

Report to:

LICENSING PANEL

Relevant Officer:

Sarah Chadwick, Licensing Officer

Date of Meeting :

22 July 2020

APPLICATION FOR A PREMISES LICENCE – CO-OP, NORTH DRIVE, THORNTON-CLEVELEYS, FY5 3PG

1.0 Purpose of the report:

1.1 To consider an application for a new Premises Licence for Co-op, North Drive, Thornton-Cleveleys, FY5 3PG.

2.0 Recommendation(s):

2.1 The panel is requested to consider the application and determine whether the granting of this licence would adversely impact on the licensing objectives.

3.0 Reasons for recommendation(s):

3.1 A representation has been received therefore there must be a hearing to determine the application.

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 an application and representations have been received it must be considered by the Licensing Panel.

4.0 Background Information

4.1 On 9th March 2020, the Licensing Service received an application from Co-operative Group Food Limited to issue a Premises Licence for Co-op, North Drive, Thornton Cleveleys, FY5 3PG.

4.2 The application requests permission to sell alcohol for consumption off the premises 06.00 – 23.00 hours daily. A copy of the application is attached.

4.3 A representation has been received from Councillor Tony Williams, Anchorsholme ward Councillor. A copy of the representation is attached together with supporting information provided by Councillor Tony Williams in the form of a letter sent to him by the headteacher of Anchorsholme Primary School.
No objections were received from any of the Responsible Authorities

4.4 **Local policy considerations**
None

National policy considerations

9.37 – as a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas

9.38 - In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to:

Revised Guidance issued under section 182 of the Licensing Act 2003 I 75

- the steps that are appropriate to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- its own statement of licensing policy.

9.42 – licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case by case basis.

9.43 – the authority’s determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.44 – determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. Whilst this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the Premises Licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which

form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters.

4.5 Observations

None

4.6 Does the information submitted include any exempt information? No

4.7 List of Appendices:

- Appendix 4(a) – Application
- Appendix 4(b) – Coop Support Evidence – Age Matters
- Appendix 4(c) – Coop Supporting Evidence – New Colleague Starting Pack
- Appendix 4(d) – Coop Supporting Evidence – Site Plan
- Appendix 4(e) - Representation from Councillor Tony Williams
- Appendix 4(f) - Supporting information from Councillor Tony Williams (letter from Anchorsholme academy)

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