



## Licensing Act 2003 Sub-Committee

<b>Date:</b>	<b>Thursday, 4 September 2014</b>
<b>Time:</b>	<b>10.00 am</b>
<b>Venue:</b>	<b>Committee Room 3 - Wallasey Town Hall</b>

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

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### 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 TO VARY A PREMISES LICENCE - THE COURTYARD, 7-9 ROSE MOUNT, OXTON (Pages 1 - 6)**
- 4. 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

4 September 2014

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

#### 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 **John Mitchell** and relates to the premises known as **The Courtyard, 7-9 Rose Mount, Oxtan**.

#### 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 11:00 to 00:00  
Sunday 12:00 to 23:30

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

Monday to Saturday 11:00 to 00:30  
Sunday 12:00 to 00:00

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

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

#### 3.0 APPLICATION

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

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

Monday to Thursday 11:00 to 00:00  
Friday and Saturday 11:00 to 01:00  
Sunday 12:00 to 23:30

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

Monday to Thursday 11:00 to 00:30  
Friday and Saturday 11:00 to 01:30  
Sunday 12:00 to 00:00

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

Monday to Thursday 23:00 to 00:00  
Friday and Saturday 23:00 to 01:00  
Sunday 23:00 to 23:30

**Live Music, Recorded Music,  
Performance of Dance and  
Anything of a Similar Description**

**Live Music, Recorded Music,  
Performance of Dance and Anything of a  
Similar Description**

Monday to Saturday 11:00 to 00:00  
Sunday 12:00 to 23:30

UNCHANGED

**Non-Standard Timings**

**Non-Standard Timings**

All of the above Licensable Activities  
have been extended as follows (with  
Late Night Refreshment to commence  
from 23:00 and an additional 30  
minutes for Hours Open to the Public):

UNCHANGED

09:00 to 01:00 - Christmas Eve  
09:00 to 01:00 - Boxing Day  
09:00 to 01:00 - Sunday prior to a  
Bank Holiday Monday  
09:00 to 02:00 - New Years Eve

**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, six representations have been received from Local Residents. The representations relate to noise nuisance from customers which is currently a problem and concerns that this will be extended until a later hour if the application is granted. Copies of the representation 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

## **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
- 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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