

Public Document Pack

Blackpool Council

10 March 2022

To: Councillors G Coleman, O'Hara and Wilshaw

The above members are requested to attend the:

LICENSING PANEL

Thursday, 24 March 2022 at 10.00 am
via Zoom meeting

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 and 4(a) will be recommended to the Panel to be held in public.
- C. The Panel may decide to exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public. (This includes a party and any person assisting or representing a party)

4 APPLICATION FOR A NEW PREMISES LICENCE - MARVIN'S, 19-23 HIGHFIELD ROAD

(Pages 1 - 36)

To consider an application in respect of a new Premises Licence for Marvin's, 19-23 Highfield Road, Blackpool, FY4 2JD.

- A. Application and representations submitted. To consider the attached report.
- B. Determination of the application for a new Premises Licence – Marvin's.

The Licensing Panel will indicate how the decision is to be communicated to interested parties.

Other information:

For queries regarding this agenda please contact Sarah Chadwick, Democratic Governance Senior Advisor, Tel: 01253 477153, e-mail sarah.chadwick@blackpool.gov.uk

Copies of agendas and minutes of Council and committee meetings are available on the Council's website at www.blackpool.gov.uk.

Report to:	LICENSING PANEL
Relevant Officer:	Lisa Ashton, Licensing Officer
Date of Meeting:	Thursday 24 March 2022

APPLICATION FOR A PREMISES LICENCE – Marvin’s, 19-23 Highfield Road, Blackpool, FY4 2JD

1.0 Purpose of the report:

1.1 To consider an application for a new Premises Licence for Marvin’s, 19-23 Highfield Road, Blackpool, FY4 2JD

2.0 Recommendation(s):

2.1 The panel is requested to consider the application and determine whether the granting of this licence 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.

3.2 Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.3 Is the recommendation in accordance with the Council’s approved budget? Yes

4.0 Other alternative options to be considered:

4.1 None, once an application is submitted and representations received it must be considered by the Licensing Panel.

5.0 Council priority:

5.1 The relevant Council priority is

- “The economy: Maximising growth and opportunity across Blackpool”

6.0 Background information

6.1 On 26 January 2022 the Licensing Service received an application from Marvin's Blackpool Limited for a new Premises Licence at 19-23 Highfield Road, Blackpool, FY4 2JD. Companies House confirms that there are three named company directors: Mr Graham Barr, Mr Alexander Huckerby and Mr Adrian Reed. The premises previously traded as B&M Bargains.

6.2 The application is for a ground floor premises offering alcoholic and non-alcoholic refreshments. The application requests permission to sell alcohol for consumption on and off the premises 11.00 – 00.00 Monday to Thursday and 11.00 – 01.00 Friday to Sunday. The applicant has also applied to have recorded music and live music indoors for the same hours and Late Night Refreshment Monday to Thursday 23.00 to 00.00 and Friday to Sunday 23.00 – 01.00. A copy of the application is attached.

6.3 Representations have been received from two members of the public, Mr W Etherington and Mr O Newman. Copies of the representations are attached.

6.4 Local policy considerations:

4.1.7 If relevant representations are made the Council will only grant the hours of use proposed where the operating schedule and any risk assessments adequately demonstrate that:

- The applicant has properly considered what is appropriate for the local area when considering what hours and activities to apply for
- The potential effect on the licensing objectives is not significant
- The operating schedule demonstrates that the applicant is taking appropriate steps to minimise any adverse impact on local residents and businesses

4.17.1 The prohibition on smoking in enclosed public spaces has increased the demand for outside areas. Applicants are reminded that whilst they can be a valuable addition to the business, they can cause increased nuisance and disorder for residents. Operating schedules should detail how noise nuisance and disorder will be dealt with.

6.5 National policy considerations:

2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and

responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.

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.

6.6 Does the information submitted include any exempt information? No

7.0 List of Appendices:

- 7.1 1. Appendix 4(a) Application form for a new Premises Licence
- 2. Appendix 4(b) Public Objection from Mr O Newman
- 3. Appendix 4(c) Public Objection from Mr W Etherington

8.0 Financial considerations:

8.1 None.

9.0 Legal considerations:

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

10.0 Risk management considerations:

10.1 None.

11.0 Equalities considerations:

11.1 None.

12.0 Sustainability, climate change and environmental considerations:

12.1 None.

13.0 Internal/external consultation undertaken:

13.1 None.

14.0 Background papers:

14.1 None.

Blackpool Council

Application for a new Premises Licence

Applicant Name(s):	Marvin's Blackpool Ltd
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Licensing Service
Blackpool Council
Municipal Buildings, PO Box 4
Blackpool, FY1 1NA

T: (01253) 47 8572 / 8589
F: (01253) 47 8372
E: licensing.la2003@blackpool.gov.uk
W: www.blackpool.gov.uk/licensing



Application for a premises licence to be granted 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. You may wish to keep a copy of the completed form for your records.

We Marvin's Blackpool Ltd

[insert name of applicant/s]

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described under Part 1 below and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Part 1 – Premises Details

Postal address of premises or club premises or, if none, the ordnance survey map reference or description.									
Premises Name	Marvin's								
Premises Address	19-23 Highfield Road								
	Blackpool	Post Code	F	Y	4		2	J	D
Telephone Number of premises (if any)									
E-Mail Address									

Part 2 – Applicant details

Please state whether you are applying for a premises licence as:

Please tick

- a) An individual or individuals * Complete Section A
- b) A person other than an individual*
 - I. As a limited company / limited liability Complete Section B partnership
 - II. As a partnership (other than limited liability) Complete Section B
 - III. As an unincorporated association, or Complete Section B
 - IV. Other (for example a statutory corporation) Complete Section B
- c) A recognised Club Complete Section B
- d) A charity Complete Section B
- e) The proprietor of an educational establishment Complete Section B
- f) Health Service Body Complete Section B
- g) A person who is registered under Part 2 of the Complete Section B Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ga) A person who is registered under Chapter 2 of Complete Section B Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England.
- h) The Chief Officer of Police of a police force in England and Wales Complete Section B

***If you are applying as a person described in (a) or (b) please confirm by ticking yes to one of the boxes below:**

If yes please tick

- I am carrying on or propose to carry on business that involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - o Statutory function

- A function discharged by virtue of Her Majesty's prerogative

(A) Individual applicant (fill in as applicable)

Title (please tick)	Mr	Mrs	Miss	Ms	Other (please state):	
Surname				Forenames		
Date of Birth	Day	Month	Year	I am 18 years old or over	Please tick Yes No	
Nationality						
Home address						
					Post Code	
Telephone Number				Mobile Number		
E-Mail						

Where applicable (if demonstrating a right to work via the Home Office online Right to Work checking service), the 9 digit "share code" provided to the applicant by that service (please see note 15 for information)	
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Second individual applicant (if applicable)

Title: (please tick)	Mr	Mrs	Miss	Ms	Other (please state):	
Surname				Forenames		
Date of Birth	Day	Month	Year	I am 18 years old or over	Please tick Yes No	
Nationality						
Home address						
					Post Code	
Telephone Number				Mobile Number		
E-Mail						

Where applicable (if demonstrating a right to work via the Home Office online Right to Work checking service), the 9 digit "share code" provided to the applicant by that service (please see note 15 for information)	
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(B) Other applicants

Please provide name and registered address of the applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	Marvin s Blackpool Ltd								
Address	Ground Floor, Seneca House, Links Point, Amy Johnson Way.								
	Blackpool	Post Code	F	Y	4		2	F	F
Telephone Number									
E-Mail Address									
Registered number (where applicable)	13273434								
Description of applicant (e.g. partnership, company, unincorporated association)									
Ltd Company									

Part 3 - Operating Schedule

When do you want the premises licence to start

Day		Month		Year			
0	1	0	3	2	0	2	2

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day		Month		Year			

If 5000 or more people are expected to attend the premises at any one time,

N/A

please state the number expected to attend

Please give a general description of the premises (Please see guidance note 1)

Ground Floor premises offering alcoholic and no alcoholic refreshments. Customer seating and facilities available with bar snacks and table meals to order. Entertainment includes live performers such as singers, instrumentalist, and DJ's

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2):

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)**Supply of alcohol** (if ticking yes, fill in box J)**In all cases complete boxes K, L and M****A**

Performance of a play Standard timings (read guidance note 7)			Will the performance of a play take place indoors, outdoors or both? Please tick. (Read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations in performing plays (please read guidance note 5)		
Wed					
Thurs			Non-standard timings. Where you intend to use the premises for the performance of a play at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					

N/A

Sun		

B

Exhibition of film Standard timings (read guidance note 7)			Will the exhibition of films take place indoors, outdoors or both? Please tick. (Read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
			Both		
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed					
Thurs			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Fri					
Sat			Non-standard timings. Where you intend to use the premises for the exhibitions of film at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun					

N/A

C

Indoor sporting events Standard timings (read guidance note 7)			Please give further details here (please read guidance note 4)		
Day	Start	Finish			
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)		
Tue					
Wed					
Thurs			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 6)		
Fri					
Sat					
Sun					

N/A

D

Boxing or wrestling entertainment Standard timings (read guidance note 7)			Will the boxing or wrestling entertainment take place indoors, outdoors or both? Please tick. (Read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the performance of boxing or wrestling entertainment (please read guidance note 5)		
Thurs					
Fri			Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

N/A

E

Performance of live music Standard timings (read guidance note 7)			Will the performance of live music take place indoors, outdoors or both? Please tick. (Read guidance note 3)	Indoors	X
				Outdoors	
				Both	
Day	Start	Finish			
Mon	11.00	00.00	Please give further details here (please read guidance note 4)		
Tue	11.00	00.00			
Wed	11.00	00.00	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thurs	11.00	00.00			
Fri	11.00	01.00	Non-standard timings. Where you intend to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 6) On bank holidays and any day prior to the bank holiday 1 hour extra to be added		
Sat	11.00	01.00			
Sun	11.00	01.00			

F

Playing of recorded music Standard timings (read guidance note 7)			Will the playing of recorded music take place indoors, outdoors or both? Please tick. (Read guidance note 3)	Indoors	X
				Outdoors	

Day	Start	Finish	Both
Mon	11.00	00.00	Please give further details here (please read guidance note 4)
Tue	11.00	00.00	
Wed	11.00	00.00	State any seasonal variations for playing recorded music (please read guidance note 5)
Thurs	11.00	00.00	
Fri	11.00	01.00	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 read guidance note 6) On bank holidays and any day prior to the bank holiday 1 hour extra to be added
Sat	11.00	01.00	
Sun	11.00	01.00	

G

Performance of dance Standard timings (read guidance note 7)			Will the performance of dance take place indoors, outdoors or both? Please tick. (Read guidance note 3)	
Day	Start	Finish	Indoors	
Mon			Outdoors	
			Both	
Tue				
Wed				
Thurs				
Fri				
Sat				
Sun				

Please give further details here (please read guidance note 4)

State any seasonal variations for performance of dance (please read guidance note 5)

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 read guidance note 6)

N/A

H

Entertainment of a similar description to that falling within (e), (f) or (g) Standard timings (read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors, outdoors or both? Please tick. (Read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	11.00	00.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	11.00	00.00	Please give further details here (please read guidance note 4)		
Wed	11.00	00.00			
Thu	11.00	00.00	State any seasonal variations for entertainment (please read guidance note 5)		
Fri	11.00	01.00			
Sat	11.00	01.00	Non-standard timings. Where you intend to use the premises for the entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun	11.00	01.00	On bank holidays and any day prior to the bank holiday 1 hour extra to be added		

I

Late Night Refreshment Standard timings (read guidance note 7)			Will the provision of late night refreshment take place indoors, outdoors or both? Please tick (Read guidance note 3).		Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish			Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Mon	23.00	00.00	Please give further details here (please read guidance note 4)			
Tue	23.00	00.00				
Wed	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) None			
Fri	23.00	01.00				
Sat	23.00	01.00	Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 6)			
Sun	23.00	01.00	On bank holidays and any day prior to the bank holiday 1 hour extra to be added			

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J

Supply of alcohol Standard timings (read guidance note 7)			Will the sale of alcohol be for consumption on the premises, off the premises or both? Please tick. (Read guidance note 8)	On the premises	
				Off the premises	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) None		
Mon	11.00	00.00			
Tue	11.00	00.00			
Wed	11.00	00.00			
Thurs	11.00	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 6) On bank holidays and any day prior to the bank holiday 1 hour extra to be added		
Fri	11.00	01.00			
Sat	11.00	01.00			
Sun	11.00	01.00			

State the name and details of the individual whom you wish to specify on the licence as the designated premises supervisor (please see declaration about the entitlement to work in the checklist at the end of the form):

Surname					Little					Forename(s)					Jack				
State any previous names																			
Date of Birth					Day			Month			Year								
Address																			
										Post Code									

Telephone Number	
Email Address	
Personal Licence Number (if known)	PA5430
Issuing Licensing Authority (if known)	BLACKPOOL

K

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 9)

NONE

L

Hours premises are open to public Standard timings (read guidance note 7)	State any seasonal variations (please read guidance note 5)						
<table border="1"> <thead> <tr> <th>Day</th> <th>Start</th> <th>Finish</th> </tr> </thead> <tbody> <tr> <td>Mon</td> <td>11.00</td> <td>00.30</td> </tr> </tbody> </table>	Day	Start	Finish	Mon	11.00	00.30	
Day	Start	Finish					
Mon	11.00	00.30					

Tue	11.00	00.30	
Wed	11.00	00.30	
Thurs	11.00	00.30	<p>Non-standard timings. Where you intend the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 6)</p> <p>On bank holidays and any day prior to the bank holiday 1 hour extra to be added</p>
Fri	11.00	01.30	
Sat	11.00	01.30	
Sun	11.00	01.30	

M

Describe the steps you intend to take to promote the four licensing objectives:

- a) General – all four licensing objectives (b,c,d,and e) (please read guidance note 10)

See details below which has been informed by pre application consultation with Environmental Protection and the Police

- b) The prevention of crime and disorder

A minimum of 1 SIA registered door supervisors shall be on duty from 21:00hrs until the premises closes on Fridays and Saturdays, with an additional 1 SIA registered door supervisor for every hundred customers. This also applies to Sundays prior to a bank holiday Monday, Boxing Day, Christmas Eve and New Year’s Eve. At all other times the licence holder will determine an appropriate number of door staff, having regard to a risk assessment maintained by the premises licence holder. The document must be available for Inspection if required.

CCTV must be installed internally and externally at the premises and must comply with the following:

- i. Appropriate signage alerting customers to CCTV recording must be displayed in conspicuous positions on the premises.
- ii. The CCTV system must be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises must be covered by the system. The system will incorporate a camera covering each of the main entrance doors and each camera must be capable of providing an image which is regarded as identification standard in all lighting conditions.

- iii. The system must record all hours the premises are open to the public.
- iv. Recordings must display the correct date and time.
- v. Digital recordings must be held for a minimum period of 21 days. The system must as a minimum record images of the head and shoulders of all persons entering the premises.
- vi. 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 police recent data or footage with the absolute minimum of delay when requested
- vii. The licence holder must 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 conditions of this licence.
- viii. Bi-annually documented maintenance checks by a suitably qualified CCTV engineer must be made of the CCTV system to ensure that the system is in good working order and is operating in compliance with the conditions of this licence.

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.

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.

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.

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 suspicion

The book will be available for inspection by a police officer.

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.

Records of incidents involving the use, and/or detection of drugs shall be maintained and those records shall be available for inspection. Confiscated and found drugs shall be transferred to the police in accordance with procedures agreed with Lancashire Constabulary.

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.

c) Public Safety

Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises.

Appropriate measures will be taken to ensure no drink is to be removed from the grounds or curtilage of the licensed premises in an unsealed container.

d) The prevention of public nuisance

Any outside area which is used for the consumption of alcohol shall cease to be so used at 22:00hrs. In this area all customers consuming alcohol shall be seated. Any removable furniture shall be cleared away no longer than 30 minutes after this time.

Any outside area of the venue will be regularly checked by a competent person.

The licence holder or designated premises supervisor shall make attempts to ensure members of the public leave quietly so as not to disturb neighbours.

All external windows and doors should be closed after 10pm, except in the case of an emergency.

During the final hour of daily trading the licence holder and the DPS shall ensure that appropriate announcements are made, or images are projected to remind patrons of the need to leave the premises without causing annoyance, nuisance or disturbance to local residents and to advise patrons of any tax free-phone or collection arrangements available upon the premises.

The placing of refuse, such as bottles, into receptacles outside the premises shall take place between 0800 and 2200 to prevent disturbance to nearby premises.

The licence holder shall ensure that noise or vibration shall not emanate from outside the premises such as to cause persons in the neighbourhood to be disturbed. To this end sound insulation shall be provided and regard must be had to the ventilation requirements for the premises. All sound insulation shall be installed to the satisfaction of the council.

An autistic lobby will be installed at the main entrance

A competent person will be engaged to conduct a noise assessment work to ensure the works completed are fit for purpose and any sound equipment is set at a level that ensures as best as possible that no unreasonable levels of sound can be heard from nearby sensitive properties. The findings and recommended of the noise assessment will be shared with Environmental Protection on request

e) The protection of children from harm

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. Suitable signage will be displayed to specify the Challenge 25 policy is in place

All staff to have received suitable training in relation to the proof of age scheme. Refresher training on underage sales to be provided to all staff every three months. Records to evidence this will be made available to an authorised officer upon request.

Functions which specifically target young people aged 17-18 years (for example birthday parties) will not be allowed to take place on the premises.

No children under the age of 16 to be permitted on the premises after 21.00hrs

Checklist

Please tick

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application, including the plan and form of consent by the proposed DPS (if applicable), to the responsible authorities
- I have enclosed the consent form completed by the individual I wish to be the Designated Premises Supervisor, if applicable

- I understand that I must now advertise my application. (You may be asked to prove this, it is therefore in your best interests to provide a copy of the advert to the Licensing Department).
- I understand that if I do not comply with the above requirements my application will be rejected
- (Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships):
I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15)

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.

It is an offence under Section 24B of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under Section 15 of the Immigration, Asylum and Nationality Act 2006 and, pursuant to Section 21 of the same Act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

Part 4 – Signatures (please read guidance note 11)

Declaration

- (Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership):
I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).
- The DPS named in this application form (if applicable) is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15).

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Print Name	ALEX HUCKERBY
Capacity	DIRECTOR
Date	26 th January 2022

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 13) If signing on behalf of the applicant please state in what capacity.

Signature	
Print Name	
Capacity	
Date	

Contact name (where not previously given) and address for correspondence associated with this application. (Please read guidance note 14)

Title:	Mr	Mrs	Miss	Ms		Other (please state):					
Forename(s)						Surname					
Address for correspondence associated with this application											
							Post Code				
Telephone Number					Mobile Number						
E-Mail Address											



In order to assist with your application under the Licensing Act 2003, Lancashire Constabulary ask if you could provide the following information, which is offered on a voluntary basis, to speed up the application process.

Full Name (including any previous names) As per details on the application
Date and place of birth

Contact telephone number (s)
Day
Evening.....
Mobile..
.....

Thanking you in anticipation

Notes for Guidance

- 1. 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 offsupplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
o Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.

- Films: no licence is required for "not-for-profit" film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises and (b) ensures that each such screening abides by age classification ratings.
- Indoor Sporting Events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - A performance of unamplified live music between 08.00 and 23.00 on any day, on any premises;
 - A performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500;
 - A performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500;
 - A performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - A performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from (i) the local authority concerned or (ii) the school or (iii) the health care provider for the hospital.
- Recorded music: no licence permission is required for:
 - Any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - Any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - Any playing of recorded music between 08.00 and 23.00 on any day, at the nonresidential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - Any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - Any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the healthcare provider;
 - Any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor, and

- Any entertainment (excluding films and boxing or wrestling) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
- 3. Where taking place in the building or other structure please tick as appropriate. Indoors may include a tent.
- 4. For example state the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
- 7. Please give timings in 24-hour clock format (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
- 8. 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 for people to be able to do both please tick "both".
- 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises that may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi nudity, films for restricted age groups, or the presence of gaming machines.
- 10. Please list here the steps you will take to promote all four licensing objectives together.
- 11. The application form must be signed.
- 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
- 14. This is the address that we shall use to correspond with you about this application.
- 15. Entitlement to work / immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- Does not have the right to live and work in the UK; or
- Is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their "share code" to enable the licensing authority to carry out a check using the Home Office right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK:

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK (please see note below about which sections of the passport to copy)
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A registration certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A permanent residence card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A current immigration status document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work in relation to the carrying on of a licensable activity.
- A current Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- A current immigration status document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of application, less than 6 months old, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgment letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - Evidence of the applicant's own identity – such as a passport
 - Evidence of their relationship with the European Economic Area family member, e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - Evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - Working e.g. employment contract, wage slips, letter from the employer
 - Self-employed e.g. contracts, invoices, or audited accounts with a bank
 - Studying e.g. letter from the school, college or university and evidence of sufficient funds, or
 - Self-sufficient, e.g. bank statements

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to the Licensing Authority.

If the document copied is a passport, a copy of the following pages should be provided:

- i) Any page containing the holder's personal details including nationality ii) Any page containing the holder's photograph iii) Any page containing the holder's signature iv) Any page containing the date of expiry, and
- v) Any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at www.gov.uk/provide-right-to-work) which, along with the applicant's date of birth (provided within this application) will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what

information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Schedule 11

Consent of an individual to being specified as a premises supervisor

Full name of the prospective premises supervisor:	Type of Application <small>(Delete as appropriate)</small>
<i>Jack Robert Little</i>	New Premises Licence

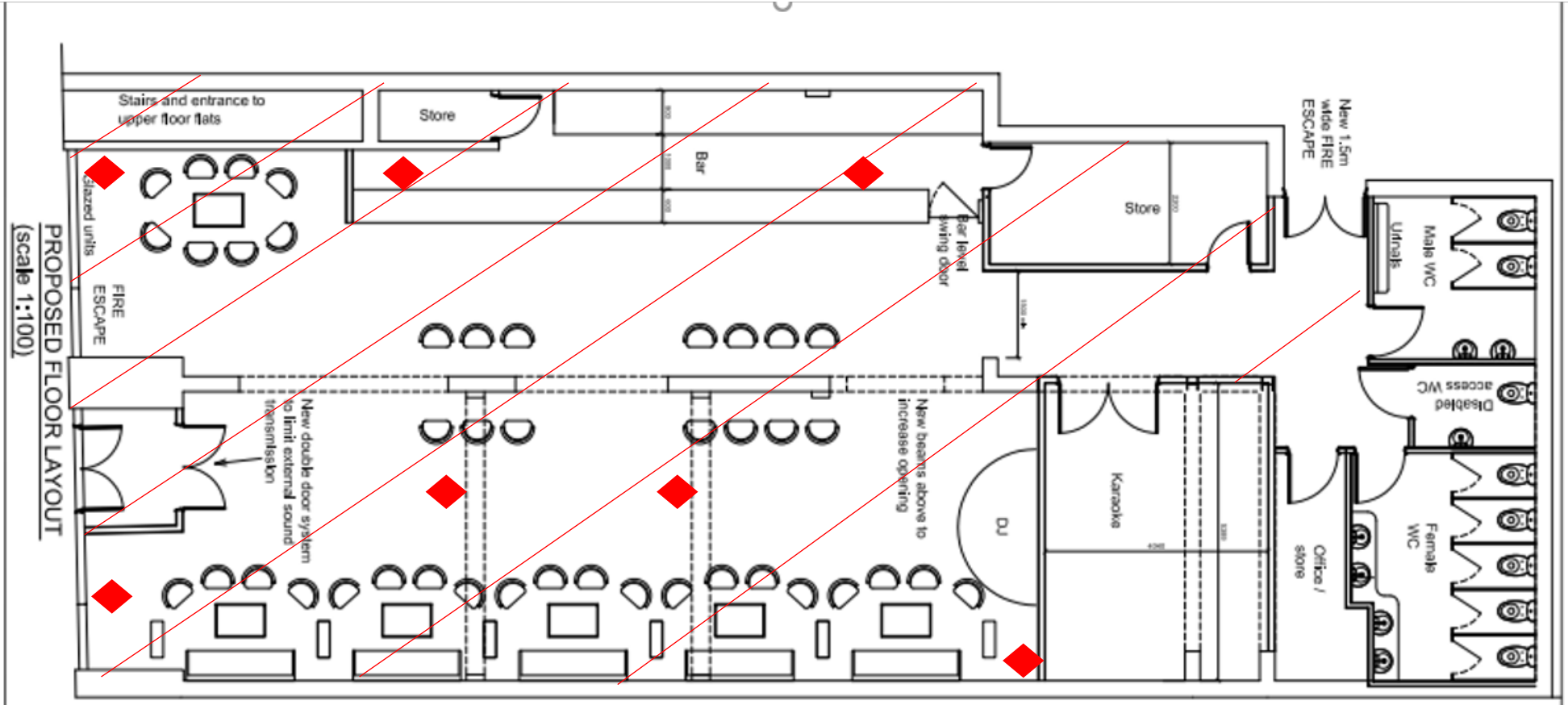
Home address of the prospective premises supervisor:
<div style="background-color: black; width: 100%; height: 100%;"></div>

Full name(s) of Premises Licence holder:	Premises Licence number (if any):
Marvin's Blackpool Ltd	

Name and address of the premises to which the application relates:
19- 23 Highfield Road, Blackpool FY4



I, the prospective Designated Premises Supervisor named above, hereby confirm that I give my consent to be specified as the DPS in relation to the above premises licence and any premises licence to be granted or varied in respect of this application made by the above mentioned applicant concerning the supply of alcohol at the premises. I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details as set out below.

Personal Licence Number:	PA5430
Name of Personal Licence issuing authority:	Blackpool Council
Address of issuing authority:	Municipal Buildings, Corporation Street, Blackpool
Telephone of issuing authority:	01253 477477
Signed by proposed DPS:	<div style="background-color: black; width: 100%; height: 100%;"></div>
Print Name:	Jack Robert Little
Date:	27 th January 2022



Key

Licensed Area = 

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From: Owen Newman
Sent: 13 February 2022 14:29
To: Licensing la2003
Subject: Marvin's, Blackpool Ltd, 19-23 Highfield Road, Blackpool, FY42JD

To whom it may concern.

I live in . Where I live backs directly onto the proposed property where Marvin's is going to be located.

I am obviously more than a little concerned about the granting of licensing for this concerned.

The playing of music from 11am in the morning to at times 1.30am will be unbearable and being as though where I live is next to the proposed building I can foresee endless days of continuous noise coming into my property.

I put in a concern when it was first proposed and I did not even get a email to say that permission had been granted. Having only finding out because of the building work going on in said property. That and the selling of alcohol I can only believe will make Highfield Road into even more of an area of bad reputation where police are called to other premises just a short distance away from myself.

I can only say in the strongest possible way that I am against the granting of a licence for this concern. It will, I'm sure lead myself and others in the immediate vicinity to look elsewhere for somewhere to live and perhaps leading to a environment of an area that only those who drink and don't mind the licensing of alcohol and loud music to be heard every single day and night to live.

I'm sure that nobody if asked would choose to live next door to such a place where you will be unable to sleep or relax in your own home, worried about drunkenness and possible violence outside your front door.

If there is the promise of soundproofing which I believe there is, then I hope someone checks out that it is the case by coming into our building and gauging the noise level.

Is there any offer of help to find somewhere else to live if the licence is granted because it seems like it will be a nightmare living here.

Thank you very much for taking the time to read and I'm sorry for complaining but feel as if I didn't I would have to grin and bear it which I don't intend to do.

My telephone number if you would like to speak to me.

OWEN NEWMAN.

<http://www.blackpool.gov.uk/EmailDisclaimer/> This message has been scanned for inappropriate or malicious content as part of the Council's e-mail and Internet policies.

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Mr W.J. Etherington

17th February 2022.

RE: Licensing application 19/23 Highfield Road Blackpool FY4 2JD App. 21/0837

Dear Sir or Madam,

As the owner of 25/27 Highfield Road, 1 & 5 Mayfield Avenue and six residential apartments at 3 Mayfield Avenue Blackpool . My tenants and I strongly oppose the granting of an alcohol late night music venue at the above address on the following grounds;

Prevention of crime and disorder

I am assuming that the venue will employ door supervisors to deal with any assaults and drunk and disorderly patrons. Whilst I accept that this is common place at drinking venues, the close proximity to residents is likely to cause further offences such as breach of the peace.

Prevention of public nuisance

The bedroom and living room windows are only a few metres away from the private dwellings.

The living room windows are almost vertically above the entrance/exit of the establishment. The building shares a dividing wall between the two properties that even when soundproofed will undoubtedly cause distress and nuisance to the residents.

A designated smoking area would possibly be provided outside of the front doors of the building, irrespective of this, people will congregate and smoke there, causing further disruption to the residents until the early hours of the morning, exacerbated by people entering and leaving the venue. This will therefore be a breach of the peace.

Yours Faithfully,

Mr William J Etherington.

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