

WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

7 FEBRUARY 2013

SUBJECT:	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	BIRKENHEAD AND TRANMERE WARD
REPORT OF:	ACTING 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 a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Baden W Limited** and relates to the premises known as **Club Zu, 28 Oliver Street East, Birkenhead**.

2.0 BACKGROUND AND KEY ISSUES

- 2.1 These premises previously had a Premises Licence with the following hours:

Sale by Retail of Alcohol

Monday to Saturday 12:00 to 04:00
Sunday 12:00 to 02:00

Hours Open to the Public

Monday to Saturday 12:00 to 04:00
Sunday 12:00 to 02:00

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

Monday to Saturday 12:00 to 04:00
Sunday 12:00 to 02:00

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

Monday to Saturday 12:00 to 04:00
Sunday 12:00 to 02:00

Late Night Refreshment

Monday to Saturday 23:00 to 04:00
Sunday 23:00 to 02:00

- 2.2 On 31 May 2012, the Licensing Act 2003 Sub-Committee resolved to revoke the Premises Licence following an application from Merseyside Police to Review the Licence. The grounds on which the Licence was revoked was that the premises was that the electricity supply at the premises had been unlawfully tampered with.

3.0 APPLICATION

- 3.1 The application for the grant of a new Premises Licence is as follows:

Supply of Alcohol

Monday to Thursday	08:00 to 02:00
Friday and Saturday	08:00 to 05:00
Sunday	08:00 to 03:00

Hours Open to the Public

Monday to Thursday	08:00 to 02:30
Friday and Saturday	08:00 to 05:30
Sunday	08:00 to 03:30

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

Monday to Thursday	08:00 to 02:00
Friday and Saturday	08:00 to 05:00
Sunday	08:00 to 03:00

Late Night Refreshment

Monday to Thursday	23:00 to 02:00
Friday and Saturday	23:00 to 05:00
Sunday	23:00 to 03:00

Non Standard Timings

On a Sunday preceding a Bank Holiday the above Licensable Activities to be extended to 07:00 with an additional 30 minutes for the Premises to close.

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 is available.
- 4.2 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 licence be granted.

5.0 RELEVANT REPRESENTATIONS

5.1 The following Representation has been received in respect of the above application.

Merseyside Police

A representation has been received by Merseyside Police which relates to crime and disorder, public safety, prevention of public nuisance and the protection of children from harm. A copy of the representation is available.

A response to the representation made by Merseyside Police has been received by the applicant's representative. A copy of this response is available.

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

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

6.0 RELEVANT RISKS

6.1 There are none arising directly from this report.

7.0 OTHER OPTIONS CONSIDERED

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

8.0 CONSULTATION

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

9.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS

9.1 There are no specific implications arising from this report.

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

10.1 There are no specific implications arising from this report.

11.0 LEGAL IMPLICATIONS

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

12.0 EQUALITIES IMPLICATIONS

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

No because there is no relevance to equality.

13.0 CARBON REDUCTION IMPLICATIONS

13.1 There are no specific implications arising from this report.

14.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS

14.1 There are no Planning implications arising from this report.

15.0 RECOMMENDATION

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

16.0 REASONS FOR RECOMMENDATION

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

REPORT AUTHOR:

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APPENDICES

- Application for a Premises Licence
- Representation made by Merseyside Police.
- Response to representation made by applicant's representative.

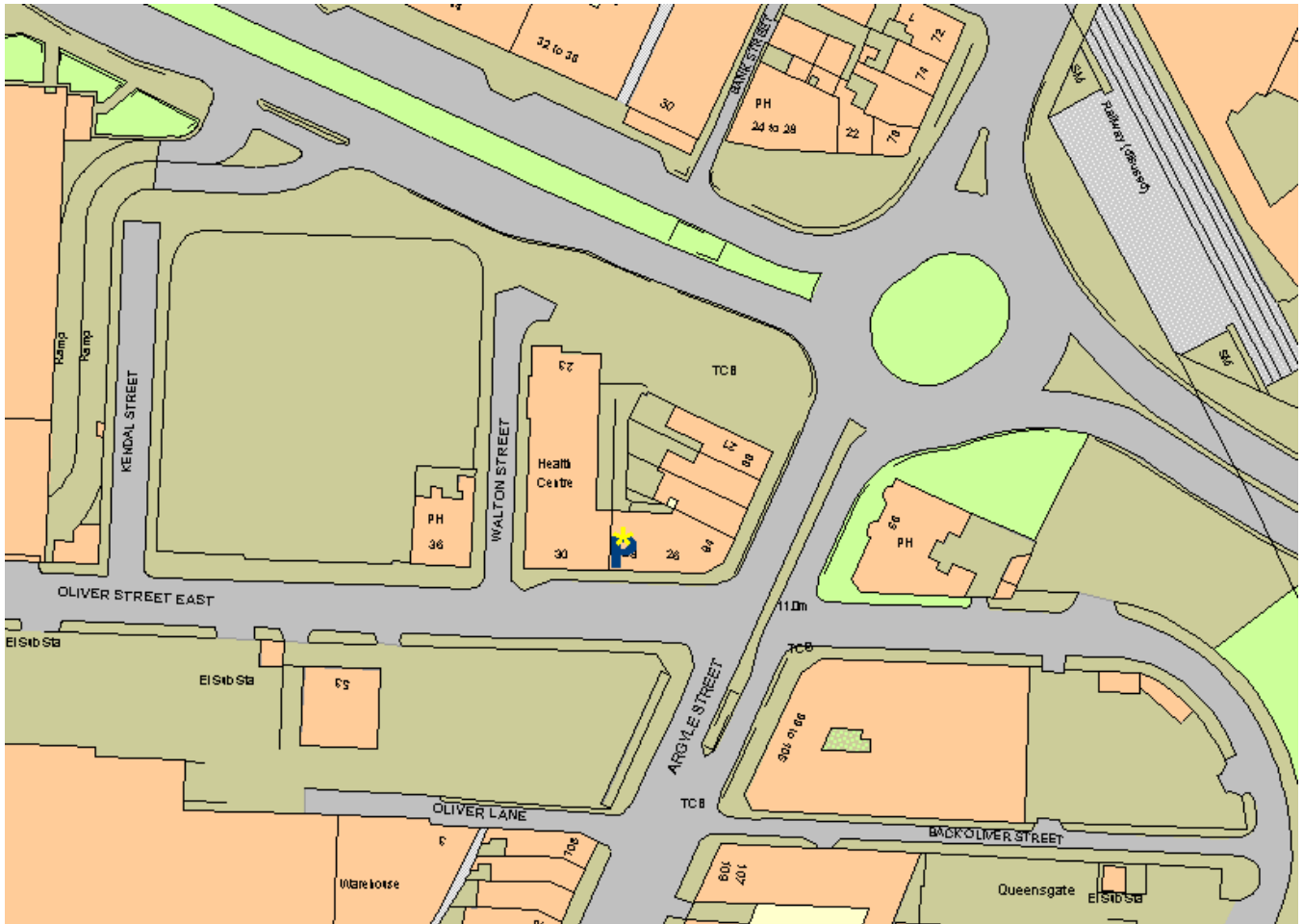
REFERENCE MATERIAL

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Licensing Act 2003 Sub-Committee	31/05/2012

Location plan of Premises



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