

Report to:	LICENSING PANEL
Relevant Officer:	Lisa Ashton, Licensing Officer
Date of Meeting:	13 September 2022

APPLICATION FOR A PREMISES LICENCE – The Coastal Bay Hotel, 377-379 Promenade, Blackpool, FY1 6BH

1.0 Purpose of the report:

1.1 To consider an application for a new Premises Licence for The Coastal Bay Hotel, 377-379 Promenade, FY1 6BH.

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 21 June 2022 the Licensing Service received an application from Coastal Bay Hotel Limited for a new Premises Licence for the Coastal Bay Hotel, 377-379 Promenade, Blackpool, FY1 6BH. Companies House lists Mr Alan Diamond as a director of the applicant company.
- 6.2 The premises previously traded as the Cornhill Hotel for which the Premises Licence was held by OMG Leisure Ltd, another company under the control of Mr Diamond. On 28 January 2019 a Panel of the Licensing Committee took the decision to revoke the licence following a review brought by Health and Safety in their role as a Responsible Authority.
- 6.3 The application requests permission to sell alcohol for consumption on the premises 10.00 – 05.00 Monday to Sunday. The applicant has also applied to have provision of films, recorded music and live music indoors Monday to Friday 19.00 to 00.00, Saturday and Sunday 10.00 to 00.00 with an extra hour for Live Music and Provision of films on Christmas Eve and New Year's Eve. The application also requests permission for Late Night Refreshment Monday to Sunday 23.00 to 05.00 with an extra hour on Christmas Eve and New Year's Eve. A copy of the application is attached at Appendix 4a.
- 6.4 A representation has been received from Lee Petrak on behalf of the Licensing Authority. A copy of the representation is attached at Appendix 4b with additional information attached at Appendix 4c.
- 6.5 Local policy considerations:
- 6.2.3 - The licensing authority will view particularly seriously applications for the review of any premises licence where... serious risks to public safety have been identified and the management is unable or unwilling to correct those.
- 6.6 National policy considerations:
- 2.11 - Where there is a requirement in other legislation for premises open to the public or for employers to possess certificates attesting to the safety or satisfactory nature of certain equipment or fixtures on the premises, it would be inappropriate for a licensing condition to require possession of such a certificate. However, it would be permissible to require as a condition of a licence or certificate, if appropriate, checks on this equipment to be conducted at specified intervals and for evidence of these checks to be retained by the premises licence holder or club provided this does not duplicate or gold-plate a requirement in other legislation. Similarly, it would be permissible for licensing authorities, if they receive relevant representations from responsible authorities

or any other persons, to attach conditions which require equipment of particular standards to be maintained on the premises. Responsible authorities – such as health and safety authorities – should therefore make their expectations clear in this respect to enable prospective licence holders or clubs to prepare effective operating schedules and club operating schedules.

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.

6.7 Does the information submitted include any exempt information? No

7.0 List of Appendices:

7.1 Appendix 4(a) Application form for a new Premises Licence.
Appendix 4(b) Objection from Lee Petrak – Licensing Authority.
Appendix 4(c) Additional information from Lee Petrak comprising:
Document 1 – Licensing Panel decision notice 29 January 2019
Document 2 - Printout of Fire Service Prohibition dated 6 August 2018 referred to in original representation
Document 3 - Trivago website reviews of Coastal Bay Hotel printed 10 Aug 2022
Document 4 - Email from Health and Safety Officer dated 27 July 2022
Document 5 - Email from Fire Service dated 8 August 2022.

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.