

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****6 JULY 2017**

REPORT TITLE	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
REPORT OF	MANAGING DIRECTOR FOR DELIVERY

REPORT SUMMARY

The purpose of this report is to consider an application for a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Mr Sivarasa Vinayagarmorthy** and relates to the premises known as **Bidston Convenience Store, 34 Hoylake Road, Bidston, CH41 7BX**.

RECOMMENDATION/S

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

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

- 1.1 It is a statutory requirement for this Committee to determine the application due to a relevant representation being received.

2.0 OTHER OPTIONS CONSIDERED

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

3.0 BACKGROUND INFORMATION

- 3.1 These premises are not currently trading and do not have a Premises Licence.

3.2 APPLICATION

The application for a Premises Licence is as follows:

Sale by Retail of Alcohol

Sunday to Saturday 08:00 to 22:00

Hours Open to the Public

Sunday to Saturday 06:00 to 23:00

- 3.3 Following discussions with Merseyside Police, the hours requested for the sale by retail of alcohol have been amended by the applicant who originally asked for the sale of alcohol to start from 06:00, Sunday to Saturday.

3.4 PROMOTION OF LICENSING OBJECTIVES

Applicants are required to submit as part of their application an operating schedule that sets out how they will conduct/manage their business to promote the four Licensing Objectives. A copy of the full application is available.

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.

Following discussions with Merseyside Police the applicant has agreed to include a number of conditions to be placed on the Premises Licence if the application is granted. Details of these conditions are as follows:

- CCTV must be installed at the premises and coverage must be provided in the form of a recordable system, capable of providing good quality images in all lighting conditions. Cameras must encompass all ingress and egress to the premises and all areas where the sale/ supply of alcohol occurs and the public have access to. External cameras must also be fitted covering the vicinity immediately outside the premises. The CCTV equipment must be maintained in good working order and correctly timed and dated. CCTV images must be retained for a period of 31 days and made available to the Police upon request. The recording equipment being of a digital hard drive system must be kept in a secure environment under the control of the Premises Licence Holder or other responsible named individual.

- All incidents of crime and disorder must be reported to the police and recorded in an incident book at the premises
- There must be no sale of single cans of beer, lager or cider from the premises.
- There must be no sales of beers, ales, lagers or ciders of 6.5% ABV or above.
- A refusals book must be in operation at the premises, staff must record all the refusals of the sale of alcohol. The book/register must contain details of the time and date the refusal was made, the identity of the staff member refusing the sale and description or details of the alcohol the person attempted to purchase. The refusals book must be retained at the premises and made available to any authorised officer on reasonable request.

3.5 RELEVANT REPRESENTATIONS

The following representations have been received in respect of the above application.

Local Residents

In respect of this application, two petitions have been submitted by local businesses containing a total number of 208 signatures. The residents who have signed the petitions have concerns with the application due to alcohol related crime and disorder which is currently a problem within the vicinity of the premises. The residents also have concerns with the potential for adults buying alcohol on behalf of persons under the age of 18 years and an increase in drunk and disorderly incidents caused by young persons. Copies of the petitions are available.

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

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

4.0 FINANCIAL IMPLICATIONS

4.1 There are no specific implications arising from this report.

5.0 LEGAL IMPLICATIONS

5.1 A decision of this Committee can be subject to Appeal.

6.0 RESOURCE IMPLICATIONS: ICT, STAFFING AND ASSETS

6.1 There are no specific implications arising from this report.

7.0 RELEVANT RISKS

7.1 There are none arising directly from this report.

8.0 ENGAGEMENT/CONSULTATION

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

9.0 EQUALITY IMPLICATIONS

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

No because there is no relevance to equality.

REPORT AUTHOR: *Richard Leyland*
Licensing Team Leyland
telephone: (0151) 691 8478
email: richardleyland@wirral.gov.uk

APPENDICES

None

REFERENCE MATERIAL

- Application for a Premises Licence
- Petitions signed by local residents

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location 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