

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****21 JANUARY 2016**

REPORT TITLE	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
REPORT OF	ASSISTANT CHIEF EXECUTIVE

REPORT SUMMARY

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 **Sukhnandan Jit Kaur** and relates to the Premises known as **MK Convenience Store, 391 Borough Road, Birkenhead**.

RECOMMENDATION/S

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

SUPPORTING INFORMATION

1.0 REASON/S FOR RECOMMENDATION/S

- 1.1 It is a statutory requirement for this Committee to determine the application due to relevant representations received.

2.0 OTHER OPTIONS CONSIDERED

- 2.1 There is no provision for other options to be considered.

3.0 BACKGROUND INFORMATION

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

3.2 APPLICATION

The application for a Premises Licence is as follows:

Sale by Retail of Alcohol

Sunday to Saturday 07:00 to 23:00

Hours Open to the Public

Sunday to Saturday 07:00 to 23:00

3.3 PROMOTION OF LICENSING OBJECTIVES

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.

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.

3.4 RELEVANT REPRESENTATIONS

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

Local Resident

In respect of this application, a representation has been received from a Local Resident who has concerns with underage drinking within the vicinity of the premises. A copy of the representation is available.

Ward Councillor

A representation has been received from Ward Councillor, Pat Cleary, who has concerns with the problem of street drinking within the area in which the premises are located. A copy of the representation is available.

Public Health

A representation has been received from Public Health which relates to concerns that the availability of alcohol at this particular location where deprivation is high and the density of licensed premises is high could undermine each of the four Licensing Objectives. A copy of the representation is available.

Trading Standards

A representation has been received from Trading Standards who have concerns that the applicant has limited understanding of the Licensing Act 2003 and will not be able to uphold the Licensing Objectives. A copy of the representation is available.

Environmental Health

A representation has been received from Environmental Health who have concerns that the applicant has limited understanding of the Licensing Act 2003 and will not be able to uphold the Licensing Objectives. A copy of the representation is available.

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

Wirral Safe Guarding Children Board
Planning Authority
Fire Authority
Licensing Authority

4.0 FINANCIAL IMPLICATIONS

- 4.1 There are no specific implications arising from this report.

5.0 LEGAL IMPLICATIONS

- 5.1 A decision of this Committee can be subject to Appeal.

6.0 RESOURCE IMPLICATIONS: ICT, STAFFING AND ASSETS

- 6.1 There are no specific implications arising from this report.

7.0 RELEVANT RISKS

- 7.1 There are none arising directly from this report.

8.0 ENGAGEMENT/CONSULTATION

- 8.1 Statutory consultation has been undertaken in respect of this application.

9.0 EQUALITY IMPLICATIONS

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

No because there is no relevance to equality.

REPORT AUTHOR: *Richard Leyland*
Licensing Team Leader
telephone: (0151) 691 8478
email: richardleyland@wirral.gov.uk

APPENDICES

None

REFERENCE MATERIAL

- Application for a Premises Licence
- Representations received from a Local Resident, Councillor Cleary, Public Health, Environmental Health and Trading Standards

SUBJECT HISTORY (last 3 years)

Council Meeting	Date