



Licensing Act 2003 Sub-Committee

Date:	Thursday, 30 August 2012
Time:	10.00 am
Venue:	Committee Room 2 - Wallasey Town Hall

Contact Officer: Anne Beauchamp
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AGENDA

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

Members of the Committee are asked to declare any disclosable pecuniary and non pecuniary interests, in connection with any application on the agenda and state the nature of the interest.
3. **APPLICATION TO VARY A PREMISES LICENCE - TERRACE C, 184 TELEGRAPH ROAD, HESWALL. (Pages 1 - 6)**

= BREAK =
4. **APPLICATION FOR THE GRANT OF A PREMISES LICENCE - BHULLAR'S OFF LICENCE, 72 TOWN MEADOW LANE, MORETON. (Pages 7 - 12)**
5. **ANY OTHER URGENT BUSINESS ACCEPTED BY THE CHAIR**

To consider any other business that the Chair accepts as being urgent.

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**LICENSING ACT 2003 COMMITTEE
LICENSING ACT 2003 SUB-COMMITTEE**

30 AUGUST 2012

SUBJECT:	APPLICATION TO VARY A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	HESWALL WARD
REPORT OF:	ACTING DIRECTOR OF LAW, HR AND ASSET MANAGEMENT
KEY DECISION?	NO

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. The application is made by **Marcus Bemrose** and relates to the premises known as **Terrace C, 184 Telegraph Road, Heswall**.

2.0 BACKGROUND AND KEY ISSUES

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

Sale by Retail of Alcohol

Sunday to Thursday 11:00 to 01:00
Friday and Saturday 11:00 to 02:00

Hours Open to the Public

Sunday to Thursday 11:00 to 01:30
Friday and Saturday 11:00 to 02:30

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 02:00

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

Sunday to Thursday 11:00 to 01:00
Friday and Saturday 11:00 to 02:00

Late Night Refreshment

Sunday to Thursday 23:00 to 01:00
Friday and Saturday 23:00 to 02:00

Non-Standard Timings

All of the above Licensable Activities:

Christmas Eve, Boxing Day and New Years Eve plus each Sunday prior to a Bank Holiday Monday until 03:00

Hours Open to the Public until 03:30

3.0 APPLICATION

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

Sale by Retail of Alcohol

Sunday to Thursday 11:00 to 02:00
Friday and Saturday 11:00 to 03:00

Hours Open to the Public

Sunday to Thursday 11:00 to 02:30
Friday and Saturday 11:00 to 03:30

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

Sunday to Thursday 11:00 to 02:00
Friday and Saturday 11:00 to 03:00

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

Sunday to Thursday 11:00 to 02:00
Friday and Saturday 11:00 to 03:00

Late Night Refreshment

Sunday to Thursday 23:00 to 02:00
Friday and Saturday 23:00 to 03:00

Non-Standard Timings (unchanged)

All of the above Licensable Activities:

Christmas Eve, Boxing Day and New Years Eve plus each Sunday prior to a Bank Holiday Monday until 03:00

Hours Open to the Public until 03:30

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 is available.

- 4.2 Members of the Licensing Act 2003 Sub-Committee are advised that the proposals set out in the operating schedule may 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.

A representation has been received from a Local Resident. The representation relates to public nuisance caused by customers leaving the premises at a late hour. A copy of the representation is available.

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

Wirral Safe Guarding Children Board
Trading Standards
Planning Authority
Fire Authority
Merseyside Police
Environmental Health
Primary Care Trust
Wirral Licensing Authority

6.0 RELEVANT RISKS

- 6.1 There are none arising directly from this report.

7.0 OTHER OPTIONS CONSIDERED

- 7.1 There is no provision for other options to be considered.

8.0 CONSULTATION

- 8.1 Statutory consultation has been undertaken in respect of this application.

9.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

- 9.1 There are no specific implications arising from this report.

10.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

- 10.1 There are no specific implications arising from this report.

11.0 LEGAL IMPLICATIONS

- 11.1 A decision of this Committee can be subject to Appeal.

12.0 EQUALITIES IMPLICATIONS

- 12.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

No because there is no relevance to equality.

13.0 CARBON REDUCTION IMPLICATIONS

13.1 There are no specific implications arising from this report.

14.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

14.1 The Director of Technical Services (Development Control) has advised of the following conditions on the Planning Permission:

- Trading at the premises shall not take place between 00:00 and 08:00 hours Sunday to Thursday, 01:00 hours to 08:00 hours on Friday and Saturday and 00:00 hours and 08:00 hours on Bank Holidays.
- The premises shall be closed between 01:30 hours and 08:00 hours Fridays and Saturdays, 01:00 hours and 08:00 hours on Sundays to Thursdays and 00:00 hours and 08:00 hours at all other times then when permitted by an events licence on Bank Holidays.

15.0 RECOMMENDATION

15.1 The Licensing Act 2003 Sub-Committee are asked to consider the application to vary the Premises Licence in respect of the above premises.

16.0 REASONS FOR RECOMMENDATION

16.1 It is a statutory requirement for this Committee to determine the application due to relevant representations received.

REPORT AUTHOR: **Richard Leyland**
Licensing Team Leader
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email: richardleyland@wirral.gov.uk

APPENDICES

- Application to vary a Premises Licence
- Representation received from a Local Resident

REFERENCE MATERIAL

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location Plan of Premises



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WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

30 AUGUST 2012

SUBJECT:	APPLICATION FOR THE GRANT OF A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	MORETON WEST AND SAUGHALL MASSIE WARD
REPORT OF:	ACTING DIRECTOR OF LAW, HR AND ASSET MANAGEMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application for a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Gurdev Singh Bhullar** and relates to the premises known as **Bhullar's Off Licence, 72 Town Meadow Lane, Moreton**.

2.0 BACKGROUND AND KEY ISSUES

- 2.1 These premises have not previously been licensed.
- 2.2 Gurdev Singh Bhullar currently holds a Premises Licence at a premises located at 82-84 Town Meadow Lane, Moreton. These premises are due to be demolished.
- 2.3 On 22 February 2012, Members of the Licensing Act 2003 Sub-Committee considered an application made by Merseyside Police to review a Premises Licence at 82-24 Town Meadow Lane, Moreton following the sale of alcohol to an underage person which took place at the premises and illicit alcohol and tobacco found at the premises. Members resolved to impose a number of conditions to the Premises Licence. A copy of the decision of the Licensing Act 2003 Sub-Committee is available.

3.0 APPLICATION

- 3.1 An application has been received for the grant of a Premises Licence for Bhullar's Off Licence, 72 Town Meadow Lane, Moreton for the following hours:

Supply of Alcohol

Monday to Saturday 08:00 to 23:00
Sunday 10:00 to 23:00

Hours Open to the Public

Sunday to Saturday 07:00 to 23:00

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 is available.
- 4.2 Members of the Licensing Act 2003 Sub-Committee are advised that the proposals set out in the operating schedule may 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.

A representation has been received from a local resident. A representation has also been received from Ward Councillors, Chris Blakeley, Steve Williams and Simon Mountney. The representations relate to the history of the current licence held by Mr Bhullar in respect of 82-84 Town Meadow Lane, Moreton due to underage sales and illicit alcohol being found at the premises. Copies of the representations are available.

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

Wirral Safe Guarding Children Board
Environmental Health
Planning Authority
Fire Authority
Trading Standards
Merseyside Police
Wirral Licensing Authority
Primary Care Trust

6.0 RELEVANT RISKS

- 6.1 There are none arising directly from this report.

7.0 OTHER OPTIONS CONSIDERED

- 7.1 There is no provision for other options to be considered.

8.0 CONSULTATION

- 8.1 Statutory consultation has been undertaken in respect of this application.

9.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

- 9.1 There are no specific implications arising from this report.

10.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

- 10.1 There are no specific implications arising from this report.

11.0 LEGAL IMPLICATIONS

11.1 A decision of this Committee is subject to Appeal.

12.0 EQUALITIES IMPLICATIONS

12.1 Has the potential impact of your proposal(s) been reviewed with regard to equality?

No because there is no relevance to equality.

13.0 CARBON REDUCTION IMPLICATIONS

13.1 There are no specific implications arising from this report.

14.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

14.1 There are no Planning implications arising from this report.

15.0 RECOMMENDATION

15.1 The Licensing Act 2003 Sub-Committee are asked to consider the application for a Premises Licence in respect of the above premises.

16.0 REASONS FOR RECOMMENDATION

16.1 It is a statutory requirement for this Committee to determine the application due to relevant representations received.

REPORT AUTHOR:

Richard Leyland

Licensing Team Leader

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APPENDICES

- Application for the grant of a Premises Licence
- Representations received from a Local Resident and Ward Councillors

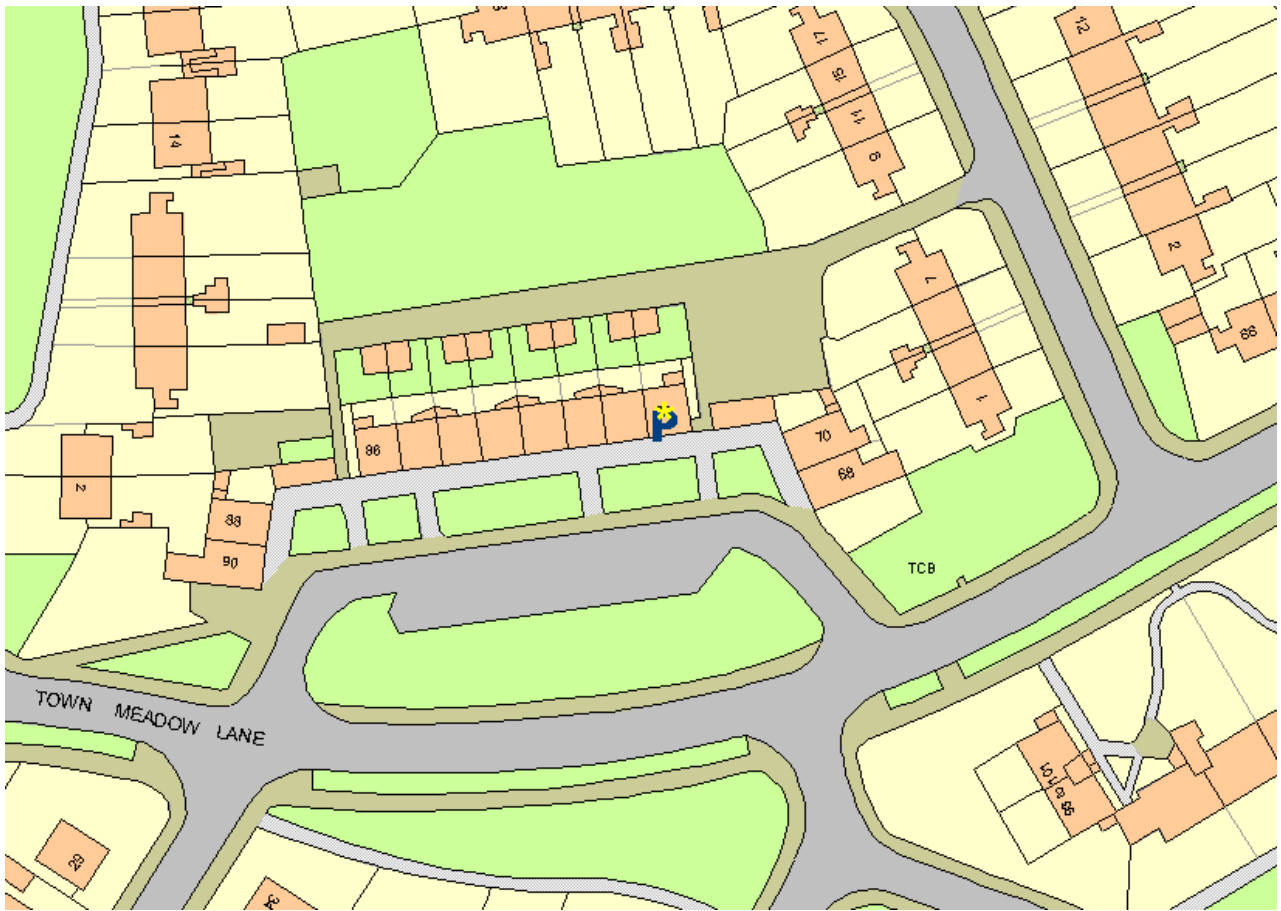
REFERENCE MATERIAL

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location Plan of Premises



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