

Report to:	Licensing Panel
Relevant Officer:	Lisa Ashton, Licensing Officer
Date of Meeting :	24 February 2023

TEMPORARY EVENT NOTICE – Kanee Convenience Store, 58 Dickson Road, Blackpool, FY1 2AJ

1.0 Purpose of the report:

- 1.1 To consider a Temporary Event Notice (TEN) for Kanee Convenience Store, 58 Dickson Road, Blackpool, FY1 2AJ.

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 16 February 2023 the Licensing Service was served with a Temporary Event Notice by Mr Mark Marshall on behalf of Mr Selvarajah Perashath for Kanee Convenience Store, 58 Dickson Road, Blackpool, FY1 2AJ. The notice relates to the sale by retail of alcohol “off the premises” for 3rd to 9th March 2023 - 23.00 to 00.00 hours daily, therefore requesting one extra hours trading every day. A copy of the application is attached at Appendix 4(a).
- 6.2 Lancashire Constabulary has objected to the event taking place on the grounds that it will undermine the licensing objective, relating to crime and disorder. The premises sits within one of the highest areas of crime and disorder and Anti-Social Behaviour within Blackpool. Street drinking in the area is also a massive issue, with a Public Space Protection Order, numerous Community Protection Warnings and arrests all failing to deter those who regularly drink and cause Anti-Social Behaviour on the surrounding streets.

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

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:

4.1.5 For an applicant to assess what steps are appropriate for the promotion of the licensing objectives, they must first understand the area in which they intend to operate. By way of example the controls required in an area suffering from a high level of deprivation, alcohol dependency and street drinking may be completely different to those required in other areas. Applicants are expected to make their own enquiries and demonstrate how they have considered the following in the operating schedule:

- The layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children and young persons may congregate;
- Any risk posed to the local area by the proposed licensable activities; and
- Any local initiatives (for example local crime reduction initiatives or voluntary

schemes which may help mitigate potential risks

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 October 2022 the applicant applied for a Variation to the Premise Licence at the same address. The application proposed amended hours of 08.00 – 00.00 daily, which would if, granted amount to an additional nine and a half hours a week for potential alcohol sales , following objections from the police, a hearing was held in December 2022 and the decision was made to refuse the application.

7.0 List of Appendices:

7.1 Appendix 4(a) - Application for a TEN – Kanee Convenience Store
Appendix 4(b) - Police objection to TEN – Kanee Convenience Store

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.