

REPORT OF THE DIRECTOR OF REGENERATION

**NAME OF PREMISES: MORETON FOOD AND WINE, 383 HOYLAKES ROAD,
MORETON**

NAME OF APPLICANT: TRADING STANDARDS

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.

2.0 RELEVANT BACKGROUND

2.1 Moreton Food and Wine currently have a Premises Licence to allow the following Licensable Activity:

Sale by Retail of Alcohol

Monday to Saturday 08:00 to 23:00

Sunday 10:00 to 22:30

3.0 APPLICATION

3.1 An application has been received from Trading Standards to review the Premises Licence for the premises known as Moreton Food and Wine, 383 Hoylake Road, Moreton. The Trading Standards Manager has advised that the grounds for review are in relation to the protection of children from harm following underage sales taking place at the premises.

3.2 Further information to support the above grounds for review is included within the application which is available.

4.0 RELEVANT REPRESENTATIONS

4.1 Merseyside Police have made a representation in support of the application by Trading Standards which relates to the protection of children from harm. A copy of the representation and the supporting documents are available.

4.2 A representation in support of the application by Trading Standards has also been received from Councillor Blakeley as a resident, Councillor Moseley as a resident and Councillor Mountney as an individual who works in the area.

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

Wirral Area Child Protection Committee

Environmental Health

Fire Authority

Planning Authority

4.4 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 Licence conditions (permanently or for a temporary period of up to 3 months).
- Exclude a licensable activity from the scope of the Licence (permanently or for a temporary period of up to 3 months).
- Remove the Designated Premises Supervisor (if applicable).
- Suspend the Licence for a period not more than 3 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 FINANCIAL AND STAFFING IMPLICATIONS

5.1 There are no financial implications and my existing Licensing staff will deal with this application.

6.0 EQUAL OPPORTUNITIES IMPLICATIONS

6.1 There are none arising from this report.

7.0 LOCAL AGENDA 21 IMPLICATIONS

7.1 There are none arising directly from this report.

8.0 LOCAL MEMBER SUPPORT IMPLICATIONS

8.1 The premises are located in the Moreton West and Saughall Massie Ward.

9.0 HUMAN RIGHTS IMPLICATIONS

9.1 Article 6 and Article 1 of the First Protocol which is concerned with the protection of property is most likely to have a particular impact.

10.0 COMMUNITY SAFETY IMPLICATIONS

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

11.0 PLANNING IMPLICATIONS

11.1 There are no planning implications arising from this report.

12.0 BACKGROUND PAPERS

12.1 Application form applying to review a Premises Licence.

13.0 **RECOMMENDATIONS**

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