

# Public Document Pack

# Blackpool Council

8 July 2014

To: Councillors Cox, O'Hara, Smith and G Coleman (Reserve)

The above members are requested to attend the:

## **LICENSING PANEL**

Friday, 18 July 2014 at 10.00 am  
in Committee Room A, Town Hall, Blackpool

## **A G E N D A**

### **1 APPOINTMENT OF CHAIRMAN**

To appoint a Chairman for the meeting.

### **2 DECLARATIONS OF INTEREST**

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 Services 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, 4(a) and 4(c) 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- PIZZALAND** (Pages 1 - 26)

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION FOR A PREMISES LICENCE- Pizzaland
- c. ANNOUNCEMENT OF THE DECISION FOR THE APPLICATION FOR A PREMISES LICENCE- Pizzaland

**Venue information:**

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

**Other information:**

For queries regarding this agenda please contact Lennox Beattie, Executive and Regulatory Manager, Tel: 01253 477157, e-mail [lennox.beattie@blackpool.gov.uk](mailto:lennox.beattie@blackpool.gov.uk)

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<b>Report to:</b>	<b>Licensing Panel</b>
<b>Decision or Item number</b>	<b>4</b>
<b>Relevant Officer:</b>	Sharon Davies, Principal Solicitor Licensing
<b>Date of Meeting :</b>	18 <sup>th</sup> July 2014

## APPLICATION FOR A PREMISES LICENCE- PIZZALAND

### 1.0 Purpose of the report:

1.1 To consider an application for a premises licence from Pizzaland and the relevant representations from Lancashire Constabulary.

### 2.0 Recommendation(s):

2.1 Members will be requested to determine the application.

### 3.0 Reasons for recommendation(s):

3.1 Once an objection has been received the application and any relevant representation must be considered by the Licensing Panel.

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, the application and the representations must be considered.

#### **4.0 Background Information**

4.1 On 7th May 2014, the licensing service received an application for a premises licence at Pizzaland, 288 Devonshire Road Blackpool. The application requests permission to provide late night refreshment as follows:

Sunday - Thursday 23.00 until 00.00 hours

Friday-Saturday 23.00 until 01.00 hours

4.2 The applicant is Morteza Dehghan

4.3 Representations have been received from Lancashire Constabulary.

#### **4.4 National Guidance**

The following paragraphs of the guidance are relevant:

9.12 " In their role as a responsible authority, the police are an essential source of advice and information on the impact and potential impact of licensable activities, particularly on the crime and disorder objective. The police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area. The police should be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective, but may also be able to make relevant representations with regard to the other licensing objectives if they have evidence to support such representations. 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. However, it remains incumbent on the police to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.

9.38 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.

9.39 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.

9.40 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 (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives.

4.3 Does the information submitted include any exempt information? Yes

4.4 **List of Appendices:**

Appendix 4a Application for premises licence

Appendix 4b Representations from Lancashire Constabulary

5.0 **Legal considerations:**

6.1 Please see national policy in the background information.

7.0 **Human Resources considerations:**

7.1 None

8.0 **Equalities considerations:**

8.1 None

9.0 **Financial considerations:**

9.1 None

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# Blackpool Council

07 MAY 2014

## APPLICATION FOR A NEW PREMISES LICENCE

**Applicant Name(s):**

MERTEZA DEGHAN

### Built Environment

Licensing Service  
Blackpool Council  
Municipal Buildings, PO Box 4  
Blackpool, FY1 1NA

### Contact

T: (01253) 47 8572 / 8589  
F: (01253) 47 8372  
[www.blackpool.gov.uk](http://www.blackpool.gov.uk)



# 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 MORTEZA DEGHAN  
[insert name of applicant/s]

apply for a premises licence under Schedule 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 if any, or if none the ordinance survey map reference or description.	
Premises Name	PIZZA LAND
Premises Address	288 DEVONSHIRE ROAD BLACKPOOL
	Post Code FY2 OTN
Telephone Number of premises (if any)	01253590606
E-Mail Address	PA padzanan1-UK@yahoo.com
Non-Domestic Rateable Value of Premises	£ 5,200

### Part 2 – Applicant details

In what capacity are you applying for a licence?

Please tick:

a) An individual \*

Complete Section A

b) A person other than an individual\*

I. As a limited company

Complete Section B

II. As a partnership

Complete Section B

III. As an unincorporated association

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
- 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 in respect of the carrying on of a regulated activity (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:**

- 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 Applicants (fill in as applicable)**

<b>Title:</b>	<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	<input type="checkbox"/> MV
<b>Surname</b>	DEMGHAN			<b>Forenames</b>	MORTEZA
<b>I am 18 years old or over</b>	Yes	No	<b>Date of Birth</b>		<small>Please tick</small>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>			Day
			03	12	1988
<b>Home Address</b>	Flat 2 22-26 RIBBIE ROAD BLACKPOOL				
				<b>Post Code</b>	FY1
<b>Telephone Number</b>				<b>Mobile Number</b>	07762598637
<b>E-Mail Address</b>	padzann1-uk@yahoo.com				

**SECOND INDIVIDUAL APPLICANT IF APPLICABLE**

<b>Title:</b>	Mr	Mrs	Miss	Ms		
<b>Surname</b>				<b>Forenames</b>		
<b>Date of Birth</b>	<b>Day</b>	<b>Month</b>	<b>Year</b>	<b>I am 18 years old or over</b>	<small>Please tick</small>	
					<b>Yes</b>	<b>No</b>
<b>Home address</b>						
				<b>Post Code</b>		
<b>Telephone Number</b>				<b>Mobile Number</b>		
<b>E-Mail Address</b>						

**(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.

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

### Part 3 - Operating Schedule

Immediate.

When do you want the premises licence to start

Day	Month	Year
<del>21/10/2014</del>	<del>10</del>	<del>2014</del>

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)

Pizza takeaway

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

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

**Provision of regulated entertainment:**

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 6)			Will the performance of a play take place indoors, outdoors or both? Please tick. (Read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thurs					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

## B

<b>Exhibition of film</b> Standard timings (read guidance note 6)			<b>Will the exhibition of films take place indoors, outdoors or both? Please tick. (Read guidance note 2)</b>	Indoors	
<b>Day</b>	<b>Start</b>	<b>Finish</b>		Outdoors	
<b>Mon</b>				<b>Please give further details here</b> (please read guidance note 3)	Both
<b>Tue</b>					
<b>Wed</b>			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
<b>Thurs</b>					
<b>Fri</b>			<b>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</b> (please read guidance note 5)		
<b>Sat</b>					
<b>Sun</b>					

## C

<b>Indoor sporting events</b> Standard timings (read guidance note 6)			<b>Please give further details here</b> (please read guidance note 3)
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
<b>Mon</b>			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
<b>Tue</b>			
<b>Wed</b>			
<b>Thurs</b>			<b>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</b> (please read guidance note 5)
<b>Fri</b>			
<b>Sat</b>			
<b>Sun</b>			



**D**

<b>Boxing or wrestling entertainment</b> Standard timings (read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors, outdoors or both? Please tick. (Read guidance note 2)</b>	Indoors	
Day	Start	Finish		Outdoors	
				Both	
<b>Mon</b>			<b>Please give further details here</b> (please read guidance note 3)		
<b>Tue</b>					
<b>Wed</b>			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)		
<b>Thurs</b>					
<b>Fri</b>			<b>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</b> (please read guidance note 5)		
<b>Sat</b>					
<b>Sun</b>					

**E**

<b>Performance of live music</b> Standard timings (read guidance note 6)			<b>Will the performance of live music take place indoors, outdoors or both? Please tick. (Read guidance note 2)</b>	Indoors	
Day	Start	Finish		Outdoors	
				Both	
<b>Mon</b>			<b>Please give further details here</b> (please read guidance note 3)		
<b>Tue</b>					
<b>Wed</b>			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
<b>Thurs</b>					
<b>Fri</b>			<b>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</b> (please read guidance note 5)		
<b>Sat</b>					
<b>Sun</b>					

**F**

<b>Playing of recorded music</b> Standard timings (read guidance note 6)			Will the playing of recorded music take place indoors, outdoors or both? Please tick. (Read guidance note 2)		Indoors	
					Outdoors	
<b>Day</b>	<b>Start</b>	<b>Finish</b>				
<b>Mon</b>			<u>Please give further details here</u> (please read guidance note 3)			
<b>Tue</b>						
<b>Wed</b>			<u>State any seasonal variations for playing recorded music</u> (please read guidance note 4)			
<b>Thurs</b>						
<b>Fri</b>			<u>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</u> (please read guidance note 5)			
<b>Sat</b>						
<b>Sun</b>						

**G**

<b>Performance of dance</b> Standard timings (read guidance note 6)			Will the performance of dance take place indoors, outdoors or both? Please tick. (Read guidance note 2)		Indoors	
					Outdoors	
<b>Day</b>	<b>Start</b>	<b>Finish</b>				
<b>Mon</b>			<u>Please give further details here</u> (please read guidance note 3)			
<b>Tue</b>						
<b>Wed</b>			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)			
<b>Thurs</b>						
<b>Fri</b>			<u>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</u> (please read guidance note 5)			
<b>Sat</b>						
<b>Sun</b>						

**H**

<b>Entertainment of a similar description to that falling within (e), (f) or (g) Standard timings (read guidance note 6)</b>			<b>Please give a description of the type of entertainment you will be providing</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Will this entertainment take place indoors, outdoors or both. Please tick. (Read guidance note 2)</b>	Indoors	
<b>Mon</b>				Outdoors	
				Both	
<b>Tue</b>			<b>Please give further details here</b> (please read guidance note 3)		
<b>Wed</b>					
<b>Thu</b>			<b>State any seasonal variations for entertainment</b> (please read guidance note 4)		
<b>Fri</b>					
<b>Sat</b>			<b>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</b> (please read guidance note 5)		
<b>Sun</b>					

**I**

<b>Late Night Refreshment</b> Standard timings (read guidance note 6)			<b>Will the provision of late night refreshment take place indoors, outdoors or both? Please tick (Read guidance note 2).</b>	Indoors	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Mon</b>	23:00	24	<b>Please give further details here</b> (please read guidance note 3)		
<b>Tue</b>	23:00	24			
<b>Wed</b>	23:00	24			
<b>Thu</b>	23:00	24	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
<b>Fri</b>	23:00	1am			
<b>Sat</b>	23:00	1am	<b>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</b> (please read guidance note 5)		
<b>Sun</b>	23:00	24am			



**J**

<b>Supply of alcohol</b> Standard timings (read guidance note 6)			<b>Will the sale of alcohol be for consumption on the premises, off the premises or both? Please tick. (Read guidance note 6)</b>	On the premises				
				Off the premises				
				Both				
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol!</b> (please read guidance note 4)					
Mon								
Tue								
Wed								
Thurs								
Fri								
Sat								
Sun								
						<b>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</b> (please read guidance note 5)		

**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 8)**

None.

**L**

<b>Hours premises are open to public</b> Standard timings (read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	16	24	
Tue	16	24	
Wed	16	24	
Thurs	16	24	
Fri	16	1am	
Sat	16	1am	
Sun	16	24	

**M**

**State the name and details of the individual whom you wish to specify on the licence as the designated premises supervisor.**

Surname			Forename(s)			
State any previous names						
They are 18 years old or over	Yes	No	Their Date of Birth	Day	Month	Year
Address						
	Post Code					
Telephone Number						
Email Address						
Personal Licence Number (if known)						
Expiry date of Personal Licence						
Issuing Licensing Authority (if known)						

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

a) General – all four licensing objectives (b,c,d,e) (See guidance note 9)

As a licensee ~~of premises~~ ~~at~~ I know that it is necessary to carry out some functions or operate to the business with a purpose of promoting the shop. For instance, installing CCTVs, setting up a bin outside the shop and entrance.

b) The prevention of crime and disorder

I have recently set up <sup>some</sup> cameras @ outside and inside the shop in order to address the prevention of crime objective.  
A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.

c) Public Safety

Well trained staff adherence to environmental health requirement.  
A log book or recording system shall be ~~kept~~ kept upon the premises in ~~which~~ which shall be entered particulars of inspection made.

d) The prevention of public nuisance

The licensee will ensure that staff who arrive early morning or depart late night, when the ~~business~~ business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents and to leave the premises as quickly

e) The protection of children from harm

~~well~~ well trained staff about requirement for person's identification, age establishment, <sup>as possible</sup> exit



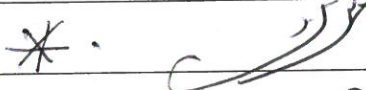
If yes please tick

- 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 consent by the proposed supervisor form (if applicable), to the responsible authorities
- I have enclosed the consent form completed by the individual I wish to be 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

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant's solicitor or other duly authorised agent.** (please read guidance note 11) **If signing on the behalf of the applicant please state in what capacity.**

Signed	
Print Name	MORTEZA DEMGHAN
Capacity	licence holder
Date	06/May/2014

**Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent.** (Please read guidance note 12) **If signing on behalf of the applicant please state in what capacity.**

Signed	
Print Name	
Capacity	
Date	

<b>Contact name (where not previously given) and address for correspondence associated with this application. (Please read guidance note 13)</b>										
<b>Title:</b>	<b>Mr</b>	<b>Mrs</b>	<b>Miss</b>	<b>Ms</b>						
<b>Forename(s )</b>					<b>Surname</b>					
<b>Address for Correspondence associated with this application</b>										
						<b>Post Code</b>				
<b>Telephone Number</b>					<b>Mobile Number</b>					
<b>E-Mail Address</b>										

### Notes for Guidance

1. Describe the premises. For example the type of premises, it's general situation and layout and any other information that 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 is and its proximity to the premises.
2. Where taking place in the building or other structure please tick as appropriate. Indoors may include a tent.
3. 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. 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.
7. If you wish people to be able to consume alcohol on the premises please tick on. If you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish for people to be able to do both please tick both.
8. 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 of restricted age groups, the presence of gaming machines.
9. Please list here the steps you will take to promote all four licensing objectives together.
10. The application must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, the applicants or their respective agents must sign the application form.
13. This is the address that we shall use to correspond with you about this application.



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 (inc any previous names)**

MORTEZA DEGHAN

**Date AND place of birth**

03/12/1988  
SHIRAZ - IRAN

**Contact telephone number**

- Day ..... 07762598637 .....
- Evening .....
- Mobile ..... 0775 35513839 .....

Thanking you in anticipation




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**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)	PC 3842 Lisa Evans		
Signature of Officer			
Contact telephone number	01253 604005		
Date representation made	02	06	14
Do you consider mediation to be appropriate			NO

**Premises Details**

Premises Name	Pizzaland
Address	288 Devonshire Road
	Blackpool
Post Code	FY2 OTN

**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 Police base this objection on the current Premises Licence holder serving Hot food during Licensable hours without a relevant License.

In April I was contacted by a member of the public who informed me that Pizzaland, Devonshire Road was serving late night refreshments without a licence. So I contacted the Local Community Beat Manager I asked him if he would pay a visit to the premises after

11pm on any evening.

On Saturday 19<sup>th</sup> April PC 533 West attended Pizzaland at 00:15 and found the premises to still be open and serving hot food. He informed the staff at the time that they did not have a licence to do so and that they could not serve without one; they were informed at that point not to serve any hot food after 11pm without first obtaining a Licence. PC West informed myself of this breach and provided a statement.

On Saturday 3<sup>rd</sup> May at 00:05 I attended Pizzaland and the door to the premises was unlocked and the cooking equipment was still on with food being cooked on it. A male came from the back of the premises who identified himself to me as Morteza DEGHAN and stated he was the owner. I asked DEGHAN what time he was allowed to serve until and he confirmed to me 11p.m. I then asked why he was still open and cooking food he stated it was not to customers inside the shop but delivering. I explained that he still needed a licence to deliver hot food. I later submitted a prosecution file for the offence of knowingly allowing or carrying on an unauthorised Licensable activity contrary to section 136 of the Licensing Act.

The following week we received an application for a new premises Licence at Pizzaland.

On Friday 16<sup>th</sup> May at 00:30 I parked up outside Pizzaland and could see lights at the back of the property so I phoned the premises and a male answered and I asked if he was still delivering food to which he replied "HAVE WE DELIVERED TO YOU BEFORE AND ASKED FOR MY POSTCODE. I THEN ASKED HOW MUCH THE DELIVERY CHARGE WAS AND HE STATED £8", at this point I said no thanks and hung up. I continued to watch the shop and saw a male walk to the back of the shop carrying a large black container that they use to carry hot food inside.

At 01:00am I saw Mr DEGHAN come out of the shop carrying a till and I asked him why

he was still open which he stated he was not. I then took a walk round the premises and in the back room is a large pizza oven which was still very warm and I asked why this was and he said it takes along time to cool down which I did not believe. I also questioned him about the male delivery man I saw entering the premises and why that was to which he could not answer.

The following week I have received another phone call from a member of the public wanting to tell me that Pizzaland on Devonshire Road was serving take away orders after 11pm and was doing this every evening.

It is my belief that after numerous warnings the premises is still serving hot food during Licensable hours.

I have strong concerns that the Licence Holder would not uphold the Licensing Objectives as he cannot uphold the law when there is no licence in place and I do not feel that he is a responsible person to prevent crime and disorder, therefore the Police have no choice but to object to this new licence application.

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

- None, as the proposed licence holder cannot abide by the law and therefore the Police have no faith that he would adhere to any licence conditions that were applied.

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