

# WIRRAL COUNCIL

## LICENSING ACT 2003 COMMITTEE LICENSING ACT 2003 SUB-COMMITTEE

4 DECEMBER 2013

<b>SUBJECT:</b>	<b>APPLICATION TO VARY A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>WARD AFFECTED:</b>	<b>NEW BRIGHTON WARD</b>
<b>REPORT OF:</b>	<b>STRATEGIC DIRECTOR OF REGENERATION &amp; ENVIRONMENT</b>
<b>KEY DECISION?</b>	<b>NO</b>

### 1.0 EXECUTIVE SUMMARY

The purpose of this report is to consider an application to vary a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Markandu Nesarasa** and relates to the premises known as **Steadmans, 183-185 Seabank Road, New Brighton.**

### 2.0 BACKGROUND AND KEY ISSUES

2.1 These premises currently have a Premises Licence with the following hours:

#### **Sale by Retail of Alcohol**

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

#### **Hours Open to the Public**

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

### 3.0 APPLICATION

3.1 The application to vary the Premises Licence is as follows:

#### **Sale by Retail of Alcohol**

Sunday to Saturday 06:00 to 00:00

#### **Hours Open to the Public**

Sunday to Saturday 06:00 to 00:00

### 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.

## **5.0 RELEVANT REPRESENTATIONS**

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

### **Local Residents**

A representation has been received from a local resident. A petition has also been received signed by 345 local residents. The representation and petition relate to concerns that the current problem of anti-social behaviour within the vicinity of the premises will increase if the application is granted. A copy of the representation and petition are available.

### **Wirral Licensing Authority**

A representation has been received from the Licensing Authority. The Licensing Authority has advised that these premises are located in a Community Alcohol Partnership (CAP) area. The CAP is a project tackling alcohol related problems in the East Wallasey area. The Licensing Authority has advised that the crime and disorder objective has been undermined following evidence that the premises has been selling alcohol outside the hours permitted on the Premises Licence. 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  
Merseyside Police  
Public Health

## **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 to vary the 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 to vary a Premises Licence
- Representation and petition received from local residents
- Representation received from the Licensing Authority

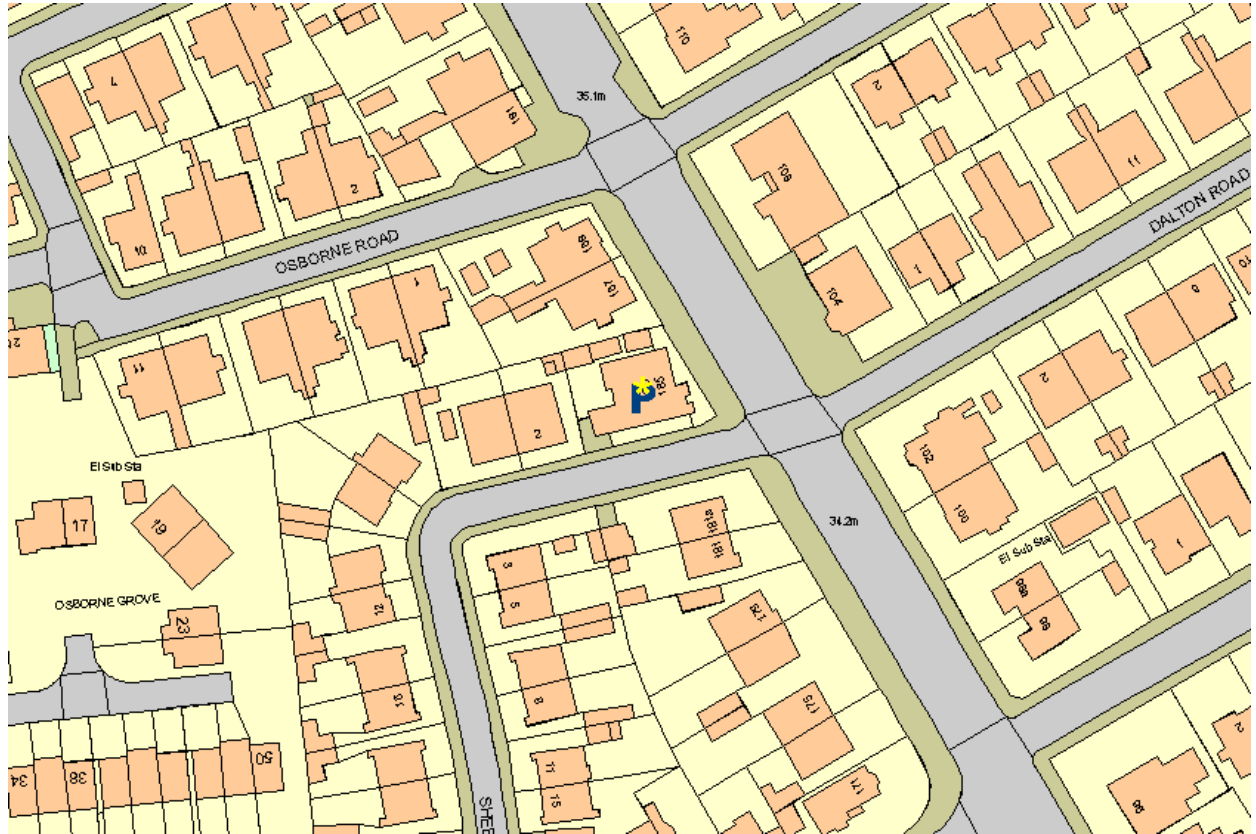
**REFERENCE MATERIAL**

- None

**SUBJECT HISTORY (last 3 years)**

Council Meeting	Date

# Location Plan of Premises



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