

# WIRRAL COUNCIL

## LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

28 FEBRUARY 2014

<b>SUBJECT:</b>	<b>APPLICATION TO VARY A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>WARD AFFECTED:</b>	<b>WALLASEY WARD</b>
<b>REPORT OF:</b>	<b>STRATEGIC DIRECTOR OF REGENERATION &amp; ENVIRONMENT</b>
<b>KEY DECISION?</b>	<b>NO</b>

### 1.0 EXECUTIVE SUMMARY

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 **Enterprise Inns Plc** and relates to the premises known as **Sheridans, 80 Wallasey Village, Wallasey.**

### 2.0 BACKGROUND AND KEY ISSUES

2.1 These premises currently have a Premises Licence with the following hours:

#### **Sale by Retail of Alcohol**

Sunday to Friday 11:00 to 23:30  
Saturday 10:00 to 23:30

#### **Hours Open to the Public**

Sunday to Friday 11:00 to 00:00  
Saturday 10:00 to 00:00

#### **Regulated Entertainment (Exhibition of Films, Indoor Sporting Events, Recorded Music and Anything of a Similar Description)**

Sunday to Friday 11:00 to 23:30  
Saturday 10:00 to 23:30

#### **Live Music**

Sunday to Thursday 11:00 to 23:00  
Friday 11:00 to 23:30  
Saturday 10:00 to 23:30

### 3.0 APPLICATION

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

#### **Sale by Retail of Alcohol**

Sunday to Friday 11:00 to 00:00  
Saturday 10:00 to 00:00

#### **Hours Open to the Public**

Sunday to Friday 11:00 to 00:30  
Saturday 10:00 to 00:30

#### **Regulated Entertainment (Exhibition of Films, Indoor Sporting Events and Anything of a Similar Description) - UNCHANGED**

Sunday to Friday 11:00 to 23:30  
Saturday 10:00 to 23:30

#### **Regulated Entertainment (Recorded Music)**

Sunday to Friday 11:00 to 00:00  
Saturday 10:00 to 00:00

#### **Live Music**

Sunday to Friday 11:00 to 00:00  
Saturday 10:00 to 00:00

### **Non-Standard Timings**

#### **All of the above Licensable Activities and Hours Open to the Public:**

One additional hour for Valentines Day, Mothering Sunday, St. Patrick's Day, St. George's Day, Christmas Eve, Christmas Day, Boxing Day, New Years Eve, New Years Day and all other Bank Holidays.

### **Non-Standard Timings**

#### **The following additional non-standard timings have also been requested:**

Sale by Retail of Alcohol & Recorded Music

11:00 to 01:00 - Maundy Thursday, Good Friday, Halloween, Christmas Eve, Boxing Day, Any day preceding a bank holiday except Christmas Day

11:00 to 02:00 - New Years Eve

11:00 to 00:30 - Every Friday, Saturday and Sunday during the month of December

Hours Open to the Public

11:00 to 01:30 - Maundy Thursday, Good Friday, Halloween, Christmas Eve, Boxing Day, Any day preceding a bank holiday except Christmas Day

11:00 to 02:30 - New Years Eve

11:00 to 01:00 - Every Friday, Saturday and Sunday during the month of December

3.2 Following discussions with Merseyside Police, the applicant has requested to remove the following condition:

- A personal licence holder must be on the premises at all times to supervise the sale and consumption of alcohol

The applicant has proposed to include the following condition on the Premises Licence:

- A Personal Licence Holder must be on the premises from 21:00 to supervise the sale and consumption of alcohol.

### **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 application be granted.

## **5.0 RELEVANT REPRESENTATIONS**

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

### **Local Residents**

A representation has been received from a local resident. A representation has also been received from Saint Georges Court Management Committee. The representations relate to noise nuisance from entertainment coming from the premises at a late hour. The representations also relates to nuisance from customers leaving the premises. Copies of the representations are available.

A representation has also been received from Ward Councillor, Leah Fraser. The representation supports the concerns expressed by Local Residents. A copy of the representation is available.

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

Wirral Safe Guarding Children Board  
Trading Standards  
Planning Authority  
Fire Authority  
Environmental Health  
Merseyside Police  
Public 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**  
Licensing Team Leader  
telephone: 0151 691 8478  
email: [richardleyland@wirral.gov.uk](mailto:richardleyland@wirral.gov.uk)

## **APPENDICES**

- Application to vary a Premises Licence
- Representations received from local residents and a ward councillor

## **REFERENCE MATERIAL**

- None

## **SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>

# Location Plan of Premises



© Crown copyright and database rights 2012 Ordnance Survey 100019803  
You are not permitted to copy, sub-license, distribute or sell any of this data to third parties in any form