



## Licensing Act 2003 Sub-Committee

<b>Date:</b>	<b>Tuesday, 22 November 2011</b>
<b>Time:</b>	<b>2.00 pm</b>
<b>Venue:</b>	<b>Committee Room 2 - Wallasey Town Hall</b>

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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. **FOUR SEASONS, 265-267 SEABANK ROAD, WALLASEY (Pages 1 - 4)**

In accordance with Regulation 14(2) of the Licensing Act 2003, Members of the Sub-Committee agreed at a meeting on 21 October 2011 that this matter be heard in private and that members of the public be excluded due to the ongoing multi-agency investigation and the potential that this may cause prejudice in respect of any future hearings.

4. **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

22 NOVEMBER 2011

SUBJECT:	APPLICATION TO REVIEW A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	NEW BRIGHTON 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 the review of a Premises Licence under the provisions of the Licensing Act 2003. The application is made by Merseyside Police and relates to the premises known as **Four Seasons, 265-267 Seabank Road, Wallasey.**

#### 2.0 RECOMMENDATION

- 2.1 The Licensing Act 2003 Sub-Committee are asked to consider an application for the review of 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.

#### 4.0 BACKGROUND AND KEY ISSUES

- 4.1 Four Seasons currently has a Premises Licence, to allow the following Licensable Activity:

##### **Supply of Alcohol**

Monday to Saturday 08:00 to 23:00

Sunday 10:00 to 22:30

- 4.2 The Licensing Act 2003 Sub-Committee may, having regard to the application for review and any relevant representations, take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- Modify the Conditions of the Licence.
- Exclude a licensable activity from the scope of the Licence.
- Remove the Designated Premises Supervisor.
- Suspend the Licence for a period not exceeding three months.
- Revoke the Licence.

The licensing authority may decide that no action is necessary if it finds that the review does not require it to take any steps necessary to promote the licensing objectives.

## **5.0 APPLICATION**

- 5.1 An application has been received from Merseyside Police to review the Premises Licence for the premises known as Four Seasons, 265 Seabank Road, Wallasey. The Licensing Sergeant has advised that the grounds for review are in relation to the Premises being linked to criminal activity. The Licensing Sergeant considers that the criminal activity linked to these premises seriously undermines the Licensing Objectives in particular the prevention of crime and disorder, public safety and the protection of children from harm.
- 5.2 Further information to support the above grounds for review is included within the application which is available.

## **6.0 RELEVANT REPRESENTATIONS**

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

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

## **7.0 RELEVANT RISKS**

- 7.1 There are none arising directly from this report.

## **8.0 OTHER OPTIONS CONSIDERED**

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

## **9.0 CONSULTATION**

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

## **10.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS**

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

## **11.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS**

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

## **12.0 LEGAL IMPLICATIONS**

- 12.1 A decision of this Committee can be subject to Appeal.

## **13.0 EQUALITIES IMPLICATIONS**

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

- 13.2 Equality Impact Assessment (EIA)  
Is an EIA required? No

#### **14.0 CARBON REDUCTION IMPLICATIONS**

14.1 There are no specific implications arising from this report.

#### **15.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS**

15.1 There are no Planning implications arising from this report.

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#### **APPENDICES**

Application to Review the Premises Licence.

#### **REFERENCE MATERIAL**

None

#### **SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>
<b>None</b>	

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