



Licensing Act 2003 Sub-Committee

Date:	Wednesday, 27 August 2014
Time:	10.00 am
Venue:	Committee Room 2 - Wallasey Town Hall

Contact Officer: Anne Beauchamp
Tel: 0151 691 8608
e-mail: annebeauchamp@wirral.gov.uk
Website: <http://www.wirral.gov.uk>

AGENDA

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

Members of the Sub-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 - WESTBOURNE HALL, WESTBOURNE ROAD, WEST KIRBY (Pages 1 - 6)**

= B R E A K =

1.00 PM

4. **APPLICATION TO VARY A PREMISES LICENCE - KP STORE, 338 OLD CHESTER ROAD, ROCK FERRY (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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WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

27 August 2014

SUBJECT:	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	HOYLAKE AND MEOLS WARD
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 a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Westbourne Hall Community Trust** and relates to the premises known as **Westbourne Hall, Westbourne Road, West Kirby**.

2.0 BACKGROUND AND KEY ISSUES

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

Performance of a Play, Exhibition of Films, Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description

Monday to Saturday	09:00 to 23:30
Sunday	09:00 to 21:00

Hours Open to the Public

Monday to Saturday	09:00 to 23:30
Sunday	09:00 to 21:00

3.0 APPLICATION

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

Sale by Retail of Alcohol

Sunday to Saturday	09:00 to 23:00
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Hours Open to the Public

Sunday to Saturday	09:00 to 23:30
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Performance of a Play, Exhibition of Films, Indoor Sporting Events, Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description

Sunday to Saturday 09:00 to 23:00

Late Night Refreshment

Sunday to Saturday 23:00 to 23:30

- 3.2 Due to the nature of the changes proposed and the conditions attached to the Licence which are no longer appropriate, the applicant considered it appropriate to submit an application for the grant of a Premises Licence.
- 3.3 The applicant also submitted an application for the mandatory condition requiring a Designated Premises Supervisor to be disappplied. Following no representations from Merseyside Police, this application has been granted. Therefore, in accordance with the Licensing Act 2003, if the application for this Premises Licence is granted an alternative mandatory condition will be imposed on the Licence stating that every supply of alcohol under the licence must be made or authorised by the Management Committee.

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 application be granted.

5.0 RELEVANT REPRESENTATIONS

- 5.1 The following representations have been received in respect of the above application.

Local Residents

In respect of this application 12 representations have been received from Local Residents. The representations relate to noise nuisance and anti-social behaviour which is currently a problem within the vicinity of the premises. Local Residents are concerned that if this application is granted then noise nuisance and anti-social behaviour will increase. Copies of the representations are 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
Licensing Authority
Merseyside Police
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 OUTSTANDING PREVIOUSLY APPROVED ACTIONS

9.1 There are no previously approved actions outstanding.

10.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

10.1 There are no specific implications arising from this report.

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

11.1 There are no specific implications arising from this report.

12.0 LEGAL IMPLICATIONS

12.1 A decision of this Committee can be subject to Appeal.

13.0 EQUALITIES IMPLICATIONS

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

No because there is no relevance to equality.

14.0 CARBON REDUCTION AND ENVIRONMENTAL IMPLICATIONS

14.1 There are no specific implications arising from this report.

15.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

15.1 There are no Planning implications arising from this report.

16.0 RECOMMENDATIONS

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

17.0 REASONS FOR RECOMMENDATIONS

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

REPORT AUTHOR: Richard Leyland
Licensing Team Leader
telephone (0151) 691 8478
email richardleyland@wirral.gov.uk

APPENDICES

- Application for a Premises Licence
- Representations received from Local Residents

BACKGROUND PAPERS/REFERENCE MATERIAL

- None

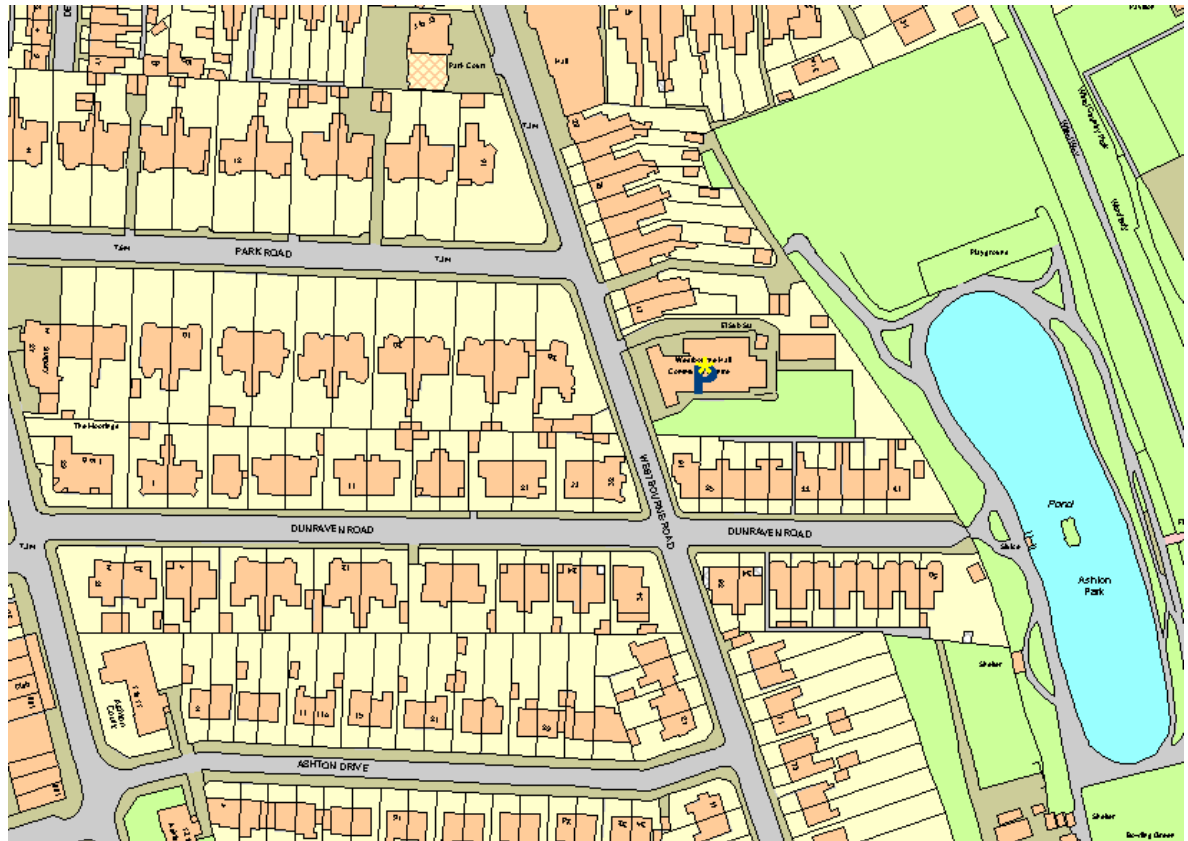
BRIEFING NOTES HISTORY

- 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

27 August 2014

SUBJECT:	APPLICATION TO VARY A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	ROCK FERRY
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 to vary a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Puvirasalingham Karalasingham** and relates to the premises known as **KP Store, 338 Old Chester Road, Rock Ferry**.

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 Saturday	08:00 to 23:00
Good Friday	12:00 to 22:30
Christmas Day	12:00 to 15:00 & 19:00 to 22:30

The Premises Licence currently permits the sale of alcohol for consumption Off the premises only.

Hours Open to the Public

Sunday to Saturday	08:00 to 23:00
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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 23:00
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Hours Open to the Public

Sunday to Saturday 06:00 to 23:00

- 3.2 The applicant has also requested that the hours for Christmas Day and Good Friday would be as proposed above.

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 application 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 are concerned that if the application is granted and alcohol is made available from an earlier time, this will lead to the crime and disorder objective being undermined. A copy of the representation is available.

Public Health

A representation has been received from Public Health on the grounds that granting the application will undermine all four licensing objectives. 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
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 OUTSTANDING PREVIOUSLY APPROVED ACTIONS

9.1 There are no previously approved actions outstanding.

10.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

10.1 There are no specific implications arising from this report.

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

11.1 There are no specific implications arising from this report.

12.0 LEGAL IMPLICATIONS

12.1 A decision of this Committee can be subject to Appeal.

13.0 EQUALITIES IMPLICATIONS

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

No because there is no relevance to equality.

14.0 CARBON REDUCTION AND ENVIRONMENTAL IMPLICATIONS

14.1 There are no specific implications arising from this report.

15.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

15.1 There are no Planning implications arising from this report.

16.0 RECOMMENDATIONS

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

17.0 REASONS FOR RECOMMENDATIONS

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

REPORT AUTHOR: Richard Leyland
Licensing Team Leader
telephone (0151) 691 8478
email richardleyland@wirral.gov.uk

APPENDICES

- Application to vary a Premises Licence
- Representation received from Merseyside Police
- Representation received from Public Health

BACKGROUND PAPERS/REFERENCE MATERIAL

- None

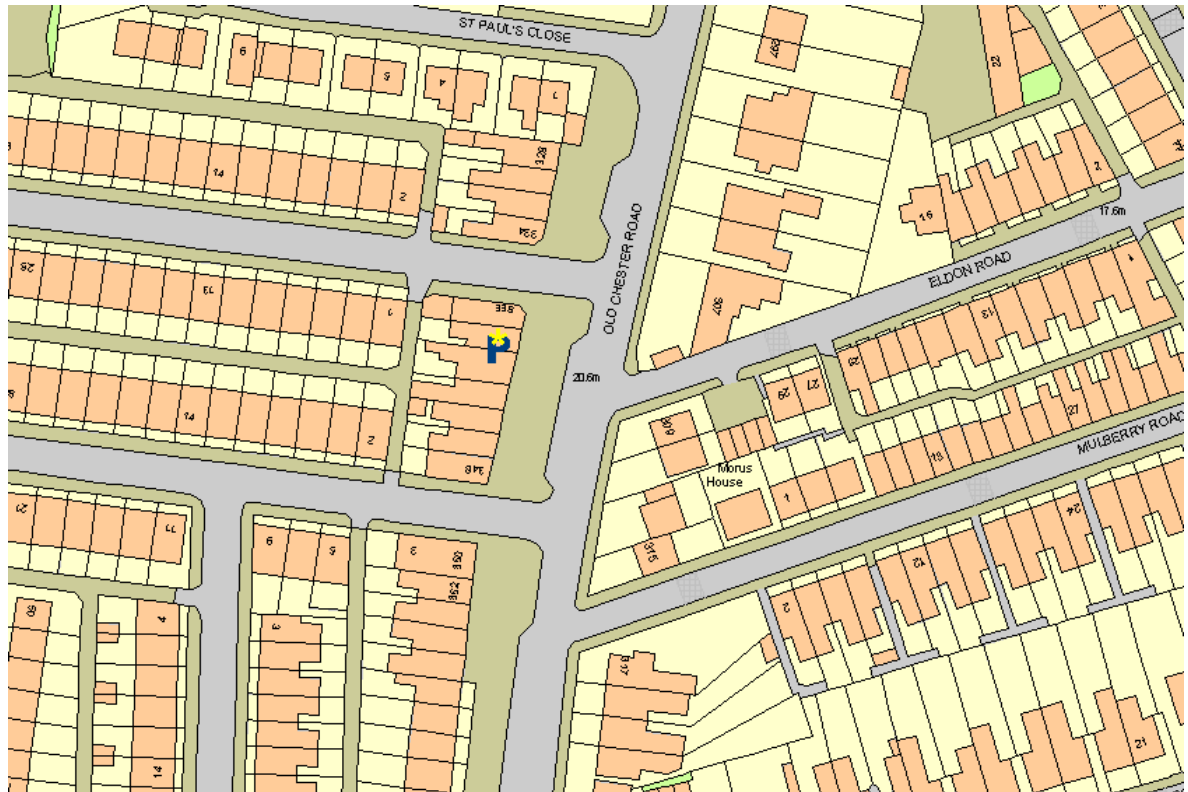
BRIEFING NOTES HISTORY

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location plan of Premises



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