

WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

22 FEBRUARY 2012

SUBJECT:	APPLICATION TO REVIEW A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	MORETON WEST & SAUGHALL MASSIE WARD
REPORT OF:	DIRECTOR OF LAW, HR AND ASSET MANAGEMENT
KEY DECISION?	NO

1.0 EXECUTIVE SUMMARY

- 1.1 The purpose of this report is to consider an application for the review of a Premises Licence under the provisions of the Licensing Act 2003. The application is made by Merseyside Police and relates to the premises known as **Lifestyle, 82-84 Town Meadow Lane, Moreton, CH46 7TB.**

2.0 BACKGROUND AND KEY ISSUES

- 2.1 Lifestyle currently has a Premises Licence, to allow the following Licensable Activity:

Supply of Alcohol

Monday to Saturday 08:00 to 23:00
Sunday 10:00 to 22:30

- 2.2 The Licensing Act 2003 Sub-Committee may, having regard to the application for review and any relevant representations, take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- Modify the Conditions of the Licence.
- Exclude a licensable activity from the scope of the Licence.
- Remove the Designated Premises Supervisor.
- Suspend the Licence for a period not exceeding three months.
- Revoke the Licence.

The licensing authority may decide that no action is necessary if it finds that the review does not require it to take any steps necessary to promote the licensing objectives.

3.0 APPLICATION

- 3.1 An application has been received from Merseyside Police to review the Premises Licence for the premises known as Lifestyle. The Licensing Sergeant has advised that the grounds for review are in relation to the protection of children from harm following the sale of alcohol to a person under the age of 18 years during a test purchase operation at the premises and in relation to the premises

being linked to criminal activity, namely counterfeit alcohol and cigarettes supplied at the premises.

- 3.2 Further information to support the above grounds for review is included within the application which is available.

4.0 RELEVANT REPRESENTATIONS

4.1 In respect of this application, a representation has been received from Trading Standards who support the application made by Merseyside Police. The Trading Standards Officer has advised that the grounds for the representation are in relation to the protection of children from harm following the sale of alcohol to a person under the age of 18 years during a test purchase operation at the premises and in relation to the premises being linked to criminal activity, namely counterfeit alcohol and cigarettes supplied at the premises. A copy of the representation is available.

4.2 In respect of this application, a representation has been received from Ward Councillor, Chris Blakeley. Councillor Blakeley has advised that the grounds for the representation are in relation to alcohol fuelled anti-social behaviour from young children within the vicinity of the premises. A copy of the representation is available.

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

Wirral Safe Guarding Children Board
Environmental Health
Fire Authority
Planning Authority

5.0 RELEVANT RISKS

5.1 There are none arising directly from this report.

6.0 OTHER OPTIONS CONSIDERED

6.1 There is no provision for other options to be considered.

7.0 CONSULTATION

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

8.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

8.1 There are no specific implications arising from this report.

9.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS

9.1 There are no specific implications arising from this report.

10.0 LEGAL IMPLICATIONS

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

11.0 EQUALITIES IMPLICATIONS

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

No because there is no relevance to equality.

12.0 CARBON REDUCTION IMPLICATIONS

12.1 There are no specific implications arising from this report.

13.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

13.1 There are no Planning implications arising from this report.

14.0 RECOMMENDATION

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

15.0 REASONS FOR RECOMMENDATION

15.1 It is a statutory requirement for this Committee to determine the application.

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APPENDICES

Application to Review the Premises Licence.

Representation received from Ward Councillor.

REFERENCE MATERIAL

None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
None	