



Licensing Act 2003 Sub-Committee

Date:	Thursday, 2 October 2014
Time:	10.00 am
Venue:	Cabinet Briefing Room - 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 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 - NEWSMAG, 13-15 ALBERT ROAD, HOYLAKES (Pages 1 - 6)**
- = B R E A K =**
4. **13:00 APPLICATION FOR A PREMISES LICENCE - TODAY'S BIRKENHEAD, 65-67 OXTON ROAD, BIRKENHEAD (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

2 October 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 **Sutharmika Sivagnamoorthy** and relates to the premises known as **Newsmag, 13-15 Albert Road, Hoylake**

2.0 BACKGROUND AND KEY ISSUES

- 2.1 These premises do not have a Premises Licence but are currently trading as a convenience store.

3.0 APPLICATION

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

Sale by Retail of Alcohol

Sunday to Saturday 08:00 to 23:00

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

Hours Open to the Public

Sunday to Saturday 06:00 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 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 two 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. The representation also relates to noise nuisance currently being caused by the day to day operating of 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
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.

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APPENDICES

- None

BACKGROUND PAPERS/REFERENCE MATERIAL

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

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

2 October 2014

SUBJECT:	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	BIRKENHEAD AND TRANMERE 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 **Vigi Paskar** and relates to the premises known as **Today's Birkenhead, 65-67 Oxtan Road, Birkenhead**.

2.0 BACKGROUND AND KEY ISSUES

2.1 These premises currently have a Premises Licence for the following hours.

Sale by Retail of Alcohol

Monday to Saturday	11:00 to 23:00
Sunday	12:00 to 22:30
Good Friday	12:00 to 22:30
Christmas Day	12:00 to 15:00 and 19:00 to 22:30

2.2 The Premises Licence permits the sale of alcohol for consumption on and off the premises.

2.3 These premises are currently closed. The premises previously traded as a Public House.

2.4 The applicant is seeking a substantial variation to the Premises Licence which will include the premises supplying alcohol for consumption off the premises only. In these circumstances the applicant has decided to submit an application for the grant of a licence.

3.0 APPLICATION

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

Sale by Retail of Alcohol

Sunday to Saturday 10:00 to 22:00

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

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 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 two representations have been received from Local Residents who are against the application. A petition signed by 388 residents has also been received. The representations relate to public nuisance and anti-social behaviour being caused by Street Drinkers within the vicinity of the premises and concerns that if the application is granted public nuisance and anti-social behaviour will increase. Copies of the representations and petition are available.

A representation has also been received from Birkenhead and Tranmere Ward Councillors, Councillor Stapleton and Councillor Davies. The representation supports the concerns expressed by local residents. A copy of the representation is available.

A petition containing 187 signatures signed by customers attending the premises has also been received who are in support of the application. A copy of this petition is available.

Merseyside Police

A representation has been received from Merseyside Police. The representation relates to the fact that the premises are located in an area which is highlighted as Wirral's number one hotspot for anti-social behaviour. Merseyside Police are concerned that if the application is granted then there will be an increase in alcohol related crime and disorder. 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
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
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APPENDICES

- None

BACKGROUND PAPERS/REFERENCE MATERIAL

- Application for a Premises Licence
- Representations and Petition received from Local Residents
- Representation received from Merseyside Police

BRIEFING NOTES HISTORY

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location plan of Premises



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