

**LICENSING ACT 2003****LICENSING ACT 2003 SUB-COMMITTEE****21 NOVEMBER 2017**

<b>REPORT TITLE</b>	<b>APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003</b>
<b>REPORT OF</b>	<b>MANAGING DIRECTOR FOR DELIVERY</b>

**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 **Robin Jackson** and relates to the premises located at **36 Derby Road, Tranmere, CH42 7HB**.

**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 being 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 not currently trading and do not have a Premises Licence.

### 3.2 APPLICATION

The application for a Premises Licence is as follows:

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

Monday to Sunday                      08:00 to 23:00

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

Monday to Sunday                      06:00 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.

Following discussions with Merseyside Police the applicant has agreed to include the following condition be placed on the Premises Licence if the application is granted:

- Beer, Lager or Cider with an ABV of 6.5% and above must not be sold at the premises in plastic bottles or tin cans

### 3.4 RELEVANT REPRESENTATIONS

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

#### **Local Resident, and Local Property Owner**

In respect of this application, a representation has been received from a Local Resident and a representation has been received from an individual who owns three properties on Derby Road, two of which are premises authorised to sell alcohol for consumption off the premises. The representations relate to anti-social behaviour which they advise is currently a problem within the vicinity of these premises. Copies of the representations are available.

## **Ward Councillors**

Representations have been received from Ward Councillors, Phil Davies, Jean Stapleton and Pat Cleary. The Councillors have also submitted a petition signed by 16 local residents who are also against the application. The representations relate to concerns that these premises are located in an area which currently suffers from anti-social behaviour. Copies of the representations and the petition are available.

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

Wirral Safe Guarding Children Board  
Fire Authority  
Environmental Health  
Trading Standards  
Merseyside Police  
Licensing Authority  
Public 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 local residents and ward councillors

## SUBJECT HISTORY (last 3 years)

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

# Location of premises



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