

Appendix 4b

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15 August 2023

Prepared on behalf of;

Mr Subaramaniam Gopinath Premises Licence Holder for Wine Lodge, 3 Whitegate Drive, Blackpool, FY3 9AE, Lic Number PL1119

Representation Against New Premises Licence

Applicant Details- Mr Mohammed Shafiq Anwar

Premises – 8 Newton Drive, Blackpool, Lancashire, FY3 8BS

Activities – Sale of Alcohol by Retail

I am concerned about the impact of the Prevention of Crime and Disorder and the Prevention of Public Nuisance Objective being undermined. The primary basis of the concern comes from the location of the premises, and the issues already occurring in the area. and the added stress that new premises will have on the cumulative impact already being experienced.

I have operated on the premises (3 Whitegate Drive) for 20 years as well as residing in the accommodation above the shop and in that time, I have come to understand the community I serve and have witnessed many problems associated with the sale of alcohol. I consider myself to be a competent and responsible operator with experienced well-trained staff. Notwithstanding this we as operators still experience problems with people in the area.

The extracts below are lifted from the incident book I keep; the original handwritten accounts are appended to this representation.

11/03/2021

Drunk people continuously roam around outside my shop and today they were much louder than usual. They began to make a ruckus outside my shop causing so much noise. This caused the neighbours to be disturbed and their children became panicked and felt unsafe.

13/07/2021

I experienced a physical and violent attack from a drunken person. He came into my shop asking for more alcohol. I politely told him I would not serve him due to the licensing laws. He responded in a violent manner and began attacking me, he tried to hit me many times and then broke a few wine bottles. I asked my neighbour for help with the incident and to remove the violent person from my shop.

14/10/2021

Today a young man came into my shop and approached me for help as he said to call the

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police whilst he began to close and lock the shop door. Another two men stood outside of my shop demanding me to open the door to allow them in. They wanted to both attack the first man who came into my shop, and I was worried a violent fight could happen. I took the first man out of the shop through the back doors as he was pleading with me to somehow save him.

Signed G. Wesley- DPS of the premises.

05/06/2022

I witnessed criminal behaviour in my shop today when a young man ran into my shop suddenly and stood by the door in the hope of preventing two other men from getting in. As these two men could not get in, they broke the glass of my door and then left.

Signed G. Wesley- DPS of the premises.

17/10/2022

Theft has occurred numerous times in my shop. This one incident involved a group of children who tried to steal alcohol and other items from my shop. I managed to stop them and asked them to calm down and leave my shop. Instead, they went outside and brought in a huge rock and attempted to throw it at me, but I dodged and was incredibly lucky to escape this as the consequences could have been terrible.

Signed G. Wesley- DPS of the premises.

14/03/2023

I have experienced racism in my shop countless times, and I am unable to defend myself against violent and inhumane people. I was addressed with a racial slur of "paki" (a derogatory term for Pakistani) by a racist man and he continued to say this repeatedly. His harsh and rude treatment of me is something I was shocked by and I wish this could be solved.

Signed G. Wesley- DPS of the premises.

Location of the Applicant's Premises and Assessment of the Area

8 Newton Drive is just less than 100 meters from my shop and less than 25 meters from the boundary line of the cumulative impact area.

Whilst the applicant's premises sit just outside the cumulative impact area (subject to the rebuttable presumption to refuse a licence) its proximity is so close that the grant of a licence is likely to have a marked effect.

Many Authorities in the Lancashire area do not have cumulative impact policies but still acknowledge that it is a relevant issue but are clear to point out that it is incumbent on any person making a representation based on cumulative impact that they must provide examples or evidence to justify those concerns. This principle is also established in Section 182 Guidance.

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Extract taken from Wyre Borough Council Statement of Licensing Policy

In the absence of a Cumulative Impact Policy for Wyre, the licensing authority may still consider representations where a body or person believes that an application (new or varied) will have a negative impact on one or more of the licensing objectives. If cumulative impact is being highlighted as the reason for an objection, the responsible authority or other person should state why the application will impact on the area of concern, what the implications will be and whenever possible produce examples or evidence. It may be that the type of premises or offering will attract more people into an already busy and problematic area, therefore impacting on the licensing objectives that address disorder and/or nuisance. This can apply to those premises who sell alcohol on or off the premises equally to those that do not (takeaways)

Extract from South Ribble Borough Council Statement of Licensing Policy

17.2 The 'cumulative impact' of the granting of an additional licence, within a particular area, on the promotion of the licensing objectives is, however, a proper matter for the licensing authority to consider under this policy and it may adopt a Special Saturation Policy. Where the licensing authority receives representations from a responsible authority or an interested party that the cumulative effect of new licences is leading to an area becoming saturated with premises, making it a focal point for large groups to gather in and circulate away from the licensed premises themselves, and that this is creating problems of disorder and/or nuisance over and above the impact of the individual premises, the licensing authority can properly consider whether or not the granting of an additional licence might lead to one or more of the Licensing Objectives being undermined.

Extract from Blackpool Councils Statement of Licensing Policy

4.11 Representations based on Cumulative Impact outside the Cumulative Impact Areas

4.11.1 In cases where responsible authorities or other persons seek to establish that an application should be refused because it would result or further contribute to cumulative impact in an area not designated as a cumulative impact area, they should:

- Identify the boundaries of the area where the alleged problems are arising*
- Identify the licensing objective(s) which are being undermined*
- Identify the type of licensing activity alleged to be causing the problem*
- Provide evidence to show that the undermining of the licensing objective is being caused by the patrons of those premises in the area carrying out that activity.*

The Blackpool policy is the most helpful in providing a checklist for those making representations to cover.

The analysis below demonstrates the location and number of premises in the immediate vicinity and the examples provided in this representation demonstrate that issues prevail

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relating to the sale and supply of alcohol despite the competence and diligence of existing operators.

The applicant's premises are located close to other Off Licensed premises which are listed below

1. 3 Whitegate Drive- **PL1119**- hours of operation 06.00hrs-00.00hrs (within cumulative impact area)
2. 27 Whitegate Drive – **PL0110**- hours of operation 08.00 hrs -23.00hrs (within cumulative impact area)
3. 64 Whitegate Drive- **PL1822**-hours of operation 07.00hrs -23.00hrs (within cumulative impact area)
4. 96-98 Whitegate Drive **PL1346** Tesco Express-hours of operation 07.00hrs-23.00hrs (within cumulative impact area)
5. 99-101 Whitegate Drive **PL118** - hours of operation 07.00hrs-00.00hrs (within cumulative impact area)

In the immediate locality, there are further licensed premises that sell alcohol and hot food.

6. Bell Vue **PL1147**- opening hours 07.00hrs-00.30- alcohol sales terminate at 00.00hrs
7. Dominos Pizza **WA0134**- hot food sales terminate at 00.00hrs
8. Food Place **PL0068**- alcohol sales terminate at 00.00hrs
9. Guards Club **PL1203**- alcohol sales terminate at 00.00hrs
10. Michael's Restaurant **PL1968** – alcohol sales terminate at 00.00hrs
11. Ronnier Bars **PL2224**-alcohol sales terminate at 23.00 in the week but at the weekend it is 00.00hrs
12. Scotto Pizzeria **PL2170** – alcohol sales terminate at 00.00hrs
13. Monkey Grill Takeaway **WA0088**-hot food sales terminate at 01.00hrs in the week and 02.30hrs at the weekend
14. Turkish Kebab House **WA0328**- hot food sales terminate at 00.00hrs during the week and 00.30hrs at the weekend.

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The map on the following page identifies the approximate location of existing Off Licensed Premises on Whitegate Drive, it has been constructed using google earth satellite images to roughly identify the location, no mapping software has been used so the exact location will not be precise.

The premises have been listed 1-10 and are identified as follows.

1. 3 Whitegate Drive- **PL1119**- hours of operation 06.00hrs-00.00hrs (within cumulative impact area)
2. 27 Whitegate Drive – **PL0110**- hours of operation 08.00 hrs -23.00hrs (within cumulative impact area)
3. 64 Whitegate Drive- **PL1822**-hours of operation 07.00hrs -23.00hrs (within cumulative impact area)
4. 96-98 Whitegate Drive **PL1346** Tesco Express-hours of operation 07.00hrs-23.00hrs (within cumulative impact area)
5. 99-101 Whitegate Drive **PL118** - hours of operation 07.00hrs-00.00hrs (within cumulative impact area)
6. 206 Whitegate Drive **PL1922**-hours of operation 07.00hrs-23.00 midnight during Easter and Christmas
7. 305-321 Whitegate Drive **PL1198** B&M Bargains -hours of operation 08.00hrs-23.00hrs
8. 285b Whitegate Drive **PL0106**-hours of operation 08.00hrs-23.00hrs
9. 289 Whitegate Drive **PL2117**-hours of operation 07.00hrs-23.00hrs
10. Tesco Service Station **PL1073**- 24 hours.

M Squared Services Ltd.

66 Tithebarn Street
Poulton-le-Fylde
FY6 7BY


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mobile: 07796 994788
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8 Newton Drive



Key = 000.00hrs terminal hour 
23.00hrs terminal hour 

Prepared by

Mark Marshall FCILEX
Director

A handwritten signature in black ink, appearing to read "Mark Marshall".

15th August 2023

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