

# WIRRAL COUNCIL

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

10 APRIL 2014

<b>SUBJECT:</b>	<b>APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>WARD AFFECTED:</b>	<b>CLATTERBRIDGE 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

- 1.1 The purpose of this report is to consider an application for the grant of a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Wirral Food and Drink Limited** and relates to the premises known as **Claremont Farm, Old Clatterbridge Road, Bebington**.

### 2.0 BACKGROUND AND KEY ISSUES

- 2.1 These premises currently have a Premises Licence which has a condition stating that the Licence may only be used during August Bank Holiday for the following permitted hours:

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

Saturday, Sunday and Monday 10:00 to 17:00

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

Saturday, Sunday and Monday 10:00 to 17:00

#### **Exhibition of Films**

Saturday, Sunday and Monday 10:00 to 17:00

#### **Recorded Music and Performance of Dance**

Saturday, Sunday and Monday 10:00 to 17:00

### 3.0 APPLICATION

- 3.1 An application for the grant of a Premises Licence has been received for the following hours:

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

Sunday to Saturday 10:00 to 23:00

## **Hours Open to the Public**

Sunday to Saturday 10:00 to 00:00

## **Regulated Entertainment**

Sunday to Saturday 10:00 to 23:00

- 3.2 The applicant has indicated within the application that the Premises Licence, if granted, will be used for no more than three events per year.

## **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**

Representations have been received from 25 local residents. The representations relate to concerns that there will be noise nuisance caused by entertainment taking place at a late hour at the location and concerns of anti-social behaviour from persons attending events. Residents also have concerns in relation to parking related nuisance. Copies of the representations are available.

### **Environmental Health**

A representation has been received from Environmental Health. The Environmental Health Officer has concerns that noise nuisance could be caused to neighbouring residents if good management and suitable noise control provisions are not in place. 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 (Health and Safety)  
Public Health  
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.

### **REPORT AUTHOR:**

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**APPENDICES**

- Application for a Premises Licence
- Representations received from Local Residents
- Representation received from Environmental Health

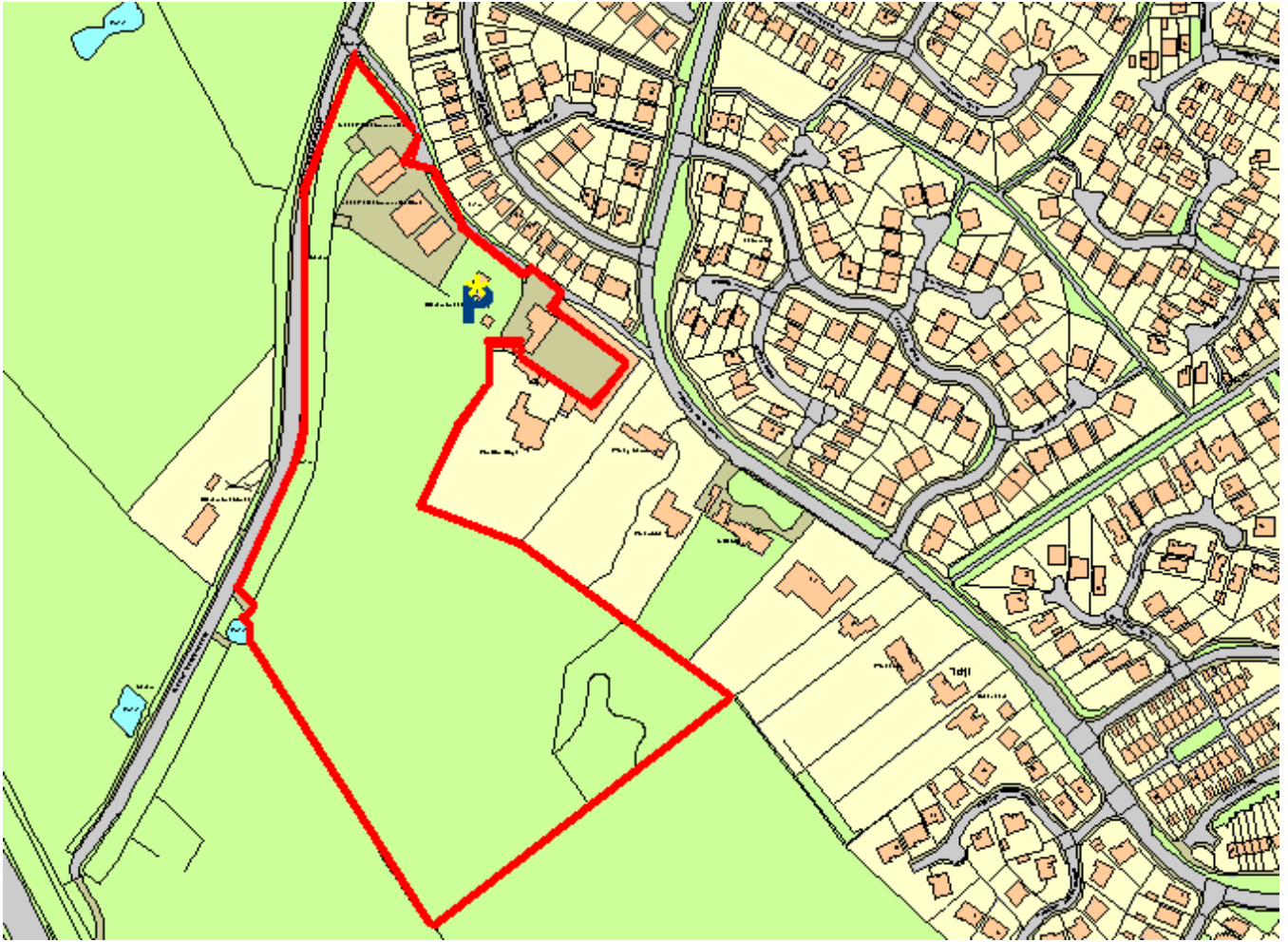
**REFERENCE MATERIAL**

- None

**SUBJECT HISTORY (last 3 years)**

<b>Council Meeting</b>	<b>Date</b>

## Location plan of Premises



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