

WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE

LICENSING ACT 2003 SUB-COMMITTEE

11 APRIL 2012

SUBJECT:	APPLICATION TO VARY A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	NEW BRIGHTON WARD
REPORT OF:	DIRECTOR OF LAW, HR AND ASSET MANAGEMENT
KEY DECISION?	NO

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. The application is made by **GRS Pub Investments Limited** and relates to the premises known as the **Peggy Gadflys, 93 Victoria Road, New Brighton**.

2.0 BACKGROUND AND KEY ISSUES

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

Sale by Retail of Alcohol

Monday and Tuesday	11:00 to 23:00
Wednesday	11:00 to 00:00
Thursday	11:00 to 01:00
Friday and Saturday	11:00 to 02:00
Sunday	12:00 to 01:00

Hours Open to the Public

Monday and Tuesday	11:00 to 23:30
Wednesday	11:00 to 00:30
Thursday	11:00 to 01:30
Friday and Saturday	11:00 to 02:30
Sunday	12:00 to 01:30

Regulated Entertainment (Exhibition of Films and Recorded Music)

Monday and Tuesday	11:00 to 23:00
Wednesday and Thursday	11:00 to 00:00
Friday and Saturday	11:00 to 01:00
Sunday	12:00 to 00:00

Regulated Entertainment (Live Music)

Monday and Tuesday	11:00 to 23:00
Wednesday to Saturday	11:00 to 00:00
Sunday	12:00 to 00:00

Entertainment Facilities (Facilities for Dancing)

Monday and Tuesday	11:00 to 23:00
Wednesday and Thursday	11:00 to 00:00
Friday and Saturday	11:00 to 01:00
Sunday	12:00 to 00:00

Late Night Refreshment

Thursday	23:00 to 01:00
Friday and Saturday	23:00 to 02:00
Sunday	23:00 to 01:00

Non-Standard Timings

All of the above Licensable Activities and Hours Open to the Public

A further additional hour into the morning following every Monday for each May bank holiday, Spring/Whitsun Bank holiday and every August Bank holiday weekend.

A further additional hour into the morning following every Monday for the Easter Bank holiday weekend.

A further additional hour every Christmas Eve and Boxing Day

From the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day

3.0 APPLICATION

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

Sale by Retail of Alcohol

Monday to Wednesday	11:00 to 01:00
Thursday	11:00 to 01:00 (unchanged)
Friday and Saturday	11:00 to 02:00 (unchanged)
Sunday	12:00 to 01:00 (unchanged)

Hours Open to the Public

Monday to Wednesday	11:00 to 01:30
Thursday	11:00 to 01:30 (unchanged)
Friday and Saturday	11:00 to 02:30 (unchanged)

Sunday 12:00 to 01:30 (unchanged)

Regulated Entertainment (Exhibition of Films and Recorded Music)

Monday to Wednesday 11:00 to 01:00
Thursday 11:00 to 00:00 (unchanged)
Friday and Saturday 11:00 to 01:00 (unchanged)
Sunday 12:00 to 00:00 (unchanged)

Regulated Entertainment (Live Music)

Monday Wednesday 11:00 to 01:00
Thursday to Saturday 11:00 to 00:00 (unchanged)
Sunday 12:00 to 00:00 (unchanged)

Entertainment Facilities (Facilities for Dancing)

Monday to Wednesday 11:00 to 01:00
Thursday 11:00 to 00:00 (unchanged)
Friday and Saturday 11:00 to 01:00 (unchanged)
Sunday 12:00 to 00:00 (unchanged)

Late Night Refreshment

Monday to Wednesday 23:00 to 01:00
Thursday 23:00 to 01:00 (unchanged)
Friday and Saturday 23:00 to 02:00 (unchanged)
Sunday 23:00 to 01:00 (unchanged)

Non-Standard Timings (unchanged)

All of the above Licensable Activities and Hours Open to the Public

A further additional hour into the morning following every Monday for each May bank holiday, Spring/Whitsun Bank holiday and every August Bank holiday weekend.

A further additional hour into the morning following every Monday for the Easter Bank holiday weekend.

A further additional hour every Christmas Eve and Boxing Day

From the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day

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 is available.

- 4.2 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.

5.0 RELEVANT REPRESENTATIONS

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

Interested Parties

In respect of this application, four representations have been received from Local Residents. The representations relate to anti-social behaviour caused by customers of the premises and to nuisance currently being caused by noise from entertainment emanating from the premises. Copies of the representations are available.

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

Wirral Safe Guarding Children Board
Trading Standards
Planning Authority
Fire Authority
Merseyside Police
Environmental Health

6.0 RELEVANT RISKS

- 6.1 There are none arising directly from this report.

7.0 OTHER OPTIONS CONSIDERED

- 7.1 There is no provision for other options to be considered.

8.0 CONSULTATION

- 8.1 Statutory consultation has been undertaken in respect of this application.

9.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

- 9.1 There are no specific implications arising from this report.

10.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

- 10.1 There are no specific implications arising from this report.

11.0 LEGAL IMPLICATIONS

- 11.1 A decision of this Committee can be subject to Appeal.

12.0 EQUALITIES IMPLICATIONS

- 12.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

No because there is no relevance to equality.

13.0 CARBON REDUCTION IMPLICATIONS

13.1 There are no specific implications arising from this report.

14.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

14.1 There are no Planning implications arising from this report.

15.0 RECOMMENDATION

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

16.0 REASONS FOR RECOMMENDATION

16.1 It is a statutory requirement for this Committee to determine the application due to relevant representations received.

REPORT AUTHOR: **Richard Leyland**
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APPENDICES

- Application to vary a Premises Licence
- Representations received from Local Residents

REFERENCE MATERIAL

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
None	

Location plan of Premises

