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Blackpool Council

5 September 2023

To: Councillors Baker, Hoyle, Hunter, S Brookes (Reserve)

The above members are requested to attend the:

LICENSING PANEL

Tuesday, 12 September 2023 at 10.00 am
in Committee Room B, Town Hall, Blackpool

A G E N D A

ADMISSION OF THE PUBLIC TO COMMITTEE MEETINGS

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The Head of Democratic Governance has marked with an asterisk (*) those items where the Committee may need to consider whether the public should be excluded from the meeting as the items are likely to disclose exempt information.

The nature of the exempt information is shown in brackets after the item.

This information is provided for the purpose of this meeting only and must be securely destroyed immediately after the meeting.

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 A PERSONAL LICENCE**

(Pages 1 - 20)

To consider an application to grant a Personal Licence for T.S

- A. Application and representations submitted. To consider the attached report.
- B. Determination of the application for a Personal Licence in respect of T.S.

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 Senior 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:	Lee Petrak, Licensing and Trading Standards Manager
Date of Meeting:	12 September 2023

APPLICATION FOR A NEW PERSONAL LICENCE

1.0 Purpose of the report: To consider an application by Mr Tariq Sabbah for the grant of a Personal Licence.

2.0 Recommendation:

2.1 To determine the application.

3.0 Reasons for recommendation:

3.1 This application must be determined by a panel as an objection has been received.

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 has been submitted and an objection received it must be considered by the Licensing Panel.

5.0 Council priority:

- 5.1 The relevant Council priorities are
- "The economy: Maximising growth and opportunity across Blackpool"
 - "Communities: Creating stronger communities and increasing resilience"

6.0 Background information

6.1 On 6 July 2023 the Licensing Service received an application for a Personal Licence from Tariq Sabbah. As the accompanying disclosure revealed a live relevant offence a copy of the application was sent to the Police for their consideration.

The Licensing Service received an objection from the Police on 10 July 2023.

6.2 Local policy considerations

7.2.4 of the Statement of Licensing Policy states the following – “ at a hearing a panel of the licensing committee will consider whether the granting of the licence would undermine the crime prevention objective. The panel will consider the seriousness of the conviction(s), the time that has elapsed since the offence(s) were committed and any mitigating circumstances. Applications will normally be refused unless there are exceptional and compelling circumstances which justify grant.

6.3 National policy considerations

4.54 – A number of relevant offences never become spent. However, where an applicant is able to demonstrate that the offence in question took place so long ago and that the applicant no longer has a propensity to re-offend, a licensing authority may consider that it is appropriate to grant the application on the basis that doing so would not undermine the crime prevention objective

6.4 Observations

When considering an application for a personal licence the panel is only concerned with the crime prevention objective. The panel are also restricted to considering live relevant convictions. Any offences which are spent or are not considered to be relevant must not be taken into account when considering whether the application for a personal licence should be granted.

6.5 Does the information submitted include any exempt information? No

7.0 List of Appendices:

7.1 Appendix 4a: Redacted Application form for a new Personal Licence
Appendix 4b: Representation from Lancashire Constabulary

8.0 Legal considerations:

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

9.0 Risk management considerations:

9.1 None.

10.0 Equalities considerations and the impact of this decision for our children and young people:

10.1 None.

11.0 Sustainability, climate change and environmental considerations:

11.1 None.

12.0 Internal/external consultation undertaken:

12.1 None.

13.0 Background papers:

13.1 None.

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