

Blackpool Council

29 November 2018

To: Councillors Humphreys, Hunter and Hutton

The above members are requested to attend the:

LICENSING PANEL

Thursday, 13 December 2018 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 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- THE NUMBER 3 (Pages 1 - 58)

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION FOR THE VARIATION OF A PREMISES LICENCE- THE NUMBER 3
- c. ANNOUNCEMENT OF THE DECISION FOR THE VARIATION OF A PREMISES LICENCE- THE NUMBER 3

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 : 13 December 2018

APPLICATION TO VARY A PREMISES LICENCE – Number 3, Devonshire Square

1.0 Purpose of the report:

1.1 To consider an application to vary Premises Licence PL1486 issued in respect of The Number 3, Devonshire Square.

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 submitted and representation submitted

4.0 Background Information

4.1 On 12 October 2018, the Licensing Service received an application from Francis Thomas Kelly to vary the Premises Licence issued in respect of the Number 3, Devonshire Square.

4.2 The licence currently authorises:

Exhibition of Films, Indoor Sporting Events, Live Music, Performance of Dance and Supply of Alcohol (for consumption on and off the premises) Monday to Sunday 10.00 – midnight
Late night refreshment – Monday to Sunday 23.00 - midnight
There are no restrictions on the hours for the playing of recorded music.

An additional hour is permitted on 1 January, Christmas Eve, Boxing Day, and the Friday - Monday of Easter, May, Spring and August Bank Holiday weekends.
On New Year's Eve activities may continue through from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

4.3 The application requests permission to increase the hours of operation to 01.00am on Thursday and Sunday evenings and to 02.00am on Friday and Saturday evenings. Some conditions are to be amended and new conditions have been volunteered. The plan of the premises is also to be updated to reflect the revised layout.

A copy of the application is attached at Appendix 4a.

During the consultation period the applicant agreed with the Police for a number of additional conditions to be added to the licence. A copy of that mediation agreement is attached at Appendix 4c. The Police wish for these conditions to be added to the licence regardless of the hours granted (an objection has been submitted by Lancashire Constabulary in relation to the increase in hours.)

4.4 Representations have been received from Lancashire Constabulary (Appendix 4b), Environmental Protection (Appendix 4d), the Licensing Authority (Appendix 4e) and 9 members of the public attached in order of submission (Appendix 4f). Copies of the representations are attached.

4.5 Local policy considerations

None.

4.6 National policy considerations

None.

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 Regular assessments of noise coming from the premises during regulated entertainment to be made and the noise level adjusted accordingly.
- 2 The ventilation system for the kitchen shall not be used after 23.00
- 3 The Designated Premises Supervisor will operate the premises in accordance with Mitchells and Butlers policies and procedures as contained in the Company's Licensing Information folder. Any material amendment or alteration to these policies, which could affect enforcement issues, will be notified to the Police. The Designated Premises Supervisor will ensure that the Company's Duty Management Nomination Form is maintained and that a copy of this is made available for inspection to the Police upon request.
- 4 An adequate number of Licensed Door Supervisors will be on duty as appropriate to any risk assessment in accordance with Company policy
- 5 Appropriate measures will be taken to ensure staff do not knowingly allow the removal of bottles or glasses from the curtilage and grounds of the licensed premises.
- 6 Where already used, text and/or radio pagers will continue to be used. For those premises within range of the radio link scheme where radio link equipment is already in use, the radio link equipment will continue to be used and will be live and monitored by the head doorman or other responsible person whilst the premises are open for business.
- 7 Toughened glass (which could include other appropriate non glass vessels including polycarbonate) will continue to be used in line with the Company's current procedures.
- 8 A clear, legible and conspicuous notice requesting patrons to avoid causing noise, nuisance or disturbance to local residents shall be displayed at every exit.
- 9 No adult entertainment (paid for by the company of a nude physical nature) is permitted at the premises. Any children under the age of 16 remain the

responsibility of the accompanying adult when using the premises (and / or exterior area). Staff are not allowed to be in sole supervision of children, which remains the responsibility of the accompanying adult at all times.

- 10 The premises are to be equipped with a closed circuit television system, which is appropriate to its purpose and provided and maintained to the satisfaction of the enforcement authorities.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

- 1 The beer garden is to close at 23.30 hours
- 2 No disposal of bottles is to take place outside the premises between 23.00 and 08.00.

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: Mediation agreement between applicant and Lancashire Constabulary

Appendix 4d: Representation from Environmental Protection

Appendix 4e: Representation from Licensing Authority

Appendix 4f: Representation from member of public (Shea)

Representation from member of public (Dillin)

Representation from member of public (Councillor Simon Blackburn)

Representation from member of public (Blacker)

Representation from member of public (Slattery-Christy)

Representation from member of public (P Ogden)

Representation from member of public (A Ogden)

Representation from member of public (White)

Representation from member of public (Fraser)

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

12 OCT 2018

APPLICATION TO VARY A PREMISES LICENCE

Applicant Name(s):

FRANCIS THOMAS KELLY.



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:
FRANCIS THOMAS KELLY.

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:	PL 1486.
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Part 1 – Premises Details

Premises Address	NUMBER 3.					
	DEVONSHIRE SQUARE					
	Street	Post Code	F	Y	3	9 8 W
Telephone Number of premises (if any)	[REDACTED]					
Non-domestic rateable value of premises	[REDACTED]					

Part 2 – Applicant details

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

INCREASE HOURS OF OPERATION ON THURSDAYS AND SUNDAYS TO 01.00 AM AND FRIDAY AND SATURDAY TO 02.00 AM

CHANGE / REMOVE CONDITIONS IN OPERATING SCHEDULE.
ANNEX II

ADD AN AGE POLICY.

EXTEND CONDITION FOR CCTV

REVISED LAYOUT OF PREMISES' LICENSED AREA, AS PER PLAN

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 6)			Will the performance of a play 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 performing plays (please read guidance note 6)		
Thu					
Fri			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					
Sun					

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					
Thu			State any seasonal variation for boxing or wrestling entertainment (please read guidance note 6)		
Fri					
Sat			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)		
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			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variation for performance of live music (please read guidance note 6)		
Thu	10.00	01.00			
Fri	10.00	02.00	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	10.00	02.00			
Sun	10.00	01.00			

ON BANK HOLIDAY SUNDAYS, CHRISTMAS EVE, BOXING DAY AND NEW YEARS EVE TO 0200.

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			Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variation for playing recorded music (please read guidance note 6)		
Thu	10.00	01.00			
Fri	10.00	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 see guidance note 7)		
Sat	10.00	02.00			
Sun	10.00	01.00			

ON BANK HOLIDAY SUNDAYS, CHRISTMAS EVE, BOXING DAY AND NEW YEARS EVE TO 0200

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 type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variation for the performance of dance (please read guidance note 6)		
Thu					
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 see guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the sale of alcohol for consumption be on the premises, off the premises or both (Please read guidance note 9)	On the Premises		
Day	Start	Finish		Off the premises		
Mon			State any seasonal variation for the supply of alcohol (please read guidance note 8)	Both	<input checked="" type="checkbox"/>	
Tue						
Wed						
Thu	10.00	01.00				
Fri	10.00	02.00		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 see guidance note 7)		
Sat	10.00	02.00				
Sun	10.00	01.00				
			BANK HOLIDAY SUNDAYS, CHRISTMAS EVE, BOXING DAY AND NEW YEARS EVE TO 02.00.			

K

Please highlight any adult entertainment or services, activities, other entertainment or matter ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10)

NONE

Hours premises are open to the public			State any seasonal variations (please read guidance note 6)
Standard days and timings (please read guidance note 8)			
Day	Start	Finish	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) ON BANK HOLIDAY SUNDAYS TO 02.30. ON CHRISTMAS EVE, BOXING DAY AND NEW YEAR'S EVE TO 02.30.
Mon			
Tue			
Wed			
Thu	10.00	01.30	
Fri	10.00	02.30	
Sat	10.00	02.30	
Sun	10.00	01.30	

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 II - REMOVE CONDITION 3 AND AMEND CONDITIONS 4 and 7 ON BASIS THAT MITCHELL & BUTLER COMPANY POLICIES ARE NOT RELEVANT

- I have enclosed the existing premises licence and summary If yes please tick
 - 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

CHARITRY WITH BLACKPOOL COUNCIL FOR CHANGE OF LICENCE HOLDER.

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)

SEE ATTACHED

b) The prevention of crime and disorder

SEE ATTACHED

c) Public Safety

SEE ATTACHED

d) The prevention of public nuisance

SEE ATTACHED

e) The protection of children from harm

SEE ATTACHED

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	[REDACTED]
Print Name	MICHAEL WOOSNAM
Capacity	SOLICITOR FOR APPLICANT
Date	11/10/2018

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	MICHAEL			Surname	WOOSNAM				
Address for Correspondence associated with this application	ROLAND ROBINSONS & FENTONS								
	87 ADELAIDE STREET								
	BACULOCK			Post Code	F	Y	1	4	L
Telephone Number	01253 621432			Mobile Number					
E-Mail Address	mwc@rfsolicitors.com								

The Number 3, Devonshire Square, Blackpool
Proposed changes to conditions

12 OCT 2018

Annex 2

REMOVE THE EXISITING CONDITIONS—3, 4, and 10.

AMEND CONDITION 7 BY REMOVING THE WORDS “in line with the Company’s current procedures.”

ADD THE FOLLOWING CONDITIONS BY WAY OF REPLACEMENT AND ADDITIONAL CONDITIONS

1. 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 display on any recording the correct time and date of the recording.
- The system will make recordings during all hours that the premises are open to the public.
- The VCR tapes or digital recording will 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 authorized 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.

A staff member who is conversant with the operation of the CCTV system will be on the premises at all times that the premises are open to the public. This staff member will be able to show police recent data or footage with the absolute minimum of delay, when requested.

The Licence Holder or Designated Premises Supervisor will 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.

Appropriate signs informing customers that CCTV is recording will be displayed in conspicuous positions on the premises.

Monthly documented maintenance checks of the CCTV system, including the recording system, will be carried out by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.

2. The Local Authority CCTV control room will be notified: -

- a) On any occasion when the premises CCTV or radio system is inoperative
- b) When the CCTV or radio system has been brought back into use.

3. The Police Licensing Unit shall be notified on any occasion when the CCTV or radio system is to be inoperative for a period in excess of one working day and a certificate from a competent person shall be provided stating the reason for the system being so inoperative and the measures which have been taken to satisfy the licence conditions.

4. The premises are to be operated in accordance with the principles outlined by the Nightsafe scheme as are relevant to the premises and indicated in the associated leaflet.

5. An adequate number of Licensed door supervisors will be on duty as appropriate to any risk assessment and in accordance with the guidance under the 'Nightsafe' Scheme.

6. The licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

7. 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: -

- i. UK photo driving licence.
- ii. Passport.
- iii. Proof of Age Standards Scheme card.

8. All staff will receive 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 authorized officer on request.

Appendix 4b

Blackpool Council Licensing Service				
Representation made by a Responsible Authority to an application for the variation of a Premises Licence				
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	09	11	18	
Do you consider mediation to be appropriate			<input type="checkbox"/>	NO
Premises Details				
Premises Name	Number 3			
Address	Devonshire Square			
	Blackpool			
	Lancashire			
Post Code	FY3 9BW			
Reasons for making representations				
<p>I am in receipt of an application for a Major Variation to the Premises Licence for the above address.</p> <p>The variation includes increasing the hours of Operation in relation to Live music, recorded music and supply of alcohol to 01:00 hours every Thursday and Sunday night and to 02:00hours every Friday and Saturday night. Also for the premises to remain open to the public for 30 minutes after these terminal hours.</p> <p>On behalf of the Chief Officer of Police, having reviewed the application the Police make a formal objection to the increase in licensing hours</p> <p>Lancashire Constabulary has significant concerns that the licensing objectives of prevention of crime and disorder and prevention of public nuisance will be undermined if this premise is allowed to increase the licensable hours.</p> <p>The premise is situated in a heavy populated residential area on the outskirts of the town centre. For the past approximately 8 years it has been operated as a predominantly food led premises and as such, due to the low risk impact such an operation holds, the Police have had no issues. However, this application seeks to not only increase the hours of operation but also change the type of operation</p>				

the premises will run. Although the wine bar section of the venue will have food available it does not form a substantial element of the Operation of the business, making it a predominantly a drinking venue. This alone increases the risk of crime and disorder as customers will consume mainly alcohol and in addition, allowing a further two hours for such consumption, Police fear, will intensify levels of drunkenness and associated disorder.

A further concern for the Police in relation to the late hours relates to the egress. The town Centre has several large taxi ranks in key locations ready to take customers away from the area. Being on the outskirts of town there is currently a lack of taxi facilities at the premises with only a small taxi rank at the front which can only hold two taxis. Due to it being situated on a very busy junction this can lead to traffic build up at the junction. Furthermore, the rear car park is not currently equipped for a rank as there is no run through for taxis to pick up and drive out. Also, due to the fact that the car park backs onto residential housing, noise from waiting customers and vehicles would highly likely cause noise to the residents.

Experience has additionally shown that taxi ranks and those waiting for taxis are often flashpoints for disorder as people get frustrated with waiting and disagree on 'who is next' in the queue. Having a lack of facilities will only increase the likelihood of such queues and moreover the risk of such incidents.

There are no similar premises in the area which sell alcohol later than 00:00hours and should this extension of hours be granted Police believe that it will encourage customers who would normally either go into town or go home to instead continue drinking in this venue. Allowing people to drink for potentially a further two hours when they would normally go home will only increase levels of drunkenness , which as stated, increase the risk and likely of crime and disorder.

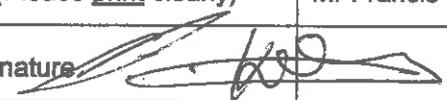
Police do recognise that the management from 'Ma Kellys' company do work closely with the Police and make efforts to correct issues raised and improve the running of their venues where able. This has again been the case with this application and conditions have already been agreed and signed to limit the impact of the Licensing Objectives. Police however believe that it is the location of the premises, along with the increase in hours, which is the main issue in relation to this application. There is only so much the management can put in place to resolve any concerns.

In 2005 a similar application was applied for at this premises where an extension of hours was requested until 2am. Similar issues were then raised due to the intensity of residential housing nearby. Police believe that the concerns raised then still apply to this application. In 2005 the application was refused and the hours were given were those currently on the licence. As such Police request that the extension of hours is not granted

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

- When the premises are open for the sale of alcohol after midnight there shall be no new admittance of customers after midnight. For the avoidance of doubt, this condition shall not apply to those customers who were on the premises prior to midnight, and who have temporarily exited the premises, e.g. to smoke.

Appendix 4c

Blackpool Council Licensing Service			
Notification of Mediation Agreement			
Premises Details			
Name of Premises:	Number 3		
Premises Address:	Devonshire Square, Blackpool		
Post Code:	FY3 9BW		
Responsible Authority			
Service / Department	Lancashire Constabulary		
Officer (Print Name)	PS1747 Helen Parkinson		
Signature			
Proposed changes to Application Operational Schedule			Mark one
Adequate changes proposed during the representation period. No representation made.			
Some changes proposed. Representation will follow for remaining concerns.			x
Some changes made after representation submitted. Continue to hearing.			
Full and adequate proposals made after representation. Representation withdrawn.			
Applicant's consent to amend Licence Application			
I the undersigned am the applicant and hereby authorize Blackpool Licensing Service to amend my application as detailed below. I understand that these amendments may be included as conditions on the Premises Licence should one be issued.			
Applicant's Name (Please <u>print</u> clearly)	Mr Francis KELLY		
Applicant's Usual Signature			
Date of signing	5/10/18		2018
Amendments			
1	<p>The following conditions to be added to the operating schedule:</p> <ol style="list-style-type: none"> 1. An adequate number of licensed door supervisors will be on duty as appropriate to any risk assessment, however a minimum of 3 SIA registered door supervisor shall be on duty from 21:00hrs until the premises closes on Fridays and Saturdays. This also applies to Sundays prior to a bank holiday Monday, Boxing Day, Christmas Eve and New Years Eve. 2. Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises. 3. 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. 4. At least one personal licence holder will be on the premises at all times the premises is open after 21:00hours and one must be contactable at all other times the premises is open, (their identity will be known to all other staff engaged in the supply or sale of alcohol) 		

except in the case of emergency.

5. An authorisation of sales, signed and dated by the DPS, shall be kept at the premises showing all persons authorised by them to make sales of alcohol 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 documented checks of toilets.
7. Clearly visible notices 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.
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. Records of incidents involving the use, and/or detection of drugs shall be maintained and those records shall be available for inspection.
9. Confiscated and found drugs shall be transferred to the police in accordance with procedures agreed with Lancashire Constabulary.
- 10 Any outside area which is used for the consumption of alcohol shall cease to be so used at 22:00hrs.
11. The outside area of the venue will be regularly checked by a competent person.
12. 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 and drunken persons
 - iii. A record of any person asked to leave the premises or removed from the premises
 - iv. Details of occasions on which the police are called to the premises
 - v. A record of persons searched on suspicion that drugs are being carried and the reason for such suspicionThe book will be available for inspection by a police officer.
13. All external windows and doors should be closed after 10pm, except in the case of an emergency.
14. Patrols will take place by members of staff, internally and externally, to limit any noise pollution when entertainment is being offered within the premises.
15. 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 18 shall vacate the premises by 21:00. Any children under the age of 16 remain the responsibility of the accompanying adult when using the premises (and / or exterior area). Staff are not allowed to be in sole supervision of children, which remains the responsibility of the accompanying adult at all times.
16. Functions which specifically target young people aged 17-18 years (for example birthday parties) will not be allowed to take place on the premises.
17. No entertainment of an adult or sexual nature will take place on the premises.
18. 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.

19. 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 6 months. Records to evidence this will be made available to officers upon request.

20. 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.

The following conditions to be removed from the operating schedule:

- No adult entertainment (paid for by the company of a nude physical nature) is permitted at the premises. Any children under the age of 16 remain the responsibility of the accompanying adult when using the premises (and / or exterior area). Staff are not allowed to be in sole supervision of children, which remains the responsibility of the accompanying adult at all times.
- The licence holder is to support and rigorously enforce the 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:

- i. UK photo driving licence
- ii. Passport
- iii. Proof of Age Standards Scheme card

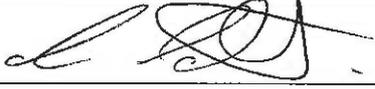
- All staff will receive suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this will be made available to an authorised officer upon request.

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Blackpool Council Licensing Service				
Representation made by a Responsible Authority				
Responsible Authority				
Name of Responsible Authority	Blackpool Council- Environmental Protection			
Name of Officer <i>(please print)</i>	Jennifer Clayton			
Signature of Officer				
Contact telephone number	01253 478345			
Date representation made	05	11	2018	
Do you consider mediation to be appropriate			YES	NO
Premises Details				
Premises Name	The Number 3			
Address	Devonshire Square			
	Blackpool			
Post Code				
Details of your representation (Please refer and attach any supporting documentation)				
<p>I wish to object to the application of extended drinking hours/ entertainment (live music) licence beyond 12pm midnight. The location of the premises is in close proximity to a residential area where I believe this would have a detrimental impact on the residents and is likely to cause a Statutory nuisance. In addition, the increase in patrons accessing and egressing the premises up until 2am would also increase the level of complaints received by this department in relation to noise and disturbance.</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>				

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Appendix 4e

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	07	11	2018	
Do you consider mediation to be appropriate	<input type="checkbox"/>	YES	<input checked="" type="checkbox"/>	NO
Premises Details				
Premises Name	Number 3			
Address	Devonshire Square			
	Whitegate Drive			
	Blackpool			
Post Code	FY3 9BW			
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 Francis Thomas Kelly on the 12th October 2018.</p> <p>I note that the application proposes changes to existing conditions as well as vary the operational hours. In my view the existing operating hours are more than adequate and any extension to these hours would be excessive for the reasons set out as follows.</p> <p>The premises are closely situated to densely populated residential areas. Extending the operating hours into anti-social hours would be wholly inappropriate in the circumstances. Should the operating hours be extended in line with the application, it is likely that this would result in an increase of incidents of anti-social behaviour. This is likely to be a direct consequence of increased activity in and around the premises during anti-social hours. This is likely to lead to a significant increase in complaints of anti-social behaviour, thereby having a likely adverse effect on the public nuisance and crime & disorder licensing objectives.</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.**

THE TREES



RESIDENTS ASSOCIATION

**Licensing Service
Blackpool Council**

**Ma Kellys/Number Three, Devonshire Square.
Objection to extension of hours for the sale of Alcohol
and of any Live Music.**

Whitegate Drive North retail and residential district has been recognised by the Council, as one to be 'fostered and developed'. This 'Application' disregards the local Plan of Balance and Health in Communities.

Even with the present savage cuts to Public funding, our District Centre is just about holding its identity inspite of problems - and the Local Plan, should not be forgotten, especially now the area has been granted Conservation Status.

To grant an extension, of already adequate hours (9.00 am till midnight) for any establishment, to further the availability of alcohol, can only increase the probability of more antisocial Nuisance, Disorder and Criminal Behaviour.

The objection to Live Music which has been in place through a 'Noise Restriction Order' is because the 'Number 3' is embedded within and sharing, an adjoining wall with Residential properties.

With the Councils safeguard, we can halt any further decline- Please reject this ammendment and send a timely message, that however small, any detrimental change to a Local District Centre, will not be sanctioined

Jack Shea,
p.p. Trees Residents Association'
2 Bryan Road,
Blackpool FY3 9BE

27/10/18



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From: [James Dillin](#)
To: [Licensing la2003](#)
Subject: No 3 Public house extended drinking hours.
Date: 01 November 2018 16:53:47

I wish to object to the application by the owners of the No3 Public house for an extended drinking hours licence beyond 12pm midnight.

A Previous application for similar by the nearby Post office was refused.

Some of the same objection criteria apply to the No 3.

1. It's in a residential area and any closing time past 12 midnight would severely inconvenience nearby residents by increased noise and nuisance levels of people leaving the pub.
2. Music playing till 2 is inappropriate in a residential area where people have to get up for work, this could and probably would lead to friction between the residents and the owners of the pub.
3. As with pubs in the town centre at closing times there would no doubt be episodes of inappropriate and violent behaviour/disorder resulting in an increase in police presence.

Thank you.

James Dillin

28 Marlborough Road
Blackpool
FY39DX
Tel [REDACTED]

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Licence Number	

05 NOV 2013
05 NOV

Blackpool Council

**Representation in respect of a
Premises Licence or Club Premises Certificate**

Applicant Name:	FRANCIS THOMAS KELLY
------------------------	----------------------

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

Contact

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

www.blackpool.gov.uk



LS/D/009/15/5

Section 1 – Premises or Club details

Name & Address of Premises	MA KELLY'S / NUMBER THREE					
	DEVONSHIRE ROAD					
	BLACKPOOL	Post Code	F	Y	3	9 B W
Name of the licence holder of the above premises (if known)						

Section 2 – Your Details

A. Details of individual interested party

Title:	Mr Mrs Miss Ms <u>Mr</u>	Surname	BLACKBURN			
Forenames	SIMON		I am 18 years old or over	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Please tick
Home address	c/o Dickinstaff House, Talbot Rd					
	Blackpool					
		Post Code	F	Y	1	I N A
Telephone Number	01253 477477		Mobile Number			
E-Mail Address	simon.blackburn@blackpool.gov.uk					

B. Details of other interested parties, such as a body representing residents or businesses

Name of the Body						
First Names <small>(of person representing the body)</small>				Surname <small>(of person representing the body)</small>		
Home address						
		Post Code				
Telephone Number			Mobile Number			
E-Mail Address						

Section 3 – Details of the licensing objectives that will be undermined by the application.

This representation relates to the following licensing objective/s

(Tick as appropriate)

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

Section 4 – Information and details of the representation

Have you made any representations in respect of this premises before?	Yes	No <input checked="" type="checkbox"/>
---	-----	--

Date that the previous representation was made:	
---	--

I understand that the Licensing Authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation.	Yes <input checked="" type="checkbox"/>
---	---

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

Please state the grounds for your representation: - (Please continue on additional sheets if necessary)

This public house is in a quiet residential area, near to a primary school and a playground as well as being close to people's homes.

The current licensing hours are perfectly adequate - noise continuing (or live music) after midnight would be highly detrimental to my constituents quality of life.

Additional risk of ASB, crime & drink behaviour will be detrimental to all apart from the licensee.

Please provide as much information as possible to support your representation. Note that if you have not disclosed this information, you may not be able to introduce it at the hearing unless all parties consent.

Section 5 Signatures

Signature of the person making the representation or their solicitor or other duly authorised agent. If signing on the behalf of a person or body representing a person living or carrying on business in the vicinity of the premises, please state in what capacity.

Signature:	Capacity:	Date:
	Local Councillor	02/11/18

LS/D/009/15/5

Received

06 NOV 2016

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Licence Number	

Blackpool Council

**Representation in respect of a
Premises Licence or Club Premises Certificate**

Applicant Name:	NUMBER 3 / MA KELLY'S
------------------------	-----------------------



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

Contact

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

www.blackpool.gov.uk

LS/D/009/15/5

Section 1 – Premises or Club details

Name & Address of Premises	No 3 / MA KELLY'S						
	DEVONSHIRE SQUARE, WHITEGATE DR						
	BLACKPOOL	Post Code					

Name of the licence holder of the above premises (if known)

Section 2 – Your Details

A. Details of individual interested party

Title:	<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	Surname	BLACKER MBE	
Forenames	DAVID HUGH WILLIAM			I am 18 years old or over	Please tick Yes No		
Home address	32 MARLBOROUGH RD			BLACKPOOL		Post Code	F Y 3 9 0 X
Telephone Number				Mobile Number			
E-Mail Address							

B. Details of other interested parties, such as a body representing residents or businesses

Name of the Body							
First Names <small>(of person representing the body)</small>				Surname <small>(of person representing the body)</small>			
Home address						Post Code	
Telephone Number				Mobile Number			
E-Mail Address							

Section 3 – Details of the licensing objectives that will be undermined by the application.

This representation relates to the following licensing objective/s

(Tick as appropriate)

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

Section 4 – Information and details of the representation

Have you made any representations in respect of this premises before?	Yes	No <input checked="" type="checkbox"/>
Date that the previous representation was made:		
I understand that the Licensing Authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation.	Yes <input checked="" type="checkbox"/>	

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

Please state the grounds for your representation: - (Please continue on additional sheets if necessary)

I have real concerns that this is a residential area, close to housing and that a late night license will threaten the peace and quiet of the area.

We all know the problems that our town has around drunk and disorderly patrons of late night drinking establishments.

In line with the nearby Belle Vue a more resident friendly closing time would be more appropriate in my view.

I feel that the same rationale could be applied to the late night live music.

Please provide as much information as possible to support your representation. Note that if you have not disclosed this information, you may not be able to introduce it at the hearing unless all parties consent.

Section 5 Signatures

Signature of the person making the representation or their solicitor or other duly authorised agent. If signing on the behalf of a person or body representing a person living or carrying on business in the vicinity of the premises, please state in what capacity.

Signature:	Capacity:	Date:
	PERSONAL	09/11/18

From: [David Slattery-Christy](#)
To: [Licensing la2003](#)
Subject: Number 3 (Ma Kelly's) Devonshire Road FY3 9BW
Date: 07 November 2018 15:25:11

Dear Licensing,

I would like to offer a formal objection to the extension of the licensing hours and the music license until 2am for the Number 3 Public House now run by Ma Kelly's. If these extensions to licensing and music are allowed it is going to create public nuisance and encourage more antisocial behaviour (creating public safety issues) in what is a residential area. I live just along the road from the premises and experience first hand the problems we have already.

This application would also undermine the local plan for the area and also impact on local residents and families with children. The Post Office shop wanted a 2am license for alcohol in recent years and that was objected to as well, and rejected, because of the public nuisance and antisocial behaviour it would have brought and increased in a residential area. This application therefore sets a very dangerous precedent if it is allowed.

Yours Sincerely,

David Slattery-Christy
42 Whitegate Drive
Blackpool
FY3 9AL
[REDACTED]

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08 NOV 2018

Blackpool Council

**Representation in respect of a
Premises Licence or Club Premises Certificate**

Applicant Name:

PAUL OGDEN



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

Contact

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

www.blackpool.gov.uk

LS/D/009/15/5

Section 1 – Premises or Club details

Name & Address of Premises	NO 3 MA KELLY'S PUB					
	WHITEGATE DRIVE					
	BLACKPOOL	Post Code	F	Y	3	9 8 W

Name of the licence holder of the above premises (if known)

Section 2 – Your Details

A. Details of individual interested party

Title:	<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	Surname	OGDEN
Forenames	PAUL DAVID			I am 18 years old or over	Please tick <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Home address	72 NEWCASTLE AVE					
	BLACKPOOL					
		Post Code	F	Y	3	9 D H
Telephone Number	[REDACTED]		Mobile Number	[REDACTED]		
E-Mail Address	[REDACTED]					

B. Details of other interested parties, such as a body representing residents or businesses

Name of the Body						
First Names <small>(of person representing the body)</small>				Surname <small>(of person representing the body)</small>		
Home address						
		Post Code				
Telephone Number			Mobile Number			
E-Mail Address						

LS/D/009/15/5

Section 3 – Details of the licensing objectives that will be undermined by the application.

This representation relates to the following licensing objective/s

(Tick as appropriate)

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Section 4 – Information and details of the representation

Have you made any representations in respect of this premises before?	Yes	No ✓
Date that the previous representation was made:		
I understand that the Licensing Authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation.	Yes	✓

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

Please state the grounds for your representation: - (Please continue on additional sheets if necessary)

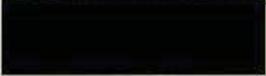
I wish to object to the No3 Premises having a licence until 2am. It would mean that around the area which is predominately residential, would be a problem of a nuisance to residents around noise and disturbance.

The Police would be over stretched even more at the late hour. Also the noise of taxis doors and the possibility of people arguing over taxis add to the disturbance.

Please provide as much information as possible to support your representation. Note that if you have not disclosed this information, you may not be able to introduce it at the hearing unless all parties consent.

Section 5 Signatures

Signature of the person making the representation or their solicitor or other duly authorised agent. If signing on the behalf of a person or body representing a person living or carrying on business in the vicinity of the premises, please state in what capacity.

Signature:	Capacity:	Date:
		5-11-18

LS/D/009/15/5

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08 NOV 2018

Blackpool Council

**Representation in respect of a
Premises Licence or Club Premises Certificate**

Applicant Name:

ANGELA OGDEN



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

Contact

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

www.blackpool.gov.uk

LS/D/009/15/5

Section 1 – Premises or Club details

Name & Address of Premises	NO 3 MA KELLYS PUB					
	WHITE GATE DRIVE					
	BLACKPOOL	Post Code	F	Y	3	9 B W

Name of the licence holder of the above premises (if known)

Section 2 – Your Details

A. Details of individual interested party

Title:	Mr	<input checked="" type="radio"/> Mrs	Miss	Ms	Surname	OGDEN	
Forenames	ANGELA MARY			I am 18 years old or over	Please tick Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
Home address	72 NEWCASTLE AVENUE						
	BLACKPOOL						
		Post Code	F	Y	3	9 D H	
Telephone Number	[REDACTED]		Mobile Number	[REDACTED]			
E-Mail Address	[REDACTED]						

B. Details of other interested parties, such as a body representing residents or businesses

Name of the Body								
First Names <small>(of person representing the body)</small>				Surname <small>(of person representing the body)</small>				
Home address								
		Post Code						
Telephone Number			Mobile Number					
E-Mail Address								

LS/D/009/15/5

Section 3 – Details of the licensing objectives that will be undermined by the application.

This representation relates to the following licensing objective/s

(Tick as appropriate)

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

Section 4 – Information and details of the representation

Have you made any representations in respect of this premises before?	Yes	No <input checked="" type="checkbox"/>
Date that the previous representation was made:		
I understand that the Licensing Authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation.	Yes	<input checked="" type="checkbox"/>

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

LS/D/009/15/5

Please state the grounds for your representation: - (Please confine to additional sheets if necessary)

I put forward my objections as a resident on New castle avenue, to the application of the NO:3 Premises - named Ma Kellys applying for a 2am licence.

The said building is situated in a residential area and within the boundaries of the Heritage Conservation area. IF this extended licence was granted it would set a precedent for other future licensed premises to follow suit in this vicinity. We also have to take into consideration the Police and Hospital, who are stretched to breaking point already, working with depleted funds and resources.

The midnight closing time is late enough as it takes another hour to empty the Venue and close down. Were upon taxis and loud voices of the revellers will be causing a disturbance for all the local Residential properties. PLEASE PLEASE consider this as if it were Your Street - Your home.

Please provide as much information as possible to support your representation. Note that if you have not disclosed this information, you may not be able to introduce it at the hearing unless all parties consent.

Section 5 Signatures

Signature of the person making the representation or their solicitor or other duly authorised agent. If signing on the behalf of a person or body representing a person living or carrying on business in the vicinity of the premises, please state in what capacity.

Signature:	Capacity:	Date:
		6/11/18

LS/D/009/15/5

From: [Chorlton Hotel](#)
To: [Licensing la2003](#)
Subject: No3 Devonshire Road FY3
Date: 09 November 2018 14:06:09
Importance: High

I would like to lodge my objection to the variation of the license at the No3 on Devonshire Road

Firstly I feel the application is far too close to residential properties. This potentially has a serious negative impact on the ability to protect those children in properties close by from the affect of late night noise. Both from more traffic in the area taxis picking up and dropping off as well as individuals worse for the eeffects of alcohol leaving the property, creating noise and other disturbances.

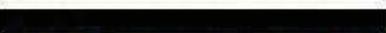
Secondly the prevention of nuisance. The points raised about the effects on children can also be responsible for causing issues which can be seen as a public nuisance.

Thirdly The increased traffic and individuals worse for the effects of alcohol are extremely likely to cause public safety concerns. The roads by the number 3 are busy roads. With people leaving the number 3 worse for the effects of alcohol there is a real possibility of individuals stumbling into the road way and with the increased traffic the potential is substantially raised.

The police I am sure will confirm that much crime and disorder is alcohol and drug related so adding extra hours away from the main late night economy areas stretches the already over stretched emergency services, potentially too far.

Kind Regards

Ian White
The Chorlton
38 Hull Road
Central Holiday Area
Blackpool
FY1 4QB



www.thechorltonblackpool.co.uk

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09 NOV 2018

Blackpool Council

**Representation in respect of a
Premises Licence or Club Premises Certificate**

Applicant Name:	NO. 3 PUB
------------------------	-----------



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

Contact
T: (01253) 47 8572
F: (01253) 47 8372
www.blackpool.gov.uk

LS/D/009/15/5

Section 1 – Premises or Club details

Name & Address of Premises	NO. 3 PUB						
	3 DEVONSHIRE ROAD						
	BLACKPOOL	Post Code	F	Y	3	9	B

Name of the licence holder of the above premises (if known)
MA KELLYS

Section 2 – Your Details

A. Details of individual interested party

Title:	Mr	Mrs	Miss	Ms	MR	Surname	FRASER			
Forenames	DONALD			I am 18 years old or over	Yes	No	<input checked="" type="checkbox"/>			
Home address	69 MERE ROAD									
	BLACKPOOL									
				Post Code	F	Y	3	9	A	U
Telephone Number	[REDACTED]			Mobile Number						
E-Mail Address										

B. Details of other interested parties, such as a body representing residents or businesses

Name of the Body	BELLE VUE STRAWBERRY GARDENS									
First Names <small>(of person representing the body)</small>	PAUL			Surname <small>(of person representing the body)</small>	OGDEN					
Home address	72 NEWCASTLE AVENUE									
	BLACKPOOL									
				Post Code	F	Y	3	9	D	H
Telephone Number				Mobile Number						
E-Mail Address										

LS/D/009/15/5

Section 3 – Details of the licensing objectives that will be undermined by the application.

This representation relates to the following licensing objective/s

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

(Tick as appropriate)

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Section 4 – Information and details of the representation

Have you made any representations in respect of this premises before?	Yes	No <input checked="" type="checkbox"/>
Date that the previous representation was made:		
I understand that the Licensing Authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation.	Yes	<input checked="" type="checkbox"/>

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

Please state the grounds for your representation: - (Please continue on additional sheets if necessary)

Unlike Ma Kelly premises in the town centre & Queens Promenade the no. 3 is in the heart of a residential district where by definition a 2am licence is wholly inappropriate for the comfort of residents.

Rowdy behaviour from existing no.3 customers has caused the chip shop owner next door to the pub to have long since closed for business well before the pub closing time. Drunk people have a tendency to disorder and, as a patron, I have seen disorder late at night in the other Ma Kelly premises in the town.

Emergency service provision is already too thinly spread in the town and a 2am licence for the No.3 will exacerbate this situation.

Please provide as much information as possible to support your representation. Note that if you have not disclosed this information, you may not be able to introduce it at the hearing unless all parties consent.

Section 5 Signatures

Signature of the person making the representation or their solicitor or other duly authorised agent. If signing on the behalf of a person or body representing a person living or carrying on business in the vicinity of the premises, please state in what capacity.

Signature:	Capacity:	Date:
	FOUNDER MEMBER	8/11/18

LS/D/009/15/5