

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****13 OCTOBER 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 **Mr Farman Ali** and relates to the premises known as **Grange News, 44 Grange 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 are currently trading as a convenience store and do not currently have a Premises Licence.

3.2 APPLICATION

The application for a Premises Licence is as follows:

Sale by Retail of Alcohol

Sunday to Saturday 09:00 to 23:00

Hours Open to the Public

Sunday to Saturday 09:00 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 to promote 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.

Ward Councillors / Local Resident

In respect of this application, representations have been received from Ward Councillors. The representation received from Councillor Stapleton has been submitted as a Ward Councillor and a Local Resident. The representations relate anti-social behaviour within the vicinity of these premises caused by street drinkers. The representation also relates to concerns of underage sales of alcohol if the application is granted. Copies of the representations are available.

Local Business

A representation has been received from the proprietor of 10 O'Clock Shop, 18 Grange Mount, Birkenhead which is located within the vicinity of Grange News. A petition has also been submitted by the 10 O'Clock Shop signed by 76 local residents. The representation and petition relate to concerns of anti-social behaviour and noise nuisance within the vicinity of the premises. A copy of the representation and petition is available.

Wirral Chamber of Commerce and Birkenhead First Business Improvement District

A representation has been received from the Wirral Chamber of Commerce and the Birkenhead First Business Improvement District who have concerns that the area is a hot spot for street drinkers who have damaging effect within the vicinity of the premises. A copy of the representation is available.

Wirral Ways to Recovery

A representation has been received from Wirral Ways to Recovery due to a current issue of anti-social behaviour being caused by street drinkers within the vicinity of the premises. A copy of the representation is available.

Birkenhead Town Host Manager

A representation has been received from the Town Host Manager who has concerns with the application due to the level of anti-social behaviour being caused by street drinkers within the vicinity of the premises. It is their view that if this application is granted then this will be increased. A copy of the representation is available.

Merseyside Police

A representation has been received from Merseyside Police who have concerns that if this application is granted there will be an increase in the existing alcohol related anti-social behaviour caused by street drinkers within the vicinity of the premises. A copy of the representation is available.

Trading Standards

A representation has been received from Trading Standards who have advised that during a multi-agency operation to the premises on 27 April 2016, illicit tobacco was seized. The Applicant was given an oral warning by an Officer from HMRC. Trading Standards also have concerns that if the application is granted then the premises will be targeted by Street Drinkers. A copy of the representation is available.

Public Health

A representation has been received from Public Health which relates to concerns that an increase in 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.

Licensing Authority

A representation has been received from the Licensing Authority who have concerns with the lack of information provided within the application in relation to the steps the applicant propose to take to promote the Licensing Objectives, particularly given that the premises is located within an area which is known for street drinkers. 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
Fire Authority
Environmental Health

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.

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APPENDICES

None

REFERENCE MATERIAL

- Application for a Premises Licence
- Representations received from Responsible Authorities and other persons

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location of premises



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