

MINUTES OF LICENSING PANEL MEETING - WEDNESDAY, 17 JULY 2019

Present:

Councillor Hunter (in the Chair)

Councillors

Critchley Wilshaw

In Attendance:

Mrs Sharon Davies, Senior Licensing Solicitor

Mr Chris Williams, Democratic Services Adviser

1 APPOINTMENT OF CHAIRMAN

The Licensing Panel considered the appointment of a Chairman for the meeting.

Resolved:

That Councillor Hunter be appointed Chairman for the meeting.

2 DECLARATION OF INTEREST - LICENSING

There were no declarations of interest on this occasion.

3 PROCEDURE FOR THE MEETING

The Chairman explained the procedure for the meeting including that an equal time limit of twenty minutes for all parties.

4 APPLICATION TO REVIEW A PREMISES LICENCE - BEST TURKISH KEBAB

The Licensing Panel considered an application by the Licensing Authority to review the licence issued in respect of Best Turkish Kebab, 160 Lytham Road, Blackpool, FY1 6DJ.

Mr Lee Petrak, Trading Standards and Licensing Manager, summarised the concerns of the Licensing Authority regarding trading outside the licensed hours. He highlighted evidence from Just Eat, from observations and accounts of Trading Standards Officers and from CCTV imagery obtained from the premises regarding sales outside of licensed hours. He also expressed concern about the significant non-compliance of the operation of the premises and a failure to apply for an extension to the hours of operation to allow them to trade beyond the currently permitted hours. Mr Petrak reported that the Licence Holder had largely failed to act on the advice given at the last hearing from 19 September 2017. During that hearing, the licence was reviewed for much the same reasons, and the Panel's decision to impose a period of suspension had not been sufficient to ensure future compliance. As a result, Mr Petrak recommended that the licence be revoked.

The licence holder, Mr Bilen Duren, was not in attendance and was instead represented

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by Mr Istiklal Iliac who oversaw the routine running of the premises. He was also accompanied by a family member. During his representations to the Licensing Panel, he admitted that the premises had traded beyond its licensed hours but expressed remorse for the breaches outlined in the report. He added that his relationship with the licence holder had been dissolved for a period of at least six months and he wished to continue to operate the premises without involvement from Mr Duren. Mr Iliac also claimed that he had tried to apply to replace Mr Duren as the licence holder and to extend the licensed hours to allow trade later in the evening, though no evidence was produced to support this claim.

The Licensing Panel expressed serious concerns as to the failure to adhere to the licensed hours of the premises and that this had significantly undermined the Licensing Objectives. In addition, it appeared from the evidence presented and the representations made by Mr Iliac that no significant improvements had been made to the way in which the premises had been run since the last review hearing on 19 September 2017 and following the subsequent suspension period. Therefore, the Panel concluded it was necessary to revoke the Premises Licence.

Resolved:

That the Premises Licence in respect of Best Turkish Kebab House be revoked.

Chairman

(The meeting ended at 6.30 pm)

Any queries regarding these minutes, please contact:
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