

NAME OF PREMISES: PORTOFINOS, 18 LISCARD VILLAGE, WALLASEY
NAME OF APPLICANT: PORTOFINOS RESTAURANT LIMITED

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.

2.0 RELEVANT BACKGROUND

2.1 These premises do not currently hold a Premises Licence.

3.0 APPLICATION

3.1 An application has been received for the grant of a Premises Licence for the following hours:

Supply of Alcohol

Sunday to Saturday 12:00 to 02:00

Hours Open to the Public

Sunday to Tuesday 12:00 to 02:00

Wednesday to Saturday 12:00 to 02:30

Regulated Entertainment (Live Music)

Friday and Saturday 22:00 to 01:00

Regulated Entertainment (Recorded Music)

Sunday to Saturday 12:00 to 02:00

Regulated Entertainment (Performance of Dance)

Sunday to Saturday 21:00 to 23:00

Entertainment Facilities (Facilities for Dancing)

Wednesday and Saturday 21:00 to 02:00

3.2 Following discussions with Merseyside Police, the applicant agreed to amend the application by reducing the hours originally set out in their application.

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. Subsequent to submitting the application the applicant has agreed to amend the operating schedule as follows:

- CCTV system will be installed which keeps three months worth of records. It has eight channels, three outside and five inside and is of 500 gigabytes.
- Two SIA registered doormen on the doors and one inside. It is anticipated that the one inside will have specialist training in relation to drugs as well as alcohol. Additionally, staff will be trained and if there is any consideration that somebody has had too much alcohol or is behaving in an unruly manner they will be politely asked to leave.
- Will operate a policy that if any person wishing admittance appears to be under 25 they will be asked for identification.
- The above relating to doorpersons and the items thereafter are intended to operate from 10.00pm onwards.
- There is no sportswear, trainers or caps to be worn after 10.00pm.
- You will be asked to leave if you cause trouble or have drunk to excess.
- There are no bottles or glasses to be outside.
- You must behave in such a way that is respectful to the local community.
- Staff will be fully trained to ensure that whilst there are children on the premises they are accompanied by adults and that staff are trained to ensure that alcohol is consumed by the parents and not by the children.
- Anyone appearing to be under the age of 25 years wishing to gain entrance after 9.30pm will be required to provide identification and no one under the age of 18 years of age will be allowed to enter after 9.30pm. All those under the age of 18 who have entered before 9.30pm will be required to leave by 9.45pm.
- The premises hold 120 persons as a night club and 60 persons eating.
- There will be three safety stewards.
- When staff are recruited they will undergo St Johns Ambulance training so that there is always a trained first aider on shift.
- Will keep an incident book and a door staff register.
- Carry out a sound check once a month outside the premises to ascertain the extent to which noise escapes.
- Sign will be displayed outside the premises reminding the customers to respect the neighbours. The door and bar staff will remind clients when leaving the and

the last half hour the DJ will announce that it is time to go home and quieten the mood with slower music.

- A record of all training to be kept and maintained.

5.0 RELEVANT REPRESENTATIONS

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

Interested Party – Local Residents

In respect of this application, 14 representations have been received from Local Residents. A representation has also been received from Central Liscard Residents Association. The representations relate to noise nuisance and anti-social behaviour which they state is a current issue within the vicinity of these premises and consider will increase if this application is granted. Copies of the representations are available.

Ward Councillor, Karen Hayes, has also made a representation. The representation supports the concerns expressed by local residents. A copy of the representation is 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
Merseyside Police
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 Liscard 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 The Director of Technical Services (Development Control) has advised of the following condition attached to the Planning Permission:

‘The premises shall be closed between the hours of 23:30 hours and 09:00 hours’

13.0 **BACKGROUND PAPERS**

13.1 Application form applying for a Premises Licence – Operating Schedule.

13.3 Representations received from Local Residents.

14.0 **RECOMMENDATIONS**

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

Bill Norman
Director of Law, HR and Asset Management

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