

01517772939

**Application for the review of a premises licence or club premises certificate under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I Sgt Dave Peers

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

**Part 1 - Premises or club premises details**

Postal address of premises or, if none, ordnance survey map reference or description

The Beach, 40/44 Conway Street, Birkenhead.

Post town Wirral

Post code (if known) CH41 6JD

Name of premises licence holder or club holding club premises certificate (if known)

Adam Richard Coburn

Number of premises licence or club premises certificate (if known)

LN/205000396

**Part 2 - Applicant details**

I am

- |   | Please tick yes                     |
|---|-------------------------------------|
| 1) an interested party (please complete (A) or (B) below)                           |                                     |
| a) a person living in the vicinity of the premises                                  | <input type="checkbox"/>            |
| b) a body representing persons living in the vicinity of the premises               | <input type="checkbox"/>            |
| c) a person involved in business in the vicinity of the premises                    | <input type="checkbox"/>            |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/>            |
| 2) a responsible authority (please complete (C) below)                              | <input checked="" type="checkbox"/> |

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3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick

Mr  Mrs  Miss  Ms

Other title  
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

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**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Sgt 6555 Peers Merseyside Police Licensing Wallasey Police Station Manor Road Wallasey CH44 1DA
Telephone number (if any) 0151 777 2944
E-mail address (optional)

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

**Please state the ground(s) for review (please read guidance note 1)**

Between June and August this year there have been 2 incidents where patrons in the premises have been subjected to assaults in which glasses and bottles have been used as weapons.

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**Please provide as much information as possible to support the application**  
(please read guidance note 2)

On the 22<sup>nd</sup> June this year a female was struck to the right eye with a glass, resulting in a cut to her ear lobe, swelling and bruising to the face

On the 24<sup>th</sup> of August 2008 a female was struck to the side of her head with a heavy drinking glass and struck a second time on the forehead, this resulted in the injury being 'glued', she also had swelling to the mouth and facial area.

There have now been two incidents of glassings within these premises within 12 months. This indicates that persons who attend premises in this vicinity are prepared to resort to high levels of violence and use glass as a weapon. These are very serious offences that always result in very serious injury. These offences clearly undermine the crime and disorder objective. The premises already has doorstaff and a comprehensive CCTV system. Merseyside Police are seeking a condition on the licence that no glass is served to any customers and plastic glasses and bottles must be used while the premises are open. This does not prevent glass bottles being purchased but they must be transferred into a plastic glass at the point of sale. This premises is connected by means of a Stairway to its adjoining premises the 'Cool Rooms', patrons move between these two premises during the course of the evening and therefore the issuing of the plastic glasses must be attached as a condition on both premises.

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Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to this premises please state what they were and when you made them**

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Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

*DPEG*Date 23<sup>rd</sup> October 2008

Capacity Licensing Sgt

**Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)**

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

#### Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1)

URN

Statement of:

Age if under 18: 018 (if over 18 insert 'over 18')

Occupation:

This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false or do not believe to be true.

Signature:

Date

Tick if witness evidence is visually recorded

(supply witness details on rear)

I am the above named person and I live at the address overleaf. On Sunday 22nd June 2008 I was in Birkenhead town centre with my friends Jamie-Lee MYLES, Ann Morris, and Jamie-Lee's sister Hannah MYLES.

I had been drinking but I would say I was drunk. We arrived at 'THE Reacti' club at about 23.45 hrs. There was a band on and me and my friends were dancing on the dance floor just by the toilets.

As I was dancing I accidentally bumped into a male who was behind me. I immediately apologised. There was a female with the male. The female said 'oh your sorry ARE YOU' The female

Signature:

Signature witnessed by:

→ [REDACTED]

**RESTRICTED (when complete)**

When pushed me. My friend Jamie-Lee asked the female what she was doing. The next thing I knew I saw a glass coming towards me, I then felt the glass hit me to my right eye. I felt pain straight away. The glass did not smash. I did not see who threw the glass.

As I turned around I saw my friend Jamie-Lee on the floor, I think there was another female on the floor with her. I bent down to pick her up, Jamie-Lee. The next thing I know I felt a punch to my right eye. I didn't see who had punched me. The next thing I knew a female barman took me to a back room and put ice on my eye. Shortly after I attended Alcease Park Hospital in an ambulance. I was examined and I returned home at approximately 02:30. Jamie-Lee came back to my house.

Injuries which I have obtained is a small cut to my

Signature: Owen Signature witnessed by: \_\_\_\_\_



RESTRICTED (when complete)

Continuation of Statement of: \_\_\_\_\_

Page No. 5 of 5

right ear lobe. The right side of my face is bruised + Swollen. My forehead is swollen. My right eye is very bruised and Swollen. I am in pain and am taking pain killers for relief.

I would ~~describe~~ <sup>can</sup> describe the female who pushed me as a white female, although her skin looked tanned. She had shoulder length dark hair. She looked young and was slim. I think she was wearing a light dress. This was the female who pushed me. I couldn't say whether she was responsible for throwing the glass or punching me. I do not think I would recognize her again.

The male who I bumped into I cannot describe at all.

No-one has the right to assault me. I give Merseyside Police permission to access my medical records. I have provided a victim personal statement.

I am willing to attend court and will abide by the chief constable's decision.

Signature: Overen

Signature witnessed by: \_\_\_\_\_

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B: Criminal Procedure Rules 2005, Rule 27.1)

URN

Statement of:

Age if under 18:

018

(if over 18 insert 'over 18')

Occupation:

This statement (consisting of 5 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false or do not believe to be true.

Signature:

X S. Benn

Date

25 Aug 08

Tick if witness evidence is visually recorded

(supply witness details on rear)

I am the above named person and I reside at the address stated overleaf. At approximately 2200hrs on Sunday 24th August 2008 I went out for the evening with my partner Luke Kenny to Bickon Hays town centre. We visited a number of the bars until we arrived at the 'Beach' bar on Conway Street at just after midnight. Having been there for about thirty minutes I met a friend of mine Hannah Jones and we chatted for a couple of minutes when Hannah said she was going to the toilets. I followed her over and just before we reached the ladies Hannah was pushed in the back by a female standing by one of the stone pillars. I recognised this female as she used to go to my school but I only remember her as Holly. The force of the push almost knocked Hannah over as

Signature:

X S. Benn

Signature witnessed by:

J. G. 7687

RESTRICTED (when complete)

Page No. 2 of 5

Continuation of Statement of: [REDACTED]

He stumbled forward. I couldn't tell if Hannah had knocked her arm or something but if he did it was only an accident and didn't warrant such a reaction. Hannah just continued to walk on and didn't want any trouble. As I was following behind her and saw what had happened I just turned and said to Helen "THERE WAS NO NEED FOR THAT" as Hannah is quite small and slim. Helen said nothing so I just turned around and was about to follow Hannah to the toilet when I was struck over the side of the head with a heavy drinking glass.

This blow came "out of the blue" from a record female who was standing next to Helen. I did recognize this female as she also used to go to my old school of Rock Ferry High. This female I know to be [REDACTED] who

lives at [REDACTED]. I know this as we used to be friends years ago. I have not seen her though for over three years. Then record later as I was still stood there in shock she hit me again on the forehead with the glass again but this time I could see I was now covered in

Signature: X [REDACTED]

Signature witnessed by: [REDACTED] 363

RESTRICTED (when complete)

Page No ... 3. of ... 5.

Continuation of Statement of: [REDACTED]

blood. Without being able to do anything in my defence she just dived at me grabbing my hair with both hands and then took a bite at my right cheek. She kept this bite on my cheek as I tried to punch her off me - the more I struggled the harder she bit into my face. As STANWICK is much larger and taller than me her bodyweight forced me over onto the floor. As I tried to pull her off by her hair she was kicking out with her feet at my legs.

After what seemed like minutes the doorman ran over and pulled us apart, we were taken over to the door and [REDACTED] was thrown out. I was sat down on the window ledge whilst somebody went for some tissues to stop the bleeding to my forehead. An ambulance was requested and a message was put out over the P.A. system for LUKE as he was outside having a smoke. I was escorted to the ambulance and conveyed to the A+E Department at Alameda Park. I was taken to the triage for assessment and then told there was a four hour

Signature: *X S. [REDACTED]*Signature witnessed by: *[REDACTED]*

**RESTRICTED (when complete)**

Continuation of Statement of: [Redacted Name]

wait to be seen again. As I was now feeling unwell I decided to go home and return again later that morning.

At 0900 hrs I returned again and my injuries were treated. I have had a 1" cut to my right forehead "GUSP" as it was in the hairline. X-Rays taken to confirm that no glass was present in the wound. I have a second swelling on the top of my head, a swelling to my upper lip from my teeth breaking the skin and it now bruised. I have a two inch square bruise to my left foot and a large bite mark to my right cheek that has broken the skin. I was given an anti-biotic ~~injection~~ course of tablets to prevent any infection from the wound.

At 1100 hrs I attended at Bienenstam police station to report this assault. I have provided the officer dealing with this matter with a number of photographs of my wounds. I have no idea why I was assaulted. I was not drunk as I only had five half pints of lager and have in nearly three hours. I could not say either way if [Redacted Name] was drunk as the never spoke to me.

Signature: X S. Berry

Signature witnessed by: [Redacted Name] 2031

**RESTRICTED (when complete)**

Continuation of Statement of: [REDACTED]

Page No. 5 of 5

or ever shouted anything during the incident.

The VPS has been explained to me but at this time I do not wish to make one. I am aware I can do so at any time. I will attend court if required, nobody has the right to assault me.

Signature: X [Signature]

Signature witnessed by: [Signature]

**THE BEACH****RESPONSE TO APPLICATION TO REVIEW OF LICENCE****BY****MERSEYSIDE POLICE**

1. The Respondent takes issue with service in this matter. The Service of the Review did not take place in accordance with Schedule 8 of the Licensing Act 2003 (Premises Licences and Club Premises Certificates 2005). The holder of the Premises Licence was not served with a copy of the Application for Notice of Review with any accompanying documents on the same day that the Application for Review was given to the Licensing Authority.
2. It is contended the premises known as The Beach, 40-44 Conway Street, Birkenhead, CH41 6JD is properly and adequately run under the current Premises Licence in place.
3. It is believed the licensing incidents related to The Beach are not frequent occurrences and when objectively viewed would be considered to be at the low level of crime and disorder incidents within the club environment within the Birkenhead nightclub scene.
4. There is no evidence within the written application save two incidents that the premises are ill conducted. There is no suggestion of covert drug taking, under age drinking or a failure to properly manage the premises including SIA Door Personnel in accordance with the terms and conditions of the licence.
5. In the application the Police refer to only two incidents of glassing of individuals within the club. These incidents are highly regrettable and viewed extremely seriously by the Management Team at The Beach Room. However, it is contended that the action the Police are seeking to impose as a condition

of the premises given that the premises have been open two to three days each week, fifty two weeks a year are excessive in all the circumstances.

6. The club will contend that one such incident during the past opening period of the premises under the Licensing Act 2003 in no way indicates that the club is frequented by persons likely to resort to violence as stated in the application. The applications have to be proportionate to the harm overall and the club feels that the Police have not been level handed in addressing this issue on the factual history of this club.
7. The Proprietors are extremely enthusiastic to work alongside the Police to achieve the licensing objectives but aver that unfortunately incidents will occur in nightclub premises from time to time notwithstanding the efficiency of management.
8. To the Respondent's knowledge there have been no other complaints seeking a review of the licence from the general public or indeed from any other interested authorities who deal with licensing applications.

*Dated this 24<sup>th</sup> day of November 2008*

Haworth & Gallagher  
39 Hamilton Square  
Birkenhead  
Wirral  
CH41 5BP

*Haworth & Gallagher*



## Licensing Act 2003 Premises Licence

### The Beach

40-44 Conway Street, Birkenhead, Wirral, CH41 6JD  
Tel: 666 2577

*Licensable Activities Authorised by this Licence and the hours permitted are as follows:*

	• Sale by Retail of Alcohol	• Live Music • Recorded Music	• Facilities for Dancing
Monday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Tuesday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Wednesday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Thursday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Friday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Saturday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Sunday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00

The Licence authorises supplies of alcohol for consumption on/off the premises.

*Opening hours of Premises:*

Sunday to Saturday 11:00 to 03:30

*Wirral Licensing Authority, Wirral Metropolitan Borough Council, hereby grant this Premises Licence to:*

Mr Adam Coburn  
1 Barren Grove  
Oxton  
Wirral  
CH43 5TJ

Telephone Number: 07714 207 455

*Details of Designated Premises Supervisor:*

Mr Anthony Reed  
30 Priory Wharf  
Birkenhead  
Wirral  
CH41 5LD

Personal Licence number: LN/205000555

Dated 15th September 2006



Alan Stennard  
Director of Regeneration  
(Authorised Officer)

Annexe 1 – Mandatory Conditions

<p><b>Mandatory conditions where licence authorises supply of alcohol</b></p>	<p>(1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.</p> <p>(1) The first condition is that no supply of alcohol may be made under the premises licence-</p> <ul style="list-style-type: none"><li>a) at a time when there is no designated premises supervisor in respect of the premises licence, or</li><li>b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.</li></ul> <p>(2) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.</p>
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*Annexe 2 – Conditions consistent with your Operating Schedule (1 of 2)*

**General**

All staff will be trained and will be knowledgeable on all four Licensing Objectives.

**The Prevention of Crime and Disorder**

Door Supervisors to be positioned in and around the premises randomly searching on the door and checking for drugs, weapons or potential violence.

**Public Safety**

Fire exits and extinguishers are regularly maintained. Stairways are kept clear. Staff are trained in evacuation procedures.

**The Prevention of Public Nuisance**

Signs are placed to ask people to leave quietly. No bottles are allowed to leave the premises.

**The Protection of Children from Harm**

No one under 18 is allowed on the premises. People will be asked randomly for ID checks.

## **Operating Schedule**

### **The Beach**

#### **Public Safety**

1. Two safety stewards will be identified and trained. They will be provided with easily identifiable clothing, which will be worn during an emergency.
2. CCTV is currently in use, there are 20 cameras covering all the entrance and exits and all the main areas.
3. We are currently members of the Birkenhead Pub watch initiative. These cameras are currently monitored by Chris King online at the Birkenhead crime reduction offices, and will be monitored by the central police control room in 3 weeks time as they're having the software installed at the moment.
4. All images of CCTV will be kept for a minimum of 31 days and handed to the Police on request.
5. A maximum occupancy of 200 persons controlled by door supervisors by way of clickers entering and leaving the premises.
6. A minimum of 3 Door supervisors will be on duty from 10pm till close on all the nights we open.

#### **The prevention of crime and disorder**

1. A minimum of 3 Door supervisors will be on duty from 10pm till close on all the nights we are open.
2. CCTV is currently in use, there are 20 cameras covering all the entrance and exits and all the main areas.
3. An incident book will be used to log any reported incidents immediately.

#### **The prevention of public nuisance**

1. Door supervisors will be extra vigilant with regards to customers leaving the premises with glasses/bottles, and as has always been the policy ALL bottles and glasses are strictly left on our premises.
2. Signs will be put up inside requesting customers leave quietly at all Times.
3. A Free telephone will be available to call Taxis if and when required.

#### **Protection of Children**

1. Any persons who look under the age of 21 years will be asked to produce identification or they will not be allowed entry.

Annexe 3 – Conditions attached after hearing by the Licensing Authority

- Current Public Entertainment Licence conditions to apply

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**PUBLIC ENTERTAINMENT LICENCE CONDITIONS**  
**THE BEACH**

1. **Definition** For the purposes of these conditions the Licensing Authority shall be Wirral Borough Council.
2. **The Licensee** The Licensee, or some responsible person nominated by him/her in writing shall be in charge of and be upon the licensed premises for the whole of the time the premises are open to the public. The person in charge shall not be engaged in any duties that prevent him/her from exercising general supervision. The Licensee remains responsible at all times for the observance of the Licensing Conditions.
3. **Permitted Hours** The premises shall only be used for public entertainment on the days and during the hours indicated below:  
  
**As Amended (see premises licence)**
4. **Maximum Occupancy** The maximum number of persons allowed in the licensed premises shall be as indicated below:  
  
**200 Loose Seated**  
  
The Licensee/person nominated by the Licensee shall ensure that the maximum occupancy specified above is not exceeded and shall be aware of the number of the public on the premises. This information shall be provided to any Authorised Officers immediately on request.
5. **Safety Stewards to be on Duty** The minimum number of competent Safety Stewards to be on duty during the whole time that public entertainment is taking place shall be as indicated below:  
  
**Three Safety Stewards**  
  
The primary duty of Safety Stewards is to ensure that safe conditions are maintained in the premises and to achieve this they must:
  - a) have received training and written instructions on basic fire prevention and action to be taken in the event of an emergency
  - b) keep all gangways and exits clear at all times
  - c) prevent standing on seats and furniture

- d) ensure the safe evacuation of the premises in the event of an emergency and be aware of any special requirements in these circumstances

Safety Stewards should be readily identifiable to the public by wearing a badge or other distinctive marking.

A record of Safety Stewards on duty must be in a form prescribed by the Licensing Authority and must be kept for a period of 12 months from the date of last entry in the book.

## 6. Door Supervisors

The minimum number of Door Supervisors to be on duty during the whole time that public entertainment is taking place shall be as indicated below:

### **Three Door Supervisors (one of which must be female)**

The number of Door Supervisors required is subject to amendment following any change of circumstances relating to the premises.

A Door Supervisor is responsible for security, protection, screening the suitability of people entering the premises and dealing with conflict within the premises.

Anyone employed as a Door Supervisor must be registered with the Security Industry Authority (SIA).

All Door Supervisors must wear their SIA Badge (licence) where it can be seen clearly and distinctly at all times when working.

The Licensee shall keep and maintain a Door Supervisors Register issued by the Licensing Authority in accordance with the notes of guidance on the inside cover of the register. The register shall be produced on demand to any Authorised Officer and must be kept for a period of 12 months from the date of the last entry in the book.

## 7. CCTV cameras

The requirement for CCTV cameras on the Licensed premises shall be as indicated below:

Premises that are required to have CCTV installed must meet the minimum specification approved by the Licensing Authority and Merseyside Police (See Appendix 1). This specification will be subject to change as technology advances. Certified proof of compliance with this specification must be provided to the Licensing Authority.

Recordings must be kept for a minimum of 31 days. An Authorised Officer may at any time request to view a recording. Failure to comply with this request will be regarded as a serious breach of this condition.

Licensees must be able to demonstrate that they have devised a recording management system that prevents recordings being tampered with, stolen, misplaced or a failure to record.

In the event of a breakdown of the system, the licensee must notify the Police Licensing Section and the Licensing Authority as soon as possible and arrange for its repair without undue delay.

8. Incident Record Book

The Licensee shall keep and maintain an Incident Report Book issued by the Licensing Authority. This book must be maintained in accordance with the notes of guidance on the inside cover of the book. This book is to record incidents in and around the licensed premises. The book shall be produced on demand to any Authorised Officer and must be kept for a period of 12 months from the last date of entry.

9. Drug Safe

The requirement of a Drug Safe shall be as indicated below:

Where it is specified above that a Drug Safe is required on the premises the following conditions will apply:

a) The Licensee shall install in the premises within a period of one month from the grant of the Public Entertainment Licence a drug safe approved by the Chief Constable of Merseyside Police or his representative in a location and in a manner approved by the Chief Constable of Merseyside Police or his representative.

b) The Licensee thereafter shall ensure that the drug safe is at all times maintained in such agreed location.

c) The Licensee shall immediately notify both the Licensing Authority and the representative of Merseyside Police if the drug safe is in any way damaged.

d) The Licensee shall ensure that all substances confiscated from persons entering or within the premises are immediately deposited in the drug safe and an entry is made in the premises incident record book recording details of the items seized, date and time of seizure.

e) The Licensee shall afford Merseyside Police Officers reasonable access to remove the substances deposited in the drug safe.



10. Display of Licence  
Copies of the Licence and the Licensing Conditions must be available for inspection at the premises at all times by authorised officers of the Licensing Authority, Merseyside Fire Brigade and any Police Officer.
11. Management of Premises  
The Licensee shall in all things conduct the premises quietly, decently, soberly and in an orderly manner and shall seek to promote the following objectives at all times:  
The Prevention of Crime and Disorder  
Public Safety  
The Prevention of Public Nuisance  
The Protection of Children from Harm
- The Licensee shall not allow any function, performance or entertainment to take place on the premises which is contrary to common law statute or any other unlawful act.
12. Authorised Officers  
Admission to any part of the licensed premises shall be given at all reasonable times to authorised officers of the Licensing Authority, Merseyside Fire Brigade and to any Police Officer.
13. Safety Precautions  
The Licensee shall take all due precautions for the safety of the public, performers and staff and shall make suitable arrangements as to the action which shall be taken in the event of fire, panic or other emergencies and shall instruct all performers and staff in these arrangements, which at all times must be to the satisfaction of the Licensing Authority.  
The Licensee/person nominated by the Licensee shall ensure that all necessary safety checks have been carried out before the admission of the public.
14. Fire Warning  
The premises shall be provided with appropriate means of giving warning in case of fire, to the satisfaction of the Chief Fire Officer.
15. Fire Notices  
Notices detailing the actions to be taken in the event of a fire or other emergencies, including how the Fire Brigade can be summoned shall be prominently displayed and shall be protected from damage or deterioration.
16. Certification:  
Suspended Ceilings  
Electrical Installation  
The premises shall not be used for public entertainment unless there are in force current satisfactory certificates of safety for electrical installation and suspended ceilings.
17. Drapes, Props  
All drapery and props used in connection with any stage shall be made of material which is not readily inflammable or of a material which has been rendered fire retardant in either case to the satisfaction of the Chief Fire Officer.

18. First Aid The Licensee/person nominated by the Licensee shall ensure that an adequate and appropriate supply of first aid equipment and materials is available on the premises
19. Number, Size and Markings of Doors The number, size and position of all doors or openings provided for the purpose of the egress of the public from the premises shall be to the satisfaction of the Licensing Authority.
20. Exits to open Outwards All exit doors and gates shall be constructed to open outwards, except that external doors or gates opening inwards shall be permitted provided that such doors or gates shall be locked back open and shall not form an obstruction while members of the public are on the licensed premises.
21. Exits and Exit Fastenings Each exit shall permit uninterrupted egress at all times. In addition each exit shall be kept free and unobstructed and be clearly indicated by the word 'EXIT'. All exit doors must be easily opened without the use of a key, card, code or similar means. Doors affording means of exit shall only be secured in a manner approved by the Licensing Authority.
- NOTE: The area(s) shaded green (fire exits) on the plan attached to the Licence are fire exits.
22. Exit Notices Exit notices shall be to an approved specification and illuminated when the premises are in use. The specification and method of illumination shall be to the satisfaction of the Licensing Authority.
23. Floor Coverings All floor coverings shall be secured and maintained so that they will not be likely to ruck or to be in any way a source of danger.
24. Steps/Stairways The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
25. Emergency Lighting A system of emergency lighting shall, if required, be provided on the premises to the satisfaction of the Licensing Authority.
26. Gangways should be kept clear No person except the Licensee, safety stewards or door supervisors shall be permitted to stand, sit or remain in any vestibule, passageway, staircase, lobby, corridor, gangway or vacant space forming part of any exit way of the licensed premises or to use the same for any purpose except that of passing to or from the licensed premises or any part thereof.
27. Sanitation Adequate separate toilet accommodation shall be provided and ventilated to the satisfaction of the Licensing Authority. All public toilets on the premises shall be kept properly cleansed and disinfected and supplied with all proper requisites.

28. Food Hygiene Regulations The facilities for and the preparation of food and drink shall comply with the Food Safety (General Food Hygiene) Regulations 1995 and any other relevant statutory provisions.
29. Heating All heating appliances shall be protected to the satisfaction of the Licensing Authority. The use of any portable or mobile heating appliance is prohibited without the express written consent of the Chief Fire Officer. Appliances using petroleum fuels shall not be used or stored in the licensed premises.
30. Furnishing Materials The provision, repair, renovation and renewal of soft floor coverings and upholstered furniture shall be carried out with materials that will achieve the fire retardant standards required by the Chief Fire Officer.
31. Compliance with other statutory requirement The Licensee/person nominated by the Licensee shall comply with any other statutory requirements and provide any necessary certification as required by the Chief Fire Officer, Merseyside Police, Environmental Health and any other responsible body.
32. Production of Relevant Insurance Documents If required by the Licensing Authority any insurance documents in relation to the licensed premises shall be produced for inspection at any time by the Licensee to Authorised Officers of the Licensing Authority, Merseyside Fire Brigade and any Police Officer, at the premises or at any other location at their discretion.
33. Smoking **Smoking shall be prohibited on any stage and stage area except insofar as may be necessary in connection with the programme when suitable precautions against risk of fire shall be taken. Notices stating that smoking is prohibited shall be posted in suitable positions near the stage. Real flame shall not be employed on the stage without the consent of the Chief Fire Officer.**
34. Housekeeping No accumulation of rubbish or other combustible material shall be permitted to remain in any part of the licensed premises.
35. Explosives, inflammables, Smoke or Fog-producing Machines Explosives, inflammable liquids or highly inflammable articles shall not be brought into or used in any portion of the licensed premises. Flash powder, smoke or fog-producing machines may only be used with the written consent of the Chief Fire Officer.
36. Alterations or Additions No alterations to the premises whether temporary or permanent shall be made without the written consent of the Licensing Authority.
37. Quiet Notice If required by the Licensing Authority, the Licensee shall cause to be displayed in a conspicuous position in the premises a Notice requesting patrons to leave the premises in a quiet and orderly fashion.

38. Hypnotism Performance No person shall give at the premises (otherwise than as provided by section 5 of the Hypnotism Act, 1952) any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance on which the susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.
39. Variations The Licensing Authority may waive or modify any of the Conditions of this Licence when requested to do so by the Licensee, such waiver or modification will be in writing and signed by the Director of Regeneration.
40. Fly Posting
- a. Licensees shall ensure that their premises are not in any way promoted by the use of illegal fly posting or unauthorised advertisements attached to street furniture.
  - b. Licensees shall ensure that contracts with promoters for their premises or events to be held at their premises prohibit the use of fly posting and/or advertisements attached to street furniture.
  - c. The Licensee shall explicitly warn promoters that if they do fly post or display any other unauthorised advertisements they will be pursued for the costs of removal that fall on the Licensee and that no further work will be placed with them by the Licensee or any employee of the Licensee.
  - d. The Licensee shall ensure that contracts with promoters include an indemnity to the Licensee for any costs associated with the removal of illegal fly posting or other unauthorised advertisements incurred by the Council.
  - e. The Licensee shall co-operate fully with the Council and assist with identifying and taking action against any suspected promotion of their premises by illegal fly posting and unauthorised advertisements.
  - f. The Licensee shall ensure that whenever their premises and/or events at their premises are promoted by the use of 'flyers':
    - (1) The distributor shall take responsibility for picking up all discarded flyers within 100 metres of the point of distribution and does so every 15 minutes when distributing.
    - (2) Where leaflets are dropped in close proximity to the distributor they should be picked up immediately.
    - (3) Where a distributor fails to do so, no further work will be placed with them by either the Licensee or any other employee of the licensed premises.
  - g. Licensees shall co-operate fully with the Council and

assist with identifying and taking action against any distributors who are suspected of causing unreasonable littering by flyers.

**Licensing Act 2003**  
**Premises Licence**  
(Summary)

**The Beach**

40-44 Conway Street, Birkenhead, Wirral, CH41 6JD

Tel: 666 2577

*Licensable Activities Authorised by this Licence and the hours permitted are as follows:*

	• Sale by Retail of Alcohol	• Live Music • Recorded Music	• Facilities for Dancing
Monday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Tuesday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Wednesday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Thursday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Friday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Saturday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00
Sunday	11:00 to 03:00	11:00 to 03:00	11:00 to 03:00

The Licence authorises supplies of alcohol for consumption on/off the premises.

*Opening hours of Premises:*

Sunday to Saturday 11:00 to 03:30

*Name and Address of Premises Licence Holder:*

Mr Adam Coburn  
1 Barren Grove  
Oxton  
Wirral  
CH43 5TJ

*Designated Premises Supervisor:*

Mr Anthony Reed

Dated: 15th September 2006



Alan Stennard  
Director of Regeneration  
(Authorised Officer)