

REPORT OF THE DIRECTOR OF REGENERATION

NAME OF PREMISES: SMITH AND JONES, CHURCH ROAD, BEBINGTON

NAME OF APPLICANT: BARRACUDA PUBS AND BARS LIMITED

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 Wednesday 9.00am to 12.00midnight
Thursday to Saturday 9.00am to 1.00am

Hours Open to the Public

Sunday to Wednesday 9.00am to 12.30am
Thursday to Saturday 9.00am to 1.30am

Regulated Entertainment (Exhibition of Films and Recorded Music)

Sunday to Wednesday 9.00am to 12.30am
Thursday to Saturday 9.00am to 1.30am

Entertainment Facilities (Facilities for making music and dancing)

Sunday to Wednesday 9.00am to 12.30am
Thursday to Saturday 9.00am to 1.30am

Late Night Refreshment

Sunday to Wednesday 11.00pm to 12.30am
Thursday to Saturday 11.00pm to 1.30am

Non standard timings:

Supply of Alcohol	9.00am to 2.00am
Hours Open to the Public	9.00am to 2.30am
Regulated Entertainment	9.00am to 2.30am
Entertainment Facilities	9.00am to 2.30am
Late Night Refreshment	11.00pm to 2.30am

The above non standard timings have been requested for the following days:

St Patrick's Day, Easter Thursday, Good Friday, Easter Saturday, Easter Monday, Friday before May Day Bank Holiday, Saturday before May Day Bank Holiday, May Day Bank Holiday, Friday before Spring Bank Holiday, Saturday before Spring Bank Holiday, Spring Bank Holiday, Friday of August Bank Holiday, Saturday of August Bank Holiday, August Bank Holiday, Christmas Eve and Boxing Day.

New Years Eve – from the start of permitted hours on New Years Eve until the start of the permitted hours on New Years Day.

An additional hour to the standard and non standard times on the day when British Summertime commences.

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 three representations have been received from Local Residents. The representations relate to the potential of noise from customers leaving the premises which will cause a public nuisance and to the potential for anti-social behaviour. A petition has also been received containing 168 signatures against the application. Copies of the representations and the petition are available.

Ward Councillors have also made representations to the application which supports the views expressed by the local residents. Copies of the representations are available.

Merseyside Police

Merseyside Police have made a representation in respect of this application concerning public safety, crime and disorder and public nuisance. A copy of the representation is available together with incident logs in relation to the surrounding area.

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

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 Bebington 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 no planning implications.

13.0 **BACKGROUND PAPERS**

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

13.2 Representations received from Local Residents and Ward Councillors.

13.3 Petition in support of the application.

13.4 Representation received from Merseyside Police.

14.0 **RECOMMENDATIONS**

14.1 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