



## Licensing Act 2003 Sub-Committee

**Date:** Wednesday, 30 October 2013

**Time:** 10.00 am

**Venue:** Council Chamber, 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 FOR A PREMISES LICENCE - OTTO LOUNGE, UNIT 8, 139-141 TELEGRAPH ROAD, HESWALL (Pages 1 - 4)**

**= L U N C H B R E A K =**

**4. APPLICATION TO VARY A PREMISES LICENCE - BEBINGTON SERVICE STATION, KINGS ROAD, HIGHER BEBINGTON (Pages 5 - 8)**

**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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## WIRRAL COUNCIL

### LICENSING ACT 2003 COMMITTEE

### LICENSING ACT 2003 SUB-COMMITTEE

30 OCTOBER 2013

SUBJECT:	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	HESWALL
REPORT OF:	STRATEGIC DIRECTOR OF REGENERATION & ENVIRONMENT
KEY DECISION?	NO

#### 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. The application is made by **Loungers Limited** and relates to the premises known as **Otto Lounge, Unit 8, 139-141 Telegraph Road, Heswall.**

#### 2.0 BACKGROUND AND KEY ISSUES

- 2.1 These premises do not currently have a Premises Licence.

#### 3.0 APPLICATION

- 3.1 The application has been amended since it was submitted by the applicant to reduce the hours applied for so that they correspond with the hours granted by the Planning Authority. The hours requested are as follows:

##### **Sale by Retail of Alcohol**

Sunday to Saturday 10:00 to 23:00

The applicant has indicated that the sale of alcohol will be for consumption on the premises only.

##### **Hours Open to the Public**

Sunday to Saturday 10:00 to 23:30

##### **Late Night Refreshment**

Monday to Saturday 23:00 to 23:30

#### 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. The representations are made in respect of the original application submitted by the applicant. The Licensing Authority have advised residents of the amendments to the application. Those residents who have responded have asked for their representations to continue to be taken into consideration.

14 representations have been received from local residents. The representations relate to concerns of noise nuisance caused by persons leaving the premises at a late hour which is a current problem within the vicinity of the premises. Copies of the representations are available.

A representation has also been received from Ward Councillor, Les Rowlands. The representation support the concerns expressed by local residents. A copy of the representation is available.

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

Wirral Safe Guarding Children Board  
Trading Standards  
Planning Authority  
Fire Authority  
Environmental Health  
Public Health  
Wirral Licensing Authority  
Merseyside Police

## **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 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 a Premises Licence
- Representations received from Local Residents and a Ward Councillor

## **REFERENCE MATERIAL**

- None

## **SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>

## Location plan of Premises



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

**30 OCTOBER 2013**

<b>SUBJECT:</b>	<b>APPLICATION TO VARY A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>WARD AFFECTED:</b>	<b>BEBINGTON WARD</b>
<b>REPORT OF:</b>	<b>STRATEGIC DIRECTOR OF REGENERATION &amp; ENVIRONMENT</b>
<b>KEY DECISION?</b>	<b>NO</b>

## **1.0 EXECUTIVE SUMMARY**

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 **Rontec Watford Limited** and relates to the premises known as **Bebington Service Station, Kings Road, Higher Bebington**.

## **2.0 BACKGROUND AND KEY ISSUES**

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

### **Sale by Retail of Alcohol**

Monday to Saturday 07:00 to 23:00  
 Sunday 07:00 to 22:00

### **Hours Open to the Public**

Sunday to Saturday 06:00 to 00:00

## **3.0 APPLICATION**

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

### **Sale by Retail of Alcohol**

Sunday to Saturday 06:00 to 00:00

### **Hours Open to the Public**

Sunday to Saturday 24 Hours

### **Late Night Refreshment**

Sunday to Saturday 23:00 to 00:00

- 2.2 The applicant has requested to remove the all of the conditions within Annexe 2 of the Premises Licence and replace it with the conditions proposed within the variation application. A copy of the Premises Licence is available.
- 2.3 The applicant has also requested to amend the plan attached to the Premises.

## **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.

### **Merseyside Police**

A representation has been received from Merseyside Police. Merseyside Police have advised that if this application were to be granted this would lead to an increase in alcohol related anti-social behaviour. A copy of the representation is available.

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

Wirral Safe Guarding Children Board  
Trading Standards  
Planning Authority  
Fire Authority  
Environmental Health  
Wirral Licensing Authority  
Public Health

## **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 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 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**  
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### **APPENDICES**

- Application to vary a Premises Licence
- Representations received from Merseyside Police

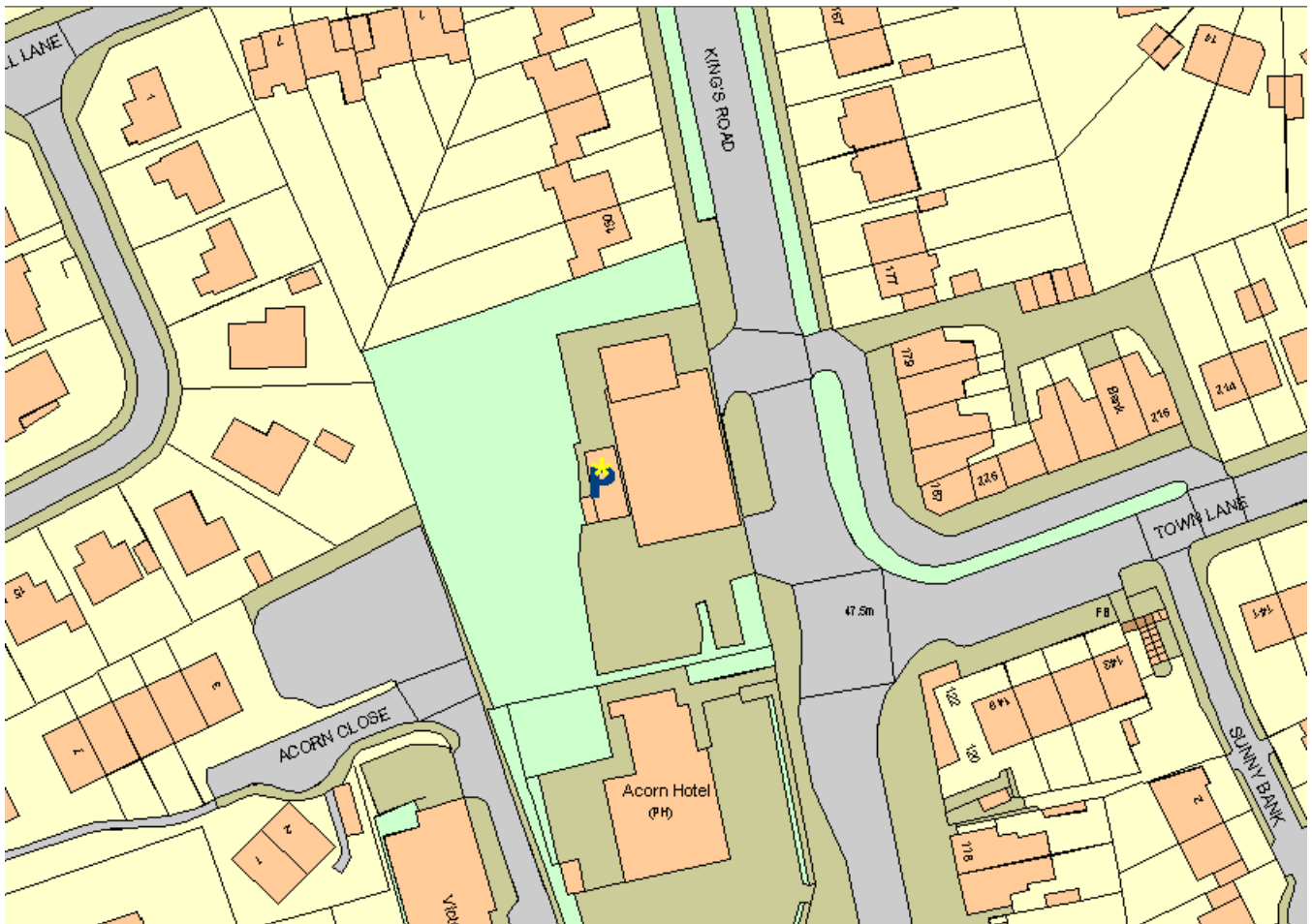
### **REFERENCE MATERIAL**

- None

### **SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>

## Location Plan of Premises



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