

Supplementary Evidence - SEV Transfer Application – Eden, 15-17 Queen Street, Blackpool

On the 8th April 2021 the Licensing Service received an application for the transfer of the Sexual Entertainment Venue (SEV) licence for 15-17 Queen Street, Blackpool. The application was made via the GOV.UK online application system, following receipt of the application the Licensing Service requested further information in relation the application on the 9th April 2021 (see attached email). The answers to questions 1 - 3 are of particular relevance when considering this application:

1. *If the premises are not open between 09:00 am and 16:00 state name and contact details of person responsible for keys to the premises?*

Name: David Moseley

Address: xxxxxxxxxxxx

Tel: xxxxxxxxxxxx

Email: xxxxxxxxxxxx

2. *Give the name, address and date of birth of the person who will be in day to day management control of the premises? As above.*

Name:

DOB:

Address:

Tel:

Email:

3. *Give the name, address and date of birth of any other person who will be engaged in managing the premises? As above.*

Name:

DOB:

Address:

Tel:

Email:

The last date for representations to be made against the application was on the 5th May 2021. On the 24th May 2021 the Licensing Service received a witness statement from Kuits Steinart Levy on behalf of David Moseley. Points 24 to 30 of that statement explain that Rafael Souski is to be the intended tenant for 15-17 Queen Street. Rafael Suski and Arkadiusz Marczak have been named as the people who would be in operational control of the premises and SEV licence should the transfer be granted. This is contrary to the email received by the Licensing Service on the 9th April 2021, which stated that David Moseley would be the sole person in management control of the premises.

This new information was provided after the last date for representations and in the Licensing Services view forms a crucial part of the process for considering the SEV transfer application. The Licensing Service has now had the opportunity to consider the suitability of these individuals and would like to bring the following information to the attention of the Sub-Committee.

The Licensing Service has now had the opportunity to consider the suitability of Rafael Suski & Arkadiusz Marczak. Mr Suski currently holds premises licences for 2 hotels in Blackpool, the New Osterley Hotel, 80-84 Adelaide Street & the Royal Windsor Hotel, 245-249 Promenade. Both licences

are held in limited company names of which Mr Suski is a named director, he has held the licences since the 24th May 2018 and 2nd September 2016 respectively. There have been no recorded compliance issues with either of these premises since the subsequent transfers to Mr Suski.

More recently Mr Suski & Mr Marczak obtained the licence for the recently opened Shadow Bar, Clifton Street in the name of limited company of which they are both named as directors on the 2nd September 2020, as detailed in the statement of David Moseley. There is also another hotel/bar that we believe that both men have an invested interest in, South Beach Kings Promenade Hotel, 465-467 South Promenade, the bar on the ground floor of this premises is liveried Shadow Bar South Beach. The premises licence for the hotel was transferred into the name of Tomasz Sankiewicz on the 25th September 2020 and Mr Sankiewicz is currently the Designated Premises Supervisor (DPS) for the premises. The Licensing Service know through recent compliance visits that Arkadiusz Marczak is in managerial control of South Beach Kings Promenade Hotel.

Since step 2 of the governments 'Road Map out of Lockdown', which commenced on the 12th April 2021, the Public Protection team has been engaging in compliance operations throughout Blackpool. During these operations officers have had cause to visit both Shadow Bar & Shadow Bar South Beach on numerous occasions in relations to compliance issues with Covid 19 regulations & guidance. I have attached a summary of those visits for your review.

It is the Licensing Service view that the nature and number of visits made to these premises in relation to non-compliance raise concerns about Rafael Suski & Arkadiusz Marczak suitability to be in operational control of the SEV licence for 15-17 Queen Street. Advice and instruction on compliance has been offered by officers on a number of occasions and of the past 2 months and yet visits are still being made in relation to the same issues on the 12th June 2021.

Although no formal action has been taken with regard to non-compliance the Licensing Service would conclude that Rafael Suski & Arkadiusz Marczak took operational control of both licensed premises in September 2020 and since the re-opening of both venues on the 12th April & 17th May respectively and have been visited by officers for non-compliance with Covid 19 regulations & guidance on a number of occasions. This gives rise to serious concerns about their suitability to be in operational control of the aforementioned SEV licence.