

REPORT OF THE DIRECTOR OF REGENERATION

**NAME OF PREMISES: TAURUS SERVICE STATION, ORRYSDALE ROAD,
WEST KIRBY**

NAME OF APPLICANT: DAVID WILCOX

1.0 EXECUTIVE SUMMARY

1.1 The purpose of this report is to consider an application for the grant of a Premises Licence under the provisions of the Licensing Act 2003.

2.0 RELEVANT BACKGROUND

2.1 These premises have not previously been licensed.

3.0 APPLICATION

3.1 The application for the grant of a Premises Licence is as follows:

Supply of Alcohol

Sunday to Saturday 07:00 to 23:00

Hours Open to the Public

Sunday to Saturday 07:00 to 23:00

In accordance with Section 176 of the Licensing Act 2003, alcohol is prohibited from being sold at premises that are primarily used as a garage, or are part of premises used primarily as a garage. Premises are used as a garage if they are used for one or more of the following:

- the retail of petrol
- the retail of derv
- the sale of motor vehicles
- the maintenance of motor vehicles

The applicant has provided additional information to support that these premises will not be used primarily as a garage which is available.

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 six representations have been received from Local Residents. The representations relate to public nuisance caused by youths and alcohol related incidents within the vicinity of the premises. Copies of the representations are available.

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

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

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 West Kirby and Thurstaston 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 There are none arising from this report.

13.0 ANTI-POVERTY IMPLICATIONS

13.1 There are none arising from this report.

14.0 SOCIAL INCLUSION IMPLICATIONS

14.1 There are none arising from this report.

15.0 BACKGROUND PAPERS

15.1 Application form applying for a Premises Licence – Operating Schedule.

15.2 Representations received from Local Residents.

16.0 RECOMMENDATIONS

16.1 The Licensing Act 2003 Sub-Committee are asked to consider the application for the grant of 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