

WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE

LICENSING ACT 2003 SUB-COMMITTEE

25 APRIL 2012

SUBJECT:	APPLICATION TO VARY A CLUB PREMISES CERTIFICATE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	LISCARD 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 Club Premises Certificate under the provisions of the Licensing Act 2003. The application is made by the Club Secretary, Patricia McCormack, and relates to the premises known as the **Wallasey Royal British Legion, 3 Withens Lane, Wallasey.**

2.0 BACKGROUND AND KEY ISSUES

- 2.1 These premises currently have a Club Premises Certificate with the following hours:

Supply of Alcohol

Sunday to Tuesday 11:00 to 23:30
Wednesday to Saturday 11:00 to 00:00

Hours Open to Members and Guests

Monday and Tuesday 10:00 to 00:00
Wednesday to Saturday 10:00 to 00:30
Sunday 11:00 to 00:00

Regulated Entertainment (Live Music)

Sunday to Tuesday 20:00 to 22:45
Wednesday to Saturday 19:00 to 23:45

Regulated Entertainment (Recorded Music)

Monday and Tuesday 18:00 to 23:45
Wednesday to Friday 18:00 to 00:00
Saturday 13:00 to 00:00
Sunday 12:00 to 23:15

Regulated Entertainment (Performance of Dance)

Monday and Tuesday 18:00 to 23:15
Wednesday to Friday 18:00 to 00:00
Saturday 13:00 to 00:00
Sunday 12:00 to 23:15

Entertainment Facilities (Facilities for Making Music and Dancing)

Monday and Tuesday	18:00 to 23:15
Wednesday to Friday	18:00 to 00:00
Saturday	13:00 to 00:00
Sunday	12:00 to 23:15

3.0 APPLICATION

3.1 The application to vary the Club Premises Certificate is to extend the Licensed area to include the outside area.

3.2 The Club Secretary has also requested to remove the following conditions currently imposed on the Club Premises Certificate:

- No drinking shall be permitted outside the premises.
- No glasses or bottles shall be taken outside of the building.
- No drinking must be permitted in the designated smoking area.

3.3 The Club Secretary has proposed to include the following condition on the Club Premises Certificate if the variation is granted:

- No glasses or bottles to be taken outside after 22:00

3.4 The Qualifying Club Activities stated at 2.1 of this report are to remain unchanged.

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, two representations have been received by local residents. The representations relate to noise nuisance caused by members and guests of the club whilst outside the premises smoking and drinking. 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 Club Premises Certificate 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.

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APPENDICES

- Application to vary a Club Premises Certificate
- Representations received from Local Residents

REFERENCE MATERIAL

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
None	

Location plan of Premises

