

NAME OF PREMISES: PENSBY HOTEL, RIDGEWOOD DRIVE, PENSBY

NAME OF APPLICANT: SHANE BLANSHARD

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application to vary a Premises Licence under the provisions of the Licensing Act 2003.

2.0 RELEVANT BACKGROUND

- 2.1 These premises currently have a premises licence with the following hours:

Supply of Alcohol

Sunday to Saturday 10:00 to 00:00

Hours Open to the Public

Sunday to Saturday 10:00 to 00:30

Regulated Entertainment (Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description)

Sunday to Thursday 19:00 to 23:00
Friday and Saturday 19:00 to 23:30

Regulated Entertainment (Exhibition of Films and Indoor Sporting Events)

Sunday to Saturday 10:00 to 23:30

Entertainment Facilities (Facilities for Dancing and Making Music)

Sunday to Thursday 19:00 to 23:00
Friday and Saturday 19:00 to 23:30

3.0 APPLICATION

- 3.1 The application to vary the Premises Licence is as follows:

Supply of Alcohol

Sunday to Thursday 10:00 to 00:00
Friday and Saturday 10:00 to 00:30

Hours Open to the Public

Sunday to Thursday 10:00 to 00:30
Friday and Saturday 10:00 to 01:00

Regulated Entertainment (Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description)

Sunday to Thursday 19:00 to 23:00
Friday and Saturday 19:00 to 00:00

Regulated Entertainment (Exhibition of Films, Indoor Sporting Events and Plays)

Sunday to Saturday 10:00 to 23:30

Entertainment Facilities (Facilities for Dancing and Making Music)

Sunday to Thursday 19:00 to 23:00
Friday and Saturday 19:00 to 00:00

3.2 The applicant has requested an amendment to the following condition of the Premises Licence:

‘The outside seating area to be closed at 9.00pm’

Requests that it be replaced by:

‘The outside seating area to be closed at 10.00pm’

3.3 The applicant has also requested to extend the licensed area to include a function room on the first floor. A copy of the plan of the Function Room is available.

3.4 The original application included a request to vary the licence to include a designated area for customers to take drinks outside beyond 10.00pm. The applicant has advised that following discussions with Responsible Authorities he has now withdrawn this aspect of the application.

4.0 **PROMOTION OF LICENSING OBJECTIVES**

4.1 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 detailing the steps proposed by the applicant is available.

4.2 Members of the Licensing Act 2003 Sub-Committee are advised that the proposals set out in the operating schedule would become conditions of licence should the licence be granted.

5.0 **RELEVANT REPRESENTATIONS**

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

Interested Party – Local Residents

In respect of this application two representations have been received from Local Residents. The representations relate to public nuisance caused by customers of the premises. Copies of the representations are available.

Ward Councillors, Robert Wilkins and Sarah Quinn, have also made a representation on behalf of local residents which supports the views as stated above. A copy of the representation is available.

Environmental Health (Pollution)

Environmental Health have made a representation in respect of the application regarding public nuisance. The applicant has responded to the representation and has agreed to the conditions as suggested by Environmental Health. A copy of the representation and the response is available.

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

Fire Authority
Wirral Area Child Protection Committee
Trading Standards
Environmental Health (Health and Safety)
Planning Authority
Merseyside Police

6.0 FINANCIAL AND STAFFING IMPLICATIONS

6.1 A statutory fee has been paid in respect of the application, which goes towards administrative and enforcement costs.

7.0 EQUAL OPPORTUNITIES IMPLICATIONS

7.1 There are none arising from this report.

8.0 LOCAL AGENDA 21 IMPLICATIONS

8.1 There are none arising directly from this report.

9.0 LOCAL MEMBER SUPPORT IMPLICATIONS

9.1 The premises are located in the Pensby and Thingwall ward.

10.0 HUMAN RIGHTS IMPLICATIONS

10.1 Article 6, of the First Protocol, concerned with the right to a fair hearing, may be applicable.

11.0 COMMUNITY SAFETY IMPLICATIONS

11.1 Effective control of Licensing Legislation can assist in raising standards and improve the perception of community safety.

12.0 PLANNING IMPLICATIONS

12.1 There are no planning implication in respect of this application.

13.0 BACKGROUND PAPERS

13.1 Application form applying to vary a Premises Licence – Operating Schedule.

13.2 Representations received from Local Residents and Ward Councillors.

13.3 Representation received from Environmental Health

14.0 **RECOMMENDATIONS**

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

Alan Stennard

Director of Regeneration

This report was prepared by Richard Leyland who can be contacted on 691 8478