

WIRRAL COUNCIL

LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

17 MAY 2013

SUBJECT:	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
WARD AFFECTED:	BIDSTON & ST JAMES
REPORT OF:	STRATEGIC DIRECTOR OF REGENERATION & ENVIRONMENT
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 **Mr Sukhdeep Thiara** and relates to the premises known as **News and Booze, 264-266 Conway Street, Birkenhead.**

2.0 BACKGROUND AND KEY ISSUES

- 2.1 These premises previously had a Premises Licence that was held by Sarbit Singh Kullar and had the following hours:

Sale by Retail of Alcohol

Monday to Saturday	08:00 to 23:00
Sunday	10:00 to 22:30
Good Friday	08:00 to 22:30
Christmas Day	12:00 to 15:00 & 19:00 to 22:30

- 2.2 On 20 October 2011, 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 The grounds on which the Licence was revoked was that the premises was linked to serious crime and that illicit alcohol, namely duty diverted alcohol, had been seized from the premises

3.0 APPLICATION

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

Sale by Retail of Alcohol

Monday to Saturday	07:00 to 23:00
Sunday	08:00 to 22:00

Hours Open to the Public

Monday to Saturday	06:00 to 23:00
Sunday	07:00 to 22:00

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 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.
- 4.3 Following a meeting with Merseyside Police (Licensing Division) the applicant agreed to the following conditions being imposed on the Premises Licence if the application is granted;
- Staff working at the premises must receive training in respect of preventing the sale of alcohol to persons under 18 years of age. This training must be provided by the Designated Premises Supervisor and updated on a monthly basis. Records of this training must be kept and maintained up to date.
 - CCTV must be installed at the premises in accordance with the specification issued by the Licensing Authority.
 - There must be placed at all exits from the premises in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises quietly.
 - A till prompt system must be installed and maintained at the premises in order to alert staff to check the age of any purchaser attempting to buy alcohol.
 - Youths congregating outside the premises must be asked to move away from the premises.

5.0 RELEVANT REPRESENTATIONS

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

A representation has been received from a local resident. A representation has also been received from Stronger Communities Initiative Assembly. The representations relate to anti-social behaviour caused by youths within the vicinity of the premises. Copies of the representations are available.

A representation has also been received from Birkenhead and Tranmere Ward Councillors. The representation supports the concerns expressed by local residents. A copy of the representation is available.

5.2 There have been no 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
Merseyside Police

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.

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APPENDICES

- Application for a Premises Licence (Exempt)
- Representations received from Local Residents and Ward Councillors (Exempt)

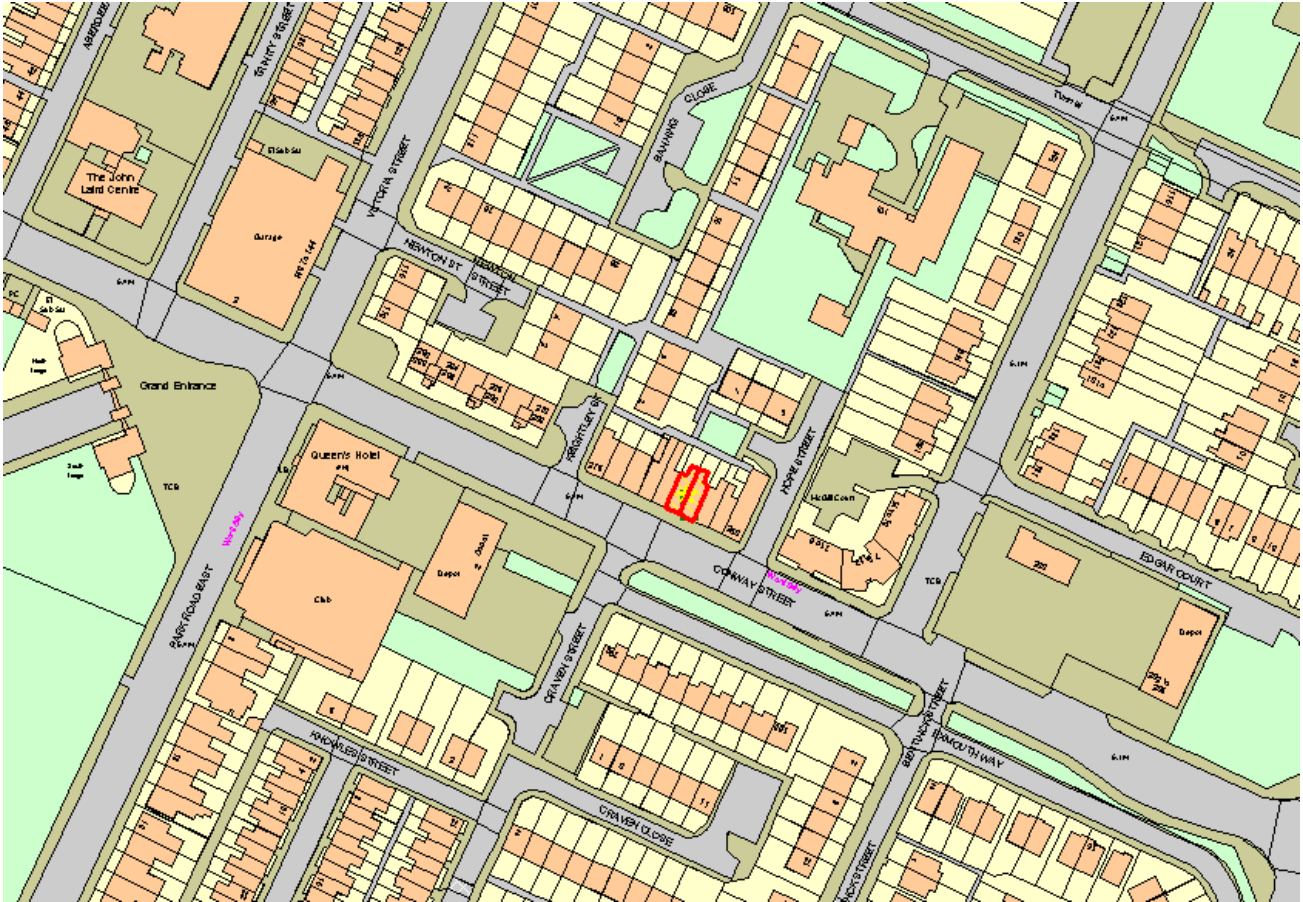
REFERENCE MATERIAL

- None

SUBJECT HISTORY (last 3 years)

Council Meeting	Date
Licensing Act 2003 Sub-Committee	20 October 2011

Location plan of Premises



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