

BY EMAIL AND POST
Blackpool Council
Licensing Section
Municipal Buildings
P O Box 4
Blackpool
FY1 1NA

Our ref: RJT/MJM/98454-19821-7
Your ref:
Date: 20th May 2014
E-Mail: rjt@gosschalks.co.uk
Direct Fax: 0870 600 5958

Dear Sirs,

re: Licensing Act 2003 – Review Proceedings
Underbar, Bank Hey Street, Blackpool FY1 4RU

We act on behalf of Enterprise Inns PLC. Our client has a long lease of these premises and we have received a copy of the application for review of the premises licence issued by Mark Marshall on behalf of the Licensing Authority. We understand that the last date for representations is the 23rd May 2014.

We would be grateful if you would accept this letter as a formal representation on behalf of our client. Enterprise Inns PLC owns/has long leases on around 6000 public houses in England and Wales. Over 99% of the premises it owns/leases are the subject of lease/tenancy agreements by which the tenant operates his/her/its own business out of our client's premises. The lease/tenancy agreement makes it clear that all operational responsibility for the premises lie with the tenant. The Underbar is the subject of a 10 year lease agreement in favour of the premises licence holder, Underbar Blackpool Limited. That company has been operating these premises under that lease since 2006.

Please note, we take a wholly neutral stance with regard to the allegations raised in the application for review. As our client has no operational responsibility for these premises, it cannot comment on the specific allegations.

We note that the cause of the review is poor management, disrepair and noise escape.

We would respectfully submit that the licensing objectives could be promoted by the imposition of enforceable conditions relating to the promotion of the venue on the street and, if the Committee believes it to be appropriate having considered the evidence, an amendment to the start time of licensable activities as suggested in Mr Marshall's application for review. Finally, if the Committee

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believes it be appropriate having considered the evidence a period of suspension could be applied during which the works required by the Council could be undertaken.

At this stage, we would be grateful if you could acknowledge receipt of this representation and advise as to the date of the hearing as our client may seek to expand upon the issues raised within this letter of representation.

We look forward to hearing from you.

Yours faithfully

A handwritten signature in cursive script that reads "Gosschalks".

GOSSCHALKS