

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****14 DECEMBER 2017**

REPORT TITLE	APPLICATION TO REVIEW A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
REPORT OF	MANAGING DIRECTOR FOR DELIVERY

REPORT SUMMARY

The purpose of this report is to consider an application for a Review of a Premises Licence under the provisions of the Licensing Act 2003. The application is made by a Local Resident and relates to the premises known as Club LQD, 92 Argyle Street, Birkenhead.

RECOMMENDATION/S

The Licensing Act 2003 Sub-Committee are asked to Review the 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.

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 currently have a Premises Licence which permits the following Licensable Activities:

Sale by Retail of Alcohol

Sunday to Saturday 12:00 to 04:00

Live Music, Recorded Music, Performance of Dance and anything of a similar description

Sunday to Saturday 12:00 to 04:00

Late Night Refreshment

Sunday to Saturday 23:00 to 04:00

Hours Open to the Public

Sunday to Saturday 12:00 to 04:00

3.2 A condition currently imposed on the Planning Permission for these premises states that 'Trading at the premises shall not take place between 03:00 hours and 08:00 hours'.

3.3 The Licensing Act 2003 Sub-Committee may, having regard to the application for a Review and any relevant representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Modify the Conditions of the Licence.
- Exclude a licensable activity from the scope of the Licence.
- Remove the Designated Premises Supervisor.
- Suspend the Licence for a period not exceeding three months.
- Revoke the Licence.

The licensing authority may decide that no action is appropriate if it finds that the Review does not require it to take any steps that are appropriate to promote the licensing objectives.

3.4 APPLICATION

3.5 An application has been received from a Local Resident to review the Premises Licence for the premises known as Club LQD. The grounds for review are in relation to public nuisance being caused by noise nuisance emanating from the premises.

3.6 Further information to support the above grounds for the Review is included within the application which is available.

3.7 REPRESENTATIONS

Environmental Health

A representation has been received from Environmental Health who support the application to review the premises licence as they have received a number of complaints from local residents regarding noise coming from the premises. Environmental Health also have evidence in the form of audio recordings to support these complaints. A copy of the representation is available.

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

Wirral Safe Guarding Children Board
Planning Authority
Fire Authority
Merseyside Police
Public Health
Trading Standards
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.

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APPENDICES

None

REFERENCE MATERIAL

- Application for a Review of a Premises Licence

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location of Premises



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