

Blackpool Council

4 December 2018

To: Councillors Critchley, Hunter and Ryan

The above members are requested to attend the:

LICENSING PANEL

Tuesday, 11 December 2018 at 6.00 pm
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 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 THE VARIATION OF A PREMISES LICENCE- LA CASA (Pages 1 - 32)

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION FOR THE VARIATION OF A PREMISES LICENCE- LA CASA
- c. ANNOUNCEMENT OF THE DECISION FOR THE VARIATION OF A PREMISES LICENCE- LA CASA

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**

Date of Meeting : 11 December 2018

APPLICATION TO VARY A PREMISES LICENCE – La Casa, 14 Dickson Road

1.0 Purpose of the report:

1.1 To consider an application to vary Premises Licence PL1868 issued in respect of La Casa, 14 Dickson Road.

2.0 Recommendation(s):

2.1 To consider the application and determine whether the granting of this variation would adversely impact on the licensing objectives.

3.0 Reasons for recommendation(s):

3.1 Representations 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 a variation application is received and representations submitted it must be considered by the Licensing Panel.

4.0 **Background Information**

4.1 On 18 October 2018, the Licensing Service received an application from Janafarag Limited to vary the Premises Licence issued in respect of La Casa, 14 Dickson Road.

4.2 The licence currently authorises the playing of recorded music (indoors) and the sale of alcohol (for consumption on the premises) during the following times:

Sunday to Thursday 17.30 to 01.00

Friday to Saturday 17.30 to 03.00

Late night refreshment is also currently authorised:

Sunday to Thursday 23.00 to 01.00

Friday to Saturday 23.00 to 03.00

There are a number of conditions currently on the licence, including the requirement that "Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as ancillary to the meal."

4.3 The application requests permission to remove the condition restricting sales of alcohol to those taking table meals at the premises. It also requests that the start time for the supply of alcohol is brought forward to 11am and requests the addition of permitted regulated entertainment:

Performance of plays, exhibition of films, indoor sporting events, live music, recorded music, performance of dance and any other entertainment of a similar description –

Sunday to Thursday 11.00 – 01.00

Friday to Saturday 11.00 – 03.00

A copy of the application is attached. During the consultation period the following conditions were agreed with the Child Protection Licensing Officer:

"Persons under the age of 18 years shall not be permitted to be on the premises after 22.00 hours."

"Whenever children are allowed on the premises, any entertainment offered within the premises shall be suitable for young persons."

4.4 Representations have been received from Lancashire Constabulary, Environmental Health and the Licensing Authority. Copies of the representations are attached at Appendices 4b, 4c and 4d.

4.5 **Local policy considerations**

This premises is situated within the town centre saturation area. The effect of this policy is to create a rebuttable presumption that applications 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 following sections of the policy are relevant:

4.7.8 An application is not likely to be classed as exceptional merely on the grounds 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.

This policy will only be overridden in genuinely exceptional circumstances where the applicant can demonstrate that the granting of the application will not undermine the policy and the reasons for it.

4.6 **National policy considerations**

9.12 – The police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area. The police should usually therefore be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective. However, any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations. Licensing authorities must therefore consider all relevant representations from responsible authorities carefully, even where the reason for a particular responsible authority's interest or expertise in the promotion of a particular objective may not be immediately apparent.

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

14.40 – Where relevant representations are received and a licensing authority decides to grant an application it will need to provide the applicant, the chief officer of police and all parties who made relevant representations with reasons for granting the application and this should include any reasons for departing from their own policy.

14.44 - 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 or more of the licensing objectives and that appropriate conditions would be ineffective in preventing the problems involved

4.7 Observations

The following conditions are currently attached to the Premises Licence in addition to the mandatory conditions:

Annex 2 - Conditions consistent with the Operating Schedule

- 1 No alcohol will be allowed to be consumed outside.
- 2 Windows and doors will be kept closed after 2200.
- 3 Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as ancillary to the meal.
- 4 The supply of alcohol will be by waiter/waitress service only and only to persons seated at tables.
- 5 The Licence Holder and the Designated Premises Supervisor are to support and rigorously enforce a Challenge 25 Proof of Age policy. 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) UK photo driving licence
 - (b) Valid passport
 - (c) Proof of Age Standards Scheme CardOR
 - (d) any other nationally or locally approved form of identification which may be introduced in the future.If no suitable identification is provided, sale of alcohol to them will be refused.
- 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.
- 7 A notice or notices shall be displayed in the premises where they can be clearly seen and read and will indicate that it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.

- 8 An authorisation of sales, 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.
- 9 A personal licence holder (whose identity will be known to all other staff engaged in the sale or supply of alcohol) will be available to attend the premises whenever the sale or supply of alcohol is being undertaken, except in the case of emergency.
- 10 The licence holder and the Designated Premises Supervisor shall nominate another person, who will deputise for the Designated Premises Supervisor in his/her absence, and shall ensure that the identity of the deputy is known by all other staff when such absence occurs.
- 11 Any person under the age of 16 must be accompanied by a responsible adult and remains the responsibility of the accompanying adult at all times when using the premises in the licensed areas of the premises. Members of staff are not allowed to be in sole supervision of children.
- 12 No person in possession of an alcoholic drink in an unsealed container shall be allowed to enter or leave the premises. Appropriate measures will be taken to ensure staff prevent the removal of bottles and glasses from the curtilage and grounds of the licensed premises. The Licence holder and the Designated Premises Supervisor shall erect and maintain signage on or adjacent to all exits advising patrons of this policy and the intention of staff to enforce a no exit with a bottle policy.
- 13 The Licence Holder and the Designated Premises Supervisor shall ensure that only toughened glass or polycarbonate vessels are used to dispense beverages to customers.
- 14 Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises.
- 15 An incident book will be maintained, in which shall be recorded:
 - (i) All incidents of crime and disorder
 - (ii) Refused sales to suspected under age / drunken persons
 - (iii) A record of any person refused admission or asked to leave the premises
 - (iv) Details of occasions upon which the Police are called to the premises
 - (v) The use or discovery of drugs

That book shall be available for inspection by a Police Officer or authorised

person.

- 16 An adequate number of licensed door supervisors will be on duty as appropriate to any risk assessment at the premises.
- 17 All door staff employed at the entrance/exit of the licensed premises will wear a reflective jacket/tabard of a design approved by the Lancashire Constabulary.
- 18 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.
- 19 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.
 - The system will display on any recording the correct time and date of the recording.
 - The system will make recordings during all hours the premises are open to the public.
 - VCR tapes or digital recording shall be held for a minimum of 31 days and 28 days respectively, after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.
 - The system will, as a minimum, record images of the head and shoulders of all persons entering the premises.
- 20 A staff member who is conversant with the operation of the CCTV system will be on the premises at all times the premises are open to the public. This staff member will be able to show recent data or footage with the absolute minimum of delay when requested to a Police Officer or to a Local Authority Enforcement Officer.
- 21 The Licence Holder or Designated Premises Supervisor shall 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 licence conditions.

- 22 Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.
- 23 Annual documented maintenance checks of the CCTV system, including the recording system will be undertaken by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.
- 24 Security arrangements are sufficient to discourage the sale and consumption of drugs and shall ensure such arrangements include regular checks of toilet areas.
- 25 Confiscated and found drugs shall be stored, disposed, transferred in accordance with procedures agreed with the Lancashire Constabulary.
- 26 The licence holder and the Designated Premises Supervisor shall arrange adequate supervision of any queue which may form to gain entry to the premises.
- 27 The licence holder shall erect and maintain in a prominent position at every exit a clear and conspicuous notice requesting patrons to avoid causing noise, nuisance or disturbance to local residents.
- 28 The licensee shall ensure that staff arriving before 0900 or departing late at night when the business has ceased trading conduct themselves in such a manner to avoid disturbance to nearby residents.
- 29 The premises licence holder will arrange for litter dropped in the vicinity of the licensed premises to be collected and removed at the licence holder's expense at a frequency of not less than 60 minute intervals during opening hours.
- 30 For the purposes of the condition above, the collection and removal of litter should be taken to include the washing away to the gutter of spilled food and similar materials so as to leave the footway in a clean, safe and wholesome condition.
- 31 The premises licence holder will be expected to accept the Council's voluntary code of practice for litter and refuse. The code of practice is available from the Director of Technical Services.
- 32 When food for consumption off the premises is sold, adequate waste receptacles for use by patrons shall be provided in the local vicinity. The positioning of the receptacles shall be agreed by the Council, and the responsibility for disposing of the collected waste shall rest with the licensee.

- 33 The licensee shall ensure that noise or vibration shall not emanate from the premises such as to cause persons in the neighbourhood to be disturbed. To this end sound insulation shall be provided and regard must be had to the ventilation requirements for the premises. All sound insulation shall be installed to the satisfaction of the Council.
- 34 The licensee shall ensure that cooking, noxious or persistent smells generated at the premises do not cause nuisance to nearby properties, and that the premises shall be adequately ventilated to the satisfaction of the Head of Environmental Services.
- 35 Flashing or bright lights on or outside the licensed premises shall be positioned or screened in such a manner so as not to cause inconvenience to nearby properties.

4.8 Does the information submitted include any exempt information? No

4.9 **List of Appendices:**

Appendix 4a: Application
Appendix 4b: Representation from Lancashire Constabulary
Appendix 4c: Representation from Environmental Protection
Appendix 4d: Representation from Licensing Authority

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.

Blackpool Council

APPLICATION TO VARY A PREMISES LICENCE

Applicant Name(s): Sanafarag Ltd / AMALAI FAZZOUZ



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/licensing

Application to vary a Premises Licence 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:
Jana Farag Ltd

I/We the premises licence holder/s named above, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1

Premises Licence number:	PL1868
---------------------------------	--------

Part 1 – Premises Details

Premises Address	Lacasa			
	14 DICKSON ROAD			
	Blackpool	Post Code	FY1	2AE
Telephone Number of premises (if any)	01253 751288 / [REDACTED]			
Non-domestic rateable value of premises	£12250 @ 13/1/18			

Part 2 – Applicant details

Title:	Mr	<input checked="" type="radio"/> Mrs	Miss	Ms	Other	Forename(s)		
Surname	[REDACTED]				Date of Birth	Day	Month	Year
Home address	[REDACTED]							
	[REDACTED]						Post Code	[REDACTED]
Telephone Number	[REDACTED]				Mobile Number	[REDACTED]		
E-Mail address	[REDACTED]							

SECOND INDIVIDUAL APPLICANT (If Applicable)

Title:	Mr	Mrs	Miss	Ms	Other	Forename(s)						
							Date of Birth	Day	Month	Year		
Surname												
Home address												
		Post Code										
Telephone Number						Mobile Number						
E-Mail address												

A. OTHER APPLICANTS

Please provide name and registered address of 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	Janafarag Ltd										
Address	10 DICKSON Road										
	Blackpool										
	Post Code	F	Y	1	2	A	E				
Registered number	10180713										
Description of applicant (for example partnership, company, unincorporated association)											
LTD											
Telephone number	[REDACTED]										
E-Mail address (optional)	[REDACTED]										

Part 3 – Variation

If yes please tick

Do you want the proposed variation to have effect as soon as possible?

If not, when do you want the variation to take effect from?

Day		Month		Year			

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

If your proposed variation would mean that 5,000 or more people could be expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

- To open From 11.00 to 01.00 Sunday to Thursday
- From 11.00 to 03.00 Friday and Saturday
- To supply Alcohol for consumption on the premises
- Provision of Regulated Entertainment as follows
 - a) A Performance of play
 - b) An exhibition of a film
 - c) An indoor sporting event
 - e) A performance of live music
 - f) Any playing of Recorded Music
 - g) A performance of dance
 - h) Entertainment of a similar description to that falling within (e), (f) or (g)
- provision of late night refreshment

Part 4 – Operating Schedule

Please complete those parts of the Operating Schedule below that would be subject to change if this application to vary is successful.

Provision of regulated entertainment (please see guidance note 3):

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)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L, and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	11.00	01.00	Please give further details here (please read guidance note 5)	Both	
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variation for performing plays (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Mon	11.00	01.00	Please give further details here (please read guidance note 5)		
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variation for the exhibition of films (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	Non-standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

C

Indoor sporting event Standard days and timings (please read guidance note 8)			Please give further details (Please see guidance note 5)		
Day	Start	Finish			
Mon	11.00	01.00			
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variations for indoor sporting events (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	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 (Please see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variation for boxing or wrestling entertainment (please read guidance note 6)		
Thu					
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 see guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	11.00 11.00	01.00 01.00	Please give further details here (please read guidance note 5)	Both	
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variation for performance of live music (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the performance of recorded music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11.00	01.00	Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variation for playing recorded music (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	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 see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11.00	01.00	Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variation for the performance of dance (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	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 see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

H

Anything of a similar description to that falling within (E), (F) or (G) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
			Will this entertainment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)		Indoors <input checked="" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	11.00	01.00			
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variation for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	Non-standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)		Indoors <input checked="" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	11.00	01.00			
Tue	11.00	01.00			
Wed	11.00	01.00	State any seasonal variation for the provision of late night refreshment (please read guidance note 6)		
Thu	11.00	01.00			
Fri	11.00	03.00	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 see guidance note 7)		
Sat	11.00	03.00			
Sun	11.00	01.00			

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	11.00	01.00	
Tue	11.00	01.00	
Wed	11.00	01.00	Non-standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please see guidance note 7)
Thu	11.00	01.00	
Fri	11.00	03.00	
Sat	11.00	03.00	
Sun	11.00	01.00	

Please identify those conditions currently imposed on the licence that you believe could be removed as a consequence of the proposed variation you are seeking

- ANNEX 2, CONDITIONS NO (3) ALCOHOL SHOULD NOT BE SOLD OR SUPPLIED ON THE PREMISES OTHER THAN TO PERSONS TAKING TABLE MEALS

- We would like to ^{REMOVE} ~~REMOVE~~ that condition to be able to serve alcohol with or without table meal on premises only

Ana
19/10/18

If yes please tick

I have enclosed the existing premises licence and summary

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes you are required to give your reasons for not including the licence, or any part of it below.

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (See guidance note 11)

we follow All Regulation and Rules to comply with the licensing objectives

b) The prevention of crime and disorder

- CCTV Recording indoor and outdoor
- incident Report to be completed
- All Signages to prevent crime and warning to be clearly visible
- clear and legible notice outside indicating the opening hours
- door staff will be available when necessary
- clear notices warning of potential criminal activity

c) Public Safety

- CCTV Recording indoor and outdoor
- Door staff to be available
- fire Book to be kept on premises
- Adequate access is provided for emergency
- All parts of premises and fitting and facilities will be maintained all times in good order and safe condition

d) The prevention of public nuisance

- doors to be kept shut after 22.00h
- All Music to be played on premises without disturbing others
- clear notices will be displayed at exits requesting to respect the residents and leave the premises quietly
- Debris carried out at times to prevent nuisance and disturbance
- Taxi operator number to be displayed

e) The protection of children from harm

- ~~no children to be allowed on premises at all.~~ ^{amended} ~~and~~ ^{valley}
- CCTV Recording indoors / outdoors

If yes please tick

- I have made or enclosed payment of the fee, or I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- I have sent copies of this application, a copy of the plan and a photocopy of the existing premises licence to responsible authorities and others where applicable
- I understand that I must advertise my application
- I have enclosed the premises licence or relevant part of it or an explanation why not
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on the behalf of the applicant please state in what capacity.

Signed	
Print Name	AMALA TAZZOUZ
Capacity	DIRECTOR
Date	18/10/18

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). 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 15)

Title:	<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	<input type="radio"/> Other	
Forenames	[REDACTED]				Surname	[REDACTED]
Address for Correspondence associated with this application	[REDACTED]					
	[REDACTED]					Post Code
Telephone Number	[REDACTED]				Mobile Number	[REDACTED]
E-Mail Address	[REDACTED]					

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period that the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy.
2. Describe the premises. For example the type of premises, its 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.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for "not-for-profit" film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises and (b) ensures that each such screening abides by age classification ratings.
 - Indoor Sporting Events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - A performance of unamplified live music between 08.00 and 23.00 on any day, on any premises;
 - A performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500;
 - A performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500;
 - A performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - A performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from (i) the local authority concerned or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded music: no licence permission is required for:
 - Any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - Any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.

- Any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - Any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - Any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the healthcare provider;
 - Any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor, and
 - Any entertainment (excluding films and boxing or wrestling taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in the building or other structure please tick as appropriate. Indoors may include a tent.
 5. 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
 8. 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.
 9. 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.
 10. 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.
 11. Please list here the steps you will take to promote all four licensing objectives together.
 12. The application must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, the applicants or their respective agents must sign the application form.
 15. This is the address that we shall use to correspond with you about this application.

<p>Blackpool Council Licensing Service</p> <p>Representation made by a Responsible Authority to an application for the variation of a Premises Licence</p>				
Responsible Authority				
Name of Responsible Authority	LANCASHIRE CONSTABULARY			
Name of Officer <i>(please print)</i>	PS1747 Helen Parkinson			
Signature of Officer				
Contact telephone number	01253 604074			
Date representation made	14	11	18	
Do you consider mediation to be appropriate			YES	
Premises Details				
Premises Name	La Casa			
Address	14 Dickson Road			
	Blackpool			
Post Code	FY1 2AE			
Reasons for making representations				
<p>I am in receipt of an application for a major variation to the premises licence for the above address. The variation includes increasing the hours for the sale of alcohol and playing of recorded music to include the daytime hours 11:00 – 17:30. The application requests increasing the licensable activities to include performance of a play, exhibition of films, indoor sporting event, performance of live music and entertainment that is of a similar description to music and dance.</p> <p>As well as altering and adding the above licensable activities the variation then goes on to request the removal of Condition 3 from annex 2.</p> <p>All these amendments suggest to Police that the licence holder is looking to completely change the operation of this premise. Currently it operates as a take-away; it has a licence to sell alcohol but currently chooses not to do this.</p> <p>Looking through the application, the Police do not object in principle to increasing the sale of alcohol hours to include the hours of 11:00 – 17:30 but this is ONLY the case with ALL the current the conditions on the licence remaining, meaning the premises remains effectively a restaurant/take-away.</p>				

Lancashire Constabulary does object to the removal of condition 3 from annex 2:

‘Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as ancillary to his meal.’

By removing the above condition it would completely change the operation of the premises from that of a restaurant/take-away which is of low risk of crime and disorder, to a drinking establishment which, along with the addition of the other proposed licensable activities, would increase the risk of crime and disorder and therefore have an adverse impact on the licensing objectives.

Effectively, as the premise currently has a licence to play recorded music until 3am on Friday and Saturday, removal of the food condition would allow it to turn into a Nightclub. Dickson Road already has two nightclubs directly across the road from La Casa and it has been well documented that the area suffers from a large amount of alcohol related crime and disorder. Allowing another premises to effectively become a nightclub Police fear would significantly add to this further.

The premises is located in Blackpool Town Centre, within the Cumulative Impact Zone, and suffers from high levels of crime and disorder and is in fact located in the most problematic area in terms of alcohol related crime and disorder for emergency services.

The premises is large in size as it is a double unit; twice the size of the other take-aways in the area. On speaking to Mr Aly Farag, his initial plan is to remove half of the food counter (which stretches across the whole length of the shop) and replace it with a bar. This would indicate that the sale of alcohol is planned to become the major operation of the premises. In addition the inclusion of all the other licensable activities requested make it clear to police that the plan for this premises is to become a vertical drinking establishment.

In a recent application to extend the hours of the premises in terms of Late Night refreshment, the applicant, at the initial hearing and subsequent appeal at Magistrates Court stated that due to financial ties, in order to make the business work, he would have to consider selling alcohol again but believed that this carried more risk than selling food alone. Therefore, the applicant is aware of the increased risk attached to selling alcohol.

As stated this application would indicate that the whole business model for the premises is looking to change, however, looking through the application there is no indication of exactly what the future plans for the premises are. Myself and Nicola Helm from Blackpool Council Environmental Protection Team visited Mr Aly Farag during the consultation period. Here he disclosed that he was left with no choice but to sell alcohol to try to keep the business going as he is tied into the lease. At that time however, there appeared to be no long-term plan as to what type of premises this was going to become.

A further concern for Police is with regards to the number of children who frequent this area into the early hours. The junction of Queen Street and Dickson Road is a key area where these youths, ranging from 12 to 17 years, regularly meet and perform card tricks to customers. One premise they are known to frequent is a small shop next door to La Casa, which is run by Mr Aly Farag, called Smokingos. By allowing La Casa to become a vertical drinking establishment this will expose these youths to an increased alcohol fuelled high risk environment.

From vast experience of working in this area over the past two years and knowing the history of recent years in terms of the work that has gone into the area around Dickson Road and Queen Street, Police firmly believe that removing a food condition and increasing the varieties of entertainment available to 3am, in effect creating a further

late night drinking establishment, would be detrimental to the work done to try to improve the area and would undermine the licensing objectives of prevention of crime and disorder, protect children from harm and protection of public safety.

To summarise,

Police object outright to the removal of condition 3 of Annex 2: 'Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as ancillary to his meal.'

Should this condition remain then police DO NOT object to increasing the daytime alcohol hours of 11:00 – 17:30.

Should the condition be removed then Police object to extending the hours of the other licensable activities, such as live music, indoor sporting events, plays and dance as these add to the alteration to the type of venue that this premises could become.

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

Should the committee agree to removing condition 3 of Annex 2, Police would like to see the following conditions attached to the licence:

- When the premises are open for licensable activities on Friday, Saturday, Sundays preceding Bank Holiday Mondays, Boxing Day and New Year's Eve, there will be two SIA-registered door supervisors on duty from 10pm. On all other opening times an adequate number of licensed door supervisors will be on duty as appropriate to any risk assessment.
- All alcoholic drinks will be served in polycarbonate or other appropriate non-glass vessels after 10pm on Fridays, Saturdays and Sundays preceding Bank Holiday Mondays, Christmas Eve and New Year's Eve.

This page is intentionally left blank

Blackpool Council Licensing Service				
Representation made by a Responsible Authority				
Responsible Authority				
Name of Responsible Authority	Blackpool Council			
Name of Officer <i>(please print)</i>	Nicola Helm			
Signature of Officer	N.Helm			
Contact telephone number	01253 478318			
Date representation made	07	11	18	
Do you consider mediation to be appropriate			YES	NO
Premises Details				
Premises Name	La Casa			
Address	14 Dickson Road			
	Blackpool			
Post Code	FY1 2AE			
Details of your representation (Please refer and attach any supporting documentation)				
<p>The existing licence that is held for the premises, permits the playing of recorded music until 3am, the application to vary the licence as requested for the following:</p> <ul style="list-style-type: none"> - Performance of a play - An exhibition of a film, - An indoor sporting event - A performance of live music - A Performance of dance <p>The timings for these are for 11am – 1am Sunday – Thursday and 11am – 3am Friday and Saturday.</p> <p>Environmental Protection would not be supporting this application due to residential dwellings being next door to the premises, the likelihood of a nuisance being caused from the premises to residents would be a nuisance and would prevent them from being able to rest within their own homes.</p>				
<p>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.</p>				

Suggested hours of operation:

A. Performance of a play (Indoors)

Sunday - Thursday	11:00	23:00
Friday - Saturday	11:00	00:00

B. Exhibition of films (Indoors)

Sunday - Thursday	11:00	23:00
Friday - Saturday	11:00	00:00

C. Indoor sporting event

Sunday - Thursday	11:00	23:00
Friday - Saturday	11:00	00:00

E. Performance of live music (Indoors)

Sunday - Thursday	11:00	23:00
Friday - Saturday	11:00	00:00

F. Playing of recorded music (Indoors)

Sunday - Thursday	17:30	01:00
Friday - Saturday	17:30	03:00

G. Performance of dance (Indoors)

Sunday - Thursday		
Friday - Saturday		

H. Entertainment of a similar description to that falling within E, F, or G (Indoors)

Sunday - Thursday	11:00	23:00
Friday - Saturday	11:00	00:00

I. Late night refreshment (Indoors)

Sunday - Thursday	23:00	01:00
Friday - Saturday	23:00	03:00

J. Supply of alcohol for consumption ON the premises only

Sunday - Thursday	17:30	01:00
Friday - Saturday		

Appendix 4d

Blackpool Council Licensing Service			
Representation made by a Responsible Authority			
Responsible Authority			
Name of Responsible Authority	Licensing Authority		
Name of Officer <i>(please print)</i>	Lee Petrak – Trading Standards & Licensing Manager		
Signature of Officer			
Contact telephone number	01253 477861		
Date representation made	12	11	2018
Do you consider mediation to be appropriate	<input checked="" type="checkbox"/> YES		<input type="checkbox"/> NO
Premises Details			
Premises Name	La Casa		
Address	14 Dickson Road		
	Blackpool		
Post Code	FY1 2AE		
Details of your representation (Please refer and attach any supporting documentation)			
<p>I am the above named person and I make these representations on behalf of the Licensing Authority. I am in receipt of an application to vary a premises licence submitted by Janafarag Ltd on 19th October 2018.</p> <p>I note that the application seeks to make provision for live entertainment in line with the existing operating hours, as well as removing condition 3 of Annex 2 in relation to the supply of alcohol only to persons on the premises taking a table meal.</p> <p>The location of the premises the subject of this application places it within the town centre saturation zone as referenced in paragraph 4.7.4 and Appendix B of the Statement of Licensing Policy 2015-2019. Upon reading paragraph 4.7.5, the nature of this application means that the policy must be considered.</p> <p>Having regard to paragraph 4.7.6 and 4.7.7 of the policy, this application must be refused unless it can be established that the operation of the premises is so exceptional that its operation would not add to the cumulative impact already being experienced.</p> <p>The proposed variations would have the effect of turning these premises into another drinking establishment within the saturation zone. In my view the application does not provide sufficient</p>			

information that would satisfy the requirements of paragraphs 4.7.6 and 4.7.7, in particular in relation to the proposed removal of condition 3 of Annex 2. Accordingly the application must be refused.

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.