



DECISION NOTICE

Date	17 July 2019
Applicant	Spirit Pub Company (Services) Limited
Reason for Hearing	The Licensing Authority has received an application from Spirit Pub Company (Services) Ltd for the variation of a premises licence for the Lord Derby. There have been representations from “other persons” as defined by the Act and as such a hearing must be held to determine the application.
Parties in Attendance	Panel: Councillor Angela Jacques - Convenor, Councillor Brenda Blackshaw Councillor Matthew Lee Applicant: Sophie Burgess, Business Development Manager for Greene King Emma Wilder, Licensee of the Lord Derby

The Licensing Authority has received an application from Spirit Pub Company (Services) Ltd for the variation of a premises licence for the Lord Derby, St Annes Road West, Lytham St Annes. The variation applied for allows for the external area to be included within the licensed area, incorporating an external bar and bottle bar.

Two representation about the application had been received, from the Police, who are a responsible authority, and from Philip Maynard who lives within the vicinity of the application premises and who is Chairman of Braxfield (St Annes) Management Company Limited. The panel noted that following mediation with the Police the applicant has agreed a number of conditions as detailed below to be attached to the licence.

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 morning.

We took into account the information put before us, the Council’s Statement of Licensing Policy and the Guidance issued under section 182 of the Licensing Act 2003. We heard from Ms Burgess, the area manager for the applicant, and Ms Wilder, the manager of the premises. We thank them for their contribution.

The issues raised in the objection by Mr Maynard concerned the possibility of increase in noise nuisance, the consumption of alcohol on the streets and the consumption of alcohol in close proximity of the children's play area which is located in the external area of the premises. As such, the prevention of public nuisance and the prevention of children from harm licensing objectives were both engaged.

Having regard to the submissions that we heard, the panel found that there was no evidence that the granting of the application, subject to the proposed additional conditions agreed with police, would exacerbate any issues raised by the representation or would fail to promote the licensing objectives. In fact, the extension to the licensed area would bring the external area under licensing control, which is not the position at present.

The panel's decision is as follows:

To grant the application for a variation to the premises license for Lord Derby to include the external area subject the agreed conditions as set out in the agenda papers that had been agreed between the applicant and police.

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