

Blackpool Council

20 October 2017

To: Councillors Humphreys, Hutton and Singleton

The above members are requested to attend the:

LICENSING PANEL

Wednesday, 25 October 2017 at 10.30 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 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
- 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 TEMPORARY EVENT NOTICE- BLACKPOOL SUBSCRIPTION BOWLING CLUB (Pages 1 - 14)

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION FOR A TEMPORARY EVENT NOTICES- Blackpool Subscription Bowling Club
- c. ANNOUNCEMENT OF THE DECISION FOR A TEMPORARY EVENT NOTICES- Blackpool Subscription Bowling Club

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:	Mark Marshall, Head of Licensing Services
Date of Meeting :	25 October 2017

TEMPORARY EVENT NOTICE – BLACKPOOL SUBSCRIPTION BOWLING CLUB

1.0 Purpose of the report:

1.1 To consider the temporary event notice submitted by Peter Jason Dixon in respect of the event taking place 28-29 October 2017.

2.0 Recommendation(s):

2.1 The panel is requested to consider the objection and determine whether to allow the event to go ahead, add conditions to the TEN or issue a counter notice.

3.0 Reasons for recommendation(s):

3.1 An objection has been received therefore there must be a hearing to consider whether to issue a counter notice.

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.

4.0 Background Information

4.1 On 12 October 2017 the Licensing Service was served with a temporary event notice on behalf of Blackpool Subscription Bowling Club, Somerset Avenue, Blackpool. This notice relates to the provision alcohol 18.00 – 01.30 hours, regulated entertainment 18.00 – 00.30 hours and late night refreshment 23.00 – 01.30 hours on the following

dates 28-29 October 2017.

The Environmental Protection department have objected to the event taking place on the ground of preventing noise nuisance. A hearing is therefore required to determine whether a counter notice should be issued to prevent the event from taking place. A copy of the objection is attached.

4.2 Local policy considerations

None.

4.3 National policy considerations

Section 7 – Temporary Event Notices is relevant

The system of permitted temporary activities is intended to be a light touch process where notice is given by the premises user that they intend to carry out specified activities. The police and environmental health team have three working days to object to the notice on the basis of any of the four licensing objectives.

Observations

At the hearing the panel can either let the event go ahead, serve a counter notice to prevent the event going ahead or after considering the representations, the panel may decide that it is appropriate for the promotion of the licensing objectives to impose one or more conditions onto the TEN. The panel can only add existing conditions from the club premises certificate.

The certificate has the following conditions:

Annex 2 - Conditions consistent with the Operating Schedule

1 No intoxicating liquor shall be supplied otherwise than to a person who has attained the age of 18 years and is:

a) A member of the club who has been a member for at least 24 hours, or whose application or nomination for membership was made at least 2 days before his admission to the club;

OR

b) A bona fide guest of such a member

2 A list of names and addresses of members to be kept on the premises and shall be provided to a Police Constable in uniform on request.

3 A copy of the Club Rules must be given to every member upon his election to

the Club.

- 4 Entry of members and guests shall be supervised by a door person.
- 5 The licence holder is to support and rigorously enforce the Challenge 21 Proof of Age policy. Any person who looks or appears to be under the age of 21 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:
 - i. Photo Driving Licence
 - ii. Passport
 - iii. Proof of Age Standards Scheme Card

OR any other locally or nationally approved form of identification which may be introduced in the future.
- 6 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.

Annex 3 - Conditions attached after a hearing by the licensing authority

- 1 All complaints must be logged in a 'Complaints Register' which must be available for inspection by any authorised Local Authority Officer.
- 2 A notice must be prominently displayed at each exit asking members and guests to please keep the noise to a minimum in order to avoid disturbance to local residents.

4.4 Does the information submitted include any exempt information? No

4.5 **List of Appendices:**

Appendix 4a: Temporary Event Notice
Appendix 4b: Objection from Environmental Protection

6.0 Legal considerations:

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

7.0 Human Resources considerations:

7.1 None.

8.0 Equalities considerations:

8.1 None.

9.0 Financial considerations:

9.1 None.



* required information

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You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

Bowl 7/17

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

First name

Peter

Family name

Dixon

E-mail address

tim.pipe@hotmail.com

Main telephone number

07967728469

Include country code.

Other telephone number

- Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

Building number or name	<input type="text" value="205"/>
Street	<input type="text" value="westmorland ave"/>
District	<input type="text"/>
City or town	<input type="text" value="Blackpool"/>
County or administrative area	<input type="text" value="Lancashire"/>
Postcode	<input type="text" value="FY1 5QR"/>
Country	<input type="text" value="United Kingdom"/>

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APPLICATION DETAILS ([See also guidance on completing the form, general notes and note 1](#))

Have you had any previous or maiden names?

- Yes No

Your date of birth / /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name	<input type="text" value="205"/>
Street	<input type="text" value="westmorland ave"/>
District	<input type="text"/>
City or town	<input type="text" value="Blackpool"/>
County or administrative area	<input type="text" value="Lancashire"/>
Postcode	<input type="text" value="FY1 5QR"/>
Country	<input type="text" value="United Kingdom"/>

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

E-mail	<input type="text" value="tim.pipe@hotmail.com"/>
Telephone number	<input type="text" value="07967728469"/>
Other telephone number	<input type="text"/>

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THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). [\(See also guidance on completing the form, note 2\)](#)

Does the premises have an address?

- Yes No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

Building number or name	<input type="text" value="Blackpool Subscriptions Bowling Club"/>
Street	<input type="text" value="Somerset ave"/>
District	<input type="text"/>
City or town	<input type="text" value="Blackpool"/>
County or administrative area	<input type="text" value="Lancashire"/>
Postcode	<input type="text" value="FY1 5QJ"/>
Country	<input type="text" value="United Kingdom"/>

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

- Neither Premises licence Club premises certificate

Club premises certificate number	<input type="text" value="CP0026"/>
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Location Details

Provide further details about the location of the event

MEMBERS LOUNGE

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below [\(see also guidance on completing the form, note 3\)](#)

Describe the nature of the premises below [\(see also guidance on completing the form, note 4\)](#)

BOWLING CLUB

Describe the nature of the event below [\(see also guidance on completing the form, note 5\)](#)

HALLOWEEN PARTY FOR MEMBERS AND GUESTS. LIVE ACCOUSTIC GROUP UNTIL 0030

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LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises

[\(see also guidance on completing the form, note 6\):](#)

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- The provision of late night refreshment
- The giving of a late temporary event notice

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.
[\(See also guidance on completing the form, note 7\).](#)

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

[\(see also guidance on completing the form, note 8\)](#)

Event start date / /
 dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date / /
 dd mm yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

1800 HRS-0130HRS

[\(see also guidance on completing the form, note 9\)](#)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

80

Note that the maximum number of people cannot exceed 499.

[\(see also guidance on completing the form, note 10\)](#)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

[\(see also guidance on completing the form, note 11\):](#)

- On the premises only
- Off the premises only
- Both

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RELEVANT ENTERTAINMENT [\(See also guidance on completing the form, note 12\)](#)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

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PERSONAL LICENCE HOLDERS [\(See also guidance on completing the form, note 13\)](#)

Do you currently hold a valid personal licence?

- Yes
- No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue / /
dd mm yyyy

Any further relevant details

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PREVIOUS TEMPORARY EVENT NOTICES [\(See also guidance on completing the form, note 14\)](#)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

Yes No

State the number of temporary event notices you have given for events in that same calendar year

Have you already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or Yes No

b) Begins 24 hours or less after the event period proposed in this notice?

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ASSOCIATES AND BUSINESS COLLEAGUES [\(See also guidance on completing the form, note 15\)](#)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

Yes No

State the total number of temporary event notices your associate(s) have given for events in the same calendar year

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or Yes No

b) Begins 24 hours or less after the event period proposed in this notice?

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Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? Yes No

State the total number of temporary event notices your business colleague(s) have given for events in the same calendar year

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: Yes No

a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice?

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CONDITION [\(See also guidance on completing the form, note 17\)](#)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £21

DECLARATION [\(See also guidance on completing the form, note 18\)](#)

- * The information contained in this form is correct to the best of my knowledge and belief
 - * I understand that it is an offence:
 - * (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and
 - * (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both
- I understand that the information I have provided, will be held by the Council on both computerised and manual files.
- * This data may be made available on a public register if so required by relevant legislation. The data may also be disclosed to other departments within the Council and other organisations, but only in order to ensure compliance with relevant legislation, for identification purposes or to prevent or detect fraud or a crime.
- Ticking this box indicates you have read and understood the above declaration

Continued from previous page...

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

Full name

Capacity

Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/blackpool/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

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Blackpool Council Licensing Service Objection to a Temporary Event Notice by Blackpool Council Environmental Protection Department				
Responsible Authority		Blackpool Council Environmental Protection Dpt.		
Name of Officer <i>(please print)</i>	Nicky Todd			
Signature of Officer				
Contact telephone number	01253 478318			
Date representation made	18	10	2017	
Premises Details				
Premises Name	Blackpool Subscription Bowling Club			
Address	Somerset Avenue			
	Blackpool			
Post Code	FY1 5QU			
Reasons for objecting				
<p>The premises are requesting for the playing of a live band until 00.30, the premises are located within a residential impact, with 9 Somerset Avenue being the nearest receptor less than 100m from the site. The volume of noise generated from a live band can have the potential to cause a nuisance to residents.</p>				
<p>Blackpool Council Environmental Protection Department recommend to the Panel that a Counter Notice be served by the Licensing Authority unless the following restrictions or requirements can be imposed by condition.</p>				
<p>Recommendation of a band until 11.30pm followed by background music to reduce the impact on residents.</p>				

