

Report of:	Meeting	Date	Item No.
Mark Broadhurst, Service Director Health and Wellbeing	Licensing Committee	31 August 2017	7

<p><b>Application for the variation of the Premises Licence - The Cube, 2 Breck Road, Poulton-le-Fylde, Lancashire, FY6 7AA</b></p>
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**1. Purpose of report**

- 1.1 To provide members with information to assist them at a hearing to determine an application for the variation of a premises licence under the provisions of the Licensing Act 2003.

**2. Outcomes**

- 2.1 Determination of the variation application for The Cube, made by the Premises Licence Holder, Paul Mellor.

**3. Recommendation**

- 3.1 That members consider the application for the variation of the premises licence in respect of The Cube, 2 Breck Road, Poulton-le-Fylde, Lancashire, FY6 7AA.

**4. Background**

- 4.1 The Cube Bar is a three storey building with dance floors and function suites available for patrons, together with a ground floor bar and dance area. In addition, daytime facilities provide food and beverages. It is situated at the corner of Breck Road and Ball Street, Poulton-le-Fylde and benefits from a current premises licence granted under the Licensing Act 2003.

- 4.2 The current licensable activities are permitted as follows:

**Live Music, recorded music, performance of dance, anything of a similar description, sale of alcohol (On and Off the premises)**

Sunday to Thursday 09:00 to 01:00  
Friday and Saturday 09:00 to 02.30

**Late night refreshment**

Sunday to Thursday 23:00 to 01:00  
Friday and Saturday 23:00 to 02.30

**Premises open to the public**

Sunday to Thursday 09:00 to 01:30  
Friday and Saturday 09:00 to 03:00

Non-standard timings, licensable activities will be permitted as follows:

- (i) The whole of December 10:00hrs- 02:30hrs
- (ii) Thursday to Sunday of all Bank Holiday weekends  
10:00hrs-02:30hrs
- (iii) Maundy Thursday 10:00hrs-02:30hrs
- (iv) Christmas Eve 10:00hrs-03:00hrs
- (v) New Year's Eve 10:00hrs-03:00hrs
- (vi) New Year's Day 10:00hrs-01:00hrs

Premises will close to the public 30mins after the conclusion of the terminal time for licensable activity.

- 4.3** The premises Licence is held in a company name, owned by Mr Mellor and the Designated Premises Supervisor is Mr Paul Mellor. Mr Mellor has been the DPS throughout the licensed period.

During the lifetime of the premises, applications have been applied for and granted through Licensing Committee hearings to extend the operating hours and licensable activities, leading to the licence in its current form.

- 4.4** Patrons leaving the venue currently have access to Wyre licensed vehicles and drivers, which helps to reduce the noise and disturbance from people attempting to secure transportation away from the venue.

At present there is only a limited service provided by licensed drivers in Poulton after 03:00 hrs, which may impact negatively on the licensing objectives, as patrons may have to wait longer for suitable transport.

**5. Key issues and proposals**

- 5.1** An application has been received by this Authority to vary the licensable activities and opening hours of the premises and replace existing conditions with a new set of proposed conditions. The application form can be seen as Appendix 1.

The new hours as requested are:

**Live Music, recorded music, performance of dance, anything of a similar description, sale of alcohol (On and Off the premises)**

Sunday to Thursday 09:00 to 01:00  
Friday and Saturday 09:00 to 03.00

**Late night refreshment**

Sunday to Thursday 23:00 to 01:00  
Friday and Saturday 23:00 to 03.00

**Premises open to the public**

Sunday to Thursday 09:00 to 01:30  
Friday and Saturday 09:00 to 03:30

Non-standard timings, licensable activities will be permitted as follows:

- (i) The whole of December 10:00hrs- 03.00hrs
- (ii) Thursday to Sunday of all Bank Holiday weekends  
10:00hrs-03:00hrs
- (iii) Maundy Thursday 10:00hrs-03.00hrs
- (iv) Christmas Eve 10:00hrs-03:00hrs
- (v) New Year's Eve 10:00hrs-03:00hrs
- (vi) New Year's Day 10:00hrs-01:00hrs

The application also proposes to replace the current Annex 2 conditions on the current premises licence (Appendix 3) with a new set of proposed conditions see Appendix 2.

- 5.2** The application was correctly advertised, as required by the Licensing Act 2003 and during the 28 day representation period seven representations have been received. Six representations from members of the public and one from a Councillor. The representations state that the application, if granted would undermine the licensing objectives, namely Public Nuisance, Crime and Disorder and Public safety. The representations are attached at Appendix 4.
- 5.3** Consultation has taken place with the police licensing officer and no objections have been raised regarding the new proposed licensing hours. The proposed conditions have been accepted without any further amendments. See Appendix 5.
- 5.4** Consultation has taken place with the council's Environmental Health Officer. No objections have been raised regarding the new proposed licensing hours. See Appendix 6.
- 5.5** Consultation has taken place with the Fire Authority. No objections have been raised regarding the new proposed licensing hours. See Appendix 7.
- 5.6** This application has been brought before members to determine the variation application in the light of the representations received.

**5.7** Whilst all the Council's Statement of Licensing Policy should be taken into account when determining this application, attention is particularly drawn to the following paragraphs:-

- 5.8**
- 7.0 General Approach to Licensing
  - 14.0 The Licensing Objectives
  - 14.3 Prevention of Public Nuisance
    - 14.3.1 Disturbance by patrons leaving the premises
    - 14.3.3 Noise Nuisance

<b>Financial and legal implications</b>	
Finance	There are no financial implications directly associated with the review of this licence.
Legal	The hearing should be conducted following the principles of natural justice. Any action of the licensing committee can be the subject of an appeal to the magistrates' court by the applicant or those making representations or both.

**Other risks/implications: checklist**

If there are significant implications arising from this report on any issues marked with a ✓ below, the report author will have consulted with the appropriate specialist officers on those implications and addressed them in the body of the report. There are no significant implications arising directly from this report, for those issues marked with a x.

<b>risks/implications</b>	<b>✓ / x</b>
community safety	✓
equality and diversity	x
sustainability	x
health and safety	x

<b>risks/implications</b>	<b>✓ / x</b>
asset management	x
climate change	x
data protection	x

report author	telephone no.	email	date
Neil Greenwood	01253 887410	Neil.greenwood@wyre.gov.uk	11/08/2017

<b>List of background papers:</b>		
name of document	date	where available for inspection
Statement of Licensing Policy 2016-2019	7 January 2016	Licensing Section

## **List of appendices**

- Appendix 1 Application to vary the Premises Licence
- Appendix 2 Proposed New Conditions
- Appendix 3 Current premises licence
- Appendix 4 Representation Forms x 7 TC01, TC02, TC03, TC04, TC05, TC06, TC07
- Appendix 5 Email from Licensing Police and signed mediation agreement
- Appendix 6 Email from Environmental Health Officer
- Appendix 7 Email from Fire Authority
- Appendix 8 Site Plan.

arm/rg/lic/cr/17/3108ng2

# APPENDIX 1



## (H) Application to vary a premises licence 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

*(insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	PL (A) 0342
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### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
THE CUBE 2 BRECK ROAD			
Post town	POULTON - LE - FYLDE	Postcode	FY6 7AA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 121,000

### Part 2 – Applicant details

Daytime contact telephone number	01253 895566
E-mail address (optional)	

Current postal address if different from premises address		N/A	
Post town		Postcode	

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Please describe briefly the nature of the proposed variation (Please see guidance note <sup>1)</sup>)

1) AN INCREASE OF 1/2 HR ON FRI AND SAT NIGHTS.  
 OPENING TIMES: (EXTEND CLOSING TIME)  
 • from 3.00 AM to 3.30 AM  
 ALCOHOL SALES:  
 • from 2.30 AM to 3.00 AM

2) AN INCREASE OF 1/2 HR ON MANDAY THURSDAY; THURSDAY TO FRIDAY OF ALL BANK HOLIDAYS; THROUGHOUT THE WHOLE OF DECEMBER.  
 OPENING TIMES: (EXTEND CLOSING TIME)  
 • from 2.30 AM to 3.00 AM  
 ALCOHOL SALES:  
 • from 2.30 AM to 3.00 AM

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

N/A

#### Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

##### Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- 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)

Sale by retail of alcohol (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**



**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors <input type="checkbox"/>	
				Outdoors <input type="checkbox"/>	
				Both <input type="checkbox"/>	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)			
Mon						
Tue						
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)			
Thur						
Fri						
Sat			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)			
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
Day	Start	Finish		Both <input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	
Tue				
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)	
Thur				
Fri			<b>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	9.00	1.00	<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	9.00	1.00			
Wed	9.00	1.00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4) MAUNDY THURSDAY 10.00 to 3.00 CHRISTMAS EVE 10.00 to 3.00 NEW YEARS EVE 10.00 to 3.00 NEW YEARS DAY 10.00 to 1.00		
Thur	9.00	1.00			
Fri	9.00	3.00	<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5) THE WHOLE OF DECEMBER 10.00 to 3.00. THURSDAY TO SUNDAY OF ALL BANK HOLIDAY WEEKENDS 10.00 to 3.00.		
Sat	9.00	3.00			
Sun	9.00	1.00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	9.00	1.00	<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	9.00	1.00			
Wed	9.00	1.00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4) MAUNDY THURSDAY 10.00 to 3.00 CHRISTMAS EVE 10.00 to 3.00 NEW YEARS EVE 10.00 to 3.00 NEW YEARS DAY 10.00 to 1.00		
Thur	9.00	1.00			
Fri	9.00	3.00	<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 5) THE WHOLE OF DECEMBER 10.00 to 3.00. THURSDAY TO SUNDAY OF ALL BANK HOLIDAY WEEKENDS 10.00 to 3.00.		
Sat	9.00	3.00			
Sun	9.00	1.00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	9.00	1.00	<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	9.00	1.00			
Wed	9.00	1.00	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4) MAUNDY THURSDAY 10.00 to 3.00 CHRISTMAS EVE 10.00 to 3.00 NEW YEARS EVE 10.00 to 3.00 NEW YEARS DAY 10.00 to 1.00		
Thur	9.00	1.00			
Fri	9.00	3.00		<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 5)	
Sat	9.00	3.00		THE WHOLE OF DECEMBER 10.00 to 3.00	
Sun	9.00	1.00	THURSDAY TO SUNDAY OF ALL BANK HOLIDAY WEEKENDS 10.00 to 3.00		

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	9.00	1.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	9.00	1.00	<b>Please give further details here</b> (please read guidance note 3)		
Wed	9.00	1.00			
Thur	9.00	1.00	<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4) MANDY THURSDAY 10.00 to 3.00 CHRISTMAS EVE 10.00 to 3.00 NEW YEARS EVE 10.00 to 3.00 NEW YEARS DAY 10.00 to 1.00		
Fri	9.00	3.00			
Sat	9.00	3.00			
			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sun	9.00	1.00	THE WHOLE OF DECEMBER 10.00 to 3.00. THURSDAY TO SUNDAY OF ALL BANK HOLIDAY WEEKENDS 10.00 to 3.00.		



I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon	23.00	1.00	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>	
Tue	23.00	1.00				
Wed	23.00	1.00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4) MAUNDY THURSDAY 23.00 to 3.00 CHRISTMAS EVE 23.00 to 3.00 NEW YEARS EVE 23.00 to 3.00 NEW YEARS DAY 23.00 to 1.00			
Thur	23.00	1.00				
Fri	23.00	3.00		<b>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</b> (please read guidance note 5)  THE WHOLE OF DECEMBER 23.00 to 3.00.  THURSDAY TO SUNDAY OF ALL BANK HOLIDAY WEEKENDS 23.00 to 3.00		
Sat	23.00	3.00				
Sun	23.00	1.00				

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	9.00	1.00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) MAUNDY THURSDAY 10.00 to 3.00 CHRISTMAS EVE 10.00 to 3.00 NEW YEARS EVE 10.00 to 3.00 NEW YEARS DAY 10.00 to 1.00  <b>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</b> (please read guidance note 5)  THE WHOLE OF DECEMBER 10.00 to 3.00. THURSDAY TO SUNDAY OF ALL BANK HOLIDAY WEEKENDS 10.00 to 3.00.		
Tue	9.00	1.00			
Wed	9.00	1.00			
Thur	9.00	1.00			
Fri	9.00	3.00			
Sat	9.00	3.00			
Sun	9.00	1.00			

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 8).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	9.00	1.30	MAUNDY THURSDAY 10.00 to 3.00 CHRISTMAS EVE 10.00 to 3.00 NEW YEARS EVE 10.00 to 3.00 NEW YEARS DAY 10.00 to 1.00  <u>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 5)</u>  THE WHOLE OF DECEMBER 10.00 to 3.00. THURSDAY TO SUNDAY OF ALL BANK HOLIDAY WEEKENDS 10.00 to 3.00.
Tue	9.00	1.30	
Wed	9.00	1.30	
Thur	9.00	1.30	
Fri	9.00	3.30	
Sat	9.00	3.30	
Sun	9.00	1.30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

NONE

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

AS EXISTING LICENCE

**b) The prevention of crime and disorder**

AS EXISTING LICENCE

**c) Public safety**

AS EXISTING LICENCE

**d) The prevention of public nuisance**

AS EXISTING LICENCE

**e) The protection of children from harm**

AS EXISTING LICENCE

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**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.**

**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	7.07.2017
Capacity	DIRECTOR

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)**

Post town			Post code
Telephone number (if any)			

# APPENDIX 2

PL (A) 0342 The Cube, 2 Breck Road, Poulton le Fylde

## Proposed conditions

### Annex 1

#### As currently stated on the premises licence

### Annex 2

- 1 CCTV will be installed internally and externally at the premises and will comply with the following:
  - The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises, where practical, are to be covered by the system.
  - The system will display on any recording the correct time and date of the recording.
  - The system will make recordings during all hours the premises are open to the public.
  - VCR tapes or digital recording shall be held for a minimum of 31 days and 28 days respectively, after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.
  - The system will as minimum, record images of the head and shoulders of all persons entering the premises.
- 2 A staff member who is conversant with the operation of the CCTV system will be on the premises at all times the premises are open to the public. This staff member will be able to show police recent data or footage with the absolute minimum of delay when requested.
- 3 The Licence Holder or Designated Premises Supervisor shall notify the Police Licensing Unit on any occasion when the CCTV or radio system is to be inoperative for a period of one working day and shall provide a certificate from a competent person stating reason for the system being operative and the measures which have been taken to satisfy the licence conditions.
- 4 Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.
- 5 Bi-Annual documented maintenance checks of the CCTV system including the recording system will be undertaken by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.
6. The Licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:

- i. UK photo driving licence
- ii. Passport
- iii. Proof of Age Standards Scheme Card
- iv. Armed forces ID card

All staff involved in the sale of alcohol shall receive suitable training in relation to the proof of age scheme to be applied upon the premises. All such staff to receive regular refresher training at intervals of at least 3 months. Records to evidence this will be made available to officers on request.

7. All members of staff shall receive suitable training with regard to serving drunks and conflict management and are to receive regular refresher training at intervals of a maximum of 3 months. Records to evidence this will be made available to authorised officers upon request.

8. An incident book will be maintained in which there will be recorded:

- All incidents of crime and disorder
- Refused sales to suspected under-age and drunken persons.
- A record of any person asked to leave the premises.
- Details of occasions on which the police are called to the premises.
- A record of persons searched on suspicion that drugs are being carried and the reason for such suspicion.

The book will be available for inspection by a police officer or authorised person on demand.

10 Security arrangements are sufficient to discourage the sale and consumption of drugs and shall ensure such arrangements include regular checks of toilet areas.

11 Records of incidents involving the use and / or detection of drugs shall be maintained and those records shall be available for inspection.

12 Confiscated and found drugs shall be stored, disposed, transferred in accordance with procedures agreed with the Lancashire Constabulary.

13 Personal licence holder shall be on the premises after 21:00hours when intoxicating liquor is being sold or supplied to customers, except in the case of an emergency. They must be contactable at all other times.

14 All children under 12years of age will be accompanied by an adult at all times the premises is open to the public. Any unaccompanied children (between ages of 12 - 17) may be permitted in the restaurant area for food and a soft drink and must be served by waitress service only until 18:00hours

14 No children under 18 will be allowed on the premises after 21:00hours except for children attending a private function. All children attending a private



function must be accompanied at all times and leave the premises by midnight and remain in the specified function area.

- 15 Functions which specifically target young people aged 17-18 years (for example birthday parties) will not be allowed to take place on the premises, except when public events are organised and supervised by Educational Establishments
  - 16 No entertainment of an adult or sexual nature will take place on the premises.
  - 17 1x SIA doorstaff from 21:30hrs every Friday and Saturday, Sundays prior to Bank Holiday, Maundy Thursday, Christmas Eve and New Years Eve, with an additional 1xSIA doorstaff from 22:00hours from the first 100 customers. There must then be an additional 1x SIA doorstaff for every part thereof 150 customers.
  - 18 At all other times the licence holder will determine an appropriate number of door staff, having regard to a written risk assessment maintained by the premises licence holder. This document must be kept in such a place so that it can be inspected by Police if required.
20. At least two doorstaff must remain at the entrance until all customers have left the premises and the doors to the premises are closed, except in case of emergencies.

# APPENDIX 3



## Licensing Act 2003 Premises Licence

<b>PREMISES LICENCE NUMBER</b>	<b>PL(A)0342</b>
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<b>Part 1- Premises Details</b>	
<b>POSTAL ADDRESS OF PREMISES, OR IF NONE ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION</b>	
<b>The Cube</b>	
2 Breck Road Poulton-Le-Fylde Lancashire FY6 7AA	
<b>Telephone number</b>	01253 895566

<b>WHERE THE LICENCE IS LIMITED THE DATES THAT APPLY</b>
Not Applicable

<b>LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE</b>
E.Live music-Indoors
F.Recorded music-Indoors
G.Dance-Indoors
H.Similar to E,F or G-Indoors
I.Making music-Indoors
J.Facilities for dancing-Indoors

K. Similar to I or J-Indoors

L. Late night refreshment-Indoors

M. Sale of Alcohol ON and OFF Premises

## LICENSABLE ACTIVITIES-AUTHORISED TIMINGS

E. Live music-Indoors

FRIDAY AND SATURDAY                      09:00 - 02:30  
SUNDAY TO THURSDAY                      09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
Maundy Thursday 10:00hrs to 02:30hrs  
Christmas Eve    10:00hrs to 03:00hrs  
New Years Eve    10:00hrs to 03:00hrs  
New Years Day    10:00hrs to 01:00hrs

F. Recorded music-Indoors

FRIDAY AND SATURDAY                      09:00 - 02:30  
SUNDAY TO THURSDAY                      09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
Maundy Thursday 10:00hrs to 02:30hrs  
Christmas Eve    10:00hrs to 03:00hrs  
New Years Eve    10:00hrs to 03:00hrs  
New Years Day    10:00hrs to 01:00hrs

G. Dance-Indoors

FRIDAY AND SATURDAY                      09:00 - 02:30  
SUNDAY TO THURSDAY                      09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
Maundy Thursday 10:00hrs to 02:30hrs  
Christmas Eve    10:00hrs to 03:00hrs  
New Years Eve    10:00hrs to 03:00hrs  
New Years Day    10:00hrs to 01:00hrs

H. Similar to E,F or G-Indoors

FRIDAY AND SATURDAY                      09:00 - 02:30  
SUNDAY TO THURSDAY                      09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
 Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
 Maundy Thursday 10:00hrs to 02:30hrs  
 Christmas Eve 10:00hrs to 03:00hrs  
 New Years Eve 10:00hrs to 03:00hrs  
 New Years Day 10:00hrs to 01:00hrs

**I.Making music-Indoors**

FRIDAY AND SATURDAY 09:00 - 02:30  
 SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
 Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
 Maundy Thursday 10:00hrs to 02:30hrs  
 Christmas Eve 10:00hrs to 03:00hrs  
 New Years Eve 10:00hrs to 03:00hrs  
 New Years Day 10:00hrs to 01:00hrs

**J.Facilities for dancing-Indoors**

FRIDAY AND SATURDAY 09:00 - 02:30  
 SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
 Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
 Maundy Thursday 10:00hrs to 02:30hrs  
 Christmas Eve 10:00hrs to 03:00hrs  
 New Years Eve 10:00hrs to 03:00hrs  
 New Years Day 10:00hrs to 01:00hrs

**K.Similar to I or J-Indoors**

FRIDAY AND SATURDAY 09:00 - 02:30  
 SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
 Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
 Maundy Thursday 10:00hrs to 02:30hrs  
 Christmas Eve 10:00hrs to 03:00hrs  
 New Years Eve 10:00hrs to 03:00hrs  
 New Years Day 10:00hrs to 01:00hrs

**L.Late night refreshment-Indoors**

FRIDAY AND SATURDAY 23:00 - 02:30  
 SUNDAY TO THURSDAY 23:00 - 01:00

The whole of December 23:00hrs to 02:30hrs

Thursday to Sunday of all Bank Holiday weekends 23:00hrs to 02:30hrs	
Maundy Thursday 23:00hrs to 02:30hrs	
Christmas Eve	23:00hrs to 03:00hrs
New Years Eve	23:00hrs to 03:00hrs
New Years Day	23:00hrs to 01:00hrs
M.Sale of Alcohol ON and OFF Premises	
FRIDAY AND SATURDAY	09:00 - 02:30
SUNDAY TO THURSDAY	09:00 - 01:00
The whole of December 10:00hrs to 02:30hrs	
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs	
Maundy Thursday 10:00hrs to 02:30hrs	
Christmas Eve	10:00hrs to 03:00hrs
New Years Eve	10:00hrs to 03:00hrs
New Years Day	10:00hrs to 01:00hrs

OPENING HOURS OF THE PREMISES	
FRIDAY AND SATURDAY	09:00 - 03:00
SUNDAY TO THURSDAY	09:00 - 01:30

Part 2
NAME, (REGISTERED) ADDRESS OF HOLDER(S) OF PREMISES LICENCE
Cube Bar Limited 4a Breck Road Poulton le Fylde Lancashire FY6 7AA

**REGISTERED NUMBER OF HOLDER FOR EXAMPLE, COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**

Company Reg Number 04240604

**NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

Mr Paul Mellor

The Cube, Breck Road, Poulton le Fylde, Lancashire, FY6 7AA

**PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY THE DESIGNATED PREMISES SUPERVISOR**

PA01629

Manchester

**OPERATING CONDITIONS**

Annex 1

Mandatory conditions where licence authorises the supply of alcohol

- (1) No supply of alcohol may be made under the premises licence -
- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

- (2) The supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory conditions effective from 6 April 2010

- 1.—(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
  - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-
- (i) the outcome of a race, competition or other event or process, or
  - (ii) the likelihood of anything occurring or not occurring;

- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

**Mandatory conditions effective from 1 October 2010**

4. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
5. The responsible person shall ensure that-
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

**Mandatory conditions where Door Supervisors are provided**

All individuals who carry out security activities must be licensed by the Security Industry Authority (SIA)

**Annex 2**



**CRIME AND DISORDER**

With regard to door supervisors the Designated Premises Supervisor will maintain a daily record comprising of the following;

- (i) Start and finish time of each door supervisor
- (ii) A record of the door staff SIA licence numbers
- (iii) The door staff's printed names and signatures in a legible form recorded at the beginning and the end of each tour of duty.
- (iv) The record will be kept securely on the premises for at least 6 months and shall be produced on request to the police or other authorized person.

CD5 No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery.

CD6 No drink shall be sold from a bar or by staff service or consumed in or on the premises other than in a container made from non-splintering plastic, paper or shatterproof glass.

CD7 No drink shall be removed from the premises in an unsealed container. Off sales shall not take place after 23:00hrs on Fridays, Saturdays and Sundays preceding bank Holidays

CD8 A tamper proof CCTV system shall be installed at the premises in liaison with and to the satisfaction of Lancashire Constabulary and shall be used to record during all hours that a licensable activity takes place on the premises.

CD10 Where CCTV equipment is fitted, it shall be maintained in good working order in accordance with the manufacturer's instructions.

CD12 The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 28 days.

The maximum numbers of persons permitted on the premises shall not exceed:-

Ground Floor 479 persons

First Floor 270 persons

Second floor 120 persons

The licensee shall rigorously enforce the Challenge 21 proof of age policy agreed between the Poulton Licensees Forum, Wyre Borough Council and Lancashire Constabulary.

CD14 There shall be in place for the premises a written policy to prevent the sale or supply of alcohol to persons under 18 years of age. That policy shall require any person who appears to be under the age of 21 years to produce a recognized proof of age card accredited under the Proof of Age Standards Scheme (PASS) or if a proof of age card is not available a photo driving licence or passport indicating that they are over 18 years of age.

CD22 The licence holder and/or the designated premises supervisor or a person nominated by them shall be a member of and regularly attend at the meetings of any Pub and Club watch scheme for the area within which the premises is located.

The licence holder shall maintain records of all checks and precautions relating to health and safety at work, fire safety and crime and disorder.

The licence holder will operate the following dispersal policy:-

The licence holder will seek to ensure that clients leave the licensed premises in an orderly manner and will apply the following measures:-

- a) a notice will be erected at each exit from the premises reminding patrons of the need to leave the vicinity in an orderly manner
- b) the door staff will, when appropriate remind patrons in the vicinity of the premises of any need to moderate their behavior.

Any patrons who disregard the advice of the door staff (under b above) will be subsequently denied entry to the premises until the licence holder is satisfied that they will conduct themselves in a satisfactory manner.

The licensee shall display at a suitable location on the premises, campaign material produced by Wyre Community Safety Partnership.

PCH16 The Premises licence and the designated premises supervisor shall at all times comply with the Portman Group Code of Practice and with the requirements or recommendations of any Portman Group Retailer Alert Bulletin.

The licence holder shall undertake a drug safety assessment and will maintain the procedures and practices identified by that assessment.

## PUBLIC SAFETY

PS38 The premises shall be provided with adequate lavatory accommodation which shall at all times when the premises are in use be kept clean, ventilated, disinfected and supplied with hot and cold water, soap, toilet tissue, hand drying and sanitary towel disposal facilities as appropriate.

## PREVENTION OF PUBLIC NUISANCE

PPN3 No deliveries, removal of bottles and refuse and other vehicle movements onto the premises will take place before 07:30hrs and after 20:00hrs

PPN14 There shall be no emission from the premises of any offensive smells, which are likely to cause a nuisance.

PPN11 The licence holder or his representative shall conduct regular assessments of the

PPN16 There shall be provided at the premises containers for the storage and disposal of waste foods and other refuse from the premises. Those containers shall be constructed, maintained and located so that access to them by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.

## PROTECTION OF CHILDREN

When children are admitted to the premises all entertainment provided must be suitable for them.

All children must be supervised by an accompanying adult at all times.

CD14 There shall be in place for the premises a written policy to prevent the sale or supply of alcohol to persons under 18 years of age. That policy shall require any person who appears to be under the age of 21 years to produce a recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS) or if a proof of age card is not available a photo driving licence or passport indicating that they are over 18 years of age

**Annex 3 Conditions added by the Licensing Authority**

1 x SIA doorstaff from 21:30hrs every Friday and Saturday evening, with an additional 1 x SIA doorstaff from 22:00hrs for the first 100 customers. There must then be an additional 1 x SIA doorstaff for every part thereof 200 customers, subject to a minimum of 5 door supervisors when the premises are at maximum capacity.

At all other times the licence holder will determine an appropriate number of door staff, having regard to a written risk assessment maintained by the premises licence holder. This document must be kept in such a place so that it can be inspected by Police if required.

PPN5 A dispersal policy, which is agreed by the Police is to be implemented at all times.

PPN8 No nuisance shall be caused by noise coming from the premises or by vibration transmitted through the structure of the premises.

PPN9 All external doors and windows shall be kept closed when regulated entertainment is being provided except in the event of an emergency.

PPN10 The L10 noise level from the premises, whilst being used for public entertainment purposes, shall not exceed the L90 in any 1/3 octave band between 40-160 Hz and the LAEQ shall not exceed the LA90 measured at the nearest noise sensitive property.

PPN11 The licence holder or his representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include the time and date of the checks, the person making them and the results including any remedial action.

PPN12 There shall be placed at all exits from the premises, in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises and the area quietly.

PPN19 No light from or on the premises and any other light under the control of the premises shall be provided where that light causes a nuisance to any nearby premises.

**Annex 4**

**Plan of the Premises**

**Plan refs**

- 1) March 2005 plan ref AV1/A 051100398
- 2) Feb 2001 plan ref AM1/D
- 3) March 2005 plan ref AL1/A

**Premises Licence Summary**

<b>PREMISES LICENCE NUMBER</b>	<b>PL(A)0342</b>
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<b>PREMISES DETAILS</b>
<b>POSTAL ADDRESS OF PREMISES, OR IF NONE ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION</b>
<b>The Cube</b>  2 Breck Road Poulton-Le-Fylde Lancashire FY6 7AA
<b>Telephone number</b>  01253 895566

<b>WHERE THE LICENCE IS LIMITED THE DATES THAT APPLY</b>
Not Applicable

<b>LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE</b>
E.Live music-Indoors
F.Recorded music-Indoors
G.Dance-Indoors

- H.Similar to E,F or G-Indoors
- I.Making music-Indoors
- J.Facilities for dancing-Indoors
- K.Similar to I or J-Indoors
- L.Late night refreshment-Indoors
- M.Sale of Alcohol ON and OFF Premises

## AUTHORISED SUPPLIES OF ALCOHOL (ON OR OFF THE PREMISES) AND TIMES OF EACH LICENSABLE ACTIVITY

### E.Live music-Indoors

FRIDAY AND SATURDAY	09:00 - 02:30
SUNDAY TO THURSDAY	09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
 Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
 Maundy Thursday 10:00hrs to 02:30hrs  
 Christmas Eve 10:00hrs to 03:00hrs  
 New Years Eve 10:00hrs to 03:00hrs  
 New Years Day 10:00hrs to 01:00hrs

### F.Recorded music-Indoors

FRIDAY AND SATURDAY	09:00 - 02:30
SUNDAY TO THURSDAY	09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
 Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
 Maundy Thursday 10:00hrs to 02:30hrs  
 Christmas Eve 10:00hrs to 03:00hrs  
 New Years Eve 10:00hrs to 03:00hrs  
 New Years Day 10:00hrs to 01:00hrs

### G.Dance-Indoors

FRIDAY AND SATURDAY	09:00 - 02:30
SUNDAY TO THURSDAY	09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
Maundy Thursday 10:00hrs to 02:30hrs  
Christmas Eve 10:00hrs to 03:00hrs  
New Years Eve 10:00hrs to 03:00hrs  
New Years Day 10:00hrs to 01:00hrs

H.Similar to E,F or G-Indoors

FRIDAY AND SATURDAY 09:00 - 02:30  
SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
Maundy Thursday 10:00hrs to 02:30hrs  
Christmas Eve 10:00hrs to 03:00hrs  
New Years Eve 10:00hrs to 03:00hrs  
New Years Day 10:00hrs to 01:00hrs

I.Making music-Indoors

FRIDAY AND SATURDAY 09:00 - 02:30  
SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
Maundy Thursday 10:00hrs to 02:30hrs  
Christmas Eve 10:00hrs to 03:00hrs  
New Years Eve 10:00hrs to 03:00hrs  
New Years Day 10:00hrs to 01:00hrs

J.Facilities for dancing-Indoors

FRIDAY AND SATURDAY 09:00 - 02:30  
SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs  
Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs  
Maundy Thursday 10:00hrs to 02:30hrs  
Christmas Eve 10:00hrs to 03:00hrs  
New Years Eve 10:00hrs to 03:00hrs  
New Years Day 10:00hrs to 01:00hrs

K.Similar to I or J-Indoors

FRIDAY AND SATURDAY 09:00 - 02:30  
SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs



Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs

Maundy Thursday 10:00hrs to 02:30hrs

Christmas Eve 10:00hrs to 03:00hrs

New Years Eve 10:00hrs to 03:00hrs

New Years Day 10:00hrs to 01:00hrs

L.Late night refreshment-Indoors

FRIDAY AND SATURDAY 23:00 - 02:30

SUNDAY TO THURSDAY 23:00 - 01:00

The whole of December 23:00hrs to 02:30hrs

Thursday to Sunday of all Bank Holiday weekends 23:00hrs to 02:30hrs

Maundy Thursday 23:00hrs to 02:30hrs

Christmas Eve 23:00hrs to 03:00hrs

New Years Eve 23:00hrs to 03:00hrs

New Years Day 23:00hrs to 01:00hrs

M.Sale of Alcohol ON and OFF Premises

FRIDAY AND SATURDAY 09:00 - 02:30

SUNDAY TO THURSDAY 09:00 - 01:00

The whole of December 10:00hrs to 02:30hrs

Thursday to Sunday of all Bank Holiday weekends 10:00hrs to 02:30hrs

Maundy Thursday 10:00hrs to 02:30hrs

Christmas Eve 10:00hrs to 03:00hrs

New Years Eve 10:00hrs to 03:00hrs

New Years Day 10:00hrs to 01:00hrs

#### OPENING HOURS OF THE PREMISES

FRIDAY AND SATURDAY 09:00 - 03:00

SUNDAY TO THURSDAY 09:00 - 01:30

**NAME, (REGISTERED) ADDRESS OF HOLDER(S) OF PREMISES LICENCE**

Cube Bar Limited  
4a Breck Road  
Poulton le Fylde  
Lancashire  
FY6 7AA

**REGISTERED NUMBER OF HOLDER, FOR EXAMPLE, COMPANY NUMBER, CHARITY NUMBER  
(WHERE APPLICABLE)**

Company Reg Number 04240604

**NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE  
AUTHORISES THE SUPPLY OF ALCOHOL**

Mr Paul Mellor

**STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR  
PROHIBITED, IN ADDITION TO LICENSING CONDITIONS**

Restrictions of the Licensing Act 2003 apply

This premises licence summary is issued by Wyre Council as licensing authority under part 3 of the Licensing Act 2003 and regulations made thereunder.



Dated this 4th February 2013

Issued on behalf of Wyre Council

A handwritten signature in black ink, appearing to read "M Brantly".

Service Director, Health and Wellbeing

Licensing Section. Wyre Council, Breck Road, Poulton le Fyde. Lancashire. FY6 7PU

Tel: 01253 887406. Email: [licensing@wyre.gov.uk](mailto:licensing@wyre.gov.uk). Website: [www.wyre.gov.uk](http://www.wyre.gov.uk)

## APPENDIX 4

TCO1

REP ①

**Fletcher, Stuart**

---

**From:** Cllr Berry, Roger  
**Sent:** 11 July 2017 12:45  
**To:** Fletcher, Stuart  
**Cc:**  
**Subject:** Re: Variation to premises licence at The Cube,Poulton

I feel this application should be opposed as an extension of licensing hours can only lead to increased likelihood of ASB , damage to property and disturbance for local residents and will put further pressure on police officer resources.If the application were to be granted then it will encourage similar applications for other premises in the area exacerbating these issues.Regards Cllr Roger Berry.

**Fletcher, Stuart**

---

**From:**  
**Sent:** 14 July 2017 12:43  
**To:** Licensing & Health and Safety  
**Cc:** Cllr Henderson, David  
**Subject:** Variation to premises licence at The Cube, Poulton

We object to the application of the half hour extension to all the days specified in their application.

Our reasons are:-

Disturbance, certain amount of sound leakage from the premises as our property borders the back of The Cube, people round the back smoking and activity around the dustbins late at night.

Also most importantly people leaving the club late at night walking down Vicarage Road causing a disturbance, taxis coming and going later at night. As the later in the night The Cube is open, the quieter the background sound levels drop which causes an increase in volume of disturbance of people leaving the premises.

Regards  
Ron and Iean Preston

Poulton-le-Fylde

Email secured by Check Point



Acknowledged SF  
14/7/17

Fletcher, Stuart

From:
Sent: 02 August 2017 23:01
To: Licensing & Health and Safety
Cc: Cllr Henderson, David
Subject: Extended Licensing Hours The Cube / Breck Road / Poulton Le Fylde

Dear Sirs

In relation to the licence application to be extended by The Cube by 30 minutes on a Friday and Saturday and possible week day and associated Bank Holidays .

We wish to put forward an objection to this , as we already believe the license that the Cube holds at present is already very late in the early hours of the morning over the weekend and bank holidays etc. and is already enough when the residents of the near by streets ( Vicarage Road) , have had disturbances over the past few years , very late into the night , by either people leaving and walking down the streets( usually very loud and shouting) , also entering their vehicle's, banging car doors, having a long chat or row outside our homes or violence . Extending further long hours will only make the situation worse and as more people can drink longer , which will increase the associated problems which the residents will have to endure further .

We cant even open our windows at the weekends as the noise is bad enough in the early hours ( even though they are double glazed) which effects our rights to live a reasonable quality of life ....and not be disturbed constantly though many nights over a long period of time , with a family of three children and working parents . A reduction of many of the licenses would be a better solution , so we can get so sleep, after MIDNIGHT ! Theses large family homes were here well before theses licenses of bars, clubs etc ... and we deserve some sort of quality of life .

There is no justification for this further extension request except profit . In most towns and cities across the country you will find it quite hard to find a licensed pub, bar or club open very late into the night ( 3.00pm!!!) in a residential area including London!! for clear reason ..... and they don't quite go home then , as already stated. Usually on our road for sometime !! ...

I therefore trust that no further extension of opening hours will be granted and look forward to hearing from you with the outcome.

Yours Sincerely

Mr and Mrs Hasty

Email secured by Check Point

Acknowledged (SF)

3/8/17





**Representation Form (Other Persons)**

Your Name/Company Name/Name of representative body.	Stephen and Emma O'Brien
If representative body please give detail of how you represent residents or businesses	Residents in Vicarage Road
Postal address	Vicarage Road Poulton Fy6 7be
Contact telephone number	
Email address	

Name of the premises you are making a representation about.	The Cube
Address of the premises you are making a representation about.	Breck Road Poulton

Your representation must relate to one of the four Licensing Objectives. Please state Yes or No.(see note below)	Please detail the reason for your representation and any evidence to support it Please use separate sheets if necessary
The Prevention of harm to children	
To prevent Public Nuisance	

RECEIVED  
- 3 AUG 2017

Acknowledged SF  
4/8/17

APPENDIX 4 TCO4

<p>To prevent crime and disorder</p>	<p>Yes. The extension to establishments selling alcohol in a highly residential area is causing significant disturbance to us as a family with young children. The excessive consumption of alcohol until 3am in the morning has lead to a significant increase in disorderly and violent behaviour with total disregard to the impact this has on adjacent residents. The character of Poulton during these hours has a detrimental impact on Poulton and creates an environment which is out of character with the image Poulton wishes to project Currently the licensee appears to make no effort to understand the needs of the local community.</p>
<p>Public Safety</p>	

<p><b>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Committee to take into account.</b></p>	<p>Businesses should employ additional resources to control the behaviour and noise created by its customers after they leave the premises. They should be made to fund additional community policing to encourage its customers to leave towards the centre of Poulton rather than down Vicarage Road and into the park!</p>
---	---

<p><b>I wish to call the following people in support of my representation. Anybody you wish to speak to the committee must be declared here.</b></p>	
<p><b>Person</b></p>	<p><b>How they will assist you</b></p>



APPENDIX 4 TCO4

Have you made any representations in respect of these premises before		No
Date on which previous representations were made		

I understand that the Licensing authority is obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation. All representations are treated as public documents.	<b>You must initial this box to state that you understand and permit this</b>	
--	---	--

I agree to attend any hearing before either the Licensing committee or magistrates court (in the event of an appeal against the Council's decision) in support of my representation	YES	
---	-----	--

Signed:	
Date:	31/7/17
Print name:	Stephen O'Brien

**Fletcher, Stuart**

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**From:** HOWARD JORDIN  
**Sent:** 03 August 2017 15:19  
**To:** Licensing & Health and Safety  
**Cc:** Cllr Henderson, David  
**Subject:** The Cube, 2Breck Road, FY6 7AA.

For the attention of Stuart Fletcher, Licensing Officer.

We would like to register our objection to an extension of the licensing hours to 03.00 hours at the Cube, the noise nuisance and antisocial behaviour of the intoxicated customers leaving the Cube is already very intrusive and disturbing. It would be preferable to reduce the licensing hours for the premises, particularly as we understand that there is no active police presence in Poulton after 02.00 hours.

Mrs. B Yates and H Jordin, FY6 7BD.

Email secured by Check Point



Acknowledged SF  
4/8/17

3<sup>rd</sup> August 2017

APPENDIX 4 TC06 Rep (6)

Good Evening

I am writing to voice my concerns over the request from the Cube Bar to extend its license to sell alcohol to 03:00hrs and its closing times to 03:30hrs on Friday and Saturdays. The application also states that the owners wish to extend their opening hours during the whole month of December and all bank holidays, broadly; If I have read the application correctly then the request is to extend its hours on Monday Thursday Friday and Saturday.

As a resident who lives in Purdy Hill with a young family and whose property backs onto the Cube, I have to strongly object to these proposals. I regularly have to close my rear doors and windows in the early evening because of the loud noise and bad language coming from the beer garden, I have also been told the license for the beer garden allows the Cube to serve drinks until 18:00hrs, however over the last eight weeks and with the weather allowing outside drinking, there are still people drinking outside at 21:00hrs. This is compounded by the emptying of glass bottles at the rear of the Cube into the commercial bins at all hours of the evening/early morning. This disregards for the local residents and the current licensing demonstrating a lack of consideration for the community and compliance with the current licensing.

I have also started to find drugs paraphernalia in the street on Saturday and Sunday mornings. Small postage size plastic zip bags that are used for drugs have been found littering the road at the entrance to Prudy Hill, and whilst I cannot directly attribute this to the Cube, questions must be asked about the drug policies at the Cube and Déjà vu clubs and the proximity to these empty drugs bags.

I think that the request for an extension adds nothing to Poulton and puts the Cube's business model before the needs of the town and local residents. I could understand this request if we lived in the centre of a large city or town or the local council was inundated with requests from local residents for a drinking establishment that is open till 3:30am, but we don't live in a big city or town, and I'm guessing that the council are not swamped by requests from local residents for somewhere to drink till 3 in the morning.

We need to ask ourselves what kind of town do we want to live in? If we want a town that is great to visit for a meal and an evening drink, then I think the current licensing is more than adequate, however if we want to turn Poulton into a late-night drinking town for 18-year olds\* with all the associated problems around drunkenness and antisocial behaviour, then I think by allowing this extension to the current licensing we will be taking a massive step towards this.

Kinds Regards

Mr D W Hutchison

Poulton Le Fylde  
FY6 7BD

\* Having looked at the Cube's door policy they operate a challenge 25 policy in the evening, I initially thought this meant that it was only customers over 25 that would be allowed to purchase alcohol, however having looked into the challenge 25 policy, it only states that the company will ask anybody that looks under 25 for I.D and that the actual door policy is 18 and over. I think this is important and adds weight to argument that the later license will attract younger drinkers.

Acknowledged SF  
4/8/17



## APPENDIX 4 TC07

Begin forwarded message:

**From:** Arthur Griffiths  
**Date:** 4 August 2017 at 21:44:43 BST  
**To:** <  
**Subject:** Proposed extension to opening hours of "The Cube"

David,

Sorry for the delay in sending this email. I've been having a problem with my computer. I hope it will still be considered.

I am totally opposed to any extension of the opening hours at the premises known as "The Cube". My reasons are as follows:

1. I understand there is no police presence in Poulton after 2.00am therefore any unruly behaviour goes unchecked.
2. Local residents (such as those of us who live on Prudy Hill) are already subjected to the disruptive, noisy, and unruly behaviour of the customers from The Cube as they leave the premises in the early hours of the morning. Any lengthening of the licensing hours can only serve to worsen this situation.
3. The rubbish (cigarette packets, cans, bottles, glasses) discarded in the street and pools of vomit on the pavements are unsightly and unhygienic.

Please remember when considering the request to increase the opening times of establishments such as The Cube that this is a residential area after all, and the residents deserve your concern just as much, if not more than local businesses.

Arthur Griffiths  
Poulton-le-Fylde  
FY6 7BD

Email secured by Check Point

# APPENDIX 5

**Fletcher, Stuart**

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**From:** Parkinson, Helen  
**Sent:** 02 August 2017 16:10  
**To:** Licensing & Health and Safety  
**Cc:**  
**Subject:** Cube Mediation  
**Attachments:** Cube mediation.pdf

Please find attached the signed mediation agreement for the Variation to the licence at Cube. I can now confirm the police have no objections to this application.

Kind Regards

Helen

PS1747 Helen Parkinson  
Licensing Sgt - West Division  
Bispham Police Station  
Blackpool

\*\*\*\*\*  
\*\*\*\*\*

This message may contain information which is confidential or privileged. If you are not the intended recipient, please advise the sender immediately by reply e-mail and delete this message and any attachments, without retaining a copy.

Lancashire Constabulary monitors its emails, and you are advised that any e-mail you send may be subject to monitoring.

This e-mail has been scanned for the presence of computer viruses.

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Email secured by Check Point

Wyre Council Licensing Service

## Notification of Mediation Agreement

<b>Premises Details</b>	
Name of Premises	The Cube
Premises Address	2 Breck Road Poulton-Le-Fylde
Post Code	FY6 7AA
<b>Responsible Authority</b>	
Service / Department	Lancashire Constabulary
Officer (Print Name)	PS1747 Helen Parkinson
Signature	
<b>Proposed changes to Application Operational Schedule</b>	
Mark one	
Adequate changes proposed during the representation period	No representation made <input checked="" type="checkbox"/>
Some changes proposed	Representation will follow for remaining concerns
Some changes made after representation submitted	Continue to hearing
Full and adequate proposals made after representation	Representation withdrawn
<b>Applicant's consent to amend Licence Application</b>	
I the undersigned am the applicant and hereby authorize Blackpool Licensing Service to amend my application as detailed below I understand that these amendments may be included as conditions on the Premises Licence should one be issued	
Applicant's Name (Please print clearly)	Paul Mellor
Applicant's Usual Signature	
Date of signing	02 08 2017
<b>Amendments</b>	

## The following conditions to be added to the Operating Schedule:

- 1 CCTV will be installed internally and externally at the premises and will comply with the following
  - The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises, where practical, are to be covered by the system
  - The system will display on any recording the correct time and date of the recording
  - The system will make recordings during all hours the premises are open to the public
  - VCR tapes or digital recording shall be held for a minimum of 31 days and 28 days respectively, after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection

upon request

- The system will as minimum record images of the head and shoulders of all persons entering the premises

2 A staff member who is conversant with the operation of the CCTV system will be on the premises at all times the premises are open to the public. This staff member will be able to show police recent data or footage with the absolute minimum of delay when requested.

3 The Licence Holder or Designated Premises Supervisor shall notify the Police Licensing Unit on any occasion when the CCTV or radio system is to be inoperative for a period of one working day and shall provide a certificate from a competent person stating reason for the system being inoperative and the measures which have been taken to satisfy the licence conditions.

4 Appropriate signage alerting customers to CCTV recording shall be displayed in conspicuous positions on the premises.

5 Bi-Annual documented maintenance checks of the CCTV system including the recording system will be undertaken by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.

6 The Licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:

- i. UK photo driving licence
- ii. Passport
- iii. Proof of Age Standards Scheme Card
- iv. Armed forces ID card

All staff involved in the sale of alcohol shall receive suitable training in relation to the proof of age scheme to be applied upon the premises. All such staff to receive regular refresher training at intervals of at least 3 months. Records to evidence this will be made available to officers on request.

7 All members of staff shall receive suitable training with regard to serving drunks and conflict management and are to receive regular refresher training at intervals of a maximum of 3 months. Records to evidence this will be made available to authorised officers upon request.

8. An incident book will be maintained in which there will be recorded.

- All incidents of crime and disorder
- Refused sales to suspected under-age and drunken persons
- A record of any person asked to leave the premises
- Details of occasions on which the police are called to the premises.

- A record of persons searched on suspicion that drugs are being carried and the reason for such suspicion

The book will be available for inspection by a police officer or authorised person on demand

- 10 Security arrangements are sufficient to discourage the sale and consumption of drugs and shall ensure such arrangements include regular checks of toilet areas
- 11 Records of incidents involving the use and / or detection of drugs shall be maintained and those records shall be available for inspection
- 12 Confiscated and found drugs shall be stored, disposed, transferred in accordance with procedures agreed with the Lancashire Constabulary
- 13 Personal licence holder shall be on the premises after 21 00hours when intoxicating liquor is being sold or supplied to customers, except in the case of an emergency They must be contactable at all other times
- 14 All children under 12years of age will be accompanied by an adult at all times the premises is open to the public Any unaccompanied children (between ages of 12 - 17) may be permitted in the restaurant area for food and a soft drink and must be served by waitress service only until 18 00hours
- 14 No children under 18 will be allowed on the premises after 21 00hours except for children attending a private function All children attending a private function must be accompanied at all times and leave the premises by midnight and remain in the specified function area
- 15 Functions which specifically target young people aged 17-18 years (for example birthday parties) will not be allowed to take place on the premises, except when public events are organised and supervised by Educational Establishments
- 16 No entertainment of an adult or sexual nature will take place on the premises
- 17 1x SIA doorstaff from 21 30hrs every Friday and Saturday, Sundays prior to Bank Holiday Maundy Thursday Christmas Eve and New Years Eve, with an additional 1xSIA doorstaff from 22 00hours from the first 100 customers There must then be an additional 1x SIA doorstaff for every part thereof 150 customers
- 18 At all other times the licence holder will determine an appropriate number of door staff, having regard to a written risk assessment maintained by the premises licence holder This document must be kept in such a place so that it can be inspected by Police if required
- 20 At least two doorstaff must remain at the entrance until all customers have left the premises and the doors to the premises are closed except in case of emergencies



**The following conditions to be removed from the operating schedule:**

CD8 A tamper proof CCTV system shall be installed at the premises in liaison with and to the satisfaction of Lancashire Constabulary and shall be used to record during all hours that a licensable activity takes place on the premises.

CD10 Where CCTV equipment is fitted, it shall be maintained in good working order in accordance with the manufacturer's instructions.

CD12 The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 28 days

The licensee shall rigorously enforce the Challenge 21 proof of age policy agreed between the Poulton Licensees Forum, Wyre Borough Council and Lancashire Constabulary.

CD14 There shall be in place for the premises a written policy to prevent the sale or supply of alcohol to persons under 18 years of age. That policy shall require any person who appears to be under the age of 21 years to produce a recognized proof of age card accredited under the Proof of Age Standards Scheme (PASS) or if a proof of age card is not available a photo driving licence or passport indicating that they are over 18 years of age.

The licence holder shall undertake a drug safety assessment and will maintain the procedures and practices identified by that assessment.

1 x SIA doorstaff from 21:30hrs every Friday and Saturday evening, with an additional 1 x SIA doorstaff from 22:00hrs for the first 100 customers. There must then be an additional 1 x SIA doorstaff for every part thereof 200 customers, subject to a minimum of 5 door supervisors when the premises are at maximum capacity.

At all other times the licence holder will determine an appropriate number of door staff, having regard to a written risk assessment maintained by the premises licence holder. This document must be kept in such a place so that it can be inspected by Police if required.

\* To insert an additional row place the cursor in the last row and select *Table -> Insert -> Rows below* from the top menu bar

# APPENDIX 6

**Fletcher, Stuart**

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**From:** Fail, Jonathan  
**Sent:** 01 August 2017 12:29  
**To:** Fletcher, Stuart  
**Subject:** RE: Variation to premises licence at The Cube,Poulton

Hi Stuart,

I have reviewed this application and I have no objections.

Jonathan Fail

**Jonathan Fail**  
Environmental Health Officer

Room 129

**From:** Fletcher, Stuart  
**Sent:** 07 July 2017 15:38

**Subject:** Variation to premises licence at The Cube,Poulton

Hello

We have received an application for a variation to the premises licence at The Cube, 2 Breck Road, Poulton, FY6 7AA.

The application is to extend the opening times for Friday and Saturday by half an hour to 03.30am and to increase sale of alcohol times Friday and Saturday to 03.00am.

The opening times will also increase by 30 minutes on various days, Maundy Thursday, Thursday to Friday on all Bank Holidays and for all days during December opening times will be 03.30am.

The sale of alcohol will also increase by 30 minutes on various days, Maundy Thursday, Thursday to Friday on all Bank Holidays and for all days during December and will be 03.00am.

If you have any comments regarding this application please contact [licensing@wyre.gov.uk](mailto:licensing@wyre.gov.uk) before the 4<sup>th</sup> August 2017

Regards Stuart

**Stuart Fletcher**  
Licensing Officer

# APPENDIX 7

OFFICIAL



To whom it may concern  
Licensing Dept  
**Wyre Borough Council**  
Civic Centre  
Breck Road  
POULTON LE FYLDE  
FY6 7PU

*Please ask for:*  
*Telephone:*  
*Email:*  
*Your Ref:*  
*Our Ref:*  
*Date:*

WM Anthony A Buschini  
[fleetwoodfiresafety@lancsfireandrescue.org.uk](mailto:fleetwoodfiresafety@lancsfireandrescue.org.uk)  
PL (A) 0342  
W3020283/AAB/JP  
3 August 2017

Dear Sir or Madam

## VARIATION PREMISES LICENCE

**Legislation:** Licensing Act 2003  
**Name of Applicant:** Paul Mellor  
**Address of Premises:** The Cube, 2 Breck Road, Poulton-Le-Fylde FY6 7AA

The above application has been inspected and the Fire Authority has no objection to the variation of a premises licence.

**These premises are subject to the Regulatory Reform (Fire Safety) Order 2005. The responsible person is required to carry out a fire risk assessment.**

The Fire Authority may inspect the premises to ensure compliance with the Regulatory Reform (Fire Safety) Order 2005, and the Risk Assessment may be required by the Licensing Authority to satisfy the licensing objective relating to public safety.

If you would like to discuss this, or any other matter of fire safety, please call me on 01253 879014.

Yours faithfully

WM A A Buschini 020  
Fire Safety Enforcement Officer  
For Chief Fire Officer

Fire Safety Enforcement Department  
Fleetwood Community Fire Station  
Radcliffe Road  
FLEETWOOD FY7 6UJ

