



Licensing Act 2003 Sub-Committee

Date:	Thursday, 24 March 2011
Time:	10.00 am
Venue:	Committee Room 2 - Wallasey Town Hall

Contact Officer: Anne Beauchamp
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AGENDA

- 1. APPOINTMENT OF CHAIR**
- 2. MEMBERS' CODE OF CONDUCT - DECLARATIONS OF INTEREST**

Members are asked to consider whether they have personal or prejudicial interests in connection with any item(s) on this agenda, and, if so, to declare them and state what they are.
- 3. TESCO, 190 HOYLAKES ROAD, MORETON (Pages 1 - 4)**
- 4. 218-220 WALLASEY VILLAGE, WALLASEY (Pages 5 - 8)**
- 5. ANY OTHER URGENT BUSINESS ACCEPTED BY THE CHAIR**

To consider any other business that the Chair accepts as being urgent.

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WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

24 MARCH 2011

SUBJECT:	APPLICATION FOR THE GRANT OF A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	LEASOWE AND MORETON EAST WARD
REPORT OF:	DIRECTOR OF LAW, HR AND ASSET MANAGEMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application for a Premises Licence under the provisions of the Licensing Act 2003. The application is made by Tesco Stores Limited and relates to the premises known as **Tesco, 190 Hoylake Road, Moreton**.

2.0 RECOMMENDATION

- 2.1 The Licensing Act 2003 Sub-Committee are asked to consider the application for a Premises Licence in respect of the above premises.

3.0 REASONS FOR RECOMMENDATION

- 3.1 It is a statutory requirement for this Committee to determine the application due to relevant representations received.

4.0 BACKGROUND AND KEY ISSUES

- 4.1 These premises do not currently hold a Premises Licence.

5.0 APPLICATION

- 5.1 An application has been received for the grant of a Premises Licence for these premises for the following hours:

Supply of Alcohol

Sunday to Saturday 08:00 to 23:00

Hours Open to the Public

Sunday to Saturday 06:00 to 23:00

- 5.2 Following consultation with Merseyside Police, the applicant has amended the hours for the Supply of Alcohol. Therefore the hours originally set out in this application have been amended as above.

6.0 PROMOTION OF LICENSING OBJECTIVES

- 6.1 Applicants are required to submit as part of their application an operating schedule that sets out how they will conduct/manage their business in accordance with the four Licensing Objectives. A copy of the full application is available.
- 6.2 Members of the Licensing Act 2003 Sub-Committee are advised that the proposals set out in the operating schedule may become conditions of licence should the licence be granted.

7.0 RELEVANT REPRESENTATIONS

- 7.1 The following Representations have been received in respect of the above application.

Interested Parties

In respect of this application, six representations have been received by Local Residents. The representations relate to anti-social behaviour and public nuisance which is currently a problem within the vicinity of the premises. Copies of the representations are available.

- 7.2 There have been no other representations received from the following Responsible Authorities:

Wirral Safe Guarding Children Board
Trading Standards
Environmental Health
Planning Authority
Fire Authority
Merseyside Police

8.0 RELEVANT RISKS

- 8.1 There are none arising directly from this report.

9.0 OTHER OPTIONS CONSIDERED

- 9.1 There is no provision for other options to be considered.

10.0 CONSULTATION

- 10.1 Statutory consultation has been undertaken in respect of this application.

11.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

- 11.1 There are no specific implications arising from this report.

12.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

- 13.1 There are no specific implications arising from this report.

14.0 LEGAL IMPLICATIONS

14.1 A decision of this Committee is subject to Appeal.

15.0 EQUALITIES IMPLICATIONS

15.1 There are no specific implications arising from this report.

15.2 Equality Impact Assessment (EIA)

Is an EIA required? No

16.0 CARBON REDUCTION IMPLICATIONS

16.1 There are no specific implications arising from this report.

17.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

17.1 The Director of Technical Services (Development Control) has advised that these premises shall be closed between 23:00 and 06:00.

REPORT AUTHOR:

Richard Leyland

Licensing Team Leader

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APPENDICES

- Application for the grant of a Premises Licence
- Representations received from local residents

REFERENCE MATERIAL

- Application for the grant of a Premises Licence
- Representations received from local residents

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
None	

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WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

24 MARCH 2011

SUBJECT:	APPLICATION FOR THE GRANT OF A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	WALLASEY WARD
REPORT OF:	DIRECTOR OF LAW, HR AND ASSET MANAGEMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application for a Premises Licence under the provisions of the Licensing Act 2003. The application is made by Navjot Kaur Chahal and relates to the premises located at **218-220 Wallasey Village, Wallasey**.

2.0 RECOMMENDATION

- 2.1 The Licensing Act 2003 Sub-Committee are asked to consider the application for a Premises Licence in respect of the above premises.

3.0 REASONS FOR RECOMMENDATION

- 3.1 It is a statutory requirement for this Committee to determine the application due to relevant representations received.

4.0 BACKGROUND AND KEY ISSUES

- 4.1 These premises, previously known as 'The Local' had a Premises Licence which was surrendered in August 2010. The hours previously permitted at these premises were as follows:

Supply of Alcohol

Monday to Saturday	08:00 to 23:00
Sunday	10:00 to 22:30

- 4.2 On 21 January 2011 Members of the Licensing Act 2003 Sub-Committee considered an application for the grant of a Premises Licence for these premises made by Laura Colbourne. Following representations received from Merseyside Police, Local Residents and Ward Councillors Members resolved to refuse the application as it was considered that granting the application would undermine the licensing objectives with regard to crime and disorder, public nuisance and the protection of children from harm.

5.0 APPLICATION

- 5.1 An application has been received for the grant of a Premises Licence for these premises for the following hours:

Supply of Alcohol

Sunday to Saturday 08:00 to 23:00

Hours Open to the Public

Sunday to Saturday 08:00 to 23:00

6.0 PROMOTION OF LICENSING OBJECTIVES

- 6.1 Applicants are required to submit as part of their application an operating schedule that sets out how they will conduct/manage their business in accordance with the four Licensing Objectives. A copy of the full application is available.
- 6.2 Members of the Licensing Act 2003 Sub-Committee are advised that the proposals set out in the operating schedule may become conditions of licence should the licence be granted.

7.0 RELEVANT REPRESENTATIONS

- 7.1 The following Representations have been received in respect of the above application.

Interested Parties

In respect of this application, six representations have been received by Local Residents. The representations relate to anti-social behaviour and public nuisance which was a problem when the premises previously had a Premises Licence. The representations also relate to anti-social behaviour which is currently a problem within the vicinity of the premises. Copies of the representations are available.

A representation has also been received from Ward Councillors, Kate Wood, Lesley Rennie and Paul Hayes. The representation supports the concerns expressed by local residents. A copy of the representation is available.

- 7.2 There have been no other representations received from the following Responsible Authorities:

Wirral Safe Guarding Children Board
Trading Standards
Environmental Health
Planning Authority
Fire Authority
Merseyside Police

8.0 RELEVANT RISKS

8.1 There are none arising directly from this report.

9.0 OTHER OPTIONS CONSIDERED

9.1 There is no provision for other options to be considered.

10.0 CONSULTATION

10.1 Statutory consultation has been undertaken in respect of this application.

11.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

11.1 There are no specific implications arising from this report.

12.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

13.1 There are no specific implications arising from this report.

14.0 LEGAL IMPLICATIONS

14.1 A decision of this Committee is subject to Appeal.

15.0 EQUALITIES IMPLICATIONS

15.1 There are no specific implications arising from this report.

15.2 Equality Impact Assessment (EIA)
Is an EIA required? No

16.0 CARBON REDUCTION IMPLICATIONS

16.1 There are no specific implications arising from this report.

17.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

17.1 There are no Planning implications arising from this report.

REPORT AUTHOR: **Richard Leyland**
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APPENDICES

- Application for the grant of a Premises Licence
- Representations received from local residents and Ward Councillors

REFERENCE MATERIAL

- Application for the grant of a Premises Licence
- Representations received from local residents and Ward Councillors

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Please see 4.2 of this Report	