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Blackpool Council

29 August 2023

To: Councillors S Brookes and Hunter

The above members are requested to attend the:

LICENSING PANEL

Wednesday, 6 September 2023 at 3.00 pm
in Committee Room B, Town Hall, Blackpool

A G E N D A

1 APPOINTMENT OF CHAIRMAN

To appoint a Chairman for the meeting.

2 DECLARATION OF INTEREST - LICENSING

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

(1) the type of interest concerned

(2) the nature of the interest concerned; and

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

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

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 PREMISES LICENCE - OCEAN KING, 104-106 TALBOT ROAD, FY1 3AY (Pages 1 - 34)

To consider a new application for a Premises Licence for Ocean King, 104-106 Talbot Road, FY1 3AY.

- A. Application and representations submitted. To consider the attached report.
- B. Determination of the new Premises application

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

Venue information:

First floor meeting room (lift available), accessible toilets (ground floor), no-smoking building.

Other information:

For queries regarding this agenda please contact Tyrone Wassell, Democratic Governance Advisor Tel: 01253 477153, e-mail tyrone.wassell@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:	6 September 2023

APPLICATION FOR A PREMISES LICENCE – Ocean King, 104 – 106 Talbot Road, Blackpool, FY1 3AY

1.0 Purpose of the report:

1.1 To consider an application for a new Premises Licence for Ocean King, 104 – 106 Talbot Road, Blackpool, FY1 3AY.

2.0 Recommendation(s):

2.1 To 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 6 July 2023 the Licensing Service received an application from Ibrahim Samy Aboelimged for a new Premises Licence at 104 – 106 Talbot Road, Blackpool, FY1 3AY.

The premises has never been licensed before.

6.2 The application requests permission for Late Night Refreshment only Monday to Sunday 23.00 to 05.00, with the premises being open to the public between 13.00 and 05.00 daily. A copy of the application is attached at Appendix 4a.

6.3 Representations have been received from 2 members of the public, Sady Bogdan Mark Marshall of M Squared on behalf of Mr Emad Ramadan Abdelmaaboud Elsawi Hammouda of King Kebab. Copies of the representations are attached at Appendix 4b and Appendix 4c.

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

4.4.2 - The Council wishes to develop a diverse night-time economy but acknowledges that any licensable activity has the potential to impact adversely on the surrounding area either by disturbance caused by crime and disorder or by nuisance caused by customers being noisy when leaving/using on-street car parking. The impact of these activities can be greater at night when ambient noise levels are much lower.

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.

8.44 - It is expected that enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns, acknowledge this in their application.

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 Appendix 4(a) Application form for a new Premises Licence
Appendix 4(b) Public Objection from Sady Bogdan
Appendix 4(c) Public Objection from M Squared on behalf of Mr Emad Ramadan Abdelmaaboud Elsawi Hammouda of King Kebab

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

Appendix 4a

Application for a new Premises Licence

Applicant Name(s):

ibrahim samy aboelmaged

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.

I/We ibrahim samy aboelmaged
[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	OCEAN KING				
Premises Address	104-106 talbot road blackpool				
	blackpool	Post Code	f	y	1 3 a y
Telephone Number of premises (if any)					
E-Mail Address					
Non-Domestic Rateable Value of Premises	£ 8100				

Part 2 – Applicant details

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

- | | | |
|---|--|--------------------|
| a) An individual or individuals * | Please tick
<input checked="" type="checkbox"/> | Complete Section A |
| b) A person other than an individual* | | |
| I. As a limited company / limited liability partnership | <input type="checkbox"/> | Complete Section B |
| II. As a partnership (other than limited liability) | <input type="checkbox"/> | Complete Section B |
| III. As an unincorporated association, or | <input type="checkbox"/> | Complete Section B |
| IV. Other (for example a statutory corporation) | <input type="checkbox"/> | Complete Section B |
| c) A recognised Club | <input type="checkbox"/> | 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 Care Standards Act 2000 (c14) in respect of an independent hospital in Wales Complete Section B
- ga) A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England. Complete Section B
- 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:**

- I am carrying on or propose to carry on business that involves the use of the premises for licensable activities; or If yes please tick
- I am making the application pursuant to a
 - Statutory function
 - A function discharged by virtue of Her Majesty's prerogative

(A) Individual applicant (fill in as applicable)

Title (please tick)	<input checked="" type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	Other (please state):
Surname	Aboelimged			Forenames	ibrahim samy
Date of Birth	Day	Month	Year	am 18 years old or over	Please tick Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Nationality	Egyptian				
Home address	[REDACTED]				
Post Code	[REDACTED]	y	[REDACTED]	p	[REDACTED]
Telephone Number	[REDACTED]			Mobile Number	[REDACTED]
E-Mail	[REDACTED]				

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)	[REDACTED]
--	------------

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)	
--	--

(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						
Address						
		Post Code				
Telephone Number						
E-Mail Address						
Registered number (where applicable)						
Description of applicant (e.g. partnership, company, unincorporated association)						

Part 3 - Operating Schedule

When do you want the premises licence to start

Day		Month			Year		
0	1	0	9	2	0	2	3

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, please state the number expected to attend

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

late night refreshment hot food take away (chippy)

no alcohol

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	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 4)	Both	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thurs					
Fri			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)		
Sat					
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	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed					
Thurs			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)		
Fri					
Sat					
Sun					

C

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

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	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for 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					

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	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)		
Thurs					
Fri			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)		
Sat					
Sun					

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	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for playing recorded music (please read guidance note 5)		
Thurs					
Fri			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)		
Sat					
Sun					

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)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thurs					
Fri			Non-standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

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	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thu			State any seasonal variations for entertainment (please read guidance note 5)		
Fri					
Sat			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					

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	✗
Day	Start	Finish		Outdoors	
				Both	
Mon	23:00	05:00	Please give further details here (please read guidance note 4)		
Tue	23:00	05:00			
Wed	23:00	05:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thu	23:00	05:00			
Fri	23:00	05:00	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)		
Sat	23:00	05:00			
Sun	23:00	05:00			

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				
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon								
Tue								
Wed								
Thurs								
Fri								
Sat								
Sun								
						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)		

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				Forename(s)				
State any previous names								
Date of Birth	Day	Month	Year					
	19	05	11992					
Address								
							Post Code	
Telephone Number								
Email Address								
Personal Licence Number (if known)								
Issuing Licensing Authority (if known)								

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)

L

Hours premises are open to public Standard timings (read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	13:00	05:00	
Tue	13:00	05:00	
Wed	13:00	05:00	
Thurs	13:00	05:00	
Fri	13:00	05:00	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)
Sat	13:00	05:00	
Sun	13:00	05:00	

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)

cctv 24 hours
fire protection
saftey requirments
noise levels kept to the minimum
protectin of children from harm

b) The prevention of crime and disorder

we will have 24 hours cctv system recording and following all health an saftey measurments
for the staff and customers
~~comply with any request for cctv recording from police and other authorites~~

c) Public Safety

cctv 24 hours recording and an outside camera for every one protection

good footage quality
fire saftey , such as fire extuinguishers and fire blanket
emergncy exit kept clear all time

d) The prevention of public nuisance

if a local radio is played inside it will be at a level of noise cant go outside the door
all customers will be asked to when leave quitely

e) The protection of children from harm

we will have 24 hours cctv system recording and following all health an saftey measurments

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	
Capacity	
Date	

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	ibrahim samy aboelmagd
Capacity	manager
Date	6/7/2023

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							

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

- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - Any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - Any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the healthcare provider;
 - Any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor, and
 - Any entertainment (excluding films and boxing or wrestling) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
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.

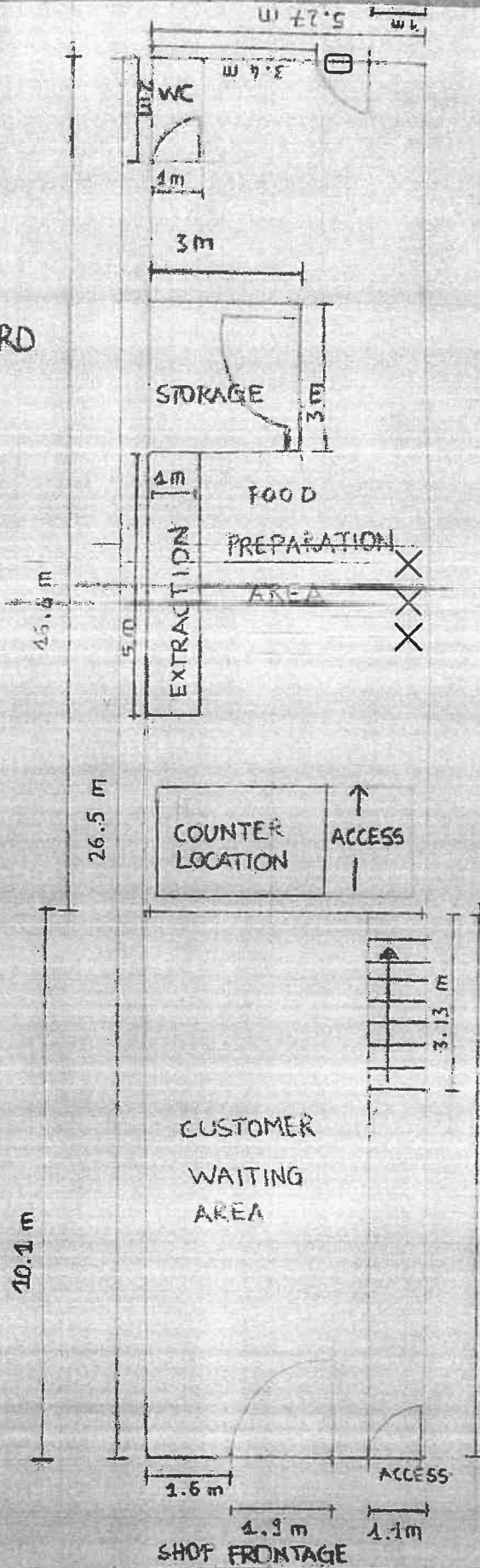
1cm = 1m

GROUND FLOOR PLANNING

104-106 TALBOT RD
FY11LR

X fire extinguisher
fire blanket

□ fire emergency exit



Appendix 4b

Lisa Ashton

From: [REDACTED]
Sent: 18 July 2023 23:42
To: Licensing la2003
Subject: Object

CAUTION: This email originated from outside of the organisation. Do not provide any login or password details if requested. Do not click on any links or attachments unless you are sure that the content is safe. If you are unsure about this email or its content forward it to: cyber.security@blackpool.gov.uk.

Hi there. About the application in 104 talbot Road fy13ay .Iam objection for give them license late time is really disappointed that many takeaway in this area Dickson Road queens street and talbot road will be same is not fair of new trams stations is cost a lot of money . Iam live in talbot road and I saw few new takeaway-the are working on it new this street will be nightmare.of durge and problems maker nosiey will be risky public safety . Our children will at risk too .and town will be looks rubbish in every corner takeaway and chicken shop . The council and police need to refuse that all new application for late night .I wish you understand the main point is city and safety of public . Thanks . Bogdan

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M Squared Services Ltd.

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3 August 2023

Prepared on behalf of;

Mr Emad Ramadan Abdelmaaboud Elsawi Hammouda Premises Licence Holder for King Kebab, 2 Dickson Road, Blackpool, FY1 2AA, Lic Number WA0239

Representation Against New Premises Licence

Applicant Details- Mr Ibrahim Samy Aboelmaged

Premises – 104- 106 Talbot Road, Blackpool, Lancashire, FY1 3AY

Activities – Late Night Refreshment

I am concerned about the Impact of the Prevention of Crime and Disorder Licensing Objective being undermined. The primary basis of the concern comes about due to the location of the premises and the times of the proposed operation.

Prevention of Crime and Disorder

The area sees customers arrive very late at night and all businesses operating at night must deal with the most problematic customer base. Most of the individuals already arrive in the locality heavily intoxicated and the policing tactics in this area have mainly been reactive rather than providing the high visibility presence that occurs at the West end of Queen Street.

This has been recognised and accepted over the last decade and almost every premises in the locality has prescriptive conditions to employ door staff at certain times of their operation. Even the takeaways are subject to strict controls which generally paints an abstract picture regarding the challenges for retailers and authorities alike.

I have operated my premises since October 2018 and the challenges with customers who behave in a disorderly manner happen every day. The weekends are the worst with scuffles and fights on Dickson Road occurring between 01.00hrs and 06.00hrs.

I employ a door supervisor from 03.00hrs in line with my Licence Conditions, many of my competitors have similar conditions but quite often I note that nearby premises with the same conditions neglect their legal responsibility and do not employ door staff. I have reported this concern to my landlord who in turn has reported the matter to the Police to be told by the call taker that it is not a Police responsibility to check on such matters and was a Council

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3 August 2023

responsibility. The Police were clear say that they would assist the Council, but the matter needed to be reported to them.

We attempt to deal with matters of disorder that occur in the shop and have had to call the Police when situations are serious. One such example occurred approximately 6 months ago when a knife was pulled on my landlord. My landlord did not know the male, so this was not a personal issue. He called the Police, and it was over 45 minutes before they attended. This incident occurred early in the evening about 21,30hrs but demonstrates the type of incident that occurs in the locality.

Blackpool Council have a Cumulative Impact Assessment that was issued in 2021 and relies on data from 2019. The applicant's premises is approximately 50 metres from mine so sits within Talbot Ward and within the defined Cumulative Impact Area. The data from the 2021 CIA (Cumulative Impact Assessment is shown below)

Figure 4
Alcohol related incidents by hour
Talbot ward 01/01/19 to 31/12/19.
Source: Lancashire Constabulary

Time	Incidents	
00.00	38	
01.00	31	
02.00	29	
03.00	38	
04.00	21	
05.00	20	
06.00	5	
07.00	5	
08.00	6	
09.00	6	
10.00	8	
11.00	6	
12.00	6	
13.00	5	
14.00	6	
15.00	15	
16.00	12	
17.00	20	
18.00	12	
19.00	27	
20.00	25	
21.00	37	
22.00	29	
23.00	32	Total 438

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3 August 2023

A recent hearing held by the Council saw the police update these statistics as part of their evidence, so the information is available to the public.

The updated statistic provided to the Council in December 2022 shows an increase in alcohol-related crime in Talbot Ward from 438 incidents (2019 data) to 693 (2022 data), this is a 58% increase.

Ward	No. of Alcohol related offences	% of Total
Claremont Ward	852	24%
Talbot Ward	693	19%
Bloomfield Ward	541	15%
Waterloo Ward	195	5%
Brunswick Ward	160	4%
Clifton Ward	123	3%
Warbreck Ward	113	3%
Park Ward	107	3%
Victoria Ward	98	3%
Marion Ward	85	2%
Ingthorpe Ward	80	2%
Tyldesley Ward	76	2%
Hawes Side Ward	69	2%
Norbreck Ward	64	2%
Squires Gate Ward	53	1%
Greenlands Ward	49	1%
Highfield Ward	46	1%
Layton Ward	45	1%
Stanley Ward	42	1%
Anchorsholme Ward	36	1%
Bispham Ward	34	1%
-	12	0%
Grand Total	3,573	100%

Whilst these statistics do not present the whole picture, they demonstrate that alcohol-related crime in Talbot Ward is increasing rather decreasing and from an operator's perspective I have noticed that our customer base is more argumentative, and unreasonable and displays of extreme violence such as the threat with a knife mentioned earlier are no longer a rare occurrence, especially in the earlier hours of the morning.

The Cumulative Impact Policy shifts the burden to the applicant to produce an application

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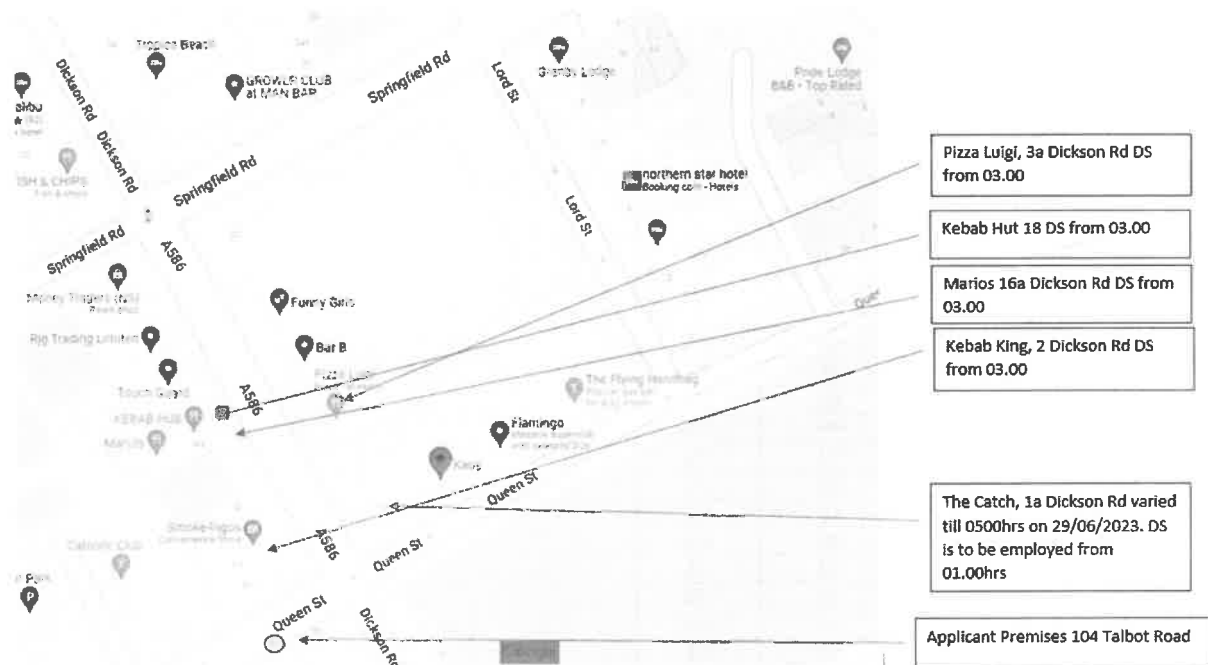
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3 August 2023

that will not have a significant impact on the cumulative impact already being experienced in the area. The Licensing Policy suggests this should be done through the operating schedule and risk assessment process if it is used.

My representative viewed the original application on the 2nd of August 2023 at the Council's offices, it was clear it has been drafted by someone with limited knowledge of the regulations, the policy or statutory guidance. The first attempt would appear to fall short of offering an operating style that could be considered robust. For example, the original application makes no mention of the employment of door staff at all. If they had researched the area at all and the conditions in place at nearby premises, they would have understood the importance of such a measure.



Whilst the premises are located on Talbot Road, it is at the top end close to the junction of Dickson Road, which will add to the problems already being experienced in the area.

I understand that there is a school of thought that having more premises in a troublesome area can dilute problems and spread them over a wider area but the whole concept of cumulative impact is the Council have already declared that this area is suffering from a concentration of premises and to add more to an area is likely to be problematic. At that point, an applicant is

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expected to set out why his or her operation will not have a significant impact on the issues already occurring.

The timings requested on the application are much the same as all the other takeaways in the area and seek a terminal hour of 5 am, the layout of the premises is approximately 10m x 4.7m and no fixed seating is indicated on the plan. Therefore, all the issues that occur at every other takeaway in the area are likely to occur here.

Prepared by

Mark Marshall FCILEX
Director

A handwritten signature in black ink, appearing to read 'M. Marshall'.

3rd August 2023

