

Blackpool Council

8 February 2017

To: Councillors G Coleman, Critchley and Humphreys

The above members are requested to attend the:

LICENSING PANEL

Tuesday, 21 February 2017 at 3.30 pm
in Committee Room B, 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 of 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 THE REVIEW OF A PREMISES LICENCE- DICKSON PIZZA (Pages 1 - 34)

- a. APPLICATION AND REPRESENTATIONS SUBMITTED. To consider the attached report
- b. DETERMINATION OF THE APPLICATION FOR THE REVIEW OF A PREMISES LICENCE- Dickson Pizza, Dickson Road
- c. ANNOUNCEMENT OF THE DECISION FOR THE APPLICATION FOR THE REVIEW OF A PREMISES LICENCE- Dickson Pizza, 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 :	21 February 2017

APPLICATION TO REVIEW A LICENCE – Dickson Pizza

1.0 Purpose of the report:

1.1 To consider an application by the Licensing Authority to review the licence issued in respect of Dickson Pizza, 281 Dickson Road.

2.0 Recommendation(s):

2.1 The panel is requested to determine the review application.

3.0 Reasons for recommendation(s):

3.1 None once a review is submitted this application must be determined by a 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 once a review is submitted the application must be determined by a Panel.

4.0 Background Information

4.1 Dickson Pizza, 281 Dickson Road Blackpool has the benefit of a premises licence authorising later night refreshment 23.00 – 01.00 Sunday – Thursday; 23.00 – 03.00 Friday-Saturday.

4.2 On 19 December 2016, the Licensing Service received an application from the Licensing Authority to review this licence on the grounds of the prevention of crime and disorder and protection of children from harm. A copy of the application is attached at Appendix 4a.

4.3 Representations in support of the review have been received from Lancashire Constabulary (Appendix 4b) and the Child Protection Licensing Officer (Appendix 4c).

4.4 The licence holder is Ahmed Asgari.

4.5 **Local policy considerations**

None

4.6 **National policy considerations**

Section 11 reviews is relevant in particular:

11.20 – In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action should generally be directed at these causes and should always be no more than an appropriate and proportionate response.

If a suspension or revocation is being considered 11.23 should be taken into account “it will always be important that any detrimental financial impact that may result from a licensing authority’s decision is appropriate and proportionate to the promotion of the licensing objectives. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.”

The panel have the following powers:

1. Take no action
2. Modify the conditions of the licence (by adding removing or varying conditions)
3. Exclude a licensable activity from the licence
4. Remove the DPS
5. Suspend the licence for up to three months
6. Revoke the licence.

4.7 **Observations**

This licence has the following conditions endorsed upon it:

Annex 2 - Conditions consistent with the Operating Schedule

- 1 CCTV will be installed internally and externally at the premises and will comply with the following:

- i. The system will display on any recording the correct time and date of the recording
 - ii. VCR tapes or digital recording shall be held for a minimum of 31 days and 21 days respectively after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.
 - iii. The system will, 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 recent data or footage with the absolute minimum of delay when requested to a Police Officer or to a Local Authority Enforcement Officer.
- 3 The licence holder shall 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 licence conditions.
- 4 Bi-annually documented maintenance checks of the CCTV system, including the recording system, will be undertaken by the licence holder to ensure that the system is in good working order and fit for purpose.
- 5 The premises shall have installed a wall mounted screen, no smaller than 32", mounted in a position within the premises so that patrons can view live recorded CCTV footage.
- 6 No persons under the age of 16 will be allowed on the premises after 23.00.
- 7 No boxing machines to be in operation in the premises.
- 8 A clear, legible and conspicuous notice requesting patrons to avoid causing noise, nuisance or disturbance to local residents shall be displayed at every exit.
- 9 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 officer or a responsible authority.
- 10 The licence holder shall arrange adequate supervision of any queue inside the premises and any which may form to gain entry to the premises.

- 11 Fixed seating will be provided for customers.
- 12 There shall be displayed on the premises notice(s) to warn members of the public visiting the premises of incidents of crime which may affect them. The notice(s) shall be displayed in a position where it is clearly visible to members of the public.
- 13 Any outbreak of fire of any kind shall be reported to the Fire Service immediately and a written record shall be made in a logbook kept for that purpose.
- 14 There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials.
- 15 No nuisance shall be caused by noise coming from the premises or by vibration transmitted through the structure of the premises.
- 16 Where there are any offensive smells created on the premises, provision shall be made for such smells to be vented from the premises so that they do not cause a nuisance to nearby premises.
- 17 There shall be provided at the premises containers for the storage and disposal of waste foods and other refuse from the premises. Those containers shall be constructed, maintained and located so that access to them by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.
- 18 Where the premises provide food for consumption off the premises, the public area immediately surrounding the premises shall be cleared of waste food, food containers, wrapping etc. at the end of trading on each day. Such refuse shall be placed in a container designed for the storage and disposal of refuse and waste foods which shall be constructed, maintained and located so that access to it by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.
- 19 A high counter is installed which prevent access to the cooking areas therefore preventing injury to children.

4.8 Does the information submitted include any exempt information? No

4.9 List of Appendices:

Appendix 4a: Application for Review of a Premises Licence

Appendix 4b: Representation from Lancashire Constabulary

Appendix 4c: Representation from Child Protection Licensing Officer

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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Blackpool Council

APPLICATION FOR THE REVIEW OF A PREMISES LICENCE OR CLUB PREMISES CERTIFICATE

LICENSING ACT 2003

***Review
requested by:***

Licensing Authority

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



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	Mark Marshall
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[insert name of person requesting review]

apply for the review of a premises licence under section 51 or apply for the review of a club premises certificate under section 87, of the Licensing Act 2003 for the premises described in part 1 below.

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 and Address	Dickson Pizza								
	281 Dickson Road								
	Blackpool	Post Code	F	Y	1	2	J	L	
State the Name of the premises licence holder or the name of the club holding the club premises certificate (if known)									
Ahmad Asgari									
Premises Licence or Club Premises Certificate Reference Number (if known)								WA0029	

Part 2 – Applicant details

I am:

Please tick

1) an individual, body or business which is not a responsible authority	<input type="checkbox"/>
2) a responsible authority (please also complete 2C below)	<input checked="" type="checkbox"/>
3) a member of a club to which this application relates (also complete section 2A below)	<input type="checkbox"/>

(2A) Individual Applicants (fill in as applicable)

Title:	Mr	Mrs	Miss	Ms	Other	I am 18 years old or over	Please tick							
							Yes	No						
Forenames						Surname								
Home address														
						Post Code								
Telephone Number						Mobile Number								
E-Mail Address														

(2B) Other Applicant or Representing Body

Name														
Address														
						Post Code								
Telephone No.														
Email Address														

(2C) Responsible Authority applicant

Name	Mark Marshall													
Address	Bickerstaffe House													
	Number One Bickerstaffe Square													
	Blackpool					Post Code	F	Y	1		3	A	H	
Telephone Number	01253 478349													
Email Address	Mark.marshall@blackpool.gov.uk													

Part 3 – Reason for Review

This application to review relates to the following licensing objective(s):

	Please tick
1) the prevention of crime and disorder	√
2) public safety	
3) the prevention of public nuisance	
4) the protection of children from harm	√

Please state the ground(s) for review (please read guidance note 2 before completing)

Dickson Pizza is located on Dickson Road in close proximity to the junction of Warley Road and main transit into the residential area of the Claremont ward. In the early part of October 2016 a concerning complaint was circulated regarding allegations of Child Sexual Exploitation, the information received was which was passed on by the police is as follows;

INFORMATION RECEIVED THAT THE TAKE AWAY PREMISES CALLED DICKSON PIZZA 281 - 283 DICKSON ROAD BLACKPOOL PREMISES ARE BELIEVED TO OPEN BETWEEN 4/5 DAILY REPORTS THAT LARGE AMOUNTS OF TEENAGE MALES AND FEMALES ARE FREQUENTING THE PREMISES AND REMAINING INSIDE THE SHOP PREMISES IT IS ALSO BELIEVED THAT AT THE REAR OF THE PREMISES POSSIBLY A GARAGE HAD BEEN CONVERTED INTO A BEDROOM

On the 15th of October 2016 the premises was visited by Danny Stephenson and Mark Marshall at 23.05hrs, the licence holder was not on the premises at this time. Staff details were obtained and numerous breaches on the premises licence were noted. The staff on duty at the time of the visit were;

Hamid Kazemi and
Abasi Mofrad Mohammad Hassan .

Mr Kazemi was spoken to about the allegations and made a complete denial , he also confirmed that the property to the rear, which looked like a garage was nothing to do with them and was in fact a flat rented by a polish couple.

Whilst at the premises numerous breaches of the premises licence were noted, namely

A boxing machine was sited in the public area of the shop; the premises licence specifically prohibits this.



The screen displaying the CCTV images was a 14inch screen, the premises licence requires a 32inch screen

And the most concerning issue was that both staff were completely unaware how to use the CCTV system, I explained that I would need to see recorded images for at least the last 2 weeks as the nature of the allegation was very serious and I had a duty to look into the matter to the best of my ability. Mr Kazemi stated he would need to get a CCTV engineer to assist him; I left my contact details for him to ring me the following week when things had been sorted.

Monday 17th October 2016. At approximately 10.30, I received a telephone call from Mohammed Raveshi who stated he was the owner of Dickson Pizza and the associated units he reported that the garage to the rear was a lawful conversion and the tenants were Polish and paying council tax and all this information should already be known to the council. I later confirmed that the resident living in the converted garage were actually Polish and registered for Council Tax.

At approximately 16.15 I served a warning letter at Dickson Pizza setting out the breaches of the premises licence, although this was addressed to the licence holder, Mr Kazemi had informed me that the licence holder was away till the beginning of November, as such when I attended on this afternoon I went through the requirements of the letter with him and again reiterated the importance of the CCTV production, the letter served is shown below;

Date: 17th October 2016

Mr. Ahmad Asgari

17th October 2016

Our Ref: MM

Direct Line: (01253) 478493

Email: mark.marshall@blackpool.gov.uk

Premises Licence WA0029

Dear Sir

Further to my visit of the 15th October 2016 at 23.05hrs I write to notify you of a number of concerns relating to the Licence Conditions at the premises.

Firstly, the reason for my visit was concerning information received regarding the possible sexual exploitation of young people. A brief discussion with your staff took place around this subject where I also requested a copy of the CCTV for the last 2 weeks.

Sadly, neither staff members could provide this information as neither were conversant with the CCTV system which is a requirement of your Premises License as highlighted below. There are also other matters which require your urgent attention, in particular the siting of the boxing machine.

I have copied all your license conditions below and the ones that require your attention are highlighted in bold type.

- 1 CCTV will be installed internally and externally at the premises and will comply with the following:
 - I. The system will display on any recording the correct time and date of the recording
 - ii. VCR tapes or digital recording shall be held for a minimum of 31 days and 21 days respectively after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.
 - iii. The system will, 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 recent data or footage with the absolute minimum of delay when requested to a Police Officer or to a Local Authority Enforcement Officer.**
- 3 The licence holder shall 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 licence conditions.

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- 10 The licence holder shall arrange adequate supervision of any queue inside the premises and any which may form to gain entry to the premises.
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- 18 Where the premises provide food for consumption off the premises, the public area immediately surrounding the premises shall be cleared of waste food, food containers, wrapping etc. at the end of trading on each day. Such refuse shall be placed in a container designed for the storage and disposal of refuse and waste foods which shall be constructed, maintained and located so that access to it by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.

19 A high counter is installed which prevent access to the cooking areas therefore preventing injury to children.

Late Night Refreshment is classed as a Licensable Activity and includes the sale of hot food or hot drinks that are sold between the hours of 23.00hrs and 05.00 hrs.

To knowingly carry on a licensable activity without a license or not in accordance with a licence is an offence under Section 136 of the Licensing Act 2003 which if convicted, now carries an unlimited fine and or up to 6 months in prison.

I will revisit in 7 days to ensure the matters highlighted have been addressed. Should you require any clarification or further information do not hesitate to contact me?

Yours Faithfully

Mark Marshall, Licensing & Health Safety Manager.

21st October 2016, Keith Marsden posted a written request through the door at the takeaway asking again for the CCTV images and included a brand new memory stick to enable images to be saved and produced. The written request is found below;



On the 5th of November 2016 the store was again visited at 21.58hrs by Mark Marshall and Danny Stephenson and the boxing machine was immediately observed still in situ, the machine was switched off at the time of our visit and Mr Kazemi explained that he had contacted the supplier but he still hadn't been to pick the machine up. The CCTV screen had been replaced with a 32 inch screen but the CCTV footage was still not available. Mr Kazemi explained they were experiencing difficulties. At this time the licence holder was also on site preparing food, I explained the situation and the concerns I had to him especially the continued difficulties in obtaining the CCTV. I explained that the conditions of his licence must always be complied with and if he leaves his business in the care of staff for any period of time they must be aware of the conditions of the licence and be capable of using any equipment such as the CCTV. Once again I verbally requested the footage from the 1st October 2016 until the 14th October 2016 from the hours of 23.00hrs till they closed on all dates.

Approximately 1 week after this visit some CCTV was produced, Keith Marsden looked through the images and reported that only 6 dates had been produced with various files for each day many of which were not as requested,

From: Keith Marsden
Sent: 21 November 2016 18:30
To: Mark Marshall
Subject: Fwd.: CCTV

Hi Mark,

The following is a list of the video file names for Dickson Pizza along with the dates and times for each video. This is everything there is, as you will see it only covers 6 days and the 04/10/16 is during the day not at night, whilst the 06/10/16 starts at midnight and not 11pm and 09/10/16 has an hour missing.

1_01_R_102016110000 - 04/10/16 11:00 - 12:00
2_01_R_102016120000 - 04/10/16 12:00 - 13:00
3_01_R_102016130000 - 04/10/16 13:00 - 14:00

1_01_R_102016230000 - 05/10/16 23:00 - 00:00
3_01_R_102016010000 - 05/10/16 01:00 - 02:00

2_01_R_102016000000 - 06/10/16 00:00 - 01:00
1_01_R_102016010000 - 06/10/16 01:00 - 02:00

5_01_R_102016230000 - 07/10/16 23:00 - 00:00
1_01_R_102016000000 - 07/10/16 00:00 - 01:00
2_01_R_102016010000 - 07/10/16 01:00 - 02:00
3_01_R_102016020000 - 07/10/16 02:00 - 03:00
4_01_R_102016030000 - 07/10/16 03:00 - 04:00

1_01_R_102016230000 - 08/10/16 23:00 - 00:00
2_01_R_102016000000 - 08/10/16 00:00 - 00:30
3_01_R_102016003101 - 08/10/16 00:31 - 01:00
4_01_R_102016010000 - 08/10/16 01:00 - 02:00
5_01_R_102016020000 - 08/10/16 02:00 - 03:00

6_01_R_102016030000 - 08/10/16 03:00 - 04:00

3_01_R_102016230000 - 09/10/16 23:00 - 00:00

1_01_R_102016020000 - 09/10/16 02:00 - 03:00

2_01_R_102016030000 - 09/10/16 03:00 - 04:00

Thanks

Keith

Conclusion

There are conditions on the licence that relate directly to CCTV and the production of images, they are as follows;

CCTV will be installed internally and externally at the premises and will comply with the following:

- I. The system will display on any recording the correct time and date of the recording
 - ii. VCR tapes or digital recording shall be held for a minimum of 31 days and 21 days respectively after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.
 - iii. The system will, 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 recent data or footage with the absolute minimum of delay when requested to a Police Officer or to a Local Authority Enforcement Officer.

It has taken over 3 weeks to obtain some images from the premises and as can be seen from the initial complaint information, the allegations were serious, I have been unable to establish whether the complaint can be substantiated and the ineptitude of the licence holder with regards to his lack of knowledge with the CCTV has left him seriously open to criticism on a number of levels.

It would be senseless to add further conditions on the licence with regards to the CCTV as there are currently very comprehensive ones in place already, the issue here is non-compliance with the conditions. Attempts have been made to obtain the images required both in writing and verbally, 2 paragraphs of the Section 182 Guidance are particularly relevant in this case;

11.10 Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation.

11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

My recommendation in this matter would be that the Committee consider the suspension of the premises licence as a means of deterring the holder from allowing the problems that gave rise to the review to happen again.

Also included below is a warning letter sent in March 2015 for issues relating to nuisance and disorder.

Date: 31st March 2015

Mr A Asgari

Our Ref: SF/CLF/1800193

Your Ref:

Direct Line: (01253) 478384

Email: steve.flint@blackpool.gov.uk

Dear Sir

Licensing Act 2003

Re: Dickson Pizza, 281 Dickson Road, Blackpool, FY1 2JL

Complaints have been received by this department that noise and fighting from Patrons using the takeaway and congregating inside and outside the premises are affecting residential accommodation within the vicinity. This is contrary to the conditions on your premises licence at Annexe 2 conditions 6, 8, 10 and 15 which deals with persons under 16 and noise emanating from the premises.

I would be grateful, therefore, if you could ensure that these conditions are complied with and that Noise and Anti Social Behaviour is not tolerated in or around the premises.

Failure to deal with such matters will result in Environmental Protection asking for a review of your licence, reducing your hours of operation, under Part 3 Section 51 of the above act.

Should you require any further information please contact the writer.

Yours faithfully

Steve Flint
Environmental Protection

Please provide as much information as possible to support the application. Continue on a separate sheet if necessary. (Please read guidance note 3 before completing)

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Part 4 – Other relevant information

Have you made an application for review relating to this premises before?	Please tick	
	Yes	No
		X
	Day	Month
If yes, please state the date of that application		
		Year

If you have made representations before relating to this premises, please state what they where and when you made them.

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate.	Please tick
	X
I understand that if I do not comply with the above requirements my application will be rejected	X

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 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent. (Please read guidance note 5) **If signing on the behalf of the applicant please state in what capacity.**

Signed	
Print Name	Mark Marshall
Capacity	Licensing and Health and Safety Manager
Date	19 th December 2016

Contact name and address for correspondence associated with this application. (Where not previously given) (See guidance note 6)

Title:	Mr	Mrs	Miss	Ms	Other							
Forenames					Surname							
Address for Correspondence associated with this application												
						Post Code						
Telephone Number					Mobile Number							
E-Mail Address												

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives
3. Please list any additional information or details, for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf, provided that they have actual authority to do so.
6. This is the address that we shall use to correspond with you about this application.

Blackpool Council Licensing Service				
Representation made by a Responsible Authority In support of an application for the Review of an existing Premises Licence or Club Premises Certificate				
Responsible Authority making representation				
Name of Responsible Authority	Lancashire Constabulary			
Name of Officer <i>(please print)</i>	PC 4107 Emma Pritchard			
Contact telephone number	01253 604007			
Date representation made	16	01	2017	
Do you consider mediation appropriate		YES	NO	
Name of Responsible Authority / Applicant who requested a review of this Licence				
Premises Details				
Premises Name	Dickson Pizza			
Address	281 Dickson Road			
	Blackpool			
Post Code	FY1 2JL			
Details of your representation in support of the review application (Please reference & attach supporting any documentation)				
<p>Lancashire Constabulary support the review application by The Local Authority submitted by Mark Marshall on the grounds of crime and disorder and the protection of children from harm.</p> <p>A brief summary of incidents recorded by The Police from 16/01/2016 - 16/01/2017:</p> <p>LC-20161116-1439: 23:10hrs 16th November 2016: Person reporting that they had received cold chicken and chips and that their partner was pregnant.</p> <p>LC-20160215-0017/ WD1600908: 00:15hrs 15th February 2016: male reported he had an argument with a member of staff regarding ketchup and that the member of staff has then thrown aggrieved out of shop and held him by the throat to the floor. CCTV was not obtained from the premises, however the shop next door provided CCTV which showed the member of staff push the male twice outside of the takeaway. The member of staff received a caution for assault.</p> <p>Further to this PC 533 WEST conducted a multi agency visit on 14th March 2013 in company with Electricity Northwest and found to be stealing electricity.</p> <p>The Police have concerns in relation to the number of breaches of licence that Mr Marshall has evidenced, particularly in relation to CCTV which is a key tool in the prevention and detection of crime. The Police are also concerned that that the licence holder is committing offences by breaching these</p>				

conditions and therefore do not have faith in his ability to prevent crime and disorder from occurring in and around the licensed premises.

Incident Report - LC-20161116-1439

Date: 16/11/2016

Time: 23:10 hours

Informant: JO [REDACTED]

Informant Contact Numbers: 07584938047,

Informant Address: [REDACTED] BLACKPOOL

Incident Location: WD06

Incident Address: 281 DICKSON PIZZERIA DICKSON ROAD BLACKPOOL

Class: Civil Dispute

Type: CIVIL_DISPUTE

Details: INFT REPORTING THAT SHE HAS RECEIVED COLD CHICKEN AND CHIPS.THEY ARE ARGUING ABOUT COLD FOOD - A LOT OF SHOUTING. INFT PARTNER IS PREGNANT.COULD NOT ASCERTAIN ANY INFORMATION ABOUT THE CALLER - THEY WERE ARGUING WIT

Officer Dealing: 14952

Involved Vehicles:

Officers Attended:

Call Signs Attended:

Local Requirements: NQ NQ

Related Actions:

16/11/2016 23:14 hours 14952 14952 - (Q-CAL069)

INFT REPORTING THAT SHE HAS RECEIVED COLD CHICKEN AND CHIPS.

16/11/2016 23:15 hours 14952 14952 - (Q-CAL069)

THEY ARE ARGUING ABOUT COLD FOOD - A LOT OF SHOUTING. INFT PARTNER IS PREGNANT.

16/11/2016 23:20 hours 14952 14952 - (Q-CAL069)

COULD NOT ASCERTAIN ANY INFORMATION ABOUT THE CALLER - THEY WERE ARGUING WITH THE OWNERS OF THE TAKEAWAY WHILST ON THE PHONE.

16/11/2016 23:21 hours 14952 14952 - (Q-CAL069)

A COUPLE OF SWEAR WORDS WERE SHOUTED BY THE CALLER AND HER PARTNER AND POSSIBLY HER COUSIN TO THE STAFF.

16/11/2016 23:22 hours 14952 14952 - (Q-CAL069)

IT THEN SEEMED TO CALM DOWN WHEN STAFF GAVE THEIR MONEY BACK FOR THE FOOD. THEY THEN LEFT THE TAKEAWAY.

16/11/2016 23:22 hours 14952 14952 - (Q-CAL069)

-

16/11/2016 23:24 hours 14952 14952 - (Q-CAL069)

THE CALLER WOULD NOT GIVE ANY DETAILS ABOUT HER ADDRESS OR SURNAME.

16/11/2016 23:25 hours 14952 14952 - (Q-CAL069)

16/11/2016 23:26 hours 14952 14952 - (Q-CAL069)
INFORMATION IN CALL CARD ASCERTAINED THROUGH PREVIOUS CALLS.

16/11/2016 23:26 hours 14952 14952 - (Q-CAL069)

16/11/2016 23:26 hours 14952 14952 - (Q-CAL069)
SHE NO LONGER REQUIRED POLICE BECAUSE SHE HAD GOT HER MONEY BACK.

16/11/2016 23:27 hours 14952 14952 - (Q-CAL069)
NO ONE HAD BEEN INJURED OR HURT ACCORDING TO INFT. SHE CLEARED THE LINE.

16/11/2016 23:27 hours 14952 14952 - (Q-CAL069)

16/11/2016 23:29 hours 14952 14952 - (Q-CAL069)
CLOSING LOG. NO NEED FOR POLICE TO ATTEND ABOUT COLD CHICKEN DESPITE THE ARGUING.. SHE IS HAPPY THAT HER MONEY WAS GIVEN BACK AND THEY HAVE LEFT THE PREMISES.

16/11/2016 23:29 hours 14952 14952 - (Q-CAL069)
QUESTION SET EXITED BEFORE COMPLETION:QUESTIONS NOT APPLICABLE

16/11/2016 23:31 hours 14952 14952 - (Q-CAL069)
No. of Arrests 0 F.A. 0=N 1=Y 0 No. of Reports 0

16/11/2016 23:31 hours 14952 14952 - (Q-CAL069)
Disposition code: '372'

16/11/2016 23:31 hours 14952 14952 - (Q-CAL069)
No. of Arrests 0 F.A. 0=N 1=Y 0 No. of Reports 0

16/11/2016 23:31 hours 14952 14952 - (Q-CAL069)
Handling Officer 14952

16/11/2016 23:31 hours 14952 14952 - (Q-CAL069)
Qualifiers No Qualifier

16/11/2016 23:31 hours 14952 14952 - (Q-CAL069)
Other Factors No Qualifiers

16/11/2016 23:31 hours 14952 14952 - (Q-CAL069)
LC-20161116-1439 HAS BEEN DISPOSED

Incident Report - LC-20160215-0017

Date: 15/02/2016

Time: 00:15 hours

Informant: MICHAEL [REDACTED]

Informant Contact Numbers: [REDACTED]

Informant Address: [REDACTED] BLACKPOOL [REDACTED]

Incident Location: WD06

Incident Address: 281 DICKSON PIZZERIA DICKSON ROAD BLACKPOOL

Class: Assault

Type: ASSAULT

Details: OUTSIDE DICKSON PIZZA..THE GUY BEHIND THE COUNTER HAS ASSAULTED INF../INF ASKED HIM FOR SALT AND THEN CHALLENGED THE MALE'S ATTITUDE.THE MALE THEN THREW INF OUT OF THE SHOP AND THEN PUT HIM ON THE GROUND AND HAD H

Officer Dealing: 5582

Involved Vehicles:

Officers Attended: 5800 6569

Call Signs Attended: WDCAR5N

Local Requirements: NQ NQ

Related Actions:

15/02/2016 00:16 hours 12001 12001 - (SB SC FAC1)
OUTSIDE DICKSON PIZZA.

15/02/2016 00:16 hours 12001 12001 - (SB SC FAC1)

15/02/2016 00:16 hours 12001 12001 - (SB SC FAC1)
THE GUY BEHIND THE COUNTER HAS ASSAULTED INF.

15/02/2016 00:16 hours 12001 12001 - (SB SC FAC1)

15/02/2016 00:17 hours 12001 12001 - (SB SC FAC1)
INF ASKED HIM FOR SALT AND THEN CHALLENGED THE MALE'S ATTITUDE.

15/02/2016 00:17 hours 12001 12001 - (SB SC FAC1)
THE MALE THEN THREW INF OUT OF THE SHOP AND THEN PUT HIM ON THE GROUND AND HAD HIS HAND ON HIS THROAT.

15/02/2016 00:18 hours 12001 12001 - (SB SC FAC1)
PREMISES IS POSSIBLY DICKSON DINER? INF CALLED IT DICKSON PIZZA.

15/02/2016 00:18 hours 12001 12001 - (SB SC FAC1)

15/02/2016 00:18 hours 12001 12001 - (SB SC FAC1)
INF WAITING OUTSIDE FOR POLICE.

15/02/2016 00:19 hours 12001 12001 - (SB SC FAC1)
DICKSON PIZZERIA 281 DICKSON RD.

15/02/2016 00:31 hours 13919 13919 - (WA-CENDIS1)
WDCAR5N SHOWING AT THIS LOCATION - ARE THEY DEALING WITH THIS ?

15/02/2016 00:31 hours 13919 13919 - (WA-CENDIS1)
THANKS

15/02/2016 00:33 hours 13919 13919 - (WA-CENDIS1)
WACAR5N CANCELLED

15/02/2016 00:53 hours 12358 12358 - (WD-DIS1)
WDCAR5N: WILL UPDATE LOG SHORTLY

15/02/2016 01:46 hours 5800 5800 - (WEBSTORM)
DETAILS TAKEN TO SUBMIT A CRIME REPORT CCTV REQUESTED FROM THE SHOP. SPOKE WITH OTHER PARTY WHO STATED THE INF WAS ABUSIVE IN THE SHOP AND WAS TOLD TO LEAVE

15/02/2016 01:46 hours 5800 5800 - (SERVER03)
FOLLOWED HIM TO THE DOOR TO SHUT HIM OUT BUT DID NOT ASSAULT HIM.

15/02/2016 01:46 hours 5800 5800 - (SERVER03)
BOTH PARTIES DETAILS OBTAINED.

15/02/2016 01:47 hours 12177 12177 - (WD-DIS1)
No. of Arrests 0 F.A. 0=N 1=Y 1 No. of Reports 1

15/02/2016 01:47 hours 12177 12177 - (WD-DIS1)
Disposition code: `103`

15/02/2016 01:47 hours 12177 12177 - (WD-DIS1)
No. of Arrests 0 F.A. 0=N 1=Y 1 No. of Reports 1

15/02/2016 01:47 hours 12177 12177 - (WD-DIS1)
Handling Officer 5582

15/02/2016 01:47 hours 12177 12177 - (WD-DIS1)
Qualifiers No Qualifier

15/02/2016 01:47 hours 12177 12177 - (WD-DIS1)
Other Factors No Qualifiers

15/02/2016 01:47 hours 12177 12177 - (WD-DIS1)
LC-20160215-0017 HAS BEEN DISPOSED

Victim Management Incident Log Status: No Log Records Yet

This Incident is linked to one or more Crimes:

To enter a Victim Management Comment click on the Crime Ref(s) below & add your comment via the Crime Report Page.

WD1600908

Case Management

*** End Of Report ***

WD1600908

Key No: WD1600908

Incident Reference: LC-20160215-0017

Outcome Type: POLICE DISPOSAL

Crime Outcome: ADULT CAUTION

Amendment History: 29/06/2016 17:10:48 6569 Constable Paul Daniel Johnson - CRIME OUTCOME
2b Adult Caution

29/06/2016 17:10:48 6569 Constable Paul Daniel Johnson - OUTCOME TYPE PD POLICE DISPOSAL

15/02/2016 06:56:12 6569 Constable Paul Daniel Johnson - OUTCOME TYPE AI CRIME UNDER
ACTIVE INVESTIGATION

Alternate Offence: No

Attempt: No

HOC: 008N Assault With Injury

Sub Code: 008/06 Assault occasioning actual bodily harm

Offence Code: OF61102 ASSAULT OCCASION ABH

Wounding Offence Type: -

Place Of Offence: 281-283 DICKSON ROAD BLACKPOOL FY12JL

Outside: YES

Scene Keyword:

Incident Location: WD06

Aggrieved: MICHAEL [REDACTED]

Aggrieved Address: [REDACTED] BLACKPOOL [REDACTED]

Aggr Occupation:

Aggrieved Gender:

Aggrieved Alias:

Aggrieved Maiden Name:

Aggrieved Nickname:

Aggrieved Nationality: UNITED KINGDOM

Aggrieved Place of Origin: UNITED KINGDOM

Aggr Home Tel No:

Aggr Work Tel No:

Aggr Mobile Tel No: [REDACTED]

Aggr E-Mail Address:

Aggrieved DOB: [REDACTED] Age:44

Aggrieved Ethnic Code: 01 - White - North European

Ethnic Self-Classification: W1 - British

VSS Explained:

Indicators:

Suspect: Y Wanted: - Firearm: -

Drugs: - Alcohol: - Domestic: N

Stranger: - Public Place: - Licensed Premises: -

Under Influence: - Interest to FIU: - Alarm Box: -

Distraction: -

HATE CRIME INDICATORS:

Racist Incident: N Sexual Orientation: N

Religiously Motivated: N Aggrieved Religion: -

Transgender: N Disability Motivated: N Gender Motivated: N

Age Motivated: N Lifestyle: N Verbal: -

Harassment: - Threats: - Damage: -

Assault: - Other: -

Hate Crime Details:

VICTIM SERVICES:

To Be Informed/Consent Given: N Happy With Correspondence: - Vulnerable Victim: -

Significant Impact On Victim: - Repeat Victim: -

CSE Related Factors: N
Committed: 15/02/2016
How Input: K - DIRECT INPUT

MO: Aggrieved has been in takeaway and has asked for ketchup. Aggrieved has been upset at not being able to put on sauce on his own chips and has complained to staff. Staff member has then thrown aggrieved out of shop and held him by the throat to the floor.

A: Victims Status: A1 - Affected by Drink

B: Relationship To Victim:

C: Contributory Factors: C99 - Not Relevant

D: Suspect: D7 - Named Suspect

E: Offenders Action:

F: Weapon Type Used Within Offence:

G: Location/Premises Type:

H: Premises Ownership:

J: Status of Premises:

K: Premises Entry Level:

L: Premises Entry Elevation:

M: Premises/Vehicle Entry Point:

N: Vehicle Entry Position:

P: How Vehicle Started/Removed:

Q: Premises Exit Level:

R: Premises Exit Elevation:

S: Premises Exit Point:

T: Structure of Premises Entry Point:

U: Approach Route:

V: Search Method:

W: Distraction/Fraud Method:

X: Rooms Searched:

Y: Entry Method:

Z: Action At Scene:

AA: Instrument Used:

BB: Security Measures:

CC: Child Protection Issues:

DD: Type of Abuse:

EE: Injury To Victim: EE2 - Minor Injuries Including Graze, Scratch, Minor Bruising, Swelling, Reddening of Skin, Superficial Cut, Black Eye.

Property: Type Description Keyword VRM Value

Total number of items stolen / damaged 0

Total value stolen / damaged £ 0.00

Total value recovered £ 0.00

Officers Report:

Reported At: 00:15 on 15/02/2016

Reported To: RICHARD JAMES COWEN
Person Reporting: MICHAEL [REDACTED]
Address: [REDACTED] BLACKPOOL [REDACTED]
Invalid Address Reason:
Tel No:
First Officer: 6569 Paul Daniel Johnson at - on 15/02/2016
Second Officer: 5800 Kirstie Jade Jenkinson at - on 15/02/2016
Third Officer:
Fourth Officer:
Reporting Officer: 6569 Paul Daniel Johnson on 15/02/2016

Details taken at this stage. Staff member has given a differing account. CCTV enquiries ongoing in order to try and get an accurate account of events.

N: Investigation/Quality of Service:
A young person has received a Pre-Reprimand disposal: No

Suspects

Suspect 1

Aggrieved relationship to suspect: Stranger
Surname: FATHINEJAD
Forename: MASOOD
Other Forename(s): -
D.O.B: [REDACTED]
Address: [REDACTED] BLACKPOOL LANCASHIRE [REDACTED]
Maiden Name: -
Alias: -
Nickname: -
Gender: MALE
Nationality: UNKNOWN
Place Of Origin: UNKNOWN
Ethnicity: 01 - White - North European
Height:
Build: -
Voice: -
Accent: -
Facial Hair: -
Glasses: -
Hair: ---
Mark & Scars(1): ---
Mark & Scars(2): ---
Mark & Scars(3): ---
Mark & Scars(4): ---
Suspect Description: -

Vehicle Make: -
Vehicle Model: -
Vehicle Type: -
Vehicle Colour: -
Vehicle Reg: -

Vehicle Reg: -
Vehicle Description: -

Offenders

Aggrieved relationship to offender: Stranger
Name: MASOOD FATHINEJAD
Title:
Alias:
D.O.B. [REDACTED] Age 36
Gender: MALE
Maiden Name:
Nickname:
Nationality: UNITED KINGDOM
Place of Origin: IRAN
Birth Place: IRAN
Address: [REDACTED] BLACKPOOL LANCASHIRE [REDACTED]
Occupation:
Restorative Justice offered?: No
Restorative Justice accepted?: No
On Bail: N Disposal: 4 - ADULT UNCONDITIONAL (SIMPLE) CAUTION
Parents Name:
Last School:
Ethnic Code: 06 - Middle Eastern
Ethnic Self-Classification: A9 - Any Other Asian Background
Date Detected: 29/06/2016
Officer In Case: 6569 PAUL DANIEL JOHNSON
1st Arresting Officer: 6569 PAUL DANIEL JOHNSON
2nd Arresting Officer:
Cust Ref:
PND Number:
Community Resolutions:
Offender does not have a Community Resolution on this crime

Licensing File Note

Premises: DICKSON PIZZA, 281 DICKSON ROAD

Information/Complaint:

Action Taken: MULTI-AGENCY VISIT CONDUCTED WITH ELECTRICITY NORTHWEST ON 14TH MARCH 2013. PREMISES VISITED AND ELECTRICITY METER HAD BEEN TAMPERED WITH AND PREMISES HAS BEEN STEALING ELECTRICITY, THEREFORE METER DISCONNECTED.

Officer: PC 533 WEST

Date 14/03/2013

<p>Blackpool Council Licensing Service</p> <p>Representation made by a Responsible Authority in support of an application for the Review of a Premises Licence</p>				
Responsible Authority making representation				
Name of Responsible Authority	Blackpool Child Protection Licensing Officer			
Name of Officer <i>(please print)</i>	Louise Scales			
Signature of Officer	<i>L.M. Scales.</i>			
Contact telephone number	01253 477538			
Date representation made	22	12	2016	
Do you consider mediation to be appropriate				NO
Name of Responsible Authority / Applicant who requested a review of this Licence				
Mark Marshall on behalf of the Licensing Authority				
Premises Details				
Premises Name	Dickson Pizza			
Address	281 Dickson Road			
	Blackpool			
Post Code	FY1 2JL			
Details of your representation in support of the review application (Please reference & attach supporting any documentation)				
<p>My role as Child Protection Licensing Officer focusses on managing the various risks that makes both children and adults unsafe; alcohol constituting a significant risk factor.</p> <p>The review of this premises outlines that the licensing conditions are not being adhered to in that CCTV footage requested on several occasions has not been supplied. This request was in relation to a complaint regarding an allegation of Child Sexual Exploitation. .</p> <p>They have failed to support the licensing objective of Protecting Children from Harm.</p> <p>I fully support the Licensing Authority in their application to review.</p>				

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