

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	Blackpool Council Licensing Service		
Name of Officer <i>(please print)</i>	DAVE VERITY		
Signature of Officer			
Contact telephone number	01253478314		
Date representation made	07	07	2014
Do you consider mediation to be appropriate			NO

Name of Responsible Authority / Applicant who requested a review of this Licence

POLICE

Premises Details

Premises Name	BAR 137
Address	137 CHURCH STREET
	BLACKPOOL
Post Code	FY1 3NU

Details of your representation in support of the review application
(Please reference & attach supporting any documentation)

Following a visit Bar 137 on 23rd May 2014 by Licensing/Health & Safety Manager Mark Marshall and PC Lisa Evans found members of the public in the premises, these people were smoking and consuming alcohol within the premises. The time of the visit was 10.19hrs

The permitted Hours for selling/supplying alcohol are 11.00am until 02.00am Monday to Friday & Saturday 11.00am until 04.00am and Sunday 12.00pm until 02.00am.

Mr Alan Gerard Ogden was spoken to in relation to these offences. The CCTV hard drive was seized as evidence for examination and the footage transferred onto an external hard drive. Dave Verity, Licensing Enforcement Officer was tasked to examine the CCTV footage, and produce still photographic evidence of offences and any other issues observed within the premises on doing so I identified that on twelve days between 8th May 2014 and 19th May 2014 (footage for 9th May 2014 appears to be missing.) A number of offences were committed within Bar 137 these included:

Members of staff, including Alan Gerard Ogden smoking in various areas of the premises contrary to section 7 of the Health Act 2006, also as licence holder for the premises. Mr Ogden commits the offence of failing to prevent smoking in a smoke free place contrary to section 8 of the Health Act 2006.

a total of 28 offences of smoking in a smoke free place were observed

Also observed on the CCTV footage was a small child taken into the premises the child can be seen crawling on a dirty floor close to the ladies and gents toilet areas. The child is also observed playing in the bar area of the premises whilst cleaning is taking place, and further playing in the bar area when a member of the public had been served alcohol before permitted hours, this is contrary to the licensing objective Protection of children from harm.

A total of 23 offences of serving before permitted hours were observed these sales were undertaken by staff and Alan Gerard Ogden.

The earliest time alcohol was seen to be sold was 09.28am these sales were conducted by Alan Gerard Ogden himself to two males who were let into the premises by a staff member from the fire escape side door. These males appear to be unsteady on their feet whilst walking around the premises.

In the statement of PC Evans Alan Ogden admits to not being able to use the CCTV equipment and having to make a telephone call to a friend to come out and operate the CCTV system for him.

This is in breach of Premises Licence (PL0658) Condition 12 which states: **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.**

Added complexity with this case is the Licence holder is Alan Ogden Senior who resides at – Maines Lane, although according to Council licensing records an address is held at Flat 1 306 Talbot Road, Blackpool. FY1 3QS. For Alan Ogden senior.

Alan Gerard Ogden Junior is present at the premises whenever previous visits by both the Council and Police have taken place a screen print of the Council records have been taken and produced as supporting evidence.

Forenames

Title

Initials

Mobile

Date of Birth

Number or Name

Address Details

Address 1	376 Widge Road
Address 2	
City/Town	Blackpool
County	Lancashire
Post Code	B72 0SS
E-Mail	angel@blackpool@gmail.com
Phone	07932 231675
Alt Phone	
Fax	
Mobile	07932 231675

Street

Postcode

Local Authority

OS Address Point

Address Information

Source	
Link Ref	
Last Updated	

Main Address:

Male Female Company

UPRN	95 7885 1745
PADN	
SADN	
Street	308 Talbot Road
Locality	Blackpool
Town	Lancashire
Admin Area	FY1 3DS
Post Town	
Postcode	07516 027446
Easting	
Nothing	

ALAN GERARD OGDEN SMOKING IN TOILET AREAS



ALAN GERARD OPEN SMOKING IN TOILET AREAS



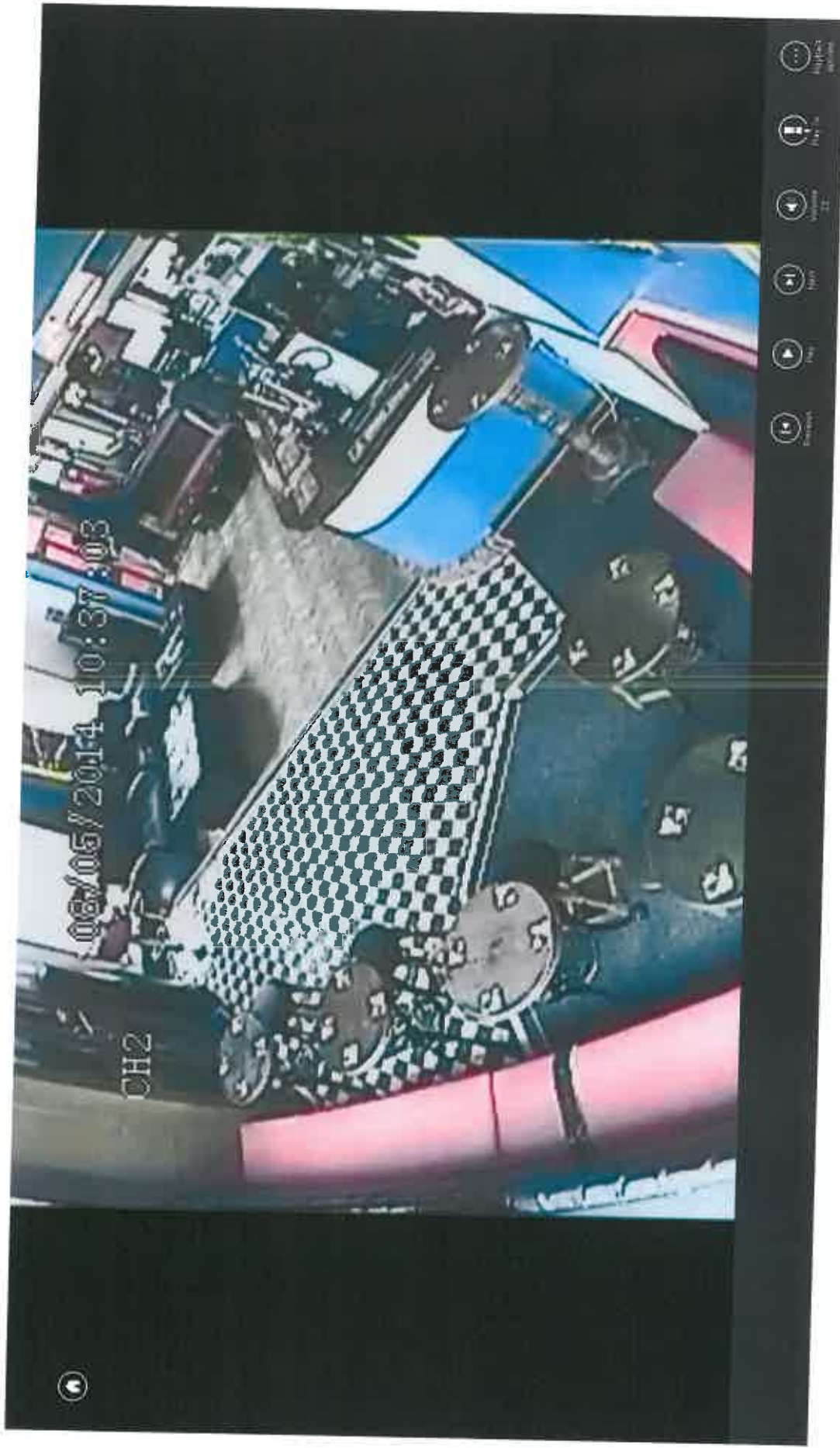
ALAN GERARD OGDENLY SMOKING IN TOILET MEN'S



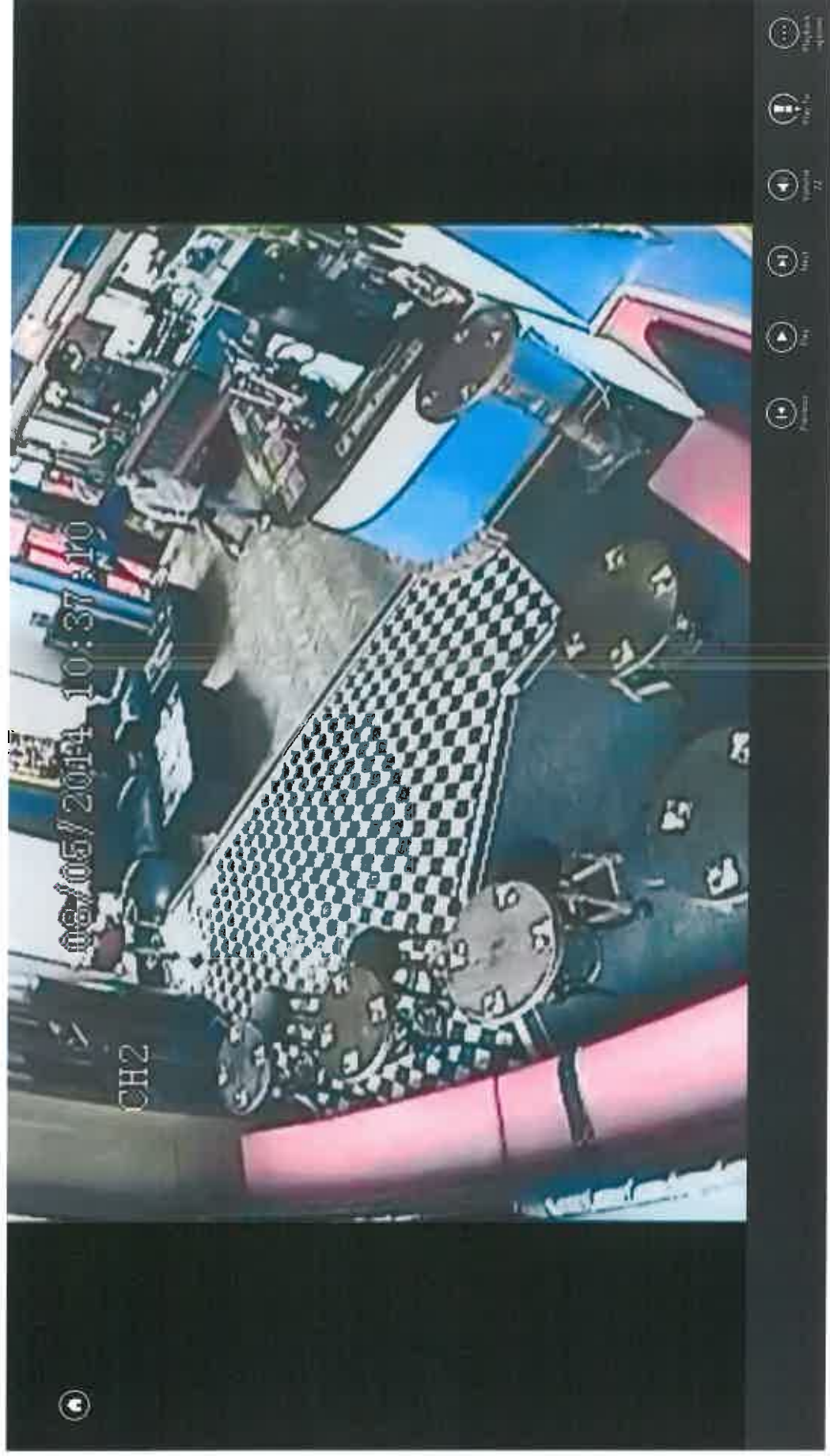
Alan Gerard Owen Smoking in Toilet Areas



STAFF MEMBER OPENING FIRE ESCAPE DOOR FOR CUSTOMER TO ENTER



CUSTOMER ENTERING PREMISES FROM FIRE ESCAPE DOOR



CUSTOMER CONSUMING ALCOHOL SERVED



UNKNOWN MALE (NOT STAFF) SMOKING IN BAR AREA.



STAFF SMOKING IN BAR AREA



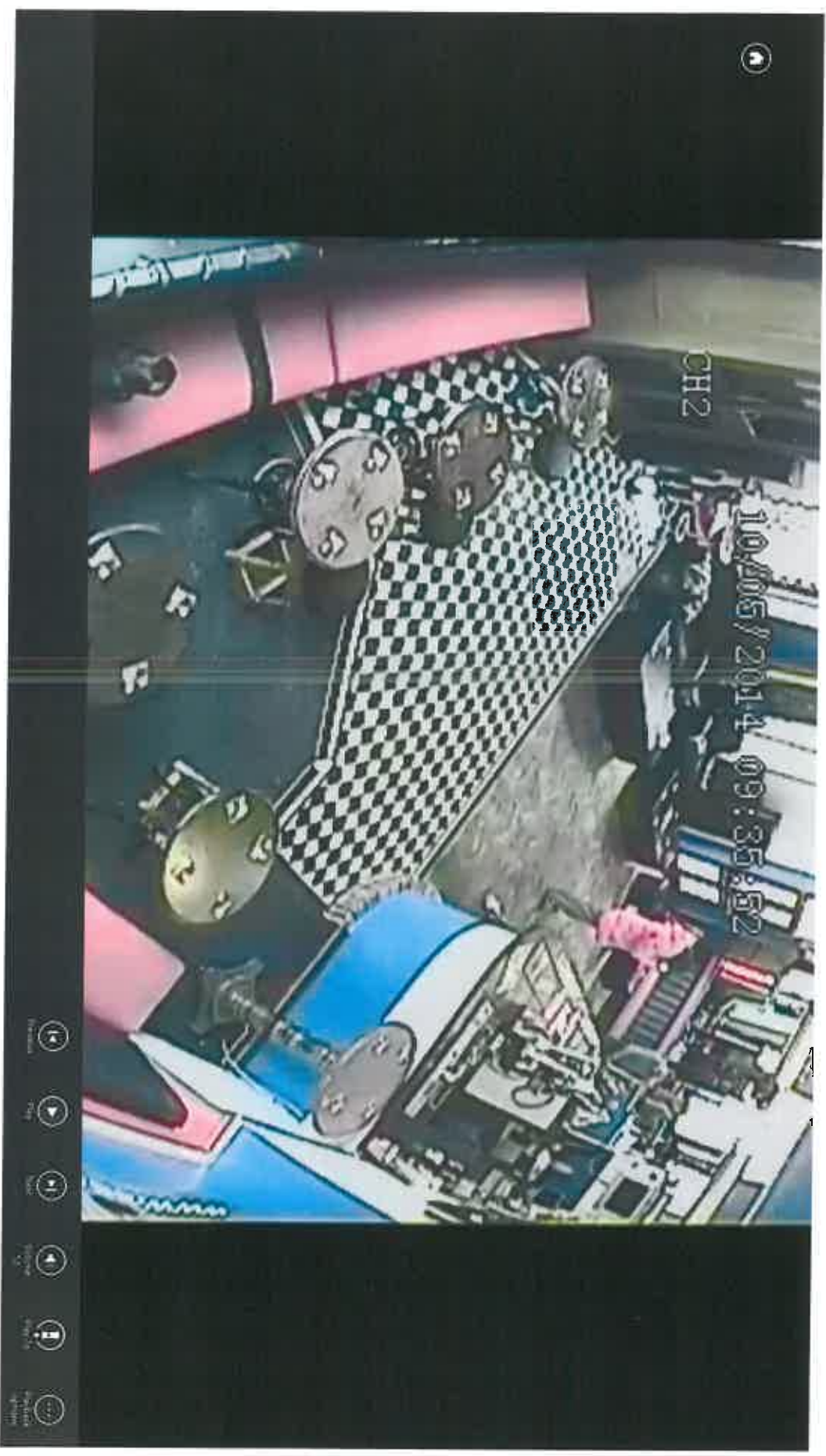
STATE SMOKING IN BAR AREA



FEMALE STAFF MEMBER SPOKINS IN ISAE AREA



FEMALE STAFF MEMBER SMOKING IN BAR AREA



FEMALE STAFF MEMBER SMOKING IN BAR AREA



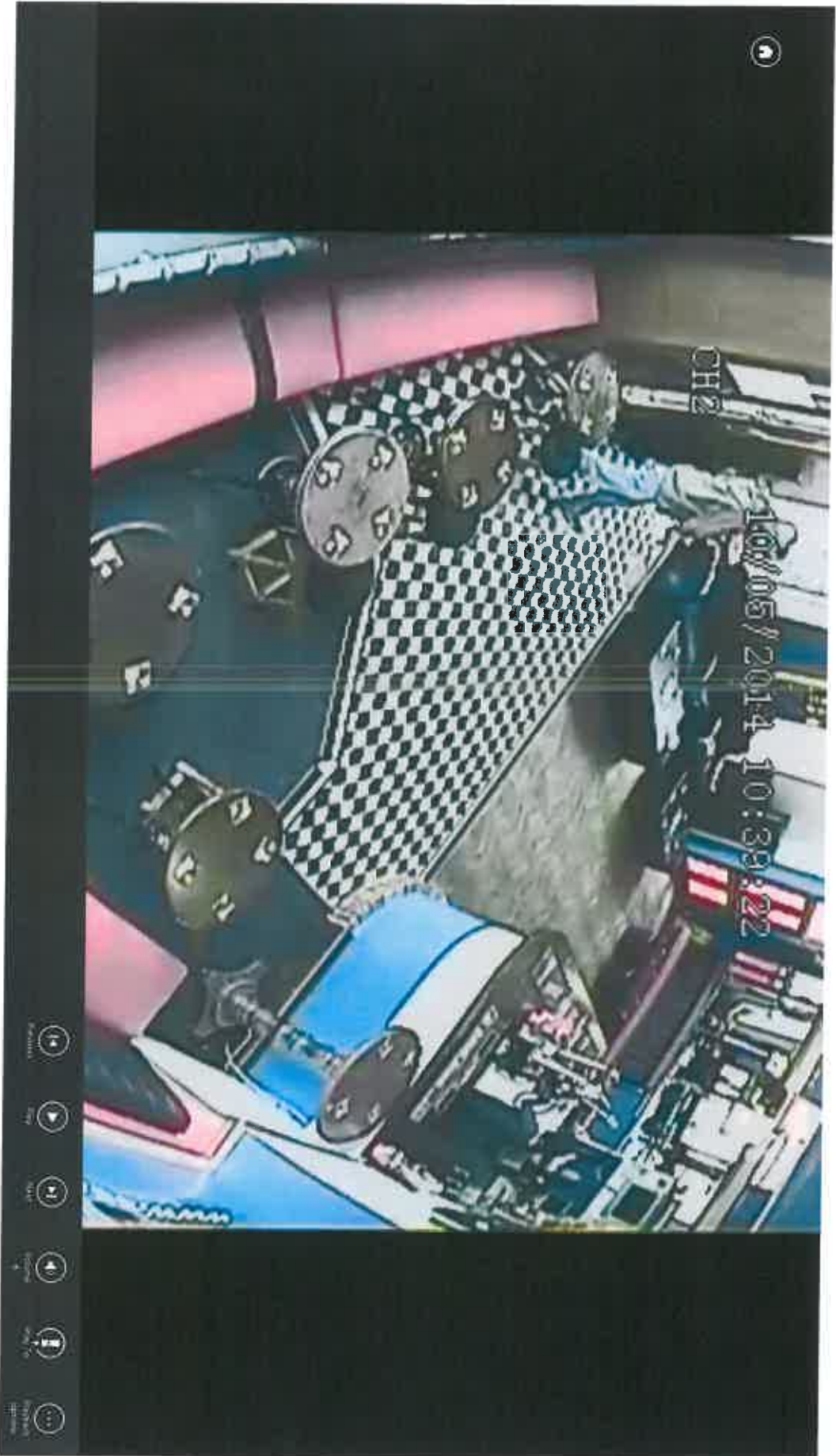
STAFF MEMBER Smoking in BAR Area



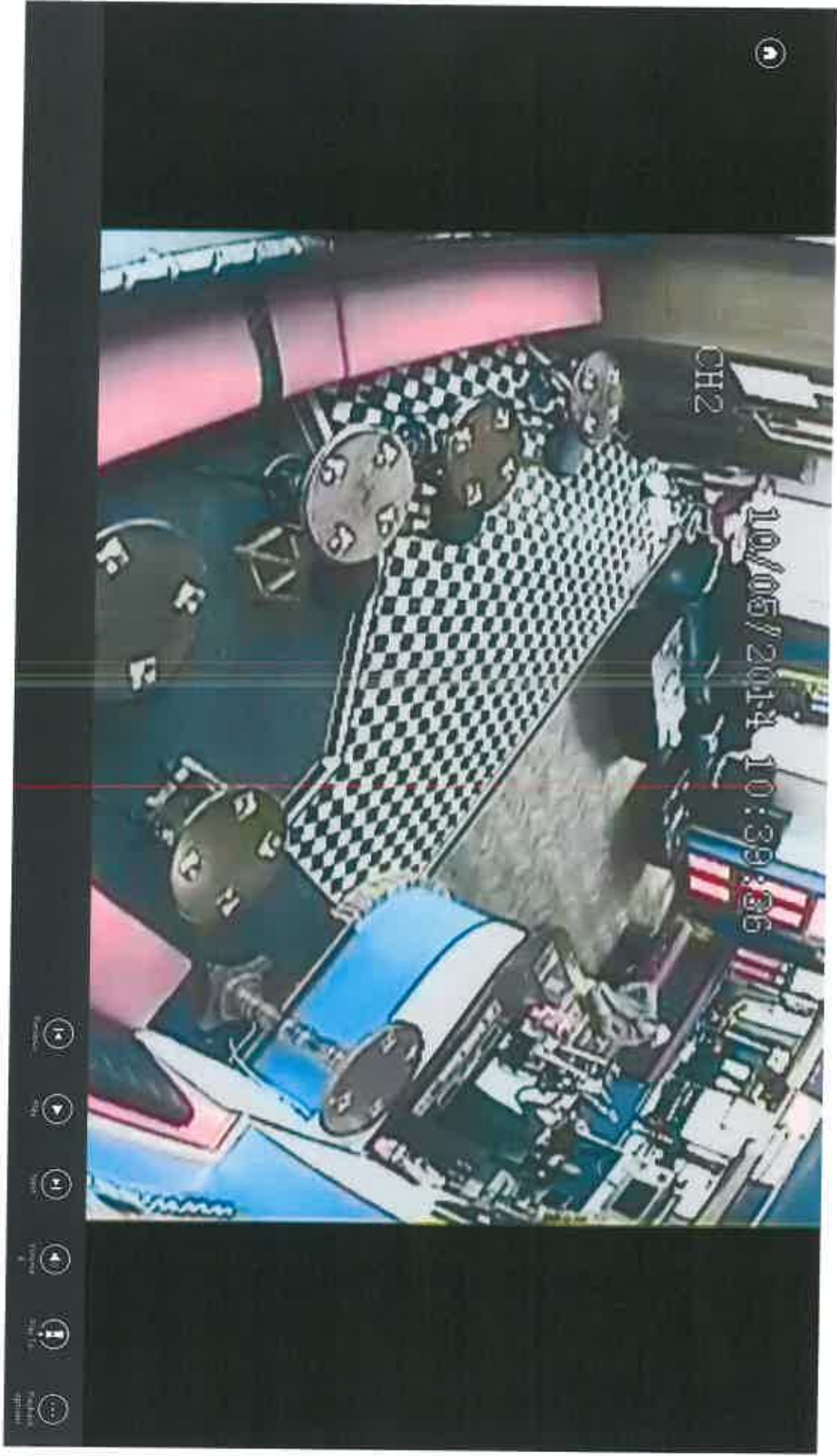
STAFF MEMBER SMOKING IN BAR AREA



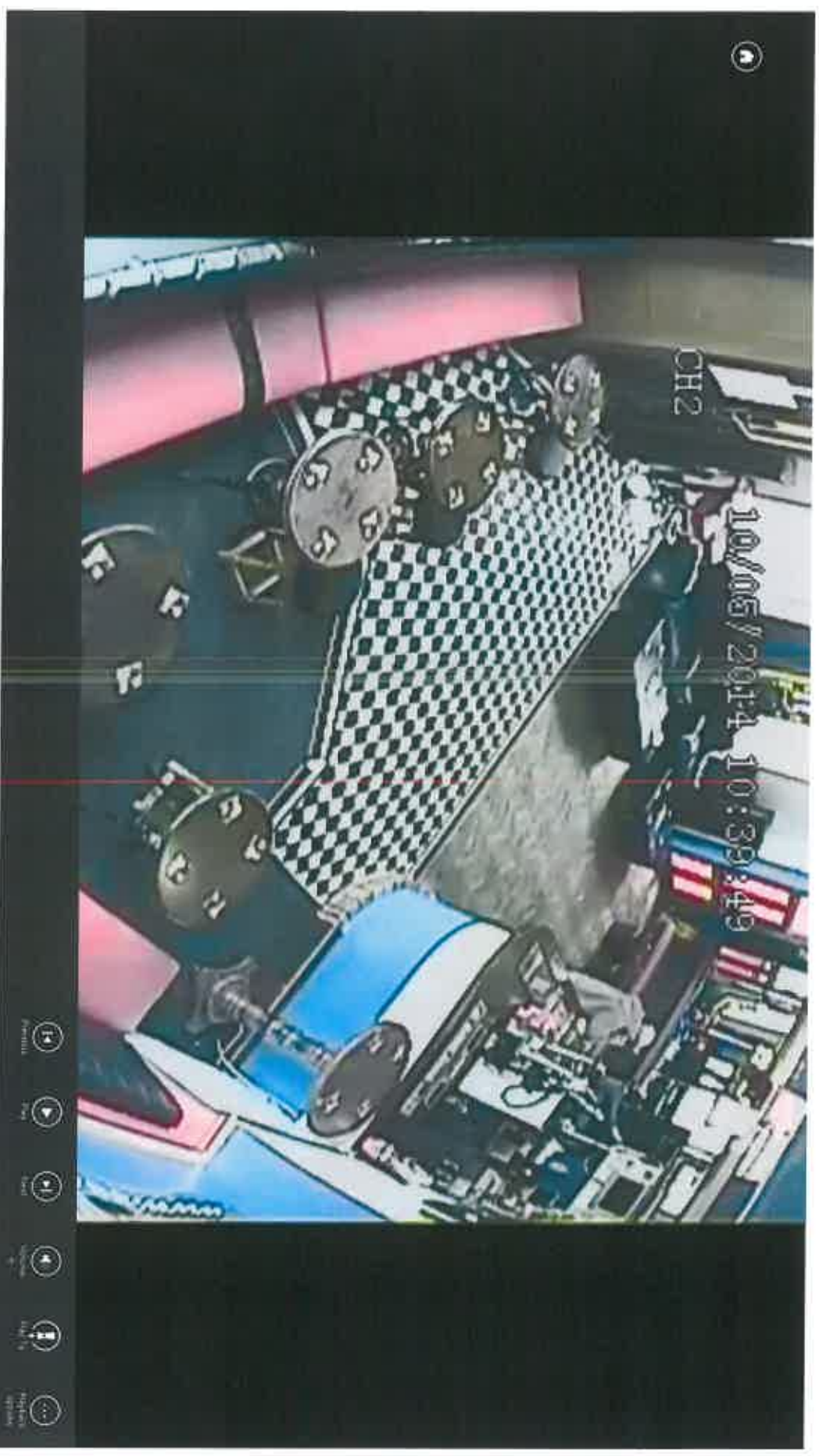
CUSTOMER ENTERING PREMISES THROUGH OPEN DOORS



FEMALE STAFF POURING ALCOHOLIC DRINK



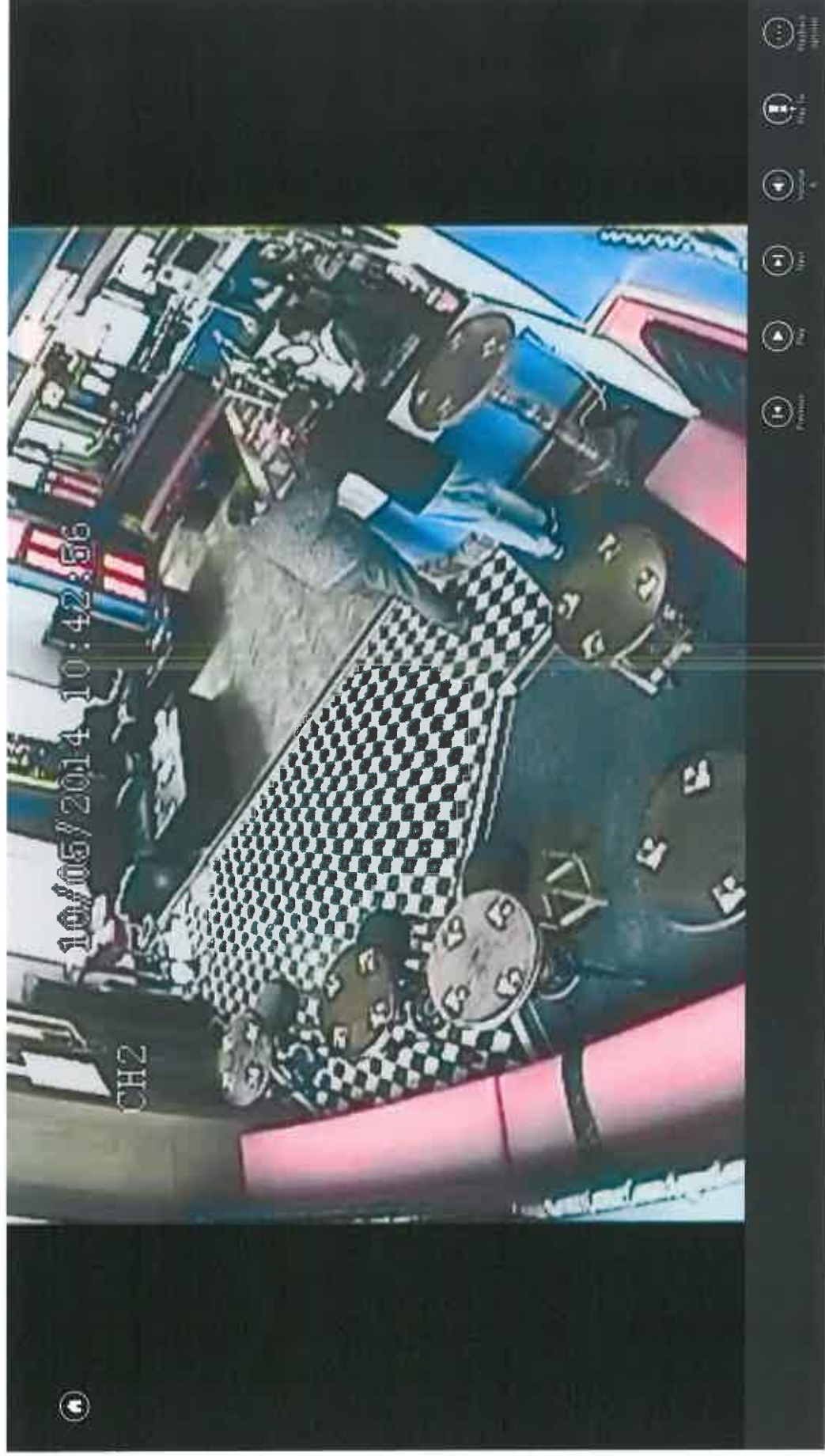
CUSTOMER CONSUMING ALCOHOL PURCHASING



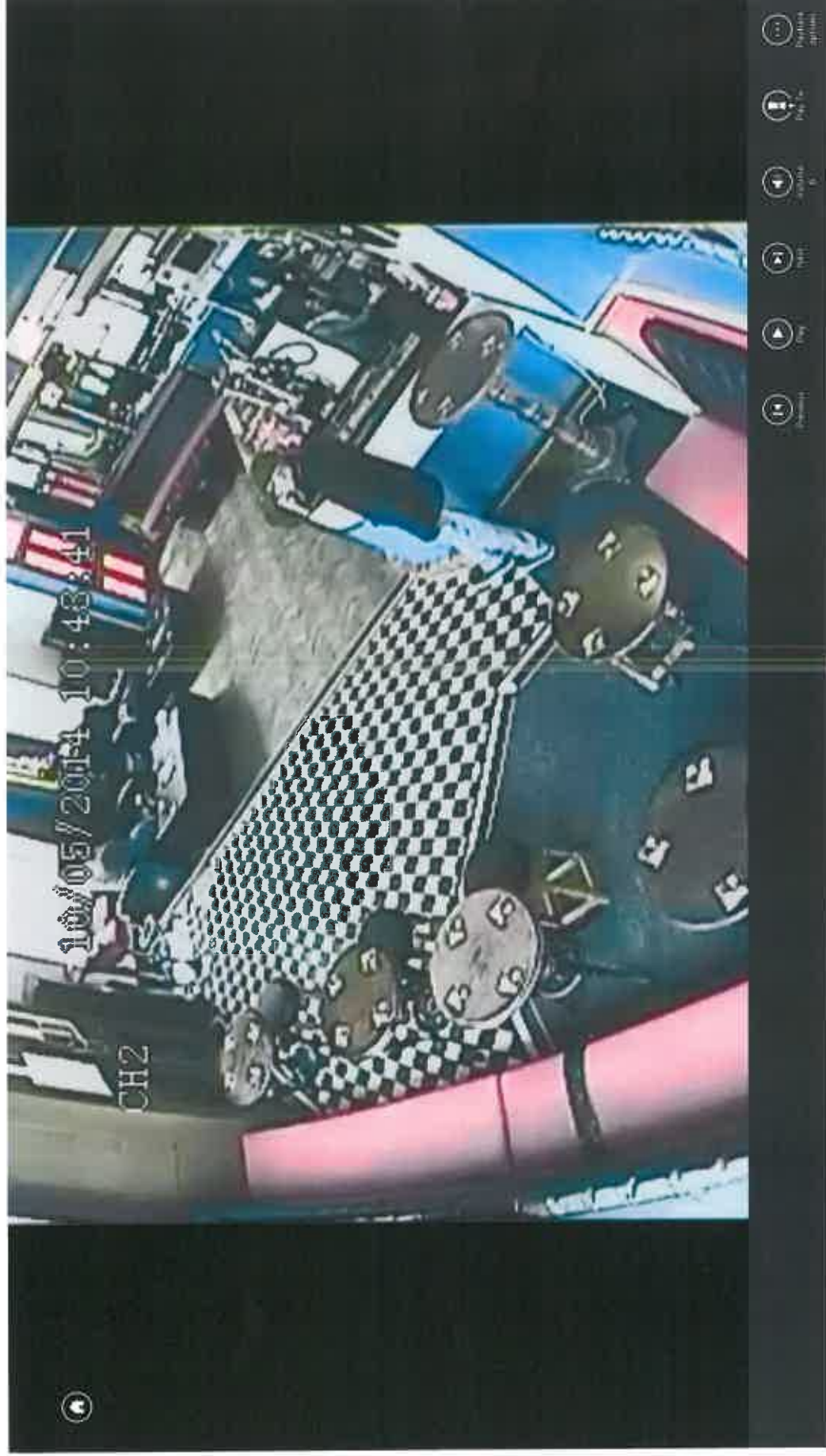
1 MALE AND 1 FEMALE CUSTOMERS ENTER PREMISES THROUGH OPEN FRONT DOORS



FEMALE STAFF MEMBER SERVING ALCOHOL



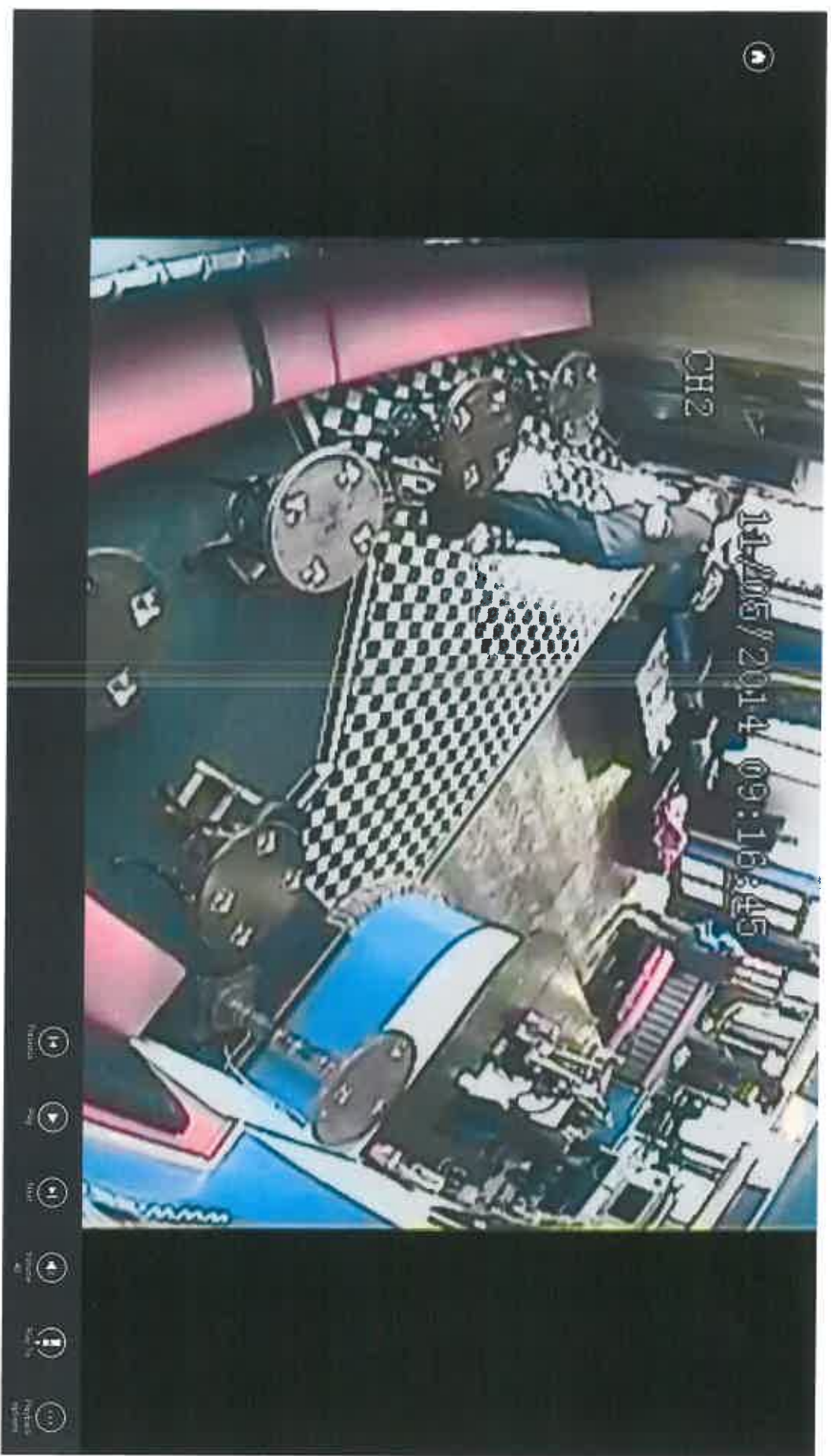
CUSTOMER CONSUMING ALCOHOL PURCHASED



STAFF MEMBER SMOKING IN BAR AREA



Young Child Care in the Promises by Alan Gerard Ocean



STAFF MEMBER Smoking in TOILETS AREAS



FEMALE STAFF MEMBER SMOKING IN TOILET ALCOYS



STAFF MEMBER SMOKING IN 390E AREA



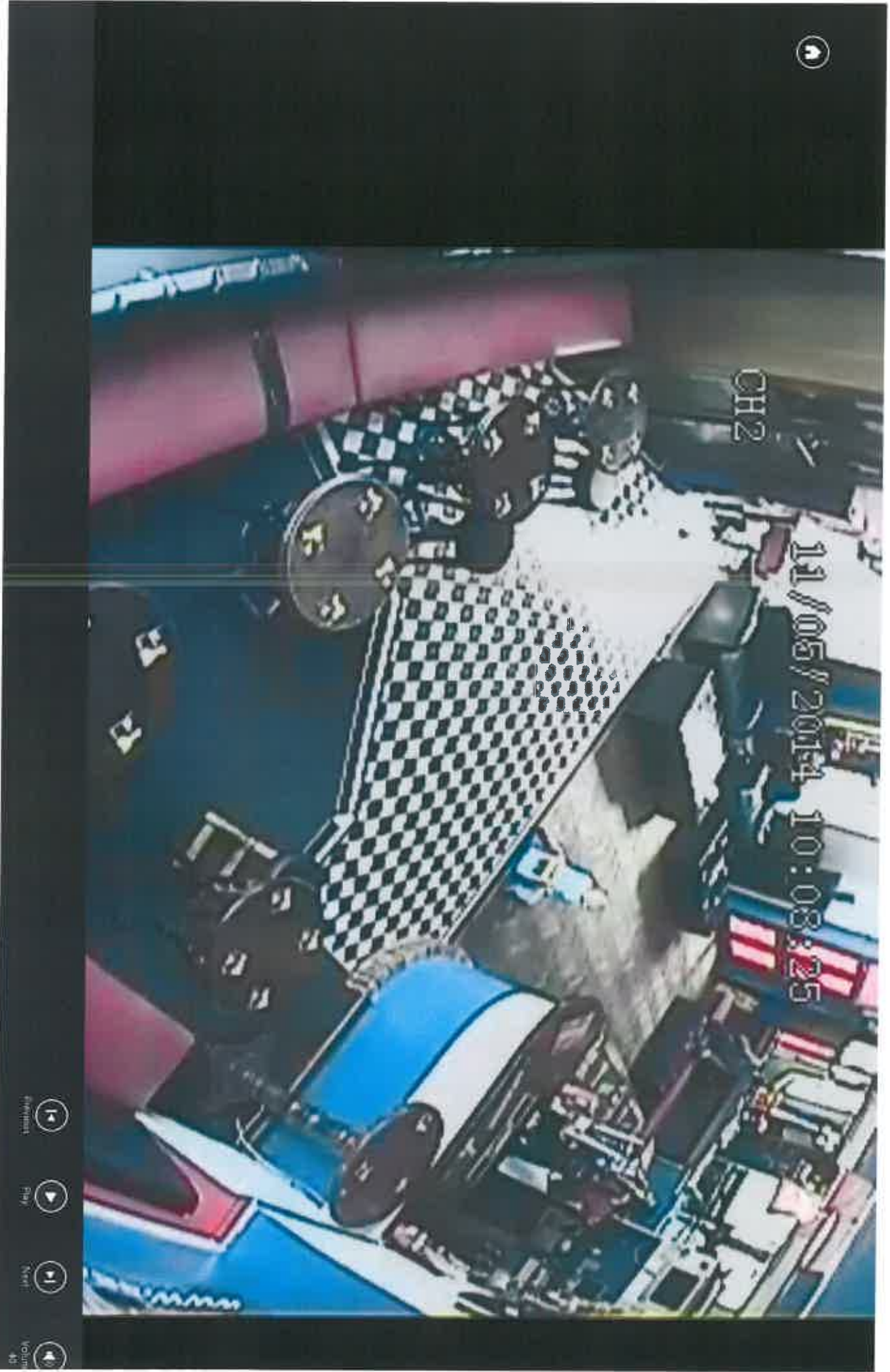
YOUNG CHILD CRAWLING ON DIRTY FLOOR CLOSE TO TOILETS AREA



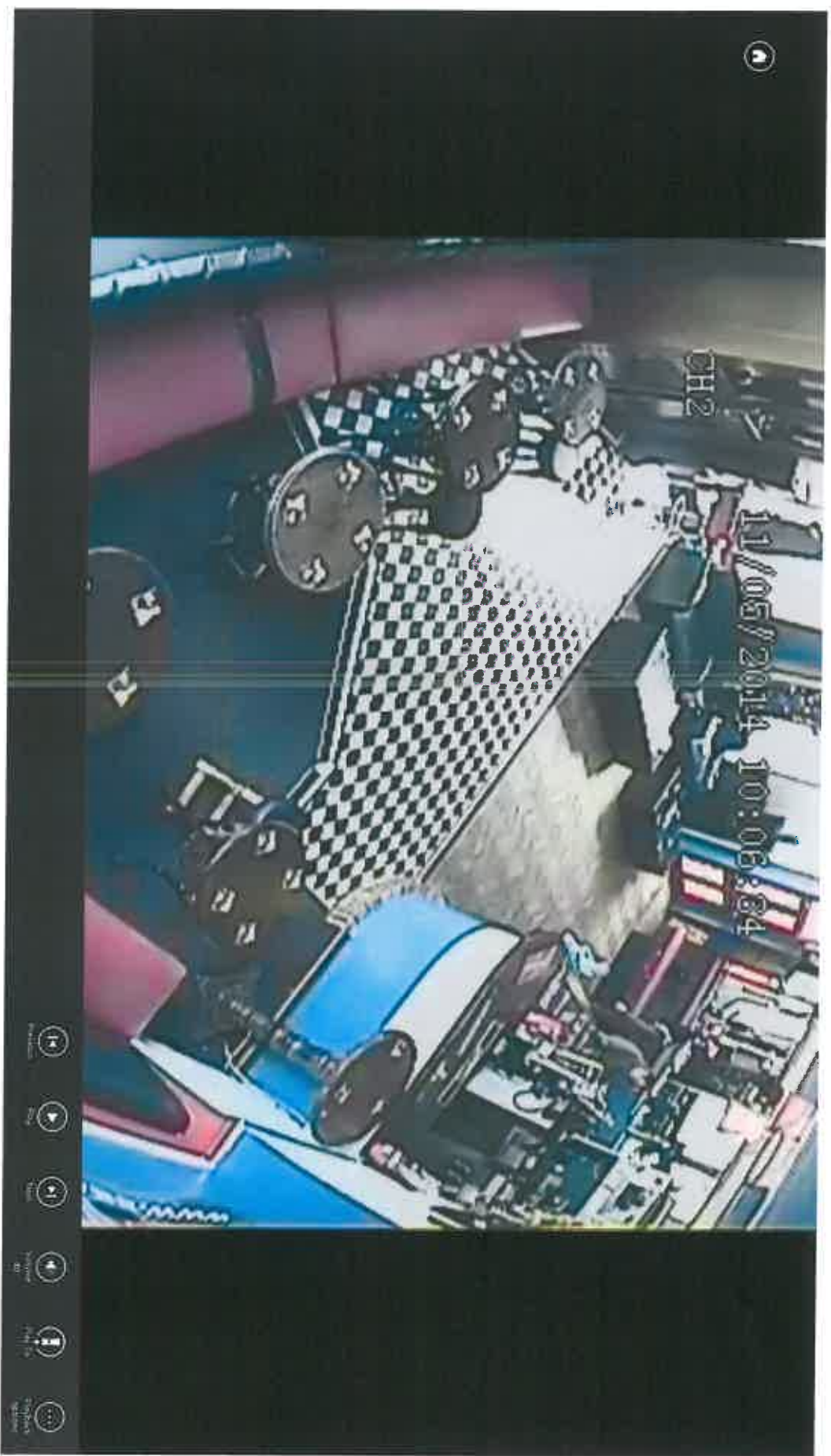
YOUNG CHILD TAKING IN TOLLETS AREA WHILE CLEANING IN PROGRESS



YOUNG CHILD PLAYING IN BAR AREA STAFF MEMBER SMOKING CLOSE TO FIRE ESCAPE DOORS



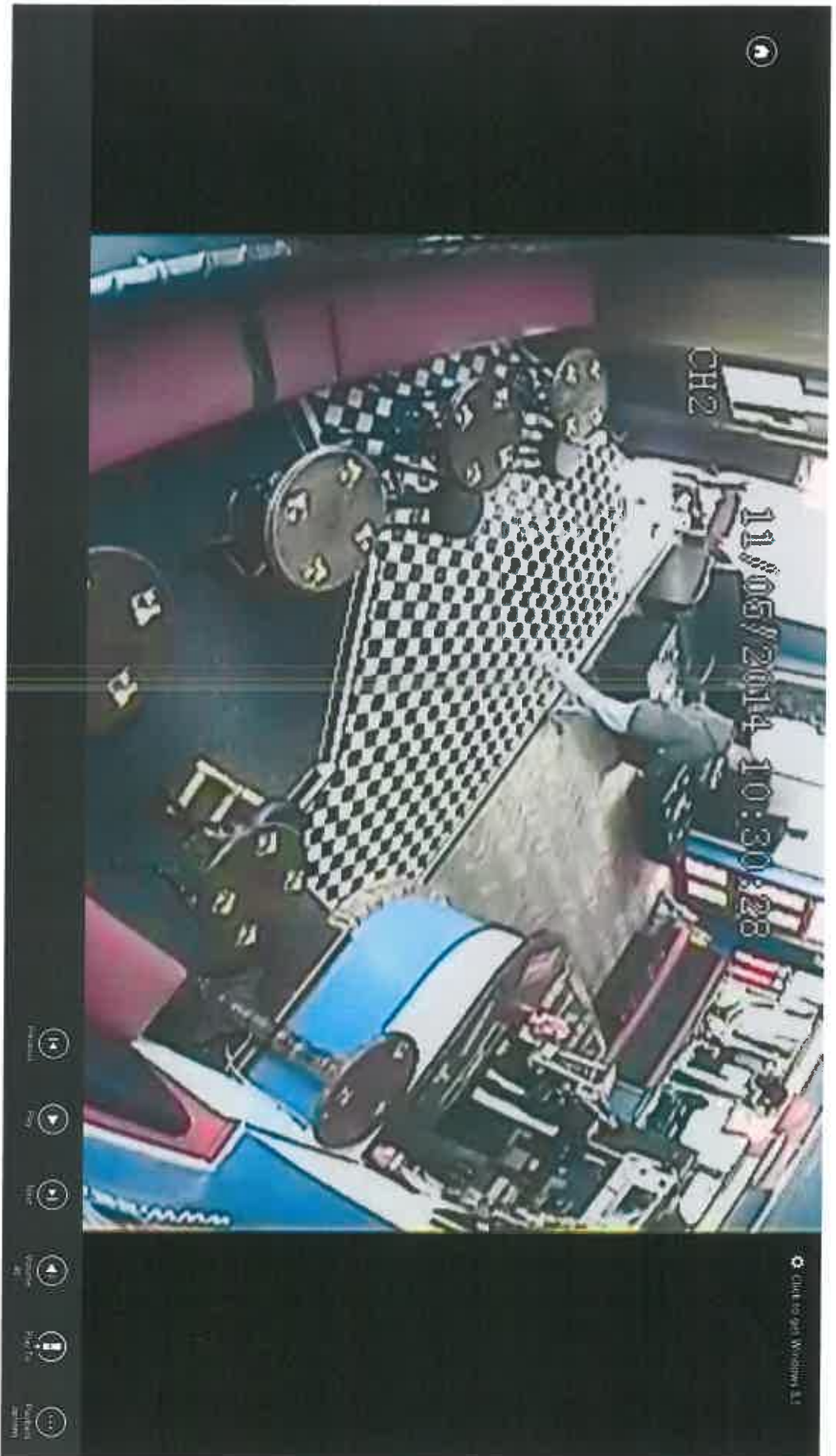
YOUNG CHILD TRYING IN BARE AREA STAFF MEMBER SMOKING ALSO STAFF MEMBERS DOG LEFT SITTING CLOSE TO FIRE
ESCAPE DOORS



FEMALE MEMBER OF STAFF OPENING FRONT DOOR'S YOUNG CHILD PLAYING IN B&B AREA



CUSTOMER ENTERS PROMISES XMAS CHILD PLAYING CLOSE TO FIRE ESCAPE DOORS



ALCOHOL SEIZED BEFORE PERMITTED Hours Young Child Playing in BAR AREA



MONEY GOING INTO TILL FROM ALCOHOL SALE BEFORE PERMITTED HOURS, CUSTOMER TALKING TO UNSUPERVISED YOUNG CHILD



FRONT DOORS OPEN, INTERNAL FRONT DOORS BEING PINNED 'BACK IN OPEN POSITION BY ALAN GERARD OGDEN
YOUNG CHILD PLAYING IN BAR AREA.



Alcohol Being Served Before Remission Hours



CUSTOMER BEING SERVED ACCOUNT BEFORE PARTNER'S HOURS



MONEY GAINS INTO THE FROM AUCTION SALE ALAN GERARD OGDEN IN BAR AT TIME OF SALE.



SECOND ALCOHOLIC DRINK SERVED BEFORE PERMITTED HOURS



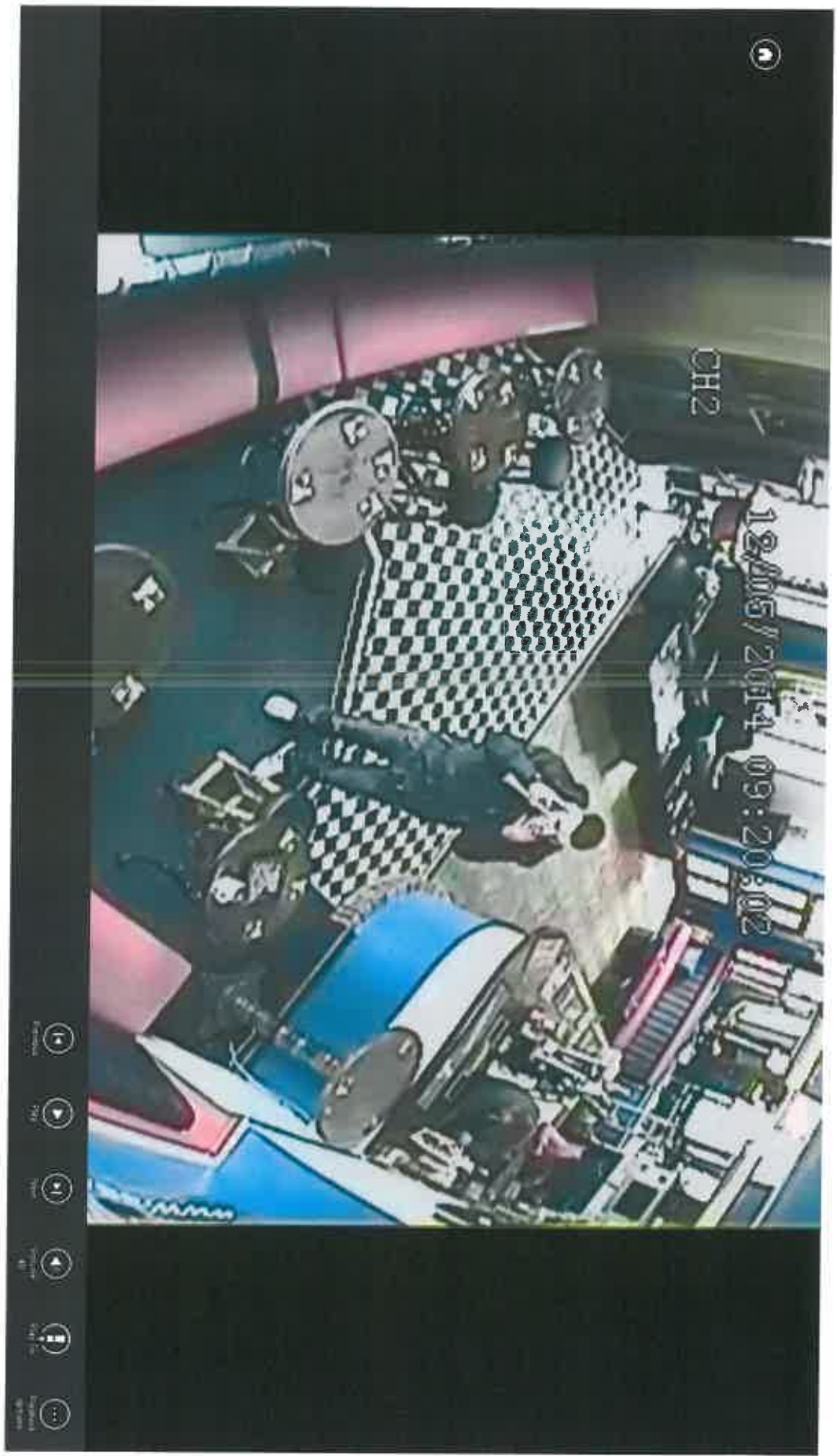
CUSTOMER FINDING UP ORIGINAL PINS WITH SECOND DRINK SERVICE



STAFF SMOKING IN BAR AREA



ONE MEMBER OF STAFF (BEHIND BAR) AND ONE UNKNOWN MALE SMOKING IN BAR AREA



TWU STAFF MEMBERS SMOKING IN BAR AREA



STAFF MEMBER SMOKING IN TOILET AREA



Female Staff member opening fire door to allow customer into premises



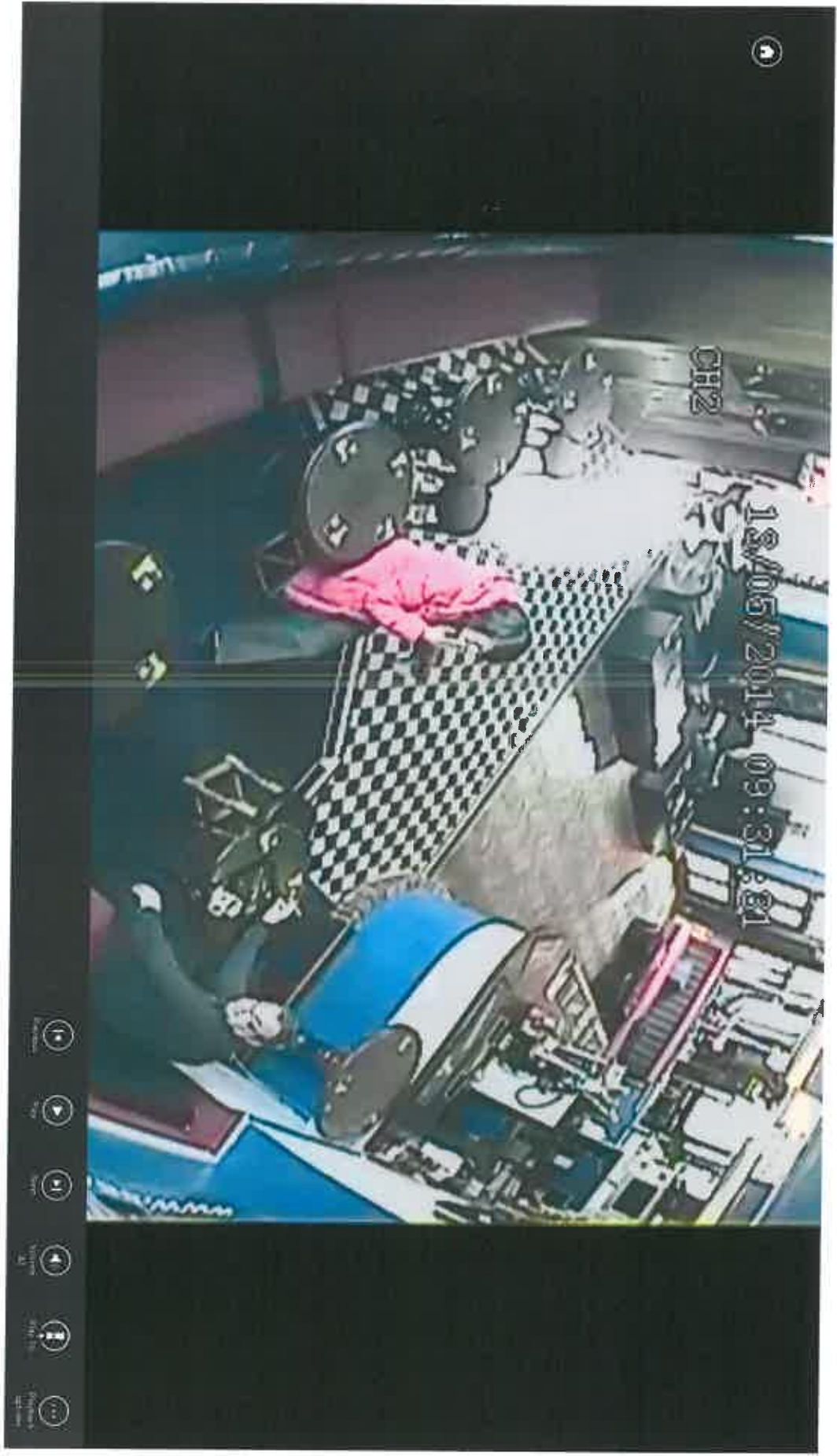
FEMALE STAFF MANAGER SEIZING ALCOHOL BEFORE PERMITTED HOURS



STAFF MEMBER SMOKING IN Break Room



Two STAFF members smoking in BAR Area.





STAFF MEMBER SMOKING IN BAR AREA

STAFF MEMBER OPENING FIRE ESCAPE DOORS ALLOWING TWO MALES INTO PREMISES



Awan Gerald Ocdein Savings Account Before Remitted Hours



JUAN GERARD OGDEN SERVING ALCOHOL 'BEFORE' 'REMSTED' HOURS



Alan Guerin Open Services Second Acoustic Drunk Before Permission Hours



ALAN GERARD OGDEN PUTTING MONEY IN THE FROM TWO ALCOHOL SALES



Two Staff Members Smoking in Bar Area



FEMALE STAFF MEMBERS CONSUMING ALCOHOL WHILE ON DUTY



Female Member of Staff Consuming Alcohol While on Duty



- Female Staff member serving Alcohol Refuse Permission Hours



MONEY GOING INTO TILL FROM ALCOHOL SALES



Female Staff Member Seizing Access Before Permitted Hours



Temple Staff Member Sevens Records Before Permitted Hours



MONEY going into till from fiscal sale



FEMALE STAFF MEMBER MAKING TWO SALES OF ALCOHOL TO MALE + FEMALE CUSTOMER BEFORE PERMISSION HOURS



MONEY GOING INTO TILL FROM TWO ALCOHOL SALES



FEMALE STAFF MEMBER MAKES EIGHT SALES OF ALCOHOL TO STAG PARTY BEFORE PERMITTED HOURS



MONEY GOING INTO TIRE FOR SALE OF ALCOHOL BEFORE PERMITTED HOURS



TELECALL STAFF MANAGER SERVING RECORD Referee PENNINGTON HEURS

