

Report to:

Licensing Panel

Relevant Officer:

Lisa Ashton, Licensing Officer

Date of Meeting :

1 November 2022

TEMPORARY EVENT NOTICE – Sagga News, 30 Deansgate

1.0 Purpose of the report:

1.1 To consider a Temporary Event Notice (TEN) for Sagga News, 30 Deansgate, Blackpool, FY1 1BN.

2.0 Recommendation(s):

2.1 To consider the objection and determine whether to allow the event to go ahead, add conditions to the TEN or issue a Counter Notice.

3.0 Reasons for recommendation(s):

3.1 An objection has been received therefore there must be a hearing to consider whether to allow the event to go ahead, add conditions to the TEN or issue a Counter Notice.

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 a TEN is submitted and an objection 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 20 October 2022 the Licensing Service was served with a Temporary Event Notice by Mr Mark Marshall on behalf of Mr Sivasankar Murugaiyan for Sagga News, 30 Deansgate, Blackpool, FY1 5BN. The notice relates to the sale by retail of alcohol “off the premises” for 4 to 10 November 2022 - 09.00 to 21.00 hours daily. A copy of the application is attached at Appendix 4(a) along with supporting information from the Applicant’s agent at Appendix 4(b).

6.2 Lancashire Constabulary has objected to the event taking place on the grounds that it will undermine all four of the licensing objectives and that the premises falls within the Off Licence Cumulative Impact Assessment Area. The purpose of this Policy is to create a rebuttable presumption that any applications such as the above will be refused a licence. The Police recently objected to a Premises Licence application in relation to the same address which was subsequently withdrawn.

A copy of the Police objection is attached at Appendix 4(c).

6.3 National policy considerations:

Section 7 – Temporary Event Notices is relevant:

The system of permitted temporary activities is intended to be a light touch process where notice is given by the premises user that they intend to carry out specified activities. The Police and Environmental Health Team have three working days to object to the notice on the basis of any of the four licensing objectives.

6.4 Local policy considerations:

4.10.6 Where representations are received the Council will consider the circumstances of each individual application and decide whether it would be justified in departing from its policy and Cumulative Impact Policy in the light of the individual circumstances of the case.

6.5 At the hearing the Panel can either let the event go ahead, serve a Counter Notice to prevent the event going ahead or, after considering the objection, may decide that it is appropriate for the promotion of the licensing objectives to impose one or more conditions onto the TEN.

6.6 In September 2022 the applicant applied for a Premises Licence at the same address but consequently withdrew his application following objections from the police. The previous objection is outlined in the objection from Lancashire Constabulary at Appendix 4c.

7.0 List of Appendices:

- 7.1 Appendix 4(a) - Application for a TEN – Sagga News
- Appendix 4 (b)- Supporting Information from the Applicant’s Agent
- Appendix 4(c) - Police objection to TEN – Sagga News

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.