

REPORT OF THE DIRECTOR OF REGENERATION

NAME OF PREMISES: TERRACE C, 184 TELEGRAPH ROAD, HESWALL
NAME OF APPLICANT: MARCUS BEMROSE

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.

2.0 RELEVANT BACKGROUND

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

Supply of Alcohol

Sunday to Thursday 11:00 to 00:00
Friday and Saturday 11:00 to 00:30

Hours Open to the Public

Sunday to Thursday 11:00 to 00:30
Friday and Saturday 11:00 to 01:00

Regulated Entertainment (Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description)

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

Late Night Refreshment

Sunday to Thursday 23:00 to 00:00
Friday and Saturday 23:00 to 00:30

3.0 APPLICATION

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

Supply of Alcohol

Sunday to Thursday 11:00 to 00:30
Friday and Saturday 11:00 to 01:00

Hours Open to the Public

Sunday to Thursday 11:00 to 01:00
Friday and Saturday 11:00 to 01:30

Regulated Entertainment (Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description)

Sunday to Thursday 11:00 to 01:00
Friday and Saturday 11:00 to 01:30

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

Sunday to Thursday 11:00 to 01:00
Friday and Saturday 11:00 to 01:30

Late Night Refreshment

Unchanged

Non-Standard Timings

Christmas Eve and New Years Eve
until 03:00

Non-Standard Timings

Supply of Alcohol

Christmas Eve, Boxing Day and New
Years Eve until 02:30
Bank Holidays and the days
immediately preceding a Bank
Holiday until 01:00

Regulated Entertainment (as stated above) and Hours Open to the Public

Christmas Eve, Boxing Day and New
Years Eve until 03:00
Bank Holidays and the days
immediately preceding a Bank
Holiday until 01:30

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 detailing the steps proposed by the applicant is available.
- 4.2 Members of the Licensing Act 2003 Sub-Committee are advised that the proposals set out in the operating schedule would 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 Party – Local Residents

In respect of this application, two representations have been received from Local Residents. The representations relate to noise nuisance emanating from the premises caused by entertainment. Copies of the representations are available.

A representation in support of the application has also been received from Ward Councillor, Andrew Hodson, who has been requested to make a representation by the applicant on his behalf.

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

Wirral Area Child Protection Committee
Trading Standards
Environmental Health
Planning Authority
Merseyside Police

6.0 FINANCIAL AND STAFFING IMPLICATIONS

- 6.1 A statutory fee has been paid in respect of the application, which goes towards administrative and enforcement costs.

7.0 EQUAL OPPORTUNITIES IMPLICATIONS

- 7.1 There are none arising from this report.

8.0 LOCAL AGENDA 21 IMPLICATIONS

- 8.1 There are none arising directly from this report.

9.0 LOCAL MEMBER SUPPORT IMPLICATIONS

- 9.1 The premises are located in the Heswall ward.

10.0 HUMAN RIGHTS IMPLICATIONS

- 10.1 Article 6, of the First Protocol, concerned with the right to a fair hearing, may be applicable.

11.0 COMMUNITY SAFETY IMPLICATIONS

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

12.0 PLANNING IMPLICATIONS

- 12.1 The Director of Technical Services (Development Control) has advised of the following condition attached to the Planning Permission:

‘Trading at the Premises shall not take place between 23:30 hours and 08:00 hours’.

13.0 BACKGROUND PAPERS

- 13.1 Application form applying to vary a Premises Licence – Operating Schedule.
- 13.2 Representations received from Local Residents.
- 13.3 Representation in support of the application.

14.0 RECOMMENDATIONS

- 14.1 The Licensing Act 2003 Sub-Committee are asked to consider the application to vary a Premises Licence 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