



## Licensing Act 2003 Sub-Committee

<b>Date:</b>	Thursday, 7 July 2016
<b>Time:</b>	2.00 pm
<b>Venue:</b>	Cabinet Briefing Room - Wallasey Town Hall

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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 UNDER THE PROVISIONS OF THE LICENSING ACT 2003 - BP, 1 BRIMSTAGE ROAD, BEBINGTON, CH63 3EL (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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## LICENSING ACT 2003

### LICENSING ACT 2003 SUB-COMMITTEE

7 JULY 2016

<b>REPORT TITLE</b>	<b>APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>REPORT OF</b>	<b>ASSISTANT CHIEF EXECUTIVE</b>

### REPORT SUMMARY

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 **BP Oil UK Limited** and relates to the premises known as **BP, 1 Brimstage Road, Bebington, CH63 3EL**.

### RECOMMENDATION/S

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

## SUPPORTING INFORMATION

### 1.0 REASON/S FOR RECOMMENDATION/S

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

### 2.0 OTHER OPTIONS CONSIDERED

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

### 3.0 BACKGROUND INFORMATION

- 3.1 These premises do not currently have a premises licence.

### 3.2 APPLICATION

The application for a Premises Licence is as follows:

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

Sunday to Saturday 07:00 to 23:00

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 24 Hours

- 3.3 Members should note that following receipt of the representations submitted in relation to the application, the Applicant has amended the application to reduce the hours for the sale of alcohol from 24 hours to the hours as detailed above. The Applicant has also removed the request for Late Night Refreshment.
- 3.4 The Applicant has also proposed the following conditions to be applied to the Premises Licence if the application is granted:

- All staff engaged or to be engaged in the sale of alcohol on the premises shall receive the following training in age restricted sales:

Induction training which must be completed and documented prior to the sale of alcohol by the staff member.

Refresher/reinforcement training at intervals of no more than 6 months.

Training records will be available for inspection by a police officer or other officer on request.

- All cashiers shall be trained to record refusals of sales of alcohol in a refusals book/register. The book/register will contain:

details of the time and date the refusal was made;

the identity of the staff member refusing the sale;

details of the alcohol the person attempted to purchase.

This book/register will be available for inspection by a police officer or other officer on request.

- An incident book/register shall be maintained to record:

all incidents of crime and disorder occurring at the premises;

details of occasions when the police are called to the premises.

This book/register will be available for inspection by a police officer or other officer on request.

- All sales tills shall prompt the cashier making a sale of alcohol to verify that the customer is aged 18 or over.
- A notice will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration, so as not to disturb nearby residents.

3.5 A letter was sent to those who submitted representations in respect of the application to inform them of the amendments to the application. To date no representations have been withdrawn.

### 3.6 **PROMOTION OF LICENSING OBJECTIVES**

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.

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.

### 3.7 **RELEVANT REPRESENTATIONS**

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

#### **Local Residents**

Representations have been received from 18 local residents who have concerns in relation to alcohol being sold to persons under the 18 of years of age. Concerns are also raised due to increased noise nuisance and anti-social behaviour from customers of the premises. Copies of the representations are available.

#### **Ward Councillor**

A representation has been received from Ward Councillor, Cherry Povall. The representation supports the concerns expressed by local residents. A Copy of the representation is available.

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

Wirral Safe Guarding Children Board  
Planning Authority  
Fire Authority  
Licensing Authority

Environmental Health  
Trading Standards  
Public Health  
Merseyside Police

#### **4.0 FINANCIAL IMPLICATIONS**

4.1 There are no specific implications arising from this report.

#### **5.0 LEGAL IMPLICATIONS**

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

#### **6.0 RESOURCE IMPLICATIONS: ICT, STAFFING AND ASSETS**

6.1 There are no specific implications arising from this report.

#### **7.0 RELEVANT RISKS**

7.1 There are none arising directly from this report.

#### **8.0 ENGAGEMENT/CONSULTATION**

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

#### **9.0 EQUALITY IMPLICATIONS**

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

No because there is no relevance to equality.

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#### **APPENDICES**

None

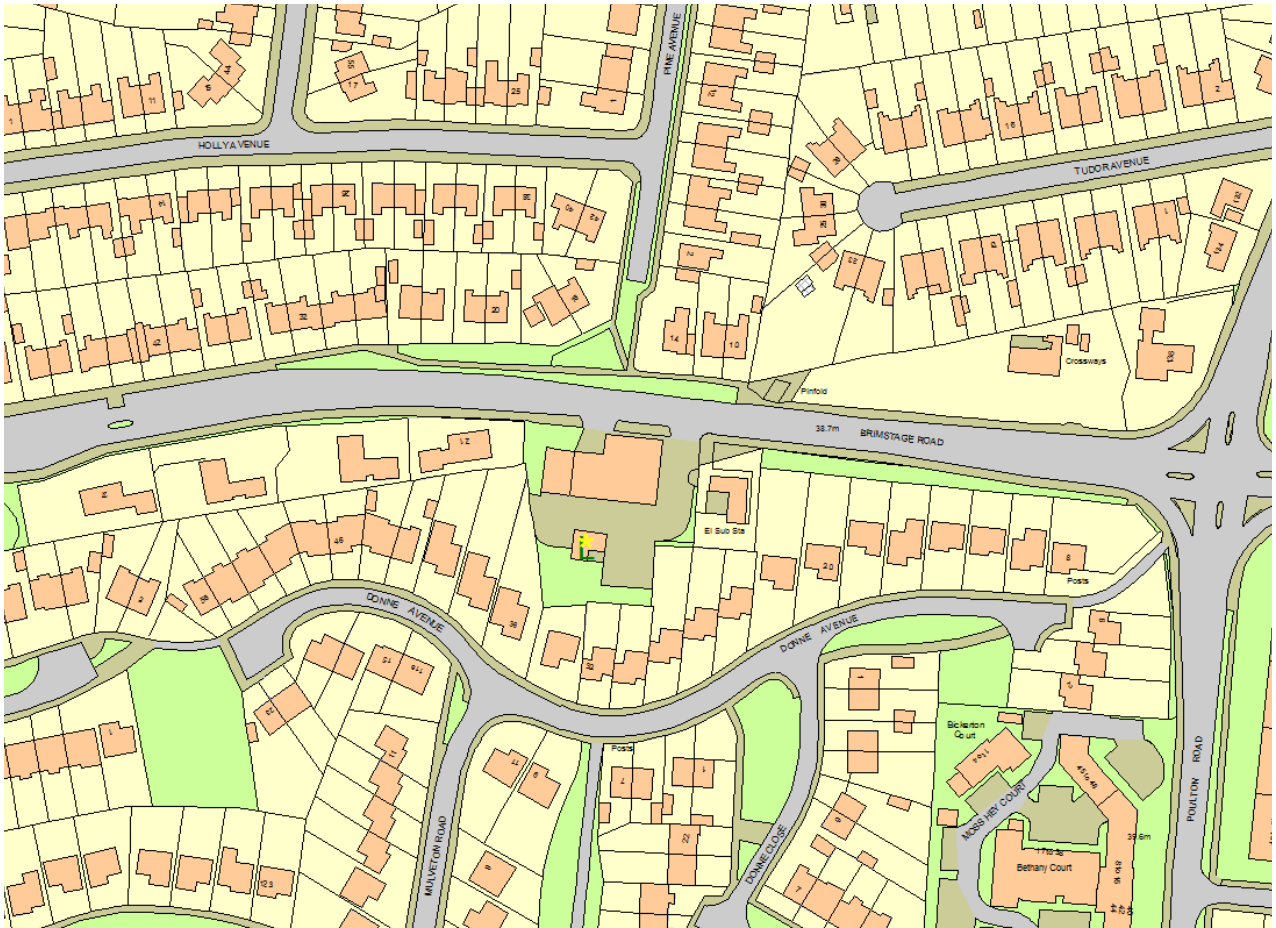
#### **REFERENCE MATERIAL**

- Application for a Premises Licence
- Representations received Local Residents and a Ward Councillor

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

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

# Location map of premises



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