

<b>Report to:</b>	<b>LICENSING PANEL</b>
<b>Relevant Officer:</b>	Lisa Ribchester, Licensing Officer
<b>Date of Meeting:</b>	22 April 2024

## APPLICATION FOR A PREMISES LICENCE – Downtown Grill

### 1.0 Purpose of the report:

1.1 To consider an application for a New Premises Licence for Downtown Grill, 111 Elizabeth Street, Blackpool, FY1 3LZ.

### 2.0 Recommendation(s):

2.1 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 29 February 2024 the Licensing Service received an application from Walis Food Carner Ltd for a new Premises Licence at Downtown Grill, 111 Elizabeth Street, Blackpool, FY1 3LZ. The property has never held a Premises Licence.

6.2 The application requests The Provision of Late Night Refreshment Sunday to Thursday 23:00 – 00:00 and Friday and Saturday 23.00 – 01.00 with opening hours from Sunday to Thursday 16.00 - 00.00 and Friday and Saturday 16.00 – 01.00. The applicant has volunteered a number of conditions on the application form which will be attached to the Premises Licence if granted, a copy of the application is attached at Appendix 4(a).

6.3 A representation has been received from Mr Thomas Potts and Lancashire Constabulary have agreed conditions following mediation on the application. Copies of the representation and mediation are attached at Appendices 4(b) and 4(c).

6.4 Local policy considerations:

3.2.3 Where relevant representations are made, the following factors will normally be taken into account:

- The style of operations, the number of customers and profile of customers expected to attend the premises
- The location of the premises and its proximity to noise sensitive properties
- The proposed hours of operation
- The transport arrangements for customers attending or leaving the premises and any possible impact on local residents or businesses
- The proposed methods for the dispersal of customers
- The scope for mitigating any impact
- The extent to which the applicant has offered conditions to mitigate the impact
- How often the activity occurs

4.4.2 The Council wishes to develop a diverse night-time economy but acknowledges that any licensable activity has the potential to impact adversely on the surrounding area either by disturbance caused by crime and disorder or by nuisance caused by customers being noisy when leaving/using on-street car parking. The impact of these activities can be greater at night when ambient noise levels are much lower.

6.5 National policy considerations:

2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable.

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.

6.6 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 Thomas Potts  
Appendix 4(c) Mediation from Lancashire Constabulary

**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.