

**Blackpool Council Licensing Service**

**Representation made by a Responsible Authority  
to an application for the grant / variation of a Premises Licence /  
Club Premises Certificate**

**Responsible Authority**

Name of Responsible Authority **LANCASHIRE CONSTABULARY**

Name of Officer *(please print)* PS1747 Helen Parkinson

Signature of Officer



Contact telephone number **01253 604074**

Date representation made **21 09 16**

Do you consider mediation to be appropriate

YES

**Premises Details**

Premises Name **136-140 The Promenade**

Address **136-140 The Promenade**

**Blackpool**

**Lancashire**

Post Code **FY1 1RA**

**Reasons for making representations**

I am in receipt of an application for a new Premises Licence for the above address.

On behalf of the Chief Officer of Police, having reviewed the application the Police make formal objections on the following grounds:

The premises falls within the Cumulative Impact Zone, a zone set up by the council due to the concentration of licenced premises within Blackpool Town Centre and the cumulative effect all the premises are having on Crime and disorder.

The location of the premises is a particular hotspot for crime and disorder in the town centre and police believe a further premises operating into the early hours of the morning will contribute to this.

The Policy states that a premises licence in the Cumulative Impact Zone should only be granted in 'genuinely exceptional circumstances' where the granting of the licence will not undermine the policy. Although the application is comprehensive police don't feel that this has been achieved in this case, as it is not classed as exceptional merely on the grounds that the premises will be operated within the terms of its licence and will be well managed, as this is expected from any application.

Police have entered into Mediation with the applicant in this case in an attempt to agree conditions that

police believe will not undermine the policy and therefore not increase/contribute to crime and disorder. A list of conditions were drawn up by police in order to achieve this and all the following conditions have already been agreed with the applicant:

1. At least one personal licence holder will be available while the supply or sale of alcohol is being undertaken (whose identity will be known to all other staff engaged in the supply or sale of alcohol) except in the case of emergency.
2. 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.
3. An authorisation, signed and dated by the Designated Premises Supervisor, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises.
4. Risk assessments carried out by or on behalf of the licence holder which relate to a licensing objective will be available for inspection by an authorised officer.
5. A zero tolerance drugs policy will be adopted at the premises.
6. Security/staff arrangements will be sufficient to discourage the sale and consumption of drugs and shall ensure such arrangements include regular checks of toilet areas.
7. Where there is reasonable suspicion that drugs are being carried, the licensee shall ensure that the outer clothing, pockets and bags of those entering the venue are searched by a trained staff member of the same sex.
8. Clearly visible notices, in a form prescribed by the Council, 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.
9. Records of incidents involving the use, and/or detection of drugs shall be maintained and those records shall be available for inspection.
10. Confiscated and found drugs shall be transferred to the police in accordance with procedures agreed with Lancashire Constabulary.
11. No person in possession of a drink in a sealed or unsealed container will be allowed to enter the premises except for the purposes of delivery.
12. Appropriate measures will be taken to ensure staff prevent the removal of bottles or glasses from the curtilage and grounds of the licensed premises.
13. Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises
14. All drinking vessels, used at the premises, will be made of toughened glass or polycarbonate.
15. An incident book will be maintained in which will be recorded:
  - All incidents of crime and disorder.
  - Refused sales to suspected underage and drunken persons.
  - A record of any person asked to leave the premises or that are removed from the premises.
  - Details of occasions on which the police are called to the premises.
  - A record of persons searched on suspicion that drugs are being carried and their reason for such suspicion.
  - The book will be available for inspection by a police officer.

16. All members of staff shall receive suitable training with regard to serving drunks and are to receive regular refresher training at intervals of a maximum of 6 months, records to evidence this will be made available to authorised officer upon request.
17. Any person within the premises who appears to be intoxicated who is behaving in a disorderly manner will be asked to conduct themselves correctly and if they refuse they will be asked to leave the premises and will be escorted off the premises in a calm and appropriate manner.
18. No entertainment of an adult or sexual nature will take place on the premises.
19. 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.
20. All staff involved in the sale of alcohol shall receive suitable training in relation to proof of age scheme to be applied upon the premises. All staff receive regular refresher training at intervals of at least 4 months. Records to evidence this will be made available to officers upon request.
21. Suitable signage will be displayed to specify the Challenge 25 policy is in place.
22. Persons under the age of 18 shall only be admitted onto the premises in the company of an adult. Except for pre-arranged private functions and ticketed events, children under 16 shall vacate the premises by 21:00 unless partaking in a meal or family function.
23. Functions which specifically target young people aged 17-18 years (for example birthday parties) will not be allowed to take place on the premises.
24. Any outside seating area is to be clearly defined and separated from the public footpath. A fixed or removable barrier must enclose the outside seating area.
25. 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 28 days. The system must as a minimum record images of the head and shoulders of all persons entering the premises.
  - vi. CCTV must be available to be viewed within 60minutes of request from the Police, responsible authorities or an authorised person and provide footage in a viewable format within 48 hours of request, with minimum delay.
  - 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.

26. The primary purpose of the premises will be that of a restaurant / bistro/ cafe serving food, with additional use for pre-arranged events, functions and other entertainment. The sale of alcohol will be ancillary to these uses, but shall not restrict the sale of alcohol during permitted hours after conclusion of food service.
27. The provision of food, including full meals and snacks will form a substantial element of the operation of the premises with sufficient furniture and seating provided and set out in such a way that it does not become a high volume, vertical drinking establishment.
28. Table seating shall be provided for a minimum of 70% of the maximum floor area on each floor of the premises, save for pre-arranged private functions.
29. The departure of customers from the premises shall be effectively managed by staff who will request patrons to leave quietly and to avoid causing noise, nuisance or disturbance in the area.
30. The premises licence holder will risk assess the requirement for door supervisors at the premises and shall employ door supervisors in such numbers and at such times as is deemed necessary by the risk assessment. The requirement to provide door supervisors as determined by risk assessment will equally apply in respect of private functions and ticketed events where admission is only permitted by ticket purchases in advance.
31. The premises shall have no fewer than 2 SIA registered door supervisors, only when regulated entertainment takes place, on a Friday, Saturday and Bank Holiday Sunday. Their shift will begin no later than 21:00 finishing no earlier than the closing time of the venue.
32. All door staff shall sign a register when performing duties at the premises. This register is to contain the full names, SIA badge numbers and contact details of that person. Those records are to be made available on request to any relevant authority for the purposes of investigating or preventing crime or apprehending or prosecuting an offender.
33. Other than in the areas designated for drinking and indicated in this application, no person shall be permitted by the designated premises supervisor or persons acting under his/her authorisation to remove alcohol from the premises in an open container.
34. Patrons shall not be permitted to consume drinks outside after 2200 each night. Signs shall be displayed in prominent positions warning customers that they will not be permitted to eat or drink in the external areas after these times
35. Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises.
36. In the outside area, the supply of intoxicating liquor shall be by waiter/waitress service only and only to persons seated at tables.
37. All tables and chairs in the outside area shall be stacked, secured and covered promptly and in any event no more than 30 minutes after the time at which patrons are no longer permitted to consume drinks in the area.
38. No customers shall be admitted to the premises 30minutes prior to the end of licensable activities. For the avoidance of doubt, this condition shall not apply to those customers who

were on the premises prior to the stated times, and who exited the premises for the purpose of smoking.

39. All internal lobbied doors to any entrance/exit point, fire exit doors and external windows shall be closed after 22:30hours except in the event of an emergency and save for the purposes of access and egress.

The one issue that cannot be agreed on are the licensing hours. Police believe that a 02:00hours licence would increase the risk of crime and disorder and add to the issues already endured within the town centre by the emergency services particularly at weekend. Within Queen Street, Queen Square and The Strand there is a significant concentration of late night premises and is a particular hot spot already, particularly into the early hours. There are no further conditions that can be added to prevent this, other than reducing the hours to 01:00 so people are dispersed before the late night congregation takes effect.

Lancashire Constabulary has significant concerns that crime and disorder will increase if this premises is allowed to operate within the licensable hours requested by the applicant. This will add to the cumulative impact already being experienced within the Town Centre Saturation Area and would lead to alcohol fuelled crime and disorder and contribute to the stress and further burden on the emergency services.

**It is recommended that the licence should only be granted if the application is amended, or if conditions are applied, as detailed below.**

N/A