

MINUTES OF LICENSING PANEL MEETING - TUESDAY, 23 AUGUST 2022

Present:

Councillors

Hunter

Hutton

Sloman

In Attendance:

Lennox Beattie, Executive and Regulatory Manager

Sharon Davies, Senior Licensing Solicitor

1 APPOINTMENT OF CHAIRMAN

The Licensing Panel considered the appointment of a Chairman for the meeting.

Resolved:

That Councillor Hutton be appointed Chairman for the meeting.

2 DECLARATION OF INTEREST - LICENSING

There were no declarations of interest on this occasion.

3 PROCEDURE FOR THE MEETING

The Chairman explained the procedure for the meeting including that an equal time limit of twenty minutes had been allocated for all parties.

4 APPLICATION FOR A NEW PREMISES LICENCE- KHAN'Z CHIPPY

The Licensing Panel considered an application for a new Premises Licence in respect of Khan'z Chippy, 28 Lytham Road. The application sought the provision of Late Night Refreshment between the hours of 2300 and 0300 on all 7 days of the week. The Panel noted that the premises were intended to be open between 1300 and 0300 daily noting that the sale of hot food and drink was only a licensable activity after 2300.

Mr Tariq Jan, Applicant, was in attendance and made representation to the Licensing Panel. Mr Jan explained that he had a high degree of experience in operating similar premises in Blackpool. Mr Jan also emphasised his view that the premises were suitable for this type of licensable activity and that the area's character was primarily one which serviced the tourist economy so the hours were in line with the nature of that activity. Mr Jan did not accept that his application would lead to increased noise or nuisance in the locality.

In response to questions, Mr Jan explained that the premises would include a seating area with customers able to eat on the premises until the terminal hour for licensable activities.

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There were two objectors in attendance, Mr Chris Gallagher and Ms Donna Hampshire. Both made representations to the Licensing Panel. They highlighted concerns about the proposed hours of operation and a potential increase in public nuisance. They both expressed a view that the hours of operation would be excessive for this premises.

The Licensing Panel considered the application, the objections and the Council's Statement of Licensing Policy along with the Secretary of State's guidance. The Licensing Panel expressed concern as to the potential disturbance to neighbouring residents. The Licensing Panel noted the licensable hours were from 2300 when potential for anti-social behaviour and noise nuisance would be heightened. The Licensing Panel also expressed concern given the unclear plans and information submitted with the application particularly as regards to the seating inside the premises. The Licensing Panel considered that there was significant risks that the premises would impact on the Licensing Objectives notably public nuisance.

Resolved:

That the application for a Premises Licence in respect of Khan'z Chippy, 28 Lytham Road be refused.

Chairman

(The meeting ended 10.55 am)

Any queries regarding these minutes, please contact:
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