

Report to:	LICENSING PANEL
Relevant Officer:	Judith Brooks-Brennan, Licensing Officer
Date of Meeting:	Monday 24 January 2022

APPLICATION FOR A PREMISES LICENCE – 253 Fleetwood Road

1.0 Purpose of the report:

1.1 To consider an application for a new Premises Licence for 253 Fleetwood Road, Blackpool, FY5 1NJ.

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 Representations have been received therefore there must be a hearing to determine the application.

3.2 Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.3 Is the recommendation in accordance with the Council's approved budget? Yes

4.0 Other alternative options to be considered:

4.1 None, once an application is submitted and representations received it must be considered by the Licensing Panel.

5.0 Council priority:

5.1 The relevant Council priority is

- "The economy: Maximising growth and opportunity across Blackpool"

6.0 Background information

6.1 On 2 December 2021 the Licensing Service received an application from Mr Salvatore Fodera for a new Premises Licence at 253 Fleetwood Road, Blackpool, FY5 1NJ. The property is a residential address.

- 6.2 The application is for an online delicatessen delivery service that will be selling Italian food and drinks. The application requests permission to sell alcohol for consumption off the premises 10.00 – 22.00 Monday to Sunday. A copy of the application is attached at Appendix 4a.
- 6.3 Mr Fodera previously applied for a Premises Licence for this property in August 2021 but the application was refused at hearing on 11 October 2021 when on that occasion the Panel determined that insufficient information had been presented by the applicant to assess the impact on the residents and the licensing objectives. A copy of the decision notice from that hearing is attached at Appendix 4b.
- 6.4 Representations have been received from ward Councillors Julie Sloman and Maxine Callow. Copies of the representations are attached at Appendices 4c and 4d.
- 6.5 No representations were received from any of the Responsible Authorities. The applicant agreed a number of additional conditions with the Police as part of the application process. A copy of the mediation agreement between the applicant and Lancashire Constabulary is attached at Appendix 4e.

6.6 Local policy considerations:

4.1.7 If relevant representations are made the Council will only grant the hours of use proposed where the operating schedule and any risk assessments adequately demonstrate that:

- The applicant has properly considered what is appropriate for the local area when considering what hours and activities to apply for
- The potential effect on the licensing objectives is not significant
- The operating schedule demonstrates that the applicant is taking appropriate steps to minimise any adverse impact on local residents and businesses

4.13 Alcohol deliveries:

4.13.1 Applicants seeking a licence that would enable them to provide alcohol as part of an alcohol delivery service should include in their operating schedule the procedures they intend to operate to ensure that:

- The person they are selling alcohol to is over 18
- That alcohol is only delivered to a person over 18
- That a clear document trail of the order process from order to delivery is maintained (with times and signatures) and available for inspection by an authorised officer
- The time that alcohol is sold on the website/over the phone and the time the alcohol is delivered is within the hours stated on the licence for the sale of alcohol.

6.7 National policy considerations:

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

6.8 Does the information submitted include any exempt information? No

7.0 List of Appendices:

7.1 Appendix 4a - Application for a new Premises Licence
Appendix 4b - Decision notice from Licensing Panel hearing October 2021
Appendix 4c - Objection from Councillor Julie Sloman
Appendix 4d - Objection from Councillor Maxine Callow
Appendix 4e - Police mediation agreement

8.0 Financial considerations:

8.1 None.

9.0 Legal considerations:

9.1 Please see local and national policy in the background information.

10.0 Risk management considerations:

10.1 None.

11.0 Equalities considerations:

11.1 None.

12.0 Sustainability, climate change and environmental considerations:

12.1 None.

13.0 Internal/external consultation undertaken:

13.1 None.

14.0 Background papers:

14.1 None.