

WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE

LICENSING ACT 2003 SUB-COMMITTEE

21 JANUARY 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
RESPONSIBLE PORTFOLIO HOLDER:	COUNCILLOR S HOLBROOK, CORPORATE RESOURCES
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 Laura Colebourne and relates to the premises located at 218-220 Wallasey Village, Wallasey.

2.0 RECOMMENDATION/S

- 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/S

- 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

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, four 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.

Merseyside Police

In respect of this application, Merseyside Police have made a representation concerning the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. A copy of the representation is available.

In response to the representation received from Merseyside Police, a letter has been received from the applicant's legal representative dated 13 December 2010. A further letter has also been received from Merseyside Police dated 14 December 2010. Copies of these letters 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

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**
Licensing Team Leader
telephone: 0151 691 8478
email: richardleyland@wirral.gov.uk

APPENDICES

- Application for the grant of a Premises Licence
- Representations received from local residents and Ward Councillors
- Representation received from Merseyside Police
- Letter received from applicant's legal representative
- Letter received from Merseyside Police

REFERENCE MATERIAL

- Application for the grant of a Premises Licence
- Representations received from local residents and Ward Councillors
- Representation received from Merseyside Police
- Letter received from applicant's legal representative
- Letter received from Merseyside Police

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
These premises do not have a subject history as the application is for the grant of a Premises Licence.	