

NAME OF PREMISES: CROSSBAR, 17 UPTON ROAD, MORETON

NAME OF APPLICANT: RAMON NAVARRO & MICHAEL HOWELLS

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 10:00 to 23:30

Hours Open to the Public

Sunday to Saturday 10:00 to 00:00

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

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

Entertainment Facilities (Facilities for Making Music)

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

Non-Standard Timings

All of the above Licensable Activities:

Christmas Eve and New Years Day until 01:00 (plus an additional 30 minutes for the premises to close).

Following representations made by Merseyside Police and discussions held regarding the representation, the applicant agreed to amend the application by reducing the hours originally set out in their application and by agreeing to a number of conditions to be

attached to the licence, if granted. A copy of the representation, setting out the conditions, is available.

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.

Interested Party – Local Residents

In respect of this application, 16 representations have been received from Local Residents. The representations relate to potential nuisance that will be caused by customers of the premises. The representations also relate to the potential of noise nuisance coming from the premises caused by entertainment. Reference is made within the representations to nuisance caused when the premises operated under a Temporary Event Notice. Copies of the representations are available.

Councillor Chris Blakeley has also made a representation as a Councillor representing his constituents within his Ward and as a Local Resident. 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 Leasowe and Morton East 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 arising from this report.

13.0 BACKGROUND PAPERS

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

13.3 Representations received from Local Residents and a Local Councillor.

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