

<b>Report to:</b>	<b>Licensing Panel</b>
<b>Relevant Officer:</b>	Sharon Davies, Head of Licensing Services
<b>Date of Meeting :</b>	3 July 2017

## **APPLICATION FOR A PREMISES LICENCE – Al Amir, 37-39 Talbot Road**

### **1.0 Purpose of the report:**

- 1.1 To consider an application for a Premises Licence in respect of Al Amir, 37-39 Talbot Road.

### **2.0 Recommendation(s):**

- 2.1 The panel are 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.

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

- 3.2b Is the recommendation in accordance with the Council's approved budget? Yes

- 3.3 Other alternative options to be considered:

None, once representations have been received the application must be considered by the Licensing Panel.

#### 4.0 **Background Information**

4.1 On 4 May 2017, the Licensing Service received an application from Peter Ashcroft for the grant of a Premises Licence for Al Amir, 37-39 Talbot Road Blackpool.

4.2 The application requests a premise licence giving permission for live music 19.30 – 23.00, recorded music 00.00 – 0.00, the sale of alcohol for consumption on and off the premises 17.00- 03.00 hours daily and late night refreshment 23.00 – 03.00 hours daily. A copy of the application is attached at Appendix 4a.

4.3 Representations have been received from the Police and the Licensing Authority. Copies of the representations are attached at Appendices 4b and 4c.

#### 4.4 **Local policy considerations**

None

#### 4.5 **National policy considerations**

9.12 The licensing authority should accept all reasonable and proportionate representations made by the Police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives.

9.42 – Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case by case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 – The authority's determination should be evidence based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.44 – Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. Whilst this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder as well as the potential benefit in terms of promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the licensing objectives and nothing outside those parameters.

4.6 **Observations**

At the time of writing this report this premises had the benefit of a Premises Licence. This licence was revoked by following a review application submitted by health and safety on 8 December 2016. This decision is being appealed by the current licence holders and is due for hearing on 26 June 2017.

4.7 Does the information submitted include any exempt information? No

4.8 **List of Appendices:**

Appendix 4a: Application

Appendix 4b: Representation from Police

Appendix 4c: Representation from Licensing Authority

5.0 **Legal considerations:**

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

6.0 **Human Resources considerations:**

6.1 None.

7.0 **Equalities considerations:**

7.1 None.

8.0 **Financial considerations:**

8.1 None.