

Blackpool Council

5 February 2019

To: Councillors Cox, Humphreys and Hutton

The above members are requested to attend the:

LICENSING PANEL

Thursday, 14 February 2019 at 10.00 am
in Committee Room A, Town Hall, Blackpool

A G E N D A

1 APPOINTMENT OF CHAIRMAN

To appoint a Chairman for the meeting.

2 DECLARATION OF INTEREST - LICENSING

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

(1) the type of interest concerned

(2) the nature of the interest concerned; and

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

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

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

3 PROCEDURE FOR THE MEETING

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

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

4 APPLICATION FOR THE VARIATION OF A PREMISES LICENCE- ALBERT ROAD STORES

(Pages 1 - 38)

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

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 : 14 February 2019

APPLICATION TO VARY A PREMISES LICENCE – ALBERT ROAD STORES, 110 ALBERT ROAD, BLACKPOOL

1.0 Purpose of the report:

1.1 To consider an application to vary Premises Licence PL2030 issued in respect of Albert Road Stores, 110 Albert 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 an application has been submitted and representations received.

4.0 Background Information

4.1 On 20 December 2018, the Licensing Service received an application from Mr Amer Khan to vary the Premises Licence issued in respect of Albert Road Stores, 110 Albert Road, Blackpool.

4.2 The licence currently authorises the sale of alcohol for consumption off the premises from 8am to 8pm Monday to Sunday.

4.3 The application requests permission to extend the permitted hours for the sale of alcohol to permit deliveries to be made away from the premises until midnight each day, and to add conditions to the licence.

4.4 Representations have been received from four members of the public. Copies of the representations are attached.

4.5 **Local policy considerations**

This premises is situated within Talbot Ward which is one of four wards that form part of the off-licence saturation policy. 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 section of the policy is relevant:

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

4.6 **National policy considerations**

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

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

4.7 **Observations**

Albert Road Stores has held its current Premises Licence since December 2014. Amer Khan applied to transfer it into his name in December 2017. No Designated Premises Supervisor (DPS) was appointed at that time so the premises couldn't sell alcohol as the previous DPS had resigned. In January 2018 the licence was suspended due to non payment of the annual licence fee.

On 20 December 2018 Mr Khan paid the outstanding fee to lift the suspension, made an application (which has been granted) to appoint himself as the DPS in order to begin selling alcohol again, and submitted this variation application.

The following conditions are currently attached to the premises licence:

Annex 1 - Mandatory conditions

- 1 No supply of alcohol may be made under the premises licence -
 - a) At a time when there is no designated premises supervisor in respect of the premises licence,
 - or*
 - b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 2 Every supply of alcohol under the premise licence must be made or authorised by a person who holds a personal licence.
- 3
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either a holographic mark or an ultraviolet feature.
- 4
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - (2) In this condition:
 - a. "permitted price" is the price found by applying the formula $P = D + (D \times V)$, where-
 - i. P is the permitted price,
 - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply

of the alcohol, and

- iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- b. "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- c. "relevant person" means, in relation to premises in respect of which there is in force a premises licence-
 - i. the holder of the premises licence,
 - ii. the designated premises supervisor (if any) in respect of such a licence, or
 - iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e. "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.

(4) Where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the Operating Schedule

1. 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

2. 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. Refresher training shall be conducted every 6 months as a minimum.
3. Ordinarily a member of management team will be on the premises at all times the premises are open to the public. In exceptional circumstances where this is not the case another member of staff will be given responsibility of the premises and all staff will have knowledge of who this person in responsibility is.
4. No beer or cider with an ABV above 5.5% will be sold upon the premises.
5. CCTV will be installed internally and externally at the premises and will comply with the following:
 - i. 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.
 - ii. The system will display on any recording the correct time and date of the recording.
 - iii. The system will make recordings during all hours the premises are open to the public.
 - iv. VCR tapes or digital recording shall be held for a minimum of 21 days 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.
 - v. The system will, as a minimum, record images of the head and shoulders of all persons entering the premises.
6. 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.
7. 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.

8. Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.
9. 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.
10. 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 drugsThat book shall be available for inspection by a Police Officer or authorised person

The applicant has volunteered the following additional conditions in their operating schedule:

1. Any deliveries made to an FY1 postcode must be made before 20.00.
2. There will be no direct sales of alcohol from the delivery vehicle.
3. All deliveries must be accepted by an individual in person (i.e. not left in a safe place or unsigned for).
4. A record of all transactions will be maintained. The transactions record will contain the name, address, details of the order along with the requested time of the order. This shall be documented and available for inspection to Police Officers or other authorised persons.
5. Any persons employed in connection with the operation of the premises shall wear body-cams when making deliveries. Footage from said body cams will be retained for a minimum of 31 days and will be provided to an authorised officer upon request, so long as said request is made in accordance with the Data Protection Act or any subsequent or alternative legislation.
6. Delivery drivers will require a signature from a person aged 18 or over before delivering goods. Proof of age will be required.

The following additional condition was agreed between the applicant and Lancashire Constabulary during the consultation period:

"The premises will not be open to members of the public after 20.00 each evening."

4.8 Does the information submitted include any exempt information? No

4.9 **List of Appendices:**

Appendix 4a Application

Appendix 4b: Representation from member of public (C Bowen)

Representation from member of public (C Nadin)

Representation from member of public (L Fieldsend and S Mason)

Representation from member of public (D Waters)

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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Appendix 4a

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 the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

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

I/We Amer Khan

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number PL2030
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Albert Road Stores 110 Albert Road Blackpool Lancashire			
Post town	Blackpool	Postcode	FY1 4PN

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£3,500

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

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

DD		MM		YYYY			
┆	┆	┆	┆	┆	┆	┆	┆

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

The proposed variation is to extend the permitted timings for sale of alcohol (deliveries to be made away from the vicinity of the premises) to be 08:00 to 00:00 each day, and to add conditions to the Operating Schedule.

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

N/A

Part 4 Operating Schedule

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

Provision of regulated entertainment (Please see guidance note 3) **Please tick all that apply**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Wed					
Thur			<u>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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Wed					
Thur			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 read guidance note 7)		
Fri					
Sat					
Sun					

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)	
Mon				
Tue			State any seasonal variations for the performance of live music (please read guidance note 6)	
Wed				
Thur			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 read guidance note 7)	
Fri				
Sat				
Sun				

F

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

G

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

H

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

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Mon	08:00	00:00			
Tue	08:00	00:00			
Wed	08:00	00:00			
Thur	08:00	00:00			
Fri	08:00	00:00			
Sat	08:00	00:00			
Sun	08:00	00:00	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 read guidance note 7)		

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).</p> <p>N/A</p>

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

N/A

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 and e) (please read guidance note 11)

Any deliveries made to an “FY1” postcode must be made before 20:00.

There will be no direct sales of alcohol from the delivery vehicle.

All deliveries must be accepted by an individual in person (i.e. not left in a safe place or unsigned for).

A record of all transactions will be maintained. The transactions record will contain the name, address, details of the order along with the requested time of the order. This shall be documented and available for inspection to Police officers or other authorised persons.

Any persons employed in connection with the operation of the premises shall wear body-cams when making deliveries. Footage from said body-cams will be retained for a minimum of 31 days and will be provided to an authorised officer upon request, so long as said request is made in accordance with the Data Protection Act or any subsequent or alternative legislation.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Delivery drivers will require a signature from a person aged 18 or over before delivering goods. Proof of age will be required.

Checklist:

Please tick to indicate agreement

- 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 and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- 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 behalf of the applicant, please state in what capacity.**

Signature	Napthens
Date	20/12/18
Capacity	Solicitors and Agents

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)			
Malcolm Ireland, Head of Leisure & Licensing			
Napthens LLP, Solicitors			
Darwen house, Walker Business Park			
Walker Road			
Blackburn			
Lancashire			
Post town	Blackburn	Post code	BB1 2QE
Telephone number (if any)	(01254) 686 211		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
Malcolm.Ireland@napthens.co.uk			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which 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 which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be 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 Entertainment: 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 health care 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 a boxing or wrestling entertainment) 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 a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state 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 (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 the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish 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 which 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 for restricted age groups or the presence of gaming machines.
11. Please list here steps you will take to promote all four licensing objectives together.
12. The application form 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, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

Appendix 4b

From: [Hotel Montclair](#)
To: [Licensing la2003](#)
Subject: Albert road stores license
Date: 10 January 2019 12:20:02

Hi

I'd like to object to the owner extending there alcohol license I believe it will attract nuisance behaviour and increase in noise outside the shop at un sociable hours. There are enough shops/pubs that are already selling alcohol in this area. There are a lot of new families in the council owned flats on Albert rd that have young children that would use the shop for sweets etc and it will attract more well known troublemakers to that area causing stress for everyone around the immediate area.

Regards Christopher Bowen
The Montclair
95 Albert rd
Blackpool
Tel: [REDACTED]

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From: [Caroline Nadin](#)
To: [Licensing la2003](#)
Subject: Objection
Date: 10 January 2019 12:43:03

CAUTION: This email originated from outside of the organisation.
Do not click links or open attachments unless you recognise the sender and know the content is safe.

I wish to put in an objection for a change to a license
110 Albert rd
Blackpool
FY14pn

The reason I wish to object is I feel that selling any alcohol from a shop until that time of night , will not be in the best interest for this area , the customers I feel will stay around the shop outside drinking and there for it will create in unwanted noise and disturbance to other people with in this area

Thank you for taking time to reading my objection

Regards

Mrs C Nadin
111 Albert rd
Blackpool
FY1 4pw

Sent from my iPhone

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From: [Lyndsay Fieldsend](#)
To: [Licensing la2003](#)
Subject: RE: 110 albert road
Date: 10 January 2019 17:26:36

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Dear Ryan

Both myself (lyndsay Fieldsend) and my mum (sharon Mason) live and own the property. I Lyndsay Fieldsend also object to the license change and will be happy to make my points based on the owner and the way he has handled his current business on Albert road.

I feel a convenience shop or newagents will be great for guests of ours and the flats further up Albert road. The sale of Alcohol all day everyday isn't needed in this area.

the rest of the family is in agreement.

Kind regards

Lyndsay

Sorry for the confusion before this is a business email so both myself and my mum use it.

On Thu, January 10, 2019 2:36 pm, Licensing la2003 wrote:

> Dear Sirs

>

>

>

>

>

> Re: PL2030 - Albert Road Stores, 110 Albert Road

>

>

>

>

> Please note that the applicant has agreed a condition with the Police
> that the premises will not be open to members of the public after 20:00
> hours each evening (which are the existing licensed hours), and that
> after that time the off sales of alcohol will be by delivery outside the
> FY1 area - with no direct sales from the vehicle.

>

>

> If you would still like to object please resend the email confirming the
> full name of the objector. The reason is that the email is signed off by
> Lyndsay, and shows as being from Lyndsay Fieldsend's email account, but
> with the name at the start of the email given as Sharon Mason?

>

> Regards

>

>

> Ryan Unsworth
> Licensing Officer

>

>

> Licensing Services
> Public Protection Division | Community and Environmental Services |
> Blackpool Council | Municipal Buildings| Corporation Street| Blackpool |
> FY1 1NA

>

>

> Post to: Blackpool Council | PO Box 4 | Blackpool | FY1 1NA

>
>
> T: 01253 478589
> W: www.blackpool.gov.uk<<http://www.blackpool.gov.uk/>>
>
>
>
>
>
>
> -----Original Message-----
> From: Lyndsay Fieldsend [<mailto:enquiries@trafalgarhotel.co.uk>]
> Sent: 10 January 2019 13:45
> To: Licensing la2003
> Subject: 110 albert road
>
>
>
>
> CAUTION: This email originated from outside of the organisation.
>
>
> Do not click links or open attachments unless you recognise the sender
> and know the content is safe.
>
>
>
>
> Name : Sharon Mason
>
>
> Address : 106 Albert road. Blackpool FY1 4PR
>
>
> Telephone : 01253625000
>
>
>
>
> Im sending this email to object the proposed change to the albert
> stores,
>
> 110 Albert road, Blackpool FY1 4PN
>
>
>
>
> I really do not think selling alcohol everyday all day is going to
>
>
> improve the central holiday zone. We are trying to tidy the area up and
>
> make it a better place to live and for visiting guests to appreciate.
>
>
>
> I have children who live at this premises and i don't think that is a
> good
>
> idea to have a site serving customers from very early in a morning to
>
> midnight. This unsocial behaviour we could see from a shop like that
> needs
>

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From: [graham waters](#)
To: [Licensing la2003](#)
Subject: OJECTION TO 110 ALBERT ROAD BLACKPOOL FY1 4PN
Date: 11 January 2019 04:30:27

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and know the content is safe.**

Dear Licencing

My husband and I feel very strong about letting 110 Albert road being a licenced premises as this was many years ago and all us hoteliers thank god when it closed down, due to the noise caused by drunks and them being a public nuisance to children and guests as they were entering on our premises, they were being sick in our gardens, shouting abusive language, we also had to clear our properties of cans and bottles which they do not care to put into bin, as Albert road is a main cut through road the traffic can get very busy so it only needs one to step out it could cause a fatal accident and that could be a passer by, we feel that Albert road is cleaning their act up and we seem to have less bother, we feel that it will encourage more day time drinking on the street and on into the night, also with the new conference centre being built 100 yards away from these premises, do we really want Blackpool to have this bad reputation as I thought we were trying to clean the streets up of drunks and bad behaviour. So therefore we propose that it still stays as a café as it gives us no trouble at all.

Yours Truly

Diane Waters

Sent from [Mail](#) for Windows 10

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