



## DECISION NOTICE

|                       |   |
|-----------------------|---|
| Date                  | Wednesday, 16 September 2020 – 10am   |
| Applicant             | Jimbrew Limited   |
| Reason for Hearing    | <p>The Licensing Authority has received an application for the grant of a premises licence for Jimbrew Limited, Lytham.</p> <p>There have been representations from the Planning Department, as a relevant authority, and “other persons” as defined by the Act and as such a hearing must be held to determine the application.</p>  |
| Parties in Attendance | <p><b>Panel:</b><br/>Councillor Shirley Green - Convenor,<br/>Councillor Gavin Harrison,<br/>Councillor Paul Hodgson</p> <p><b>Applicant:</b><br/>Samantha Faud – Napthens Solicitors on behalf of the applicant<br/>James and Jennifer Cuffe - Applicants</p> <p><b>Representatives:</b><br/>Andrew Stell – Planning Department</p> <p>Dr Smith, Mr Wood and Mrs Kelly were present and addressed the panel.</p> |

The Licensing Authority has received an application for the grant of a premises licence from Jimbrew Limited, for 13b Queen Street, Lytham.

The application had been referred to the panel because representation had been received from the Planning Department which is a responsible authority as defined by the Act. Mr Andrew Stell, Development Manager, addressed the panel on behalf of the Planning Department. Three written representations had been received from “other persons” as defined by the Act objecting to the application and all three objectors addressed the panel.

The applicant company was represented by Samantha Faud from Napthans Solicitors. Mr Cuffe who is a director of the company was also in attendance together with his wife Jennifer Cuffe.

We thank all the representatives for their time and representations.

In considering the application, the panel had to consider whether granting the licence as requested would promote the four licensing objectives which are:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and

- The protection of children from harm.

This was the subject of the hearing this afternoon.

The panel acknowledged and took into consideration the submissions of the objectors together with the verbal evidence offered by the applicant and the information contained the agenda papers. The Panel also had regard to the Council's Statement of Licensing Policy and the Guidance issued under section 182 of the Licensing Act 2003.

Prior to the hearing the applicant's representative had circulated some documentation that consisted of a letter from the applicant providing an overview of their ambitions for the premises and a letter volunteering a reduction in the hours applied for.

The concerns of the local residents who had made representations mainly involved the potential for an increase in noise and anti-social behaviour within the vicinity of the premises, parking concerns and access from delivery vehicles, the impact on nearby residents, and the suitability of the premises for the requested activities. As such, the prevention of public nuisance and the prevention of crime and disorder licensing objectives were engaged.

Although the panel understood the concerns, they felt that there was little or no evidence to substantiate any of the objections at this stage.

With regards to the suitability of the premises being used as a micro-brewery this was an issue that would be considered by the planning authority when an application for a change of use for the premises was submitted. It is the responsibility of the Licensing Panel to consider issues occurring from the supply of alcohol.

Having regard to the submissions, the panel found that there was no evidence to substantiate the concerns that the granting of the premises licence for the reduced hours would exacerbate any existing issues experienced by local residents.

Having regard to the written objectors and the evidence we heard from the applicant, the panel found that there was no evidence that the granting of the premises licence would fail to promote the licensing objectives.

The panel's decision is as follows:

To grant the application for a premises licence for Jimbrew Limited, 13b Queen Street, Lytham subject to the amended times, as provided by the applicant, as set out below:-

#### Sale of Alcohol

|                       |               |
|-----------------------|---------------|
| Monday to Wednesday:  | 09:00 – 17:00 |
| Thursday to Saturday: | 09:00 – 21:00 |
| Sunday:               | 09:00 – 18:00 |

#### Permitted Opening

|                       |               |
|-----------------------|---------------|
| Monday to Wednesday:  | 09:00 – 17:30 |
| Thursday to Saturday: | 09:00 – 21:30 |
| Sunday:               | 09:00 – 18:30 |

That is our decision and we thank you for your assistance.