

# WIRRAL COUNCIL

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

15 October 2014

<b>SUBJECT:</b>	<b>APPLICATION TO VARY A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>WARD AFFECTED:</b>	<b>ROCK FERRY</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 to vary a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Puvirasalingham Karalasingham** and relates to the premises known as **KP Store, 338 Old Chester Road, Rock Ferry**.

### 2.0 BACKGROUND AND KEY ISSUES

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

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

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

The Premises Licence currently permits the sale of alcohol for consumption Off the premises only.

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

Sunday to Saturday	08:00 to 23:00
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### 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 23:00
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## **Hours Open to the Public**

Sunday to Saturday                      06:00 to 23:00

- 3.2 The applicant has also requested that the hours for Christmas Day and Good Friday would be as proposed above.

## **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 application be granted.

## **5.0 RELEVANT REPRESENTATIONS**

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

### **Merseyside Police**

A representation has been received from Merseyside Police. Merseyside Police are concerned that if the application is granted and alcohol is made available from an earlier time, this will lead to the crime and disorder objective being undermined. A copy of the representation is available.

### **Public Health**

A representation has been received from Public Health on the grounds that granting the application will undermine all four licensing objectives. 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  
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 OUTSTANDING PREVIOUSLY APPROVED ACTIONS**

9.1 There are no previously approved actions outstanding.

## **10.0 IMPLICATIONS FOR VOLUNTARY, COMMUNITY AND FAITH GROUPS**

10.1 There are no specific implications arising from this report.

## **11.0 RESOURCE IMPLICATIONS: FINANCIAL; IT; STAFFING; AND ASSETS**

11.1 There are no specific implications arising from this report.

## **12.0 LEGAL IMPLICATIONS**

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

## **13.0 EQUALITIES IMPLICATIONS**

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

No because there is no relevance to equality.

## **14.0 CARBON REDUCTION AND ENVIRONMENTAL IMPLICATIONS**

14.1 There are no specific implications arising from this report.

## **15.0 PLANNING AND COMMUNITY SAFETY IMPLICATIONS**

15.1 There are no Planning implications arising from this report.

## **16.0 RECOMMENDATIONS**

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

## **17.0 REASONS FOR RECOMMENDATIONS**

17.1 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 received from Merseyside Police
- Representation received from Public Health

## **BACKGROUND PAPERS/REFERENCE MATERIAL**

- None

## **BRIEFING NOTES HISTORY**

- None

## **SUBJECT HISTORY (last 3 years)**

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

# Location plan of Premises

