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Blackpool Council

8 March 2016

To: Councillors Scott, Singleton and L Taylor

The above members are requested to attend the:

LICENSING PANEL

Tuesday, 15 March 2016 at 6.00 pm
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 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 Democratic Governance 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 PREMISES LICENCE- RADOM EURO SHOP (Pages 1 - 36)

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION FOR A PREMISES LICENCE- Radom Euro Shop, 239 Dickson Road
- c. ANNOUNCEMENT OF THE DECISION OF THE APPLICATION FOR A PREMISES LICENCE- Radom Euro Shop, 239 Dickson Road

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

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:	Sharon Davies, Head of Licensing Services
Date of Meeting :	15 th March 2016

APPLICATION FOR A PREMISES LICENCE – Radom Euro Shop

1.0 Purpose of the report:

1.1 To consider an application for a Premises Licence at Radom Euro Shop, 239 Dickson Road.

2.0 Recommendation(s):

2.1 The panel is 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 an application is submitted and representations received it must be considered by the Licensing Panel.

4.0 Background Information

4.1 On 14th January 2016, the licensing service received an application from Hacctor Belkaid for a Premises Licence at Radom Euro Shop, 239 Dickson Road.

4.2 The application requests permission to sell alcohol for consumption off the premises 10.00 – 22.00 hours daily. A copy of the application is attached at Appendix 4a.

4.3 Representations have been received from Lancashire Constabulary, Public Health, the Licensing Authority, and Weights and Measures. Copies of the representations are attached at Appendices 4b, 4c, 4d and 4e.

4.4 **Local policy considerations**

This premises is situated within Claremont Ward which is one for four wards that form part of the off-licence saturation policy. The effect of this policy is to create a rebuttable presumption that applications will be refused. To rebut this presumption, an applicant would be expected to show through the operating schedule, and where appropriate with supporting evidence, that the operation of the premises will not add to the cumulative impact already being experienced. The following sections of the policy are relevant:

4.8.3 This policy does not act as an absolute prohibition on the granting of new off licences however, the policy will only be overridden in genuinely exceptional cases where the applicant can demonstrate that the granting of the application will not undermine the policy and the reasons for it.

4.8.4 An application is not likely to be classed as exceptional merely on the ground that the premises have been or will be operated within the terms of its licence or that they are/will be well managed. This is to be expected of any application.

4.5 **National policy considerations**

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

9.42 – 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.

13.35 – After receiving relevant representations in relation to a new application for or a variation of a licence or certificate, the licensing authority must consider whether it would be justified in departing from its special policy in the light of the individual circumstances of the case... if the Licensing Authority decides that an application should be refused, it will still need to show that the grant of the application would undermine the promotion of one of the licensing objectives and that appropriate conditions would be ineffective in preventing the problems involved.

4.6 Observations

The panel is asked to note the lack of detail in the operating schedule, offering CCTV, security staff, challenge 25 and not to sell alcohol to drunks or those underage with no further explanation.

This shop was previously licensed for the sale of alcohol for consumption off the premises. This licence was revoked at a review hearing in March 2015 following the seizure of counterfeit cigarettes and underage sales. The shop was under different management at that time.

4.7 Does the information submitted include any exempt information? No

4.8 List of Appendices:

Appendix 4a: Application

Appendix 4b: Representation from Lancashire Constabulary

Appendix 4c: Representation from Public Health

Appendix 4d: Representation from the Licensing Authority

Appendix 4e: Representations from Weights and Measures

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

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14 JAN 2016

APPLICATION FOR A NEW PREMISES LICENCE

Applicant Name(s):

HECTOR HICHAM BELKAID

Contact

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

T: (01253) 47 8572 / 8589
F: (01253) 47 8372

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 HECTOR HICHAM BELKAID
[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	RADOM - EURO SHOP		
Premises Address	239 DICKSON ROAD		
	BLACKPOOL	Post Code	FY1 2JH
Telephone Number of premises (if any)			
E-Mail Address			
Non-Domestic Rateable Value of Premises			£ 2950

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 following:

If yes please tick

• I

o

Title:		<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms				
Surname			BELKAID		Forenames			HECTOR HICHAM	
I am 18 years old or over		<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	Date of Birth		Please tick			
						Day	Month	Year	
Home Address									
		BLACKPOOL				Post Code		FY2	
Telephone Number					Mobile Number				
E-Mail Address									

SECOND INDIVIDUAL APPLICANT IF APPLICABLE

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

(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			
1	9	0	1	2	0	1	6

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)

CONVINIENCE STORE WITH ALCOHOL

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	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
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 5)		
Sat					
Sun					

B

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

C

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

D

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

E

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

F.

Playing of recorded music 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	
Day	Start	Finish		Outdoors	
Mon				Both	
			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for playing recorded music (please read guidance note 4)		
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 5)		
Sat					
Sun					

G

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

H

Entertainment of a similar description to that falling within (e), (f) or (g) Standard timings (read guidance note 6)			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 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thu			State any seasonal variations for entertainment (please read guidance note 4)		
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 5)		
Sun					

I

Late Night Refreshment Standard timings (read guidance note 6)			Will the provision of late night refreshment take place indoors, outdoors or both? Please tick (Read guidance note 2).	
Day	Start	Finish	Indoors	
Mon			Outdoors	
			Both	
Tue			Please give further details here (please read guidance note 3)	
Wed				
Thu			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
Fri				
Sat			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 5)	
Sun				

J

Supply of alcohol Standard timings (read guidance note 6)			Will the sale of alcohol be for consumption on the premises, off the premises or both? Please tick. (Read guidance note 6)	On the premises	
Day	Start	Finish		Off the premises	Both
Mon	10:00	22:00	State any seasonal variations for the supply of alcohol (please read guidance note 4)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tue	10:00	22:00		<input type="checkbox"/>	<input type="checkbox"/>
Wed	10:00	22:00		<input type="checkbox"/>	<input type="checkbox"/>
Thurs	10:00	22:00	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 5)	<input type="checkbox"/>	<input type="checkbox"/>
Fri	10:00	22:00		<input type="checkbox"/>	<input type="checkbox"/>
Sat	10:00	22:00		<input type="checkbox"/>	<input type="checkbox"/>
Sun	10:00	19:00		<input type="checkbox"/>	<input type="checkbox"/>

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

Hours premises are open to public Standard timings (read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	10.00	22.00	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 5)
Tue	10.00	22.00	
Wed	10.00	22.00	
Thurs	10.00	22.00	
Fri	10.00	22.00	
Sat	10.00	22.00	
Sun	10.00	19.00	

M

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

Surname	BELKAID	Forename(s)	HECTOR HICHAM
State any previous names			
They are 18 years old or over	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Their Date of Birth
			Day Month Year 11 06 15
Address	11 CARVALLO STREET		
	BLACKPOOL	Post Code	FY 2 9JA
Telephone Number	74511142536		
Email Address	masha@yahoo.co.uk		
Personal Licence Number (if known)	PA 2593		
Expiry date of Personal Licence	23 July 2017		
Issuing Licensing Authority (if known)	BLACKPOOL COUNCIL		

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)

b) The prevention of crime and disorder

CCTV

c) Public Safety

SECURITY STAFF

d) The prevention of public nuisance

NOT SELLING ALCOHOL TO DRUNK
PERSON AND UNDER AGE

e) The protection of children from harm

challenge UNDER 25


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	HECTOR HICHAM BELKAID
Capacity	
Date	05.0.2016

Where the premises licence is jointly held signature of 2nd applicant or 2nd 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	

Contact name (where not previously given) and address for correspondence associated with this application. (Please read guidance note 13)										
Title:	Mr	Mrs	Miss	Ms						
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, 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.

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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 <i>(please print)</i>	PC 4107 Emma Pritchard			
Signature of Officer				
Contact telephone number	01253 604007			
Date representation made	06	02	16	
Do you consider mediation to be appropriate	YES			
Premises Details				
Premises Name	Radom-Euro Shop			
Address	239 Dickson Road			
	Blackpool			
Post Code	FY1 2JH			
Reasons for making representations				
<p>The Police are in receipt of the application for a new premises licence at the above premises. This falls within the Off Licence Saturation Policy as it is on the Claremont Ward. The number, type and density of the premises selling alcohol within a particular area can lead to serious problems and nuisance.</p> <p>The Police would want the applicant to demonstrate a commitment to uphold the four licensing objectives by adding sufficient conditions to the operating schedule, however in this case the applicant has merely stated they would not commit the offences of selling alcohol to underage or drunk persons and that they have 'CCTV' and 'security staff' but do not elaborate on this.</p> <p>As the area is currently saturated with off-licences and is an area of deprivation, with a high number of calls to service, many of which are</p>				

alcohol related or have alcohol as a contributing factor, the Police formerly object to this application. If the applicant can show a commitment to uphold the licensing objectives and agree that the below conditions can be added to the operating schedule then the Police would withdraw their objection.

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

1. CCTV will be installed internally and externally at the premises. Said CCTV system shall comply with the following criteria:

(a) The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises, with the exception of the toilets, shall be covered by the system;

(b) The system shall display on any recording the correct time and date of the recording;

(c) The system shall be recording during all hours the premises is open to the public;

(d) VCR tapes or digital recording shall be held for a minimum of 30 days after the recording is made and will be made available to the Police for inspection upon request;

(e) The system shall, as a minimum, record images of the head and shoulders of all persons entering the premises.

2. A staff member who is conversant with the operation of the CCTV system will be on the premises at all times the premises are open to the public. This staff member will be able to show police recent data or footage with the absolute minimum of delay when requested and will be able to provide a copy of such footage to the police in a readable format within 24 hours.

3. The Police Licensing Unit shall be notified on any occasion when the CCTV system 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 licence conditions.

4. An authorisation of sales, signed and dated by the DPS, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises. All staff involved in sales will be at least 18 years of age and will receive training to promote the licensing objectives. All training to be documented and records made available on request to Lancashire Police or any authorised officer.

5. The licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

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:

i. UK photo driving licence

ii. Passport

iii. Proof of Age Standards Scheme card.

If no suitable identification is provided sale of alcohol to them will be refused. Signs promoting this policy will be prominently displayed at public entrances and alcohol sales areas.

6. All staff to have received suitable training in relation to the Proof of Age Scheme to be applied upon the premises. Records to evidence this will be made available to an authorised officer upon request. Staff will be trained on appointment and every 6 months thereafter.

7. An incident book will be maintained, in which shall be recorded :

(a) All incidents of crime and disorder

(b) Refused sales to suspected under age / drunken persons

(c) A record of any person refused admission or asked to leave the premises

(d) Details of occasions upon which the Police are called to the premises

That book shall be available for inspection by a Police Officer or authorised person.

8. The licence holder and the Designated Premises Supervisor shall nominate another person, who will deputise for the Designated Premises Supervisor in the DPSS absence, and shall ensure that the identity of the deputy is known by all other staff when such absence occurs.

9. Single cans of beer or cider shall not be sold.

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Blackpool Council Licensing Service				
Representation made by a Responsible Authority				
Responsible Authority				
Name of Responsible Authority	Public Health			
Name of Officer <i>(please print)</i>	Dr. Arif Rajpura			
Signature of Officer				
Contact telephone number	01253-476363			
Date representation made	10	02	2016	
Do you consider mediation to be appropriate				NO
Premises Details				
Premises Name	Radom- Euro Shop			
Address	239 Dickson Road			
	Blackpool			
Post Code	FY1 2JH			
Details of your representation (Please refer and attach any supporting documentation)				
<p>The Public Health Department, Blackpool Council, write in reference to the new Premises Licence application for Radom – Euro Shop, 239 Dickson Road.</p> <p>The applicant brings this application in full knowledge that this store is located within Claremont ward which has been subject to the Cumulative Impact Policy (CIP) since 2009. This policy will only be overridden in genuinely exceptional circumstances where the applicant can demonstrate that the granting of the application will not undermine the policy and the reasons for it.</p> <p>As in all cases, it is for the applicant to determine what steps are appropriate for the promotion of the licensing objectives as these will vary from premises to premises. Applicants are expected to demonstrate knowledge of the local area in which they propose to operate and an understanding of the problems and issues in that area.</p> <p>It does not appear from the application that this applicant has made any consideration to the area in</p>				

which the premises are located. This premise is in an area which already has a high number of off-license premises, in an area of high deprivation, high levels of street drinking and alcohol dependency and in an area which sits at 109 calls per 1000 head of population for Domestic Abuse calls many of which are aggravated by either the perpetrator or victim being drunk. (Blackpool Drug and Alcohol Needs Assessment (2014); page 61, table 5). In overlooking these issues we feel that the applicant has not properly made the connection between the sale of alcohol and the live issues experienced within this area.

The Licensing Policy encourages applicants to;

Access Local Alcohol Health Profiles information available via <http://lape.org.uk> which provides a picture of the levels of alcohol harm in the local area.

Applicants are also encouraged to look at the Blackpool Joint Strategic Needs Assessment available via <http://blackpooljsna.org.uk> which provides a broader outlook on community issues in Blackpool.

Applicants are to consider this information when making their application, demonstrating their understanding of their local community and how their new premises may impact on this.

Applicants are then expected to demonstrate how they have considered the following in the operating schedule:

- **The layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children and young persons may congregate;**
- **Any risk posed to the local area by the proposed licensable activities; and**
- **Any local initiatives (for example local crime reduction initiatives or voluntary schemes which may help mitigate potential risks)**

The applicant has failed to demonstrate that they have considered any of the above points.

There have been very limited measures put forward in the operating schedule to demonstrate how the applicant will promote the licensing objectives. We would expect to see measures put in place such as proposals for staff training, percentage of premises to be used for the sale of alcohol, including details of other items to be sold and how alcohol displays will be managed responsibly, and the applicant's policy on the sale of low value/high alcohol products.

As stated in the Statement of Licensing Policy the burden of proof rests with the applicant in this case, the Public Health Department have sought to summarise the challenges in Clarendon ward;

- High levels of alcohol harm.
- High levels of Domestic Abuse.
- Increased accessibility of alcohol.

Public Health would ask the Licensing Committee to consider the potential risks associated with the increase in the availability of alcohol within this Saturation Area in their deliberations as to whether to grant this application.

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

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Blackpool Council Licensing Service				
Representation made by a Responsible Authority				
Responsible Authority				
Name of Responsible Authority	Licensing Authority			
Name of Officer <i>(please print)</i>	Mark Marshall			
Signature of Officer				
Contact telephone number	01253-478493			
Date representation made	09	02	2016	
Do you consider mediation to be appropriate				NO
Premises Details				
Premises Name	Radom- Euro Shop			
Address	239 Dickson Road			
	Blackpool			
Post Code	FY1 2JH			
Details of your representation (Please refer and attach any supporting documentation)				
<p>The application made is for a premises with a history of previous problems and the area its self presents its own challenges. As such a cumulative impact policy is in place which shifts the burden to the applicant to demonstrate the grant of a licence will not add to the stresses in the area already being experienced.</p> <p>The licensing policy provides some helpful suggestions on the areas that applicants should concentrate on;</p> <p>For an applicant to assess what steps are appropriate for the promotion of the licensing objectives, they must first understand the area in which they intend to operate. By way of example the controls required in an area suffering from a high level of deprivation, alcohol dependency and street drinking may be completely different to those required in other areas.</p> <p>Applicants are expected to make their own enquiries and demonstrate how they have considered the following in the operating schedule:</p>				

- The layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children and young persons may congregate;
- Any risk posed to the local area by the proposed licensable activities; and
- Any local initiatives (for example local crime reduction initiatives or voluntary schemes which may help mitigate potential risks)

Assessment of the Area

Dickson Road has 9 Off Licences , the applicant premises sits between 3 operational premises, Morrison's, Spar and Bargain Booze and a vacant premises at 169 Dickson Road which is currently available to let;



Another premises situated at 27 Dickson Road is also currently not operational but the licence remains in force.

This demonstrates a number of things, there is clearly an overs supply of outlets and the fact that these licences are still in place and could open up at any time serves as a warning that the situation could become much worse if the two premises currently non-operational were to open back up.

If this application was granted that would make a total of 10 Off Licences on Dickson Road, the nature of business is the strong survive and the poor end usually struggle and go out of business, the Off Licences on the road consist of a number a national operators and decent quality franchises such as Premier, Bargain Booze, Morrison's, Mace and Spar so any independent retailer would have to offer something quite unique or remarkable to become a commercial success and from a licensing point of view the application and prospect needs to be "exceptional".

The operating schedule is devoid of any meaningful detail, the items offered would be little more than the basic requirements apart from the offer of " Security Staff ", Morrison's do have a security

guard in place but benefit from the financial support of the company the employment of security staff in a small modest Euro shop is in my view a token gesture that has been properly costed or thought out and demonstrates the lack of attention that the applicant has made filling out this form.


My observations based on the poor quality of the application, the stresses in the area and the suspect history of the premises this application should be refused.

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

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Blackpool Council Licensing Service
Representation made by a Responsible Authority

Responsible Authority

Name of Responsible Authority	Weights and Measures Authority		
Name of Officer <i>(please print)</i>	Lee Petrak		
Signature of Officer			
Contact telephone number	01253-477861		
Date representation made	03	02	2016
Do you consider mediation to be appropriate	YES		NO

Premises Details

Premises Name	Radom Euro Shop
Address	239 Dickson Road
	Blackpool
Post Code	FY1 2JH

Details of your representation (Please refer and attach any supporting documentation)

I am Lee Petrak, Public Protection Officer for Trading Standards, and I am duly authorised to submit representations on behalf of the Weights and Measures Authority.

In October 2014 and January 2015 quantities of tobacco deemed counterfeit and/or smuggled were seized from these premises resulting in the prosecution and conviction of the then owners of the business. This resulted in the premises losing its license to sell alcohol following review. In or around October 2015 the business changed hands to the current owners of the business Tomasz Nowak and Klaudia Szczepanska. Despite this change of management I am sceptical that the previous management have made a clean break from the premises. The reason for such scepticism is due to the fact that I have observed the previous ownership at the premises with Nowak and Szczepanska.

I conducted a visit to the premises on the 27th January 2016. I was initially greeted by a lady in the shop who claimed to be 'helping out' and did not work there. She was reluctant to give her details, but she did summon Nowak & Szczepanska. They arrived within 5 minutes but during the intervening period I had to indicate to the shop assistant that she was committing an obstruction offence, before

she would give me her details. Naturally this made me suspicious and is not, in my view, behaviour that lends itself to promoting the licensing objectives.

Nowak & Szczepanska confirmed that they run the business. They explained the applicant is known through a friend of theirs. They said that the applicant does not currently work in the premises but will be working at least 16 hours per week from w/c 1st Feb. They also stated that they are in the process of forming a limited company with the applicant. They were very clear that they will remain the business owners. The landlord has also confirmed that Nowak is currently responsible for the shop rental.

Nowak & Szczepanska's English is ok, but they do not have sufficient understanding of the key concepts outlined at paragraph 4.1.1 of the Council's Statement of Licensing Policy. They understood the need for a DPS before they can sell alcohol but had absolutely no understanding of what a personal licence is, or that persons selling alcohol would need to be authorised to do so. They have a basic understanding of the need for a challenge policy, but have no previous understanding of keeping a refusal register. CCTV is present in the premises and they both stated they could operate the system, they also confirmed that there is no intention to provide security staff on the premises, despite the application stating the contrary.

At present it would appear that there is uncertainty as to whether the applicant is the right person applying for the licence. Accordingly, there is a clear lack of clarity regarding accountability for the premises.

The premises are situated in Claremont Ward, which is a designated saturation area in the Council's statement of licensing policy, paragraph 4.8.1. I have read the applicants application for a new premises licence, and I do not believe the application demonstrates the premises will not add to the cumulative impact within the area (paragraph 4.8.2).

In making his application I do not believe the applicant has considered the Council's statement of licensing policy. In my view the application severely lacks detail in promoting the licensing objectives.

There is nothing exceptional about the application; in fact the operating schedule is devoid of anything meaningful which could be converted into appropriate conditions.

For New / Variation Applications only.

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

