



## Licensing Act 2003 Sub-Committee

<b>Date:</b>	Wednesday, 23 June 2010
<b>Time:</b>	10.00 am
<b>Venue:</b>	Committee Room 3 - Wallasey Town Hall

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### AGENDA

- 1. APPOINTMENT OF CHAIR**
- 2. MEMBERS' CODE OF CONDUCT - DECLARATIONS OF INTEREST**

Members are asked to consider whether they have personal or prejudicial interests in connection with any item(s) on this agenda, and, if so, to declare them and state what they are.
- 3. BAM BUDDHA LOUNGE (Pages 1 - 4)**
- 4. ANY OTHER URGENT BUSINESS ACCEPTED BY THE CHAIR**

To consider matters which the Chair accepts as being urgent.

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WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE

LICENSING ACT 2003 SUB-COMMITTEE – 23 JUNE 2010

REPORT OF THE DIRECTOR OF REGENERATION

**NAME OF PREMISES: BAM BUDDHA LOUNGE, 34-42 CONWAY STREET,  
BIRKENHEAD**

**NAME OF APPLICANT: DAVID DOYLE**

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## 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 Saturday 10:00 to 04:00

### Hours Open to the Public

Sunday to Saturday 10:00 to 04:30

### Regulated Entertainment (Live Music)

Sunday to Friday 20:00 to 04:00  
Saturday 10:00 to 04:00

### Regulated Entertainment (Recorded Music and Anything of a Similar Description)

Sunday to Saturday 10:00 to 04:00

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

Sunday to Saturday 10:00 to 04:00

### Late Night Refreshment

Sunday to Saturday 23:00 to 04:00

## 3.0 APPLICATION

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

### Supply of Alcohol

Sunday to Friday 10:00 to 04:00  
Saturday 10:00 to 05:00

### Hours Open to the Public

Sunday to Friday 10:00 to 04:30  
Saturday 10:00 to 05:30

### Regulated Entertainment (Live Music)

Sunday to Friday 20:00 to 04:00  
Saturday 10:00 to 05:00

### Regulated Entertainment (Recorded Music and Anything of a Similar Description)

Sunday to Friday 10:00 to 04:00  
Saturday 10:00 to 05:00

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

Sunday to Friday 10:00 to 04:00  
Saturday 10:00 to 05:00

### Late Night Refreshment

Sunday to Friday 23:00 to 04:00  
Saturday 23:00 to 05:00

#### **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.

##### **Merseyside Police**

Merseyside Police have made a representation in respect of this application concerning the prevention of crime and disorder. The Licensing Sergeant considers that any extension in hours will increase the number of incidents of anti-social behaviour within the vicinity of the premises. A copy of the representation and police logs are available.

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

Wirral Safe Guarding Children Board  
Trading Standards  
Environmental Health  
Planning Authority  
Fire 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 Birkenhead and Tranmere 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 in respect of this application.

## 13.0 **BACKGROUND PAPERS**

13.1 Application form applying to vary a Premises Licence – Operating Schedule.

13.2 Representation received from Merseyside Police.

## 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.

Bill Norman  
Director of HR, Law & Asset Management

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

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