

# WIRRAL COUNCIL

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

23 OCTOBER 2015

<b>SUBJECT:</b>	<b>APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>WARD AFFECTED:</b>	<b>UPTON 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 a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Julie and Martin Evans** and relates to the Premises known as **Arrowe Stores, Fleetcroft Road, Woodchurch**.

### 2.0 BACKGROUND AND KEY ISSUES

2.1 These premises do not currently have a Premises Licence but are currently trading as a convenience store.

### 3.0 APPLICATION

3.1 The application for a Premises Licence is as follows:

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

Sunday to Saturday                      10:00 to 22:00

The applicant has indicated that the sale of alcohol will be for consumption off the premises only.

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

Sunday to Saturday                      06:00 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 application be granted.

## **5.0 RELEVANT REPRESENTATIONS**

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

### **Local Residents - Against**

In respect of this application, representations have been received from 57 Local Residents who request that the application be refused. The representations relate to anti-social behaviour being caused by youths within the vicinity of the premises and concerns that if alcohol is available at these premises then anti-social behaviour will increase. Copies of the representations are available.

### **Ward Councillors and Member of Parliament**

Representations have also been received from Upton Ward Councillor, Councillor Whittingham and from Margaret Greenwood, MP. The representations support the concerns expressed by local residents. Copies of the representations are available.

### **Merseyside Police**

A representation has been received from Merseyside Police who advised that the premises is located within an area that suffers from high levels of anti-social behaviour and consider that if the application is granted this will undermine the crime and disorder, and public nuisance licensing objectives. A copy of the representation is available.

### **Local Residents - Support**

Six representations have been received from Local Residents who support the application as they consider that the licensing objectives will not be undermined if the application is granted. Copies of the representations are available.

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

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

- None

## **BACKGROUND PAPERS/REFERENCE MATERIAL**

- Application for a Premises Licence
- Representations received from Local Residents, Ward Councillor and a Member of Parliament
- Representation received from Merseyside Police
- Representations received in support of application.

## **BRIEFING NOTES HISTORY**

- None

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

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

# Location plan of Premises



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