



Agenda

Licensing Hearing

Date:	Monday, 10 June 2024 at 11:00 am
Venue:	Remote Hearing via Zoom
Committee members:	Councillor Sandra Pitman (Convenor) Councillor Martin Evans Councillor Noreen Griffiths Councillor Mark Bamforth (Reserve)

Please Note: This meeting is being held remotely via Zoom. To access the meeting please click on the link below.

Join Zoom Meeting - <https://us02web.zoom.us/j/87586063617?pwd=WDRxVnh0a3hqamhhOXBmZW10aIE2dz09>

Meeting ID: 875 8606 3617

Passcode: 168988

	PROCEDURAL ITEMS:	PAGE
1	Declarations of Interest: Declarations of interest, and the responsibility for declaring the same, are matters for elected members. Members are able to obtain advice, in writing, in advance of meetings. This should only be sought via the Council's Monitoring Officer. However, it should be noted that no advice on interests sought less than one working day prior to any meeting will be provided.	1
2	Procedure for the Conduct of Hearings	3 - 5
3	Application for the Grant of a Premises Licence - Lounge, 61/63 Clifton St, Lytham	6 - 27

Contact: Sharon Wadsworth - Telephone: (01253) 658546 – Email: democracy@fylde.gov.uk

The code of conduct for members can be found in the council's constitution at
<http://fylde.cmis.uk.com/fylde/DocumentsandInformation/PublicDocumentsandInformation.aspx>

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LICENSING ACT 2003

THE LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

PROCEDURE FOR THE CONDUCT OF REMOTE HEARINGS

1. *Preliminary*

- 1.1. Under the regulations, the Licensing Authority is required to determine the procedure that it proposes to follow at any hearing under the Act. This includes permitting hearings to be conducted online.
- 1.2. Fylde's licensing panels will follow the procedure set out in this document for online hearings, subject to any changes that the panel makes for a particular hearing.
- 1.3. Participants will access the hearing via the Zoom platform (www.zoom.us).
- 1.4. Members of the public will either access the hearing via Zoom or be invited to watch the YouTube livestream, dependent on the level of interest in a particular application.
- 1.5. Any reference in this procedure to a hearing, or to participating in or attending a hearing, is a reference to a hearing held as set out on 1.2.
- 1.6. Please refer to the regulations for other rules about procedure

2. *Interpretation*

In this procedure, the following words or phrases have the following meanings:

applicant	an applicant for a licence or any person who has a licence which may be reviewed or revoked as a result of the hearing
act	The Licensing Act 2003
licence	Includes any consent or permission under the act
normal procedure	The procedure set out in the Fylde Council document "Procedure for the Conduct of Hearings"
panel	A sub-committee established by Fylde Borough Council under section 10 of the act
participant	A panel member, party, person representing a party, witness or council officer involved in the hearing
regulations	The Licensing Act 2003 (Hearings) Regulations 2003, and any reference to a numbered regulation is to the regulation so numbered in that statutory instrument
witness	A person given permission to appear at the hearing under regulation 8(2)

3. *Before the hearing*

- 3.1. At least ten days before the hearing, the panel will meet to consider:
- 3.1.1. If the circumstances set out in regulation 9(1) apply, whether to dispense with holding a hearing;
 - 3.1.2. What, if any, particular points it considers it will want clarification on at the hearing from a party under regulation 7(1)(d), and
 - 3.1.3. What time limit to set under regulation 24.
- 3.2. If it is not practicable for the panel to meet to consider these matters, the convenor may ascertain the views of panel members separately and give effect to the majority view as if it had been reached in a meeting of the panel.

4. *Opening the hearing*

- 4.1. The legal officer will identify all participants.
- 4.2. The legal officer will then explain to the parties the procedure to be followed at the hearing, specifically drawing attention to any departures from the procedures set out in this document and the reasons for them. The legal officer will also inform the parties that the proceedings will be recorded.
- 4.3. The panel will then consider any request by a party under regulation 8(2) for another person to appear at the hearing. The convenor will give any party who has made such a request (or their representative) which the panel proposes to deny an opportunity to address the panel about their request. The panel will then re-consider the request.
- 4.4. The convenor may invite any officer to carry out any functions under this paragraph.

5. *Zoom protocols*

- 5.1. The legal officer or any other officer nominated by the convenor will act as the host for the Zoom meeting, under the overall direction of the convenor.
- 5.2. Video and audio settings would be monitored and where necessary mandated by the host as set out below, unless otherwise directed by the convenor:

	Video setting	Audio setting	Remarks
Panel member	On	Muted unless speaking	Avoids audio distractions, and (when on speaker view) avoids participant being placed "Centre stage" simply because a door had banged in their house or they have put a coffee cup down indelicately.
Officer	On	Muted unless speaking	Ditto
Representative or party representing themselves	On	Muted unless speaking	Parties can only have one representative for the purposes of this protocol
Party (unless representing themselves)	Off unless speaking	Muted unless speaking	
Witness	Off unless speaking	Muted unless speaking	
Member of the public other than a participant	Off	Muted	Or invited to view the livestream on the Council's YouTube channel

- 5.3. The host will hide participants whose video is off. This ensures that the only participants on screen are panel members, officers, representatives or parties representing themselves and any witness who is addressing the panel at that particular time.

6. *Listening to the parties*

- 6.1. Each of the parties will then be invited to:
- 6.1.1. Open their case by addressing the panel;
 - 6.1.2. Give any further information requested by the panel under regulation 7(1)(d);
 - 6.1.3. Present the evidence of any witness; and
 - 6.1.4. Conclude their case by addressing the panel.
- 6.2. The order in which the parties will be invited to put their cases will be in the discretion of the panel, except that a party who is an applicant will be invited to put their case last.

7. *Questioning the parties*

- 7.1. Members of the panel may, following the conclusion of the case of each party, ask questions of that party or any witness appearing for them.
- 7.2. A party or their representative may only question another party if they have asked for permission from the panel after the panel members have finished questioning that party or their witness. The panel will only give permission if it is satisfied that the questioning will provide useful information about a matter relevant to their determination which is unlikely to be placed before the panel without such questioning.

8. *Time limits*

Each party will be limited to the time set by the panel under regulation 24 in which to exercise their rights provided in paragraphs 6 and 7.2. The convenor will require the party or their representative to close their case or cease their questioning immediately this time limit is reached.

9. *Considering the decision*

- 9.1. The hearing will conclude after all parties have presented their case and responded to any questions. The panel will then deliberate on its decision by whatever means it considers to be appropriate.
- 9.2. The panel may, while it is considering its decision, seek advice from legal or licensing officers, either verbally or in writing. Officers will limit their advice to the specific issue identified by the panel.
- 9.3. When the panel has reached its decision, it may ask the legal, licensing or committee officers to review and offer observations on the draft decision notice.

10. *Communicating the decision*

- 10.1. The decision will be sent in writing to all parties in accordance with the regulations.

DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
HEAD OF ENVIRONMENTAL AND HOUSING SERVICES	LICENSING HEARING	10 JUNE 2024	3
APPLICATION FOR THE GRANT OF A PREMISES LICENCE LOUNGE, 61/63 CLIFTON ST, LYTHAM			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

RELEVANT LEAD MEMBER

This item is within the remit of Lead Member for Social Wellbeing (Councillor Chris Dixon).

PURPOSE OF THE REPORT

The Licensing Authority has received an application for the grant of a premises licence for 61/63 Clifton Street, Lytham. There have been representations from the Lancashire Constabulary who is a Responsible Authority as defined by the Act and also a representation from an "other person". As such a hearing must be held to determine the application.

RECOVERABILITY

This decision is not recoverable because it relates to a decision relating to the determining of any approval, consent, license, permission or registration.

RECOMMENDATION

That the Panel considers the application and determines to either:

- a) grant the application subject to the conditions specified in the operating schedule modified to such extent as the panel considers appropriate for the promotion of the licensing objectives, and any mandatory condition,
- b) exclude from the scope of the licence any of the licensable activities to which the application relates,
- c) Refuse to specify the person in the licence as a premises supervisor,
- d) reject the application.

REPORT

APPLICATION

1. The application is for a new premises licence, 61/63 Clifton Street, Lytham.
2. The matter has been referred to the licensing panel because relevant representations have been received from a "responsible authority" and an "other person" as defined by the Act.

PAPERS

3. The following papers are relevant and have been made available to the panel members:
 - The Application, including the plan and the Operating Schedule
 - The Statutory Guidance for Licensing Authorities issued by the Secretary of State under Section 182 of the Licensing Act 2003
 - The Council's Statement of Licensing Policy
 - Copies of relevant representations made by the following responsible authorities:

Lancashire Constabulary	
Fire and Rescue	No objection
Trading Standards	No objection
Child Protection	Acknowledged
Planning	No comment to make
Environmental Protection	Agreed condition, see point 9
Health and Safety	No response
 - Copies of Relevant Representations made by the following interested parties
 - Katherine Clayton

CONSIDERATION

4. The Licensing Objectives are:
 - The prevention of crime and disorder
 - Public Safety
 - The prevention of public nuisance
 - The protection of children from harm
5. As relevant representations have been made, it is the duty of the panel to take such of the steps set out below as it considers appropriate for the promotion of the licensing objectives. The steps are –
 - a) Grant the variation application subject to the conditions specified in the operating schedule modified to such extent as the panel considers appropriate for the promotion of the licensing objectives and any mandatory conditions;
 - b) Exclude from the scope of the licence any of the licensable activities to which the application relates
 - c) Refuse to specify the person in the licence as a premises supervisor
 - d) Reject the application
6. The Guidance issued by the Secretary of State and the Council's Statement of Licensing Policy will be material in considering the application, but cannot override the licensing objectives.
7. The following parts of the Secretary of State's guidance appear to be particularly relevant to the application and the relevant representations:
 - 2.1 Crime and Disorder
 - 2.21 Public Nuisance
 - 8.13 Other persons
 - 9.31 Hearings
 - 9.42 Determining actions that are appropriate for the promotion of the licensing objectives

However, the parties appearing at the hearing may wish to draw the panel's attention to other parts of the policy.

8. The following parts of the Council's Statement of Licensing Policy appear to be particularly relevant to the application and the relevant representations:

- 7 General approach to licensing
- 9.6 Licensing Panel Hearings
- 10.3 Conditions that the Licensing Panel may impose
- 17 Need for Licensed Premises

However, the parties appearing at the hearing may wish to draw the panel's attention to other parts of the policy.

ADDITIONAL INFORMATION

- 9. Following a representation raised by the Environmental Protection team, the applicant has offered to amend the operating schedule so that the volunteered condition regarding use of the outside area is amended to read as below:

All outside tables and chairs shall be rendered unusable after 2200 each day.

- 10. The Panel is therefore requested to consider amending the condition, should the licence be granted.

PROCEDURE

- 11. The applicant and the makers of the relevant representations have been invited to attend or be represented at the hearing.
- 12. The panel is asked to use the procedure for the Conduct of Hearings as attached at item 2.

CORPORATE PRIORITIES	
Economy – To create a vibrant and healthy economy	✓
Environment – To deliver services customers expect	✓
Efficiency – By spending money in the most efficient way	✓
Tourism – To create a great place to live and visit	✓

IMPLICATIONS	
Finance	No further implications arising directly from the report
Legal	No further implications arising directly from the report
Community Safety	No further implications arising directly from the report
Human Rights and Equalities	No further implications arising directly from the report
Sustainability and Environmental Impact	No further implications arising directly from the report
Health & Safety and Risk Management	No further implications arising directly from the report

SUMMARY OF PREVIOUS DECISIONS
There are no previous decisions relating to this matter

BACKGROUND PAPERS REVELANT TO THIS ITEM		
Name of document	Date	Where available for inspection
S182 Statement of licensing policy	December 2023	Revised guidance issued under section 182 of Licensing Act 2003 - GOV.UK (www.gov.uk)
Fylde Council Statement of Licensing Policy	March 2024	Microsoft Word - Final 2024 - 2029 (fylde.gov.uk)

LEAD AUTHOR	CONTACT DETAILS	DATE
Chris Hambly	Chris.hambly@fylde.gov.uk 01253 658422	17 th May 2024

Attached documents

Appendix 1 - Application form - Pg 10

Appendix 2 - Plan of premises - Pg 22

Appendix 3 - Representations - Pg 23

Appendix 4 – Location Plan - Pg 27



Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Loungers UK Ltd

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description Lounge, 61/63 Clifton Street, Lytham			
Post town	Lytham Saint Annes	Postcode	FY8 5ER

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£70,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i as a limited company/limited liability partnership please complete section (B)
- ii as a partnership (other than limited liability) please complete section (B)
- iii as an unincorporated association or please complete section (B)

- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth I am 18 years old or over <input type="checkbox"/> Please tick yes					
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
		Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Loungers UK Ltd
Address 26 Baldwin Street, Bristol, BS1 1SE

Registered number (where applicable) 04595806
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	7	052024

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1) A food led cafe bar to be located Clifton Street, Lytham, Lytham Saint Annes, FY8 5ER.</p>

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- | | |
|--|----------------------------|
| Provision of regulated entertainment (please read guidance note 2) | Please tick all that apply |
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |

- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

- Provision of late night refreshment** (if ticking yes, fill in box I)
- Supply of alcohol** (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

SECTIONS A TO H REMOVED AS NOT RELEVANT TO APPLICATION

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	23:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	00:30			
Wed	23:00	00:30	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	00:30			
Fri	23:00	00:30	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	23:00	00:30	The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.		
Sun	23:00	00:30			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>	
				Off the premises	<input type="checkbox"/>	
				Both	<input checked="" type="checkbox"/>	
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)			
Mon	10:00	24:00				
Tue	10:00	24:00				
Wed	10:00	24:00				
Thur	10:00	24:00				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.
Fri	10:00	24:00				
Sat	10:00	24:00				
Sun	10:00	24:00				

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Jessica Wighton	
Date of birth	████████
Address ████████████████████	
Postcode	████████
Personal licence number (if known) 573721	
Issuing licensing authority (if known) Stockport Metropolitan Borough Council	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 7)</p>			<p>State any seasonal variations (please read guidance note 5)</p>
Day	Start	Finish	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.</p>
Mon	08:00	00:30	
Tue	08:00	00:30	
Wed	08:00	00:30	
Thur	08:00	00:30	
Fri	08:00	00:30	
Sat	08:00	00:30	
Sun	08:00	00:30	

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.

b) The prevention of crime and disorder

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

3. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Licensing Authority or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

c) Public safety

Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

d) The prevention of public nuisance

1. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
2. The sale and supply of alcohol for consumption in the area designated for external trading on the licence plan shall be restricted to alcohol consumed at tables and chairs.
3. The premises shall only operate as a café/bar. Waiter/waitress service will be available to patrons at all times.
4. All outside tables and chairs shall be rendered unusable after 2300 each day.

e) The protection of children from harm

1. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all staff likely to be involved in the sale or supply of alcohol will be trained to ask any patron attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form or method of identification that complies with any mandatory condition that may apply to this licence.
2. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the identity of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Licensing Authority at all times whilst the premises are open.
3. There must be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

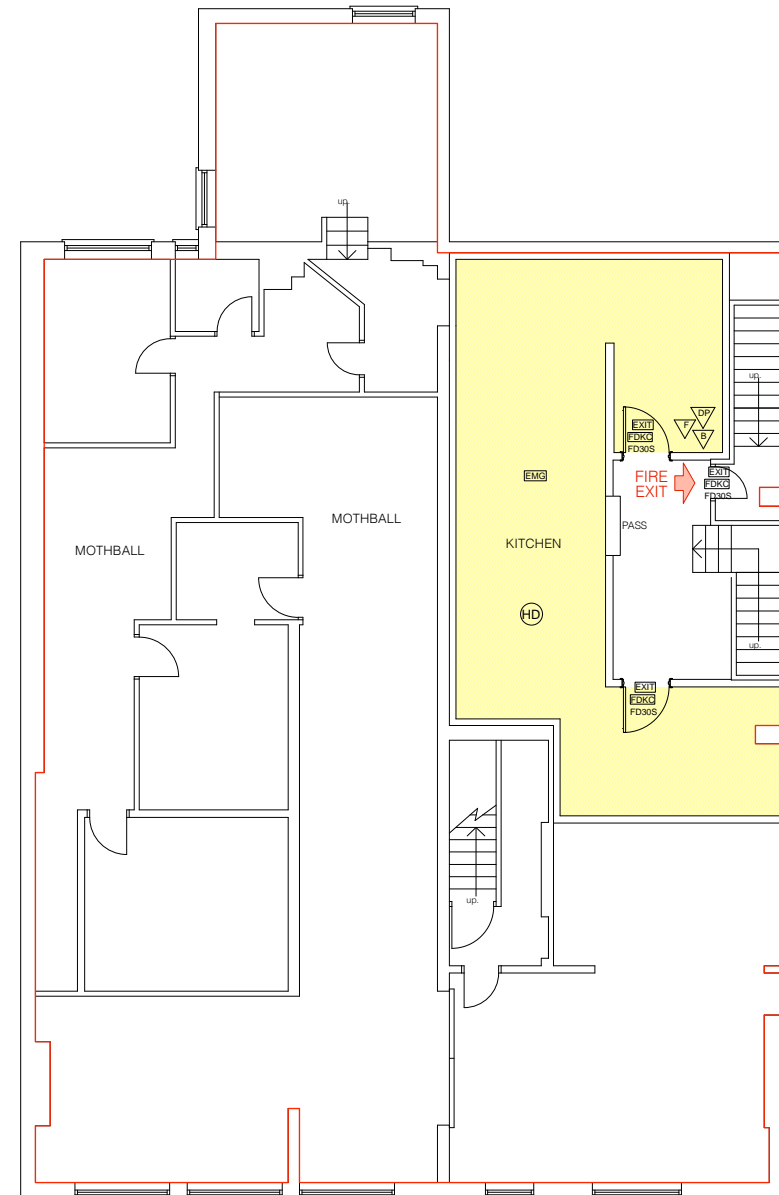
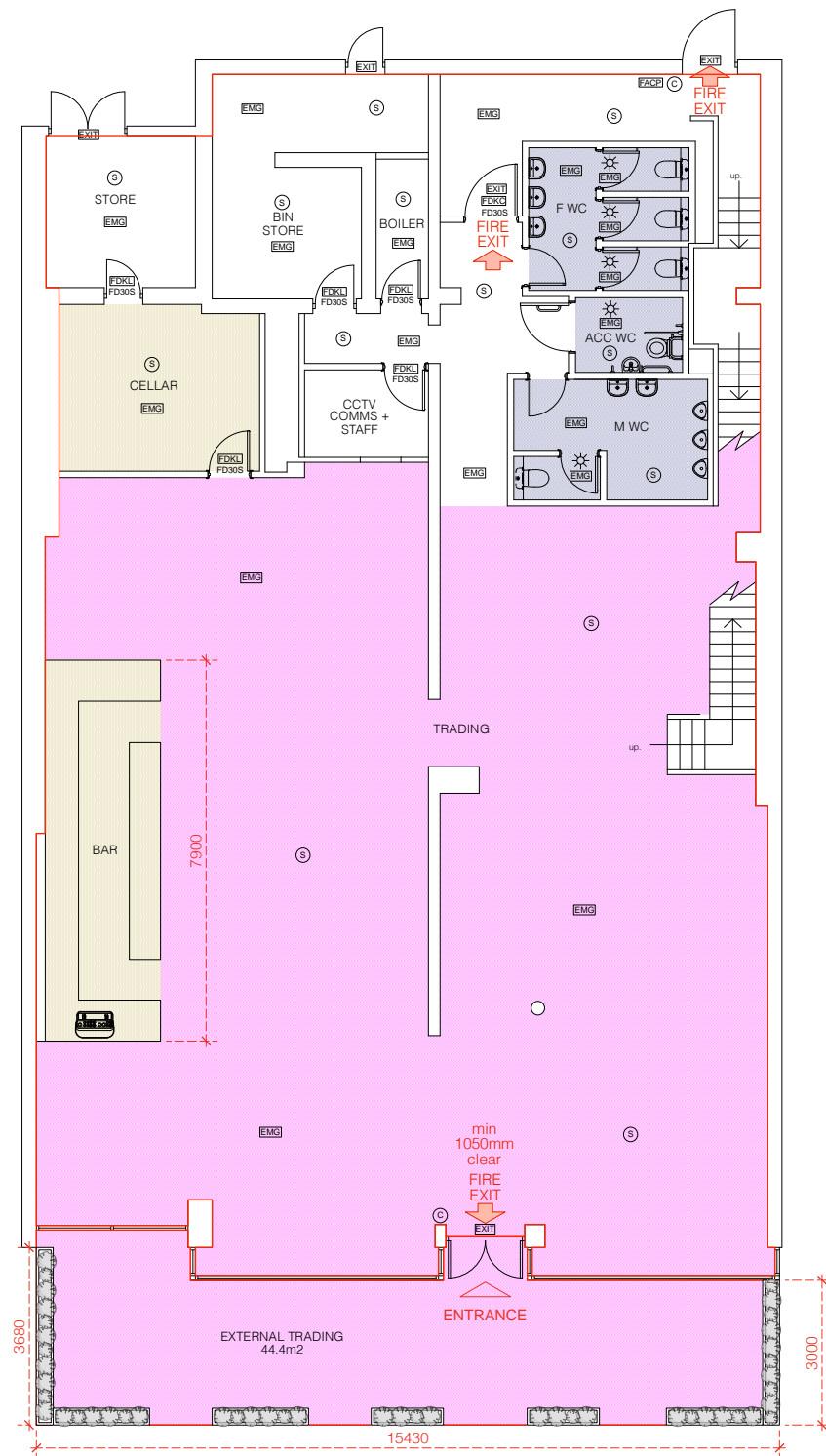
Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	<i>Winchworth General LLP</i>
Date	18/04/2024
Capacity	Agent

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) TLV/41074/301 Winckworth Sherwood LLP Arbor 255 Blackfriars Road			
Post town	London	Postcode	SE1 9AX
Telephone number (if any)	0207 593 5104		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) tvlahovic@wslaw.co.uk			




- LICENSING KEY:
- Fire Alarm Control Panel
 - Smoke detector
 - Smoke detector/alarm
 - Heat detector
 - Alarm sounder
 - Emergency lighting in accordance with BS5266
 - Fire blanket 1m x 1m unless otherwise stated
 - 6 litre fire foam extinguisher
 - 10kg dry powder fire extinguisher
 - Total extent of licensed premises
 - Fire door keep locked
 - Fire door keep closed
 - Illuminated Fire Exit sign
 - Break glass call point for fire alarm in accordance with BS5839
 - Fire door to provide min. 30 minutes fire protection
 - Fire door to provide min. 30 minutes fire protection and where restricted smoke leakage at ambient temperatures is needed.
 - Area for consumption of intoxicating liquor
 - Area for storage of liquor/bar counter
 - Toilet accommodation
 - Kitchen & staff areas
 - Visual beacon linked to the fire detection and alarm system so that a hearing impaired user can see a flashing warning

THE ENTIRE PREMISES MAY BE USED FOR THE SALE OF ALCOHOL AND THE PROVISION OF LATE NIGHT REFRESHMENT

Rev	Date	Initials	Details
Purpose of Issue			
APPLICATION FOR PREMISES LICENSING			
RICHARD PEDLAR ARCHITECTS ARCHITECTURE • CONSERVATION • URBAN DESIGN			
RPCA St Brandon's House 29 Great George Street Bristol BS1 5QT • 0117 974 2612 www.rpca.co.uk • info@rpca.co.uk			
Project	LOUNGE at 61-63 Clifton St, Lytham, Lytham Saint Annes FY8 5ER		
Client	Loungers UK Limited		
Title	Premises Licensing		
Drawing No.	LNG4837.05-		
Scale	1:75@A1 1:150@A3	Date	APR 2024

PRELIMINARY

Fylde Council Licensing Service				
Representation made by a Responsible Authority to an application for the grant / variation of a Premises Licence / Club Premises Certificate				
Responsible Authority				
Name of Responsible Authority	LANCASHIRE CONSTABULARY			
Name of Officer <i>(please print)</i>	PC 515 Guy HARRISON			
Signature of Officer				
Contact telephone number	01253 604073			
Date representation made	15	05	24	
Do you consider mediation to be appropriate			YES	<input type="checkbox"/>
Premises Details				
Premises Name	Lounge			
Address	61-63 Clifton Street,			
	Lytham St Annes			
Post Code	FY8 5ER			
Reasons for making representations				
<p>I am in receipt of an application for a new Premises Licence for the above address.</p> <p>On behalf of the Chief Officer of Police, having reviewed the application the Police make formal objections on the following grounds:</p> <p>An application to obtain a premises licence was received by the Police in respect of the above address. The Police consider that a number of conditions need to be added to the operating schedule in order to prevent crime and disorder, protect children from harm and prevent public nuisance.</p> <p>I contacted the applicant's representative by telephone to discuss the addition of some conditions in respect of the application (conditions as detailed below). I subsequently sent them a list of these proposed conditions, but I have not received any reply to my correspondence either by telephone or email.</p>				

I therefore have no choice but to object to the application as I feel strongly that a change in operating schedule is necessary, in order to promote the licensing objectives, specifically the prevention of crime and disorder, the protection of children from harm, and the prevention of public nuisance.

If conditions are agreed as below, I reserve the right to withdraw my representation.

It is recommended that the licence should only be granted if the application is amended, or if conditions are applied, as detailed below.

1. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive appropriate training, such training to cover age restricted sales.

- Induction training must be completed and documented prior to the sale of alcohol by the staff member.

- Refresher/reinforcement training must be completed and documented at intervals of no more than 6 months.

- Training records will be available for inspection by a police officer on request.

Training records will be retained at the premises or at the offices of the licence holder for a minimum period of 12 months.

2. At least one personal licence holder will be available (this does not mean necessarily present at the premises) at all times that alcohol is on sale.

3. Another member of staff shall be nominated to act for the DPS in their absence whose identity is known by all staff when such absence occurs.

4. An authorisation, signed and dated by the Designated Premises Supervisor, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises.

5. Any outside area which is used for the consumption of alcohol shall cease to be

so used at 22:00hrs.

6. All outside tables and chairs will be rendered unusable after 2200 each day.

7. After 20:00 hours, any children under the age of 18 must be partaking in a meal and must be accompanied by an adult. Staff are not allowed to be in sole supervision of children.

From: [Kathy Clayton](#)
To: [Licensing](#)
Subject: Lounge 61/63 Clifton Street Lytham objection
Date: 13 May 2024 22:55:59

External Email - Use Caution

Loungers have applied for two licences

1. A premises License application for the sale of alcohol between 10.00 and 24.00 daily for the consumption of alcohol on and off the premises.
2. The provision of late night refreshments between the hours of 23.00 and 00.30 daily.

I wish to make an objection to the granting of this License based on the following points.

1. There are already sufficient Licensed premises in the area of Clifton Street and surrounding streets plus the square to cater for both residents and visitors,
The Licence has been applied for knowing that on either side there is Licensed premises which are not part of a chain but trade as independent traders.
2. There is the likelihood in the increase of alcohol associated violence which will negatively affect the health and safety of the public who reside in the area, tourists to the area and the general environment around the premises.
3. Such applications will lead to an increase in noise pollution especially during the evening, when residents return from work and school and are subject to unwelcome levels of noise. Residents live above the surrounding adjoining apartments.
4. Another premises of such will only add to additional littering in the vicinity thus spoiling the aesthetic appeal of the area.
5. There are already empty premises in Clifton Street and in the square that have traded in the alcohol and eatery which could be an option without granting yet another licence for a premises which is currently not a licensed premises.
6. By granting the licence to another premises will undoubtedly create empty premises from the already established businesses who will suffer with declining footfall.

I trust the points made will be taken seriously into consideration when the council is considering the granting of both Licenses.

Regards

Katherine Clayton

[Redacted signature block]



5/16/2024, 4:49:00 PM

