

Public Document Pack

Blackpool Council

16 June 2022

To: Councillors G Coleman, Hutton and D Scott

The above members are requested to attend the:

LICENSING PANEL

Tuesday, 28 June 2022 at 2.00 pm
via Zoom meeting

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.

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 and 4(a) 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 TO VARY A PREMISES LICENCE - A.A. RETAIL LTD, 99-101 WHITEGATE DRIVE (Pages 1 - 36)

To consider an application to vary the Premises Licence for A.A. Retail Ltd, 99-101 Whitegate Drive, Blackpool, FY3 9BY.

- A. Application and representations submitted. To consider the attached report.
- B. Determination of the application to vary a Premises Licence – A.A. Retail Ltd, 99-101 Whitegate Drive.

The Licensing Panel will indicate how the decision is to be communicated to interested parties.

Other information:

For queries regarding this agenda please contact Sarah Chadwick, Democratic Governance Senior Advisor, Tel: 01253 477153, e-mail sarah.chadwick@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:	Lisa Michelle Ashton, Licensing Officer
Date of Meeting:	28 June 2022

APPLICATION TO VARY A PREMISES LICENCE – A.A Retail Ltd, 99 – 101 Whitegate Drive, Blackpool, FY3 9BY

1.0 Purpose of the report:

1.1 To consider an application for a variation of Premise Licence PL1118 for A.A. Retail Ltd, 99-101 Whitegate Drive, Blackpool, FY3 9BY.

2.0 Recommendation(s):

2.1 The Panel is requested to consider the application and determine whether the granting of the variation would adversely impact upon 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.

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

3.3 Is the recommendation in accordance with the Council's approved budget? Yes

4.0 Other alternative options to be considered:

4.1 None, once an application is submitted and representations received it must be considered by the Licensing Panel.

5.0 Council priority:

5.1 The relevant Council priority is

- "The economy: Maximising growth and opportunity across Blackpool"

6.0 Background information

- 6.1 On 27 April 2022 the Licensing Service received an application from Mr M Marshall of M Squared Services on behalf of Mr Gunaratnam Ketheeswaran for the variation of Premises Licence PL1118 for A.A. Retail Ltd, 99-101 Whitegate Drive, Blackpool, FY3 9BY.
- 6.2 The current licence permits “off” sales of alcohol between 08.00 and 23.00 Monday to Saturday and 10.00 to 22.30 on Sunday, with special hours on Christmas Day and Good Friday. The proposal is to vary the timings to 07.00 to 00.00 seven days per week. A copy of the current licence is attached at Appendix 4(b).
- 6.3 The applicant is requesting that the existing conditions on the licence are retained with the exception of condition 1 in Annex 1 which will be removed if the variation is granted as the hours conflict with the intended trading hours sought.

Annex 1, Condition 1:

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:

- a) On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
- b) On Sundays, other than on Christmas Day, 10 a.m. to 10.30 p.m.
- c) On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- d) On Good Friday, 8 a.m. to 10.30 p.m.

The above restrictions do not prohibit:

- a) During the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- b) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- c) The sale of alcohol to a trader or club for the purposes of the trade or club;
- d) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty’s naval, military or air force;

- 6.4 Representations have been received from the Licensing Authority and Lancashire Constabulary. Copies of the representations are attached at Appendices 4(c) and 4(d).

- 6.5 Local policy considerations:

The premises falls within the area covered by the [Off Licence Cumulative Impact Assessment \(CIA\)](#).

The following sections of Blackpool Council’s [Statement of Licensing Policy](#) are relevant:

4.10.1 Applications for new licences or variations to existing licences within a cumulative impact area, which are likely to add to the existing cumulative impact, will normally be refused if a relevant representation is received. To persuade the Council to depart from its policy an applicant must demonstrate that their application will not add to the existing cumulative impact in the area. This should be done through the operating schedule and the risk assessment process (if used).

4.10.6 Where representations are received the Council will consider the circumstances of each individual application and decide whether it would be justified in departing from its policy and CIA in the light of the individual circumstances of the case.

6.6 National policy considerations:

9.12 – Each responsible authority will be an expert in their respective field, and in some cases it is likely that a particular responsible authority will be the licensing authority’s main source of advice in relation to a particular licensing objective... any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations. Licensing authorities must therefore consider all relevant representations from responsible authorities carefully... However, it remains incumbent on all responsible authorities to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.

9.43 – 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.

14.44 – A CIA should never be absolute. Statements of licensing policy should always allow for the circumstances of each application to be considered properly and for applications that are unlikely to add to the cumulative impact on the licensing objectives to be granted. After receiving relevant representations in relation to a... variation of a licence or certificate, the licensing authority must consider whether it would be justified in departing from its CIA 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 or more of the licensing objectives and that appropriate conditions would be ineffective in preventing the problems involved.

6.7 Does the information submitted include any exempt information? No

6.8 Observations:

The Premises Licence for this property was first granted in September 2005. The applicant, Mr Gunaratnam Ketheeswaran, has been the Premises Licence holder since April 2014.

The conditions currently on the licence are as follows:

Annex 1 - Mandatory conditions

- 1 Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:
 - a) On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
 - b) On Sundays, other than on Christmas Day, 10 a.m. to 10.30 p.m.
 - c) On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
 - d) On Good Friday, 8 a.m. to 10.30 p.m.

The above restrictions do not prohibit:

- a) During the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
 - b) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - c) The sale of alcohol to a trader or club for the purposes of the trade or club;
 - d) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air force;
- 2 Alcohol shall not be sold in an open container or be consumed in the licensed premises.
- 3 No supply of alcohol may be made under the premises licence -
 - a) At a time when there is no designated premises supervisor in respect of the premises licence,or
 - b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 4 Every supply of alcohol under the premise licence must be made or authorised by a person who holds a personal licence.
- 5 The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol. The policy must require individuals who appear to the responsible person

to be under 18 year of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

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:
 - a. The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises are to be covered by the system. The system will incorporate a camera covering each of the entrance doors and will be capable of providing an image which is regarded as identification standard.
 - b. The system will display on any recording the correct time and date of the recording.
 - c. The system will make recordings during all hours the premises are open to the public.
 - d. VCR tapes or digital recording shall be held for a minimum of 31 days and 28 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.
 - e. 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 or Designated Premises Supervisor 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 Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.
- 5 Bi-annually documented maintenance checks of the CCTV system, including the recording system, will be undertaken by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.

- 6 A Personal Licence holder will be available to attend the premises within 30 minutes while the sale and supply of alcohol takes place.
- 7 The licence holder shall erect and maintain a sufficient number of signs at and in the vicinity of alcohol sales points informing customers that sales will not be made to persons under 18 years of age.
- 8 The licence holder will implement the Challenge 25 policy and the only forms of identification acceptable will be:
 - UK photo driving licence
 - Passport
 - Proof of Age Standards Scheme Card
- 9 A refusals register to be kept and maintained which is readily available for inspection by a Police Constable or authorised officer and this register will be reviewed weekly by the licence holder or Designated Premises Supervisor.
- 10 Refresher training re. underage sales to be provided to all staff every three months, and documented evidence.
- 11 All staff must be over the age of 18 to sell alcohol.
- 12 A record shall be kept on the premises of every person employed at the premises.

The record is to contain the following details:

 - i. Name and address
 - ii. Date of birth
 - iii. Time duty commenced and time duty terminated.

Said records are to be made available for inspection upon demand by a Police Officer or any authorised officer.

7.0 List of Appendices:

- 7.1 Appendix 4(a) Application for the variation of Premises Licence PL1118
- Appendix 4(b) Current licence PL1118
- Appendix 4(c) Objection from Licensing Authority
- Appendix 4(d) Objection from Lancashire Constabulary.

8.0 Financial considerations:

- 8.1 None.

9.0 Legal considerations:

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

10.0 Risk management considerations:

10.1 None.

11.0 Equalities considerations:

11.1 None.

12.0 Sustainability, climate change and environmental considerations:

12.1 None.

13.0 Internal/external consultation undertaken:

13.1 A 28 day consultation period has been undertaken in accordance with the statutory requirements of the Licensing Act 2003.

14.0 Background papers:

14.1 None.

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Blackpool Council

APPLICATION TO VARY A PREMISES LICENCE

Applicant Name(s):	Gunaratnam Ketheeswaran
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Licensing Service
Blackpool Council
Municipal Buildings, PO Box 4
Blackpool, FY1 1NA

Contact

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

www.blackpool.gov.uk/licensing

Application to vary a Premises Licence under the Licensing Act 2003

Please read the following instructions first:

Before completing this form please read the guidance notes at the end of this 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. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

Full name/s of the premises licence holder/s:
Gunaratnam Ketheeswaran

I/We the premises licence holder/s named above, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1

Premises Licence number:	PL1118
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Part 1 – Premises Details

Premises Address	99-101 Whitegate Drive									
	Blackpool									
	Post Code	F	Y	3		9	B	Y		
Telephone Number of premises (if any)										
Non-domestic rateable value of premises	£8300.									

Part 2 – Applicant details

Title:	Mr			<small>Other</small>	Forename(s)	Gunaratnam				
Surname	Ketheeswaran				Date of Birth	<small>Da</small>	<small>Month</small>	<small>Year</small>		
							06	79		
Home address										
						Post Code	■			
Telephone Number					Mobile Number					

E-Mail address	[REDACTED]
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SECOND INDIVIDUAL APPLICANT (If Applicable)

Title:	Mr	Mrs	Miss	Ms	Other	Forename(s)							
Surname						Date of Birth	Day	Month	Year				
Home address													
	Post Code												
Telephone Number						Mobile Number							
E-Mail address													

A. OTHER APPLICANTS

Please provide name and registered address of 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											
Registered number												
Description of applicant (for example partnership, company, unincorporated association)												
Telephone number												
E-Mail address (optional)												

Part 3 – Variation

If yes please tick

Do you want the proposed variation to have effect as soon as possible?

If not, when do you want the variation to take effect from?

Day		Month		Year			

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

If your proposed variation would mean that 5,000 or more people could be expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Extension of hours to include 1 hour earlier start in the morning and 1 hour later close in the evening. The current licence permits the sale of alcohol between 08.00hrs and 23.00hrs

The proposal is to vary the timings from 07.00hrs to 00.00hrs seven days per week.

Part 4 – Operating Schedule

Please complete those parts of the Operating Schedule below that would be subject to change if this application to vary is successful.

- Provision of regulated entertainment (please see guidance note 3):**
- | | If yes please tick |
|--|--------------------------|
| a) A performance of a play (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) An exhibition of a film (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) An indoor sporting event (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) Boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) A performance of live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) Any playing of recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |

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)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L, and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variation for performing plays (please read guidance note 6)		
Thu					
Fri			Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variation for the exhibition of films (please read guidance note 6)		
Thu					
Fri			Non-standard timings. Where you intend to use the premises for the exhibition of		

			films at different times to those listed in the column on the left, please list (please see guidance note 7)
Sat			
Sun			

C

Indoor sporting event Standard days and timings (please read guidance note 8)			Please give further details (Please see guidance note 5)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thu			State any seasonal variations for indoor sporting events (please read guidance note 6)
Fri			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 see guidance note 7)
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed					
Thu			State any seasonal variation for boxing or wrestling entertainment (please read guidance note 6)		

Fri			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 (please see guidance note 7)
Sat			
Sun			

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
				Outdoors	
Day	Start	Finish	Please give further details here (please read guidance note 5)	Both	
Mon					
Tue			State any seasonal variation for performance of live music (please read guidance note 6)		
Wed					
Thu					
Fri			Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the performance of recorded music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
				Outdoors	
Day	Start	Finish	Please give further details here (please read guidance note 5)	Both	
Mon					
Tue			State any seasonal variation for playing recorded music (please read guidance note 6)		
Wed					
Thu					
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 see guidance note 7)
Sat			
Sun			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variation for the performance of dance (please read guidance note 6)		
Thu					
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 see guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (E), (F) or (G) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
			Will this entertainment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variation for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		

Thu			Non-standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please see guidance note 7)
Fri			
Sat			
Sun			

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
				Outdoors	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variation for the provision of late night refreshment (please read guidance note 6)		
Thu					
Fri			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 see guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the sale of alcohol for consumption be on the premises, off the premises or both (Please read guidance note 9)	On the Premises	
				Off the premises	X
Day	Start	Finish			
Mon			State any seasonal variation for the supply of alcohol (please read guidance note 6)		
	07.00	00.00			
Tue					
	07.00	00.00			
Wed					
	07.00	00.00			
Thu			Non-standard timings. Where you intend to use the premises for the supply of		
	07.00	00.00			
Fri					

	07.00	00.00	alcohol at different times to those listed in the column on the left, please list (please see guidance note 7)
Sat			
	07.00	00.00	
Sun			
	07.00	00.00	

K

Please highlight any adult entertainment or services, activities, other entertainment or matter ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10)

None

L

Hours premises are open to the public			State any seasonal variations (please read guidance note 6)
Standard days and timings (please read guidance note 8)			
Day	Start	Finish	
Mon			
	07.00	00.00	
Tue			
	07.00	00.00	
Wed			
	07.00	00.00	
Thu			
	07.00	00.00	
Fri			

Non-standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please see guidance note 7)

	07.00	00.00
Sat		
	07.00	00.00
Sun		
	07.00	00.00

Please identify those conditions currently imposed on the licence that you believe could be removed as a consequence of the proposed variation you are seeking

We will be retaining the existing conditions but for

Annex 1 - Mandatory conditions

1 Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:

- a) On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
- b) On Sundays, other than on Christmas Day, 10 a.m. to 10.30 p.m.
- c) On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- d) On Good Friday, 8 a.m. to 10.30 p.m.

The above restrictions do not prohibit:

- a) During the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- b) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- c) The sale of alcohol to a trader or club for the purposes of the trade or club;
- d) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air force;

If the variation of the licence is granted these conditions will conflict with the intended trading hour sought

If yes please tick

I have enclosed the existing premises licence and summary

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes you are required to give your reasons for not including the licence, or any part of it below.

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (See guidance note 11)

b) The prevention of crime and disorder

a. The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises are to be covered by the system. The system will incorporate a camera covering each of the entrance doors and will be capable of providing an image which is regarded as identification standard.

b. The system will display on any recording the correct time and date of the recording.

c. The system will make recordings during all hours the premises are open to the public.

d. VCR tapes or digital recording shall be held for a minimum of 31 days and 28 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.

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

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.

The Licence Holder or Designated Premises Supervisor 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.

Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.

Bi-annually documented maintenance checks of the CCTV system, including the recording system, will be undertaken by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.

A Personal Licence holder will be available to attend the premises within 30 minutes while the sale and supply of alcohol takes place.

A record shall be kept on the premises of every person employed at the premises.

The record is to contain the following details:

- i. Name and address
- ii. Date of birth
- iii. Time duty commenced and time duty terminated.

Said records are to be made available for inspection upon demand by a Police Officer or any authorised officer.

c) Public Safety

d) The prevention of public nuisance

e) The protection of children from harm

The licence holder will implement the Challenge 25 policy and the only forms of identification acceptable will be:

- UK photo driving licence
- Passport
- Proof of Age Standards Scheme Card

A refusals register to be kept and maintained which is readily available for inspection by a Police Constable or authorised officer and this register will be reviewed weekly by the licence holder or Designated Premises Supervisor.

Refresher training re. underage sales to be provided to all staff every three months, and documented evidence.

All staff must be over the age of 18 to sell alcohol.

The licence holder shall erect and maintain a sufficient number of signs at and in the vicinity of alcohol sales points informing customers that sales will not be made to persons under 18 years of age.



If yes please tick

- I have made or enclosed payment of the fee, or I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- I have sent copies of this application, a copy of the plan and a photocopy of the existing premises licence to responsible authorities and others where applicable
- I understand that I must advertise my application
- I have enclosed the premises licence or relevant part of it or an explanation why not
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on the behalf of the applicant please state in what capacity.**

Signed	
Print Name	Mark Marshall
Capacity	Agent – Commissioner for Oaths (FCILEX)
Date	27 th April 2022

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). **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 15)

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

This application cannot be used to vary the licence so as to extend the period that the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

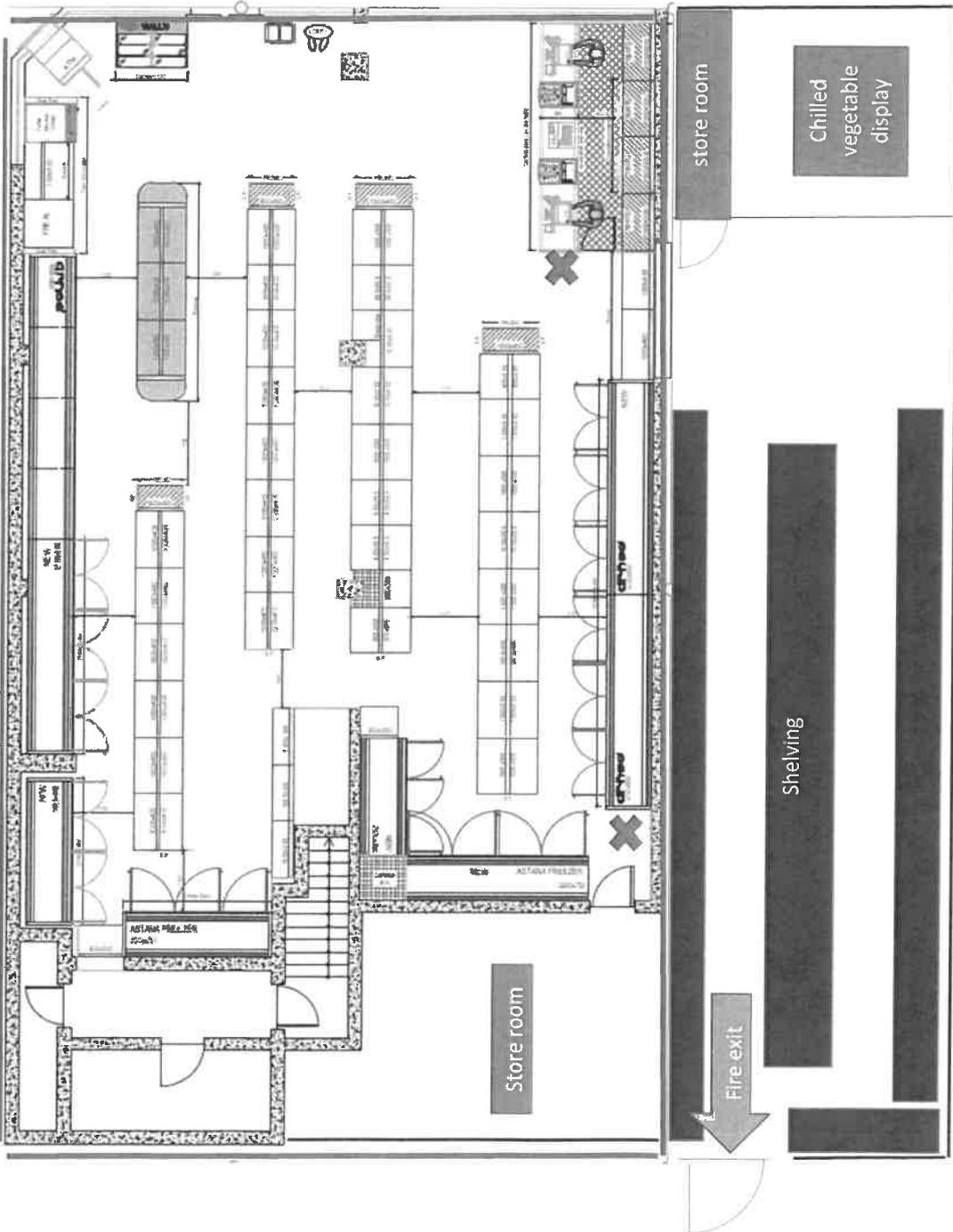
1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information that could be relevant to the licensing 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.
3. In terms of specific regulated entertainments please note that:
 - o Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - o Films: no licence is required for "not-for-profit" film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises and (b) ensures that each such screening abides by age classification ratings.
 - o Indoor Sporting Events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - o Boxing or Wrestling: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - o Live music: no licence permission is required for:
 - A performance of unamplified live music between 08.00 and 23.00 on any day, on any premises;
 - A performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500;
 - A performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500;
 - A performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - A performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from (i) the

- local authority concerned or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded music: no licence permission is required for:
 - Any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - Any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - Any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - Any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - Any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the healthcare provider;
 - Any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor, and
 - Any entertainment (excluding films and boxing or wrestling taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in the building or other structure please tick as appropriate. Indoors may include a tent.
 5. 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
 8. 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.
 9. 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.
 10. 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.
 11. Please list here the steps you will take to promote all four licensing objectives together.

12. The application must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, the applicants or their respective agents must sign the application form.
15. This is the address that we shall use to correspond with you about this application.



99-101 White Gate Drive, Blackpool, FY3 9BY- PL118



Licensed area

Fire Extinguishers



store room

Chilled vegetable display

Shelving

Fire exit

Store room

Licensing Act 2003
Premises Licence

PL1118

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDANCE SURVEY MAP REFERENCE OR DESCRIPTION

A. A. Retail Ltd

99-101 Whitegate Drive, Blackpool, Lancashire, FY3 9BY.

Telephone 01253 300840

WHERE THE LICENCE IS TIME LIMITED THE DATES

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
J. Sale by retail of alcohol for consumption OFF the premises only Licensed Area	Weekdays, other than Christmas Day	08:00	23:00
	Sundays, other than on Christmas Day	10:00	22:30
	Christmas Day and	12:00 19:00	15:00 22:30
	Good Friday	08:00	22:30

THE OPENING HOURS OF THE PREMISES

	Description	Time From	Time To
Licensed Area	Monday - Sunday		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Sale by retail of alcohol for consumption OFF the premises only

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Gunaratnam Ketheeswaran

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Gunaratnam KETHEESWARAN

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. 1100333LAPER

Issued by Bromley

ANNEXES

Annex 1 - Mandatory conditions

1 Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:

- a) On weekdays, other than Christmas Day, 8 a.m. to 11 p.m.
- b) On Sundays, other than on Christmas Day, 10 a.m. to 10.30 p.m.
- c) On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- d) On Good Friday, 8 a.m. to 10.30 p.m.

The above restrictions do not prohibit:

- a) During the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- b) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- c) The sale of alcohol to a trader or club for the purposes of the trade or club;
- d) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air force;

2 Alcohol shall not be sold in an open container or be consumed in the licensed premises.

3 No supply of alcohol may be made under the premises licence -

- a) At a time when there is no designated premises supervisor in respect of the premises licence,
or
- b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

4 Every supply of alcohol under the premise licence must be made or authorised by a person who holds a personal licence.

5 The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol. The policy must require individuals who appear to the responsible person to be under 18 year of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

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:

ANNEXES continued ...

- a. The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises are to be covered by the system. The system will incorporate a camera covering each of the entrance doors and will be capable of providing an image which is regarded as identification standard.
- b. The system will display on any recording the correct time and date of the recording.
- c. The system will make recordings during all hours the premises are open to the public.
- d. VCR tapes or digital recording shall be held for a minimum of 31 days and 28 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.
- e. 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 or Designated Premises Supervisor 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 Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.
- 5 Bi-annually documented maintenance checks of the CCTV system, including the recording system, will be undertaken by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.
- 6 A Personal Licence holder will be available to attend the premises within 30 minutes while the sale and supply of alcohol takes place.
- 7 The licence holder shall erect and maintain a sufficient number of signs at and in the vicinity of alcohol sales points informing customers that sales will not be made to persons under 18 years of age.
- 8 The licence holder will implement the Challenge 25 policy and the only forms of identification acceptable will be:

UK photo driving licence
Passport
Proof of Age Standards Scheme Card
- 9 A refusals register to be kept and maintained which is readily available for inspection by a Police Constable or authorised officer and this register will be reviewed weekly by the licence holder or Designated Premises Supervisor.
- 10 Refresher training re. underage sales to be provided to all staff every three months, and

ANNEXES continued ...

documented evidence.

- 11 All staff must be over the age of 18 to sell alcohol.
- 12 A record shall be kept on the premises of every person employed at the premises.

The record is to contain the following details:

- i. Name and address
- ii. Date of birth
- iii. Time duty commenced and time duty terminated.

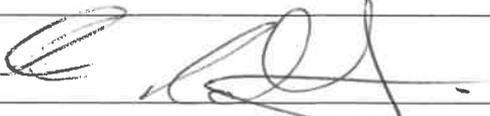
Said records are to be made available for inspection upon demand by a Police Officer or any authorised officer.

Annex 3 - Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 - Plans

See attached reference PL1118 / 1 / 2

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>	Lee Petrak			
Signature of Officer				
Contact telephone number	01253-477861			
Date representation made	27	05	2022	
Do you consider mediation to be appropriate				NO
Premises Details				
Premises Name				
Address	99-101 Whitegate Drive			
	Blackpool			
Post Code	FY3 9BY			
Details of your representation (Please refer and attach any supporting documentation)				
<p>I am the above named person and I make these representations on behalf of the Licensing Authority in my capacity as Trading Standards and Licensing Manager. I am in receipt of a copy of the application to vary the premises Licence in respect of the premises referred to above.</p> <p>The application is to vary the existing licence hours when the supply of alcohol may take place for consumption off the premises. At present the licence hours are 0800 – 2300 Monday to Sunday. It is proposed through the application to vary these hours to 0700 – 0000 Monday to Sunday. Essentially an additional hour at either end of the licence hours.</p> <p>At the request of the applicant, a site visit was conducted at the premises on the 22nd April 2022. This visit was positive and did not disclose any specific areas for concern.</p> <p>However, the location of the premises and the nature of the application require the application be determined with consideration of the Council's current statement of licensing policy and cumulative impact assessment.</p> <p><i>Policy Considerations</i></p> <p>Section 4.9 of the Council Statement of Licensing Policy details the application of the Council Cumulative Impact Assessment in respect of off licence premises. Appendix C to the Statement of Licensing Policy and Appendix 2 to the Cumulative Impact Assessment show the area where it is</p>				

evident cumulative impact exists. The premises the subject of this application are within the area of cumulative impact.

To conclude, the location of the proposed new premises licence automatically invokes consideration of the Council's CIA document and Statement of Licensing Policy. This in turn creates a rebuttable presumption that the application should be refused unless it can be established to the satisfaction of the Authority that the granting of this Licence will not add to the cumulative impact already being experienced in this area.

**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.**

Blackpool Council Licensing Service			
Representation made by a Responsible Authority to an application for the variation of a Premises Licence			
Responsible Authority			
Name of Responsible Authority	LANCASHIRE CONSTABULARY		
Name of Officer <i>(please print)</i>	Sgt 3390 Nat Cox		
Signature of Officer			
Contact telephone number	01253 604074		
Date representation made	10	06	22
Do you consider mediation to be appropriate			NO
Premises Details			
Premises Name	AA Retail		
Address	99-101 Whitegate Drive		
	Blackpool		
Post Code	FY3 9BY		
Reasons for making representations			
<p>I am in receipt of an application for a Variation in order to extend the timings of the sale of alcohol for consumption off the premises for the above address.</p> <p>On behalf of the Chief Officer of Police, having reviewed the application the Police make formal objections on the following grounds:</p> <p>The Police base this objection on this application being within the off-licence saturation zone. The purpose of this Policy is to limit the number of off licensed premises within a given geographic area, in order to reduce crime and disorder and promote the licensing objectives.</p> <p>This premises sits within Talbot Ward which along with Claremont is the worst affected in relation to alcohol related Police incidents; 68.79 incidents per 1,000 population compared to 18.04 per 1,000 for the Town as a whole (As per the recently amended Cumulative Impact Assessment</p>			

Policy). The Police are concerned that by increasing the licensable hours there will naturally be an increase in alcohol related Police incidents. Over the last year to date alone Police logged 12,963 incidents in Talbot Ward.

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

- N/A