read guidance note 6)			Please give further details here (please read guidance note 3)
Day	Start	Finish	
Mon			<p><u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)</p> <p style="text-align: center;">N/A</p> <p><u>Non-standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Tue			
Wed			
Thurs			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard timings (read guidance note 6)			Will the boxing or wrestling entertainment take place indoors, outdoors or both? Please tick. (Read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon				Please give further details here (please read guidance note 3)	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4) N/A		
Thurs					
Fri			Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

Performance of live music Standard timings (read guidance note 6)			Will the performance of live music take place indoors, outdoors or both? Please tick. (Read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	11.00	02.00		Please give further details here (please read guidance note 3)	
Tue	11.00	02.00			
Wed	11.00	02.00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thurs	11.00	02.00			
Fri	11.00	02.00	Non-standard timings. Where you intend to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat	11.00	02.00			
Sun	11.00	02.00			

F

Playing of recorded music Standard timings (read guidance note 6)			Will the playing of recorded music take place indoors, outdoors or both? Please tick. (Read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11.00	02.00	Please give further details here (please read guidance note 3)		
Tue	11.00	02.00			
Wed	11.00	02.00	State any seasonal variations for playing recorded music (please read guidance note 4)		
Thurs	11.00	02.00			
Fri	11.00	02.00	Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	11.00	02.00			
Sun	11.00	02.00			

G

Performance of dance Standard timings (read guidance note 6)			Will the performance of dance take place indoors, outdoors or both? Please tick. (Read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) N/A		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thurs					
Fri			Non-standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

Entertainment of a similar description to that falling within (e), (f) or (g) Standard timings (read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors, outdoors or both. Please tick. (Read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 3)		
Wed			N/A		
Thu			State any seasonal variations for entertainment (please read guidance note 4)		
Fri					
Sat					
Sun					
			Non-standard timings. Where you intend to use the premises for the entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		

I

Late Night Refreshment Standard timings (read guidance note 6)			Will the provision of late night refreshment take place indoors, outdoors or both? Please tick (Read guidance note 2).			
Day	Start	Finish	Indoors			
Mon					Outdoors	
			Both			
Mon			Please give further details here (please read guidance note 3)			
Tue			N/A			
Wed						
Thu						
Fri						
Sat			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Sun			Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 5)			

J

Supply of alcohol Standard timings (read guidance note 6)			Will the sale of alcohol be for consumption on the premises, off the premises or both? Please tick. (Read guidance note 6)	On the premises	
Day	Start	Finish		Off the premises	
Mon	1100	0200	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	1100	0200			
Wed	1100	0200	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thurs	1100	0200			
Fri	1100	0200			
Sat	1100	0200			
Sun	1100	0200			

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 8)

None.

L

Hours premises are open to public Standard timings (read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	1100	0200 03.00	
Tue	1100	0200 03.00	
Wed	1100	0200 03.00	
Thurs	1100	0200 03.00	
Fri	1100	0200 03.00	
Sat	1100	0200 03.00	
Sun	1100	0200 03.00	

M

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

Surname	SETERE		Forename(s)	LINA		
State any previous names						
They are 18 years old or over	Yes	No	Their Date of Birth	Please tick		
	<input checked="" type="checkbox"/>	<input type="checkbox"/>		Day	Month	Year
	BLACKPOOL		Post Code			
Telephone Number						
Email Address						
Personal Licence Number (if known)	PA4229.					
Expiry date of Personal Licence	N/A.					
Issuing Licensing Authority (if known)	BLACKPOOL					

Describe the steps you intend to take to promote the four licensing objectives:

General – all four licensing objectives (b,c,d,e) (See guidance note 9)

b) The prevention of crime and disorder

CCTV FITTED IN ALL PUBLIC AREAS
THE PREMISES WILL BE FOOTLED AND NOT USED AS A
V.D.E.
1 DOORSTAFF TO BE EMPLOYED ON THE PREMISES FROM 21:00hrs
ALL 0200 EVERY FRIDAY + SATURDAY, ADDITIONAL DOORSTAFF WILL
BE EMPLOYED ON A RISK ASSESSED BASIS

c) Public Safety

FIRE ALARM + ELECTRICAL INSTALATION WILL BE RENEWED
AND CERTIFICATED BY SUITABLY QUALIFIED PERSONS

d) The prevention of public nuisance

SIGNS AT THE ENTRANCE AND EXITS ADVISING CUSTOMERS
TO LEAVE QUIETLY

e) The protection of children from harm

CHALLENGE 25 POLICY TO BE IN PLACE
ALL STAFF TRAINING WILL BE AVAILBLE FOR INSPECTION

If yes please tick

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application, including the plan and consent by the proposed supervisor form (if applicable), to the responsible authorities
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application. (You may be asked to prove this, it is therefore in your best interests to provide a copy of the advert to the Licensing Department).
- 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 5 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (please read guidance note 11) **If signing on the behalf of the applicant please state in what capacity.**

Signed	x SAMUEL OYSTON
Print Name	x <i>Samuel Oyston</i>
Capacity	APPLICANT
Date	24/08/2016

Where the premises licence is jointly held signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 12) **If signing on behalf of the applicant please state in what capacity.**

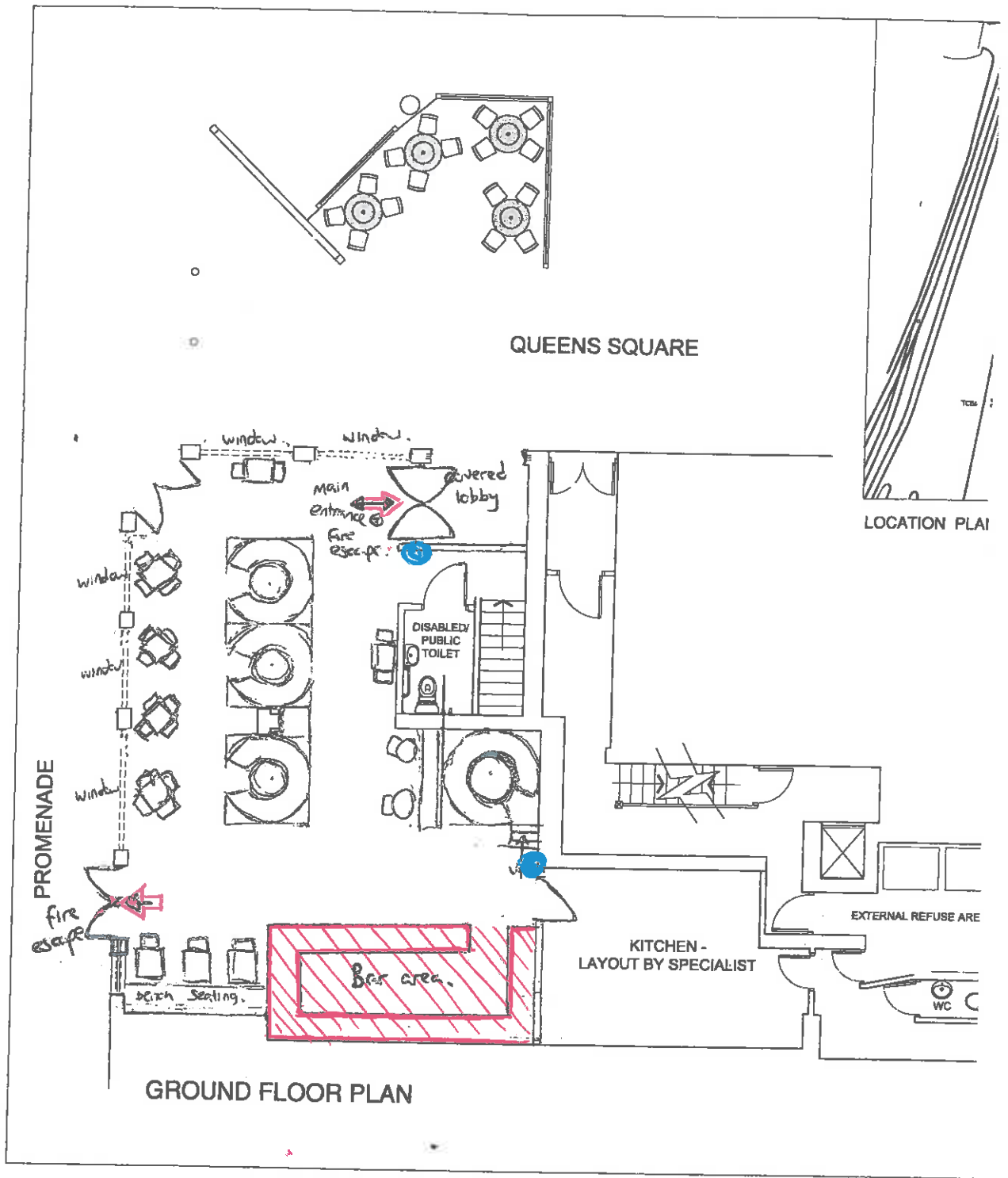
Signed	
Print Name	
Capacity	
Date	

Contact name (where not previously given) and address for correspondence associated with this application. (Please read guidance note 13)									
Title:	Mr	Mrs	Miss	Ms					
Forename(s)					Surname				
Address for Correspondence associated with this application									
						Post Code			
Telephone Number					Mobile Number				
E-Mail Address									

Notes for Guidance

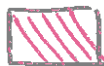
1. Describe the premises. For example the type of premises, it's general situation and layout and any other information that could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place is and its proximity to the premises.
2. Where taking place in the building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. Please give timings in 24-hour clock format (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on. If you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish for people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises that may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi nudity, films of restricted age groups, the presence of gaming machines.
9. Please list here the steps you will take to promote all four licensing objectives together.
10. The application must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, the applicants or their respective agents must sign the application form.
13. This is the address that we shall use to correspond with you about this application.

136-140 Promenade Blackpool, FY1 1RA



Key

alcohol sales



beach seating



tables & chairs



fire escape




fire fighting equipment



Blackpool Council Licensing Service

**Representation made by a Responsible Authority
to an application for the grant / variation of a Premises Licence /
Club Premises Certificate**

Responsible Authority

Name of Responsible Authority	LANCASHIRE CONSTABULARY		
Name of Officer (please print)	PS1747 Helen Parkinson		
Signature of Officer	 PS1747		
Contact telephone number	01253 604074		
Date representation made	21	09	16
Do you consider mediation to be appropriate	YES		<input type="checkbox"/>

Premises Details

Premises Name	136-140 The Promenade
Address	136-140 The Promenade
	Blackpool
	Lancashire
Post Code	FY1 1RA

Reasons for making representations

I am in receipt of an application for a new Premises Licence for the above address.

On behalf of the Chief Officer of Police, having reviewed the application the Police make formal objections on the following grounds:

The premises falls within the Cumulative Impact Zone, a zone set up by the council due to the concentration of licenced premises within Blackpool Town Centre and the cumulative effect all the premises are having on Crime and disorder.

The location of the premises is a particular hotspot for crime and disorder in the town centre and police believe a further premises operating into the early hours of the morning will contribute to this.

The Policy states that a premises licence in the Cumulative Impact Zone should only be granted in 'genuinely exceptional circumstances' where the granting of the licence will not undermine the policy. Although the application is comprehensive police don't feel that this has been achieved in this case, as it is not classed as exceptional merely on the grounds that the premises will be operated within the terms of its licence and will be well managed, as this is expected from any application.

Police have entered into Mediation with the applicant in this case in an attempt to agree conditions that

police believe will not undermine the policy and therefore not increase/contribute to crime and disorder. A list of conditions were drawn up by police in order to achieve this and all the following conditions have already been agreed with the applicant:

1. At least one personal licence holder will be available while the supply or 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.
2. Another member of staff shall be nominated to act for the DPS in their absence whose identity is known by all staff when such absence occurs.
3. 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.
4. Risk assessments carried out by or on behalf of the licence holder which relate to a licensing objective will be available for inspection by an authorised officer.
5. A zero tolerance drugs policy will be adopted at the premises.
6. Security/staff arrangements will be sufficient to discourage the sale and consumption of drugs and shall ensure such arrangements include regular checks of toilet areas.
7. Where there is reasonable suspicion that drugs are being carried, the licensee shall ensure that the outer clothing, pockets and bags of those entering the venue are searched by a trained staff member of the same sex.
8. Clearly visible notices, in a form prescribed by the Council, shall be displayed advising those attending that:
 - a) It is a condition of entry that customers agree to be searched and
 - b) Police will be informed if anyone is found in possession of controlled substances or weapons.
9. Records of incidents involving the use, and/or detection of drugs shall be maintained and those records shall be available for inspection.
10. Confiscated and found drugs shall be transferred to the police in accordance with procedures agreed with Lancashire Constabulary.
11. No person in possession of a drink in a sealed or unsealed container will be allowed to enter the premises except for the purposes of delivery.
12. Appropriate measures will be taken to ensure staff prevent the removal of bottles or glasses from the curtilage and grounds of the licensed premises.
13. Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises
14. All drinking vessels, used at the premises, will be made of toughened glass or polycarbonate.
15. An incident book will be maintained in which will be recorded:
 - All incidents of crime and disorder.
 - Refused sales to suspected underage and drunken persons.
 - A record of any person asked to leave the premises or that are removed from the premises.
 - Details of occasions on which the police are called to the premises.
 - A record of persons searched on suspicion that drugs are being carried and their reason for such suspicion.
 - The book will be available for inspection by a police officer.

16. All members of staff shall receive suitable training with regard to serving drunks and are to receive regular refresher training at intervals of a maximum of 6 months, records to evidence this will be made available to authorised officer upon request.
17. Any person within the premises who appears to be intoxicated who is behaving in a disorderly manner will be asked to conduct themselves correctly and if they refuse they will be asked to leave the premises and will be escorted off the premises in a calm and appropriate manner.
18. No entertainment of an adult or sexual nature will take place on the premises.
19. A Challenge 25 proof of age policy shall be implemented and adhered to. Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:
 - A recognised proof of age scheme accredited under the British Retail Consortiums Proof of Age Standards Scheme (PASS).
 - Photo driving licence.
 - Passport.
 - Official ID card issued by HM Forces or European Union bearing a photograph and date of birth of the holder.

If no suitable identification is provided the sale of alcohol to them will be refused.
20. All staff involved in the sale of alcohol shall receive suitable training in relation to proof of age scheme to be applied upon the premises. All staff receive regular refresher training at intervals of at least 4 months. Records to evidence this will be made available to officers upon request.
21. Suitable signage will be displayed to specify the Challenge 25 policy is in place.
22. Persons under the age of 18 shall only be admitted onto the premises in the company of an adult. Except for pre-arranged private functions and ticketed events, children under 16 shall vacate the premises by 21:00 unless partaking in a meal or family function.
23. Functions which specifically target young people aged 17-18 years (for example birthday parties) will not be allowed to take place on the premises.
24. Any outside seating area is to be clearly defined and separated from the public footpath. A fixed or removable barrier must enclose the outside seating area.
25. CCTV must be installed internally and externally at the premises and must comply with the following:
 - i. Appropriate signage alerting customers to CCTV recording must be displayed in conspicuous positions on the premises.
 - ii. The CCTV system must be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises must be covered by the system. The system will incorporate a camera covering each of the main entrance doors and each camera must be capable of providing an image which is regarded as identification standard in all lighting conditions.
 - iii. The system must record all hours the premises are open to the public.
 - iv. Recordings must display the correct date and time.
 - v. Digital recordings must be held for a minimum period of 28 days. The system must as a minimum record images of the head and shoulders of all persons entering the premises.
 - vi. CCTV must be available to be viewed within 60minutes of request from the Police, responsible authorities or an authorised person and provide footage in a viewable format within 48 hours of request, with minimum delay.
 - vii. The licence holder must notify the Police Licensing Unit on any occasion when the CCTV is to be inoperative for a period in excess of one working day and shall provide a certificate from

a competent person stating the reason for the system being inoperative and the measures which have been taken to satisfy the conditions of this licence.

viii. Bi-annually documented maintenance checks by a suitably qualified CCTV engineer must be made of the CCTV system to ensure that the system is in good working order and is operating in compliance with the conditions of this licence.

26. The primary purpose of the premises will be that of a restaurant / bistro/ cafe serving food, with additional use for pre-arranged events, functions and other entertainment. The sale of alcohol will be ancillary to these uses, but shall not restrict the sale of alcohol during permitted hours after conclusion of food service.
27. The provision of food, including full meals and snacks will form a substantial element of the operation of the premises with sufficient furniture and seating provided and set out in such a way that it does not become a high volume, vertical drinking establishment.
28. Table seating shall be provided for a minimum of 70% of the maximum floor area on each floor of the premises, save for pre-arranged private functions.
29. The departure of customers from the premises shall be effectively managed by staff who will request patrons to leave quietly and to avoid causing noise, nuisance or disturbance in the area.
30. The premises licence holder will risk assess the requirement for door supervisors at the premises and shall employ door supervisors in such numbers and at such times as is deemed necessary by the risk assessment. The requirement to provide door supervisors as determined by risk assessment will equally apply in respect of private functions and ticketed events where admission is only permitted by ticket purchases in advance.
31. The premises shall have no fewer than 2 SIA registered door supervisors, only when regulated entertainment takes place, on a Friday, Saturday and Bank Holiday Sunday. Their shift will begin no later than 21:00 finishing no earlier than the closing time of the venue.
32. All door staff shall sign a register when performing duties at the premises. This register is to contain the full names, SIA badge numbers and contact details of that person. Those records are to be made available on request to any relevant authority for the purposes of investigating or preventing crime or apprehending or prosecuting an offender.
33. Other than in the areas designated for drinking and indicated in this application, no person shall be permitted by the designated premises supervisor or persons acting under his/her authorisation to remove alcohol from the premises in an open container.
34. Patrons shall not be permitted to consume drinks outside after 2200 each night. Signs shall be displayed in prominent positions warning customers that they will not be permitted to eat or drink in the external areas after these times
35. Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises.
36. In the outside area, the supply of intoxicating liquor shall be by waiter/waitress service only and only to persons seated at tables.
37. All tables and chairs in the outside area shall be stacked, secured and covered promptly and in any event no more than 30 minutes after the time at which patrons are no longer permitted to consume drinks in the area.
38. No customers shall be admitted to the premises 30minutes prior to the end of licensable activities. For the avoidance of doubt, this condition shall not apply to those customers who

were on the premises prior to the stated times, and who exited the premises for the purpose of smoking.

39. All internal lobbied doors to any entrance/exit point, fire exit doors and external windows shall be closed after 22:30hours except in the event of an emergency and save for the purposes of access and egress.

The one issue that cannot be agreed on are the licensing hours. Police believe that a 02:00hours licence would increase the risk of crime and disorder and add to the issues already endured within the town centre by the emergency services particularly at weekend. Within Queen Street, Queen Square and The Strand there is a significant concentration of late night premises and is a particular hot spot already, particularly into the early hours. There are no further conditions that can be added to prevent this, other than reducing the hours to 01:00 so people are dispersed before the late night congregation takes effect.

Lancashire Constabulary has significant concerns that crime and disorder will increase if this premises is allowed to operate within the licensable hours requested by the applicant. This will add to the cumulative impact already being experienced within the Town Centre Saturation Area and would lead to alcohol fuelled crime and disorder and contribute to the stress and further burden on the emergency services.

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

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