

**NAME OF PREMISES: BAM BUDDHA LOUNGE, 34-42 CONWAY STREET,
BIRKENHEAD**

NAME OF APPLICANT: DAVID DOYLE

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.

2.0 RELEVANT BACKGROUND

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

Supply of Alcohol

Sunday to Saturday 10:00 to 04:00

Hours Open to the Public

Sunday to Saturday 10:00 to 04:30

Regulated Entertainment (Live Music)

Sunday to Friday 20:00 to 04:00
Saturday 10:00 to 04:00

Regulated Entertainment (Recorded Music and Anything of a Similar Description)

Sunday to Saturday 10:00 to 04:00

Entertainment Facilities (Facilities for Making Music and Anything of a Similar Description)

Sunday to Saturday 10:00 to 04:00

Late Night Refreshment

Sunday to Saturday 23:00 to 04:00

3.0 APPLICATION

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

Supply of Alcohol

Sunday to Friday 10:00 to 04:00
Saturday 10:00 to 05:00

Hours Open to the Public

Sunday to Friday 10:00 to 04:30
Saturday 10:00 to 05:30

Regulated Entertainment (Live Music)

Sunday to Friday 20:00 to 04:00
Saturday 10:00 to 05:00

Regulated Entertainment (Recorded Music and Anything of a Similar Description)

Sunday to Friday 10:00 to 04:00
Saturday 10:00 to 05:00

Entertainment Facilities (Facilities for Making Music and Anything of a Similar Description)

Sunday to Friday 10:00 to 04:00
Saturday 10:00 to 05:00

Late Night Refreshment

Sunday to Friday 23:00 to 04:00
Saturday 23:00 to 05:00

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 detailing the steps proposed by the applicant is available.
- 4.2 Members of the Licensing Act 2003 Sub-Committee are advised that the proposals set out in the operating schedule would 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

Merseyside Police have made a representation in respect of this application concerning the prevention of crime and disorder. The Licensing Sergeant considers that any extension in hours will increase the number of incidents of anti-social behaviour within the vicinity of the premises. A copy of the representation and police logs are available.

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

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

6.0 FINANCIAL AND STAFFING IMPLICATIONS

- 6.1 A statutory fee has been paid in respect of the application, which goes towards administrative and enforcement costs.

7.0 EQUAL OPPORTUNITIES IMPLICATIONS

- 7.1 There are none arising from this report.

8.0 LOCAL AGENDA 21 IMPLICATIONS

- 8.1 There are none arising directly from this report.

9.0 LOCAL MEMBER SUPPORT IMPLICATIONS

- 9.1 The premises are located in the Birkenhead and Tranmere ward.

10.0 HUMAN RIGHTS IMPLICATIONS

- 10.1 Article 6, of the First Protocol, concerned with the right to a fair hearing, may be applicable.

11.0 COMMUNITY SAFETY IMPLICATIONS

- 11.1 Effective control of Licensing Legislation can assist in raising standards and improve the perception of community safety.

12.0 PLANNING IMPLICATIONS

- 12.1 There are no planning implications in respect of this application.

13.0 BACKGROUND PAPERS

- 13.1 Application form applying to vary a Premises Licence – Operating Schedule.
- 13.2 Representation received from Merseyside Police.

14.0 RECOMMENDATIONS

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

Bill Norman
Director of HR, Law & Asset Management

This report was prepared by Richard Leyland who can be contacted on 691 8478