

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:	BIRKENHEAD AND TRANMERE 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 Mr Marcin Szostak and relates to the premises known as Wawel, 14 Oxtan Road, Birkenhead.

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 have not previously been licensed.

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, a representation has been received signed by three Local Residents. The representation relates to alcohol related disorder within the vicinity of the premises. Representations have also been received by a local business and a property management company who owns a number of properties on Oxton Road. These representations relate anti-social behaviour caused by individuals who are intoxicated. Two petitions have also been received signed by a total number of 62 residents/local businesses who are against the application. The representation relates to anti-social behaviour caused by individuals who are intoxicated by alcohol within the vicinity of the premises. Copies of the representations and petitions 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
Merseyside Police
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.

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APPENDICES

- Application for the grant of a Premises Licence
- Representations and petitions signed by local residents / businesses

REFERENCE MATERIAL

- Application for the grant of a Premises Licence
- Representations and petitions signed by local residents / businesses

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.	

