

**NAME OF PREMISES: ESWA CLUB, 54-56 PARK ROAD SOUTH, BIRKENHEAD**  
**NAME OF APPLICANT: MERSEYSIDE POLICE**

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## 1.0 EXECUTIVE SUMMARY

1.1 The purpose of this report is to consider an application to review a Club Premises Certificate under the provisions of the Licensing Act 2003.

## 2.0 RELEVANT BACKGROUND

2.1 The ESWA Club currently has a Club Premises Certificate to allow the following Licensable Activities:

### **Supply of Alcohol**

Sunday to Saturday 11:00 to 23:30

### **Hours Open to Members and Guests**

Sunday to Saturday 11:00 to 00:00

### **Regulated Entertainment (Indoor Sporting Events)**

Sunday to Saturday 11:00 to 23:30

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

Sunday to Saturday 11:00 to 23:30

### **Entertainment Facilities (Facilities for Making Music, Dancing and Anything of a Similar Description)**

Sunday to Saturday 11:00 to 23:30

2.2 A copy of the Club Premises Certificate setting out the above hours and conditions attached to the Certificate is available.

2.3 The Licensing Act 2003 Sub-Committee may, having regard to the application for review and any relevant representations, take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- Modify the Certificate conditions (permanently or for a temporary period of up to 3 months).

- Exclude a qualifying club activity from the scope of the Certificate (permanently or for a temporary period of up to 3 months).
- Suspend the Certificate for a period not more than 3 months.
- Revoke the Certificate.

The licensing authority may decide that no action is necessary if it finds that the review does not require it to take any steps necessary to promote the licensing objectives.

### 3.0 **APPLICATION**

3.1 An application has been received from Merseyside Police to review the Club Premises Certificate for the premises known as the ESWA Club. Merseyside Police have advised that the grounds for review are in relation to the management of the Club that is undermining the Licensing Objectives of the Licensing Act 2003.

3.2 Further information to support the review made by Merseyside Police is available.

### 4.0 **RELEVANT REPRESENTATIONS**

4.3 There have been no other representations received from Interested Parties or from the following Responsible Authorities:

Wirral Area Child Protection Committee  
 Trading Standards  
 Environmental Health  
 Planning Authority  
 Fire Authority

### 5.0 **FINANCIAL AND STAFFING IMPLICATIONS**

5.1 There are no financial implications and my existing Licensing staff will deal with this application.

### 6.0 **EQUAL OPPORTUNITIES IMPLICATIONS**

6.1 There are none arising from this report.

### 7.0 **LOCAL AGENDA 21 IMPLICATIONS**

7.1 There are none arising directly from this report.

### 8.0 **LOCAL MEMBER SUPPORT IMPLICATIONS**

8.1 The premises are located in the Claughton Ward.

### 9.0 **HUMAN RIGHTS IMPLICATIONS**

9.1 Article 6 and Article 1 of the First Protocol which is concerned with the protection of property is most likely to have a particular impact.

### 10.0 **COMMUNITY SAFETY IMPLICATIONS**

10.1 Effective control of Licensing Legislation can assist in raising standards and improve the perception of community safety.

11.0 **PLANNING IMPLICATIONS**

11.1 There are no planning implications arising from this report.

12.0 **BACKGROUND PAPERS**

12.1 Application form applying to review a Club Premises Certificate.

12.2 Operating Schedule relating to the Club Premises Certificate for the ESWA Club.

13.0 **RECOMMENDATIONS**

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

Alan Stennard  
Director of Regeneration

This report was prepared by Richard Leyland who can be contacted on 691 8478.