

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****11 JANUARY 2018**

REPORT TITLE	APPLICATION TO VARY 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 to vary a Premises Licence under the provisions of the Licensing Act 2003. The application is made by **Mr Priyanthan Theivendrarajah** and relates to the premises known as **Newsmag, 13 Albert Road, Hoylake**.

RECOMMENDATION/S

The Licensing Act 2003 Sub-Committee are asked to consider the application to vary 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 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 currently have a Premises Licence with the following hours:

Sale by Retail of Alcohol

Sunday to Saturday 08:00 to 20:00

Hours Open to the Public

Sunday to Saturday 06:00 to 20:00

3.2 APPLICATION

The application to vary the Premises Licence as follows:

Sale by Retail of Alcohol

Sunday to Saturday 08:00 to 22:00

Hours Open to the Public

Sunday to Saturday 06:00 to 22:00

Non Standard Timings

Sale by Retail of Alcohol and Hours Open to the Public

Christmas Eve, Boxing Day, Bank Holidays and the day preceding a Bank Holiday until 23:00

New Years Eve until 00:00

- 3.3 The applicant has also requested that the following conditions amended from:

- Alcohol must be stored securely in the storeroom that can be locked and not accessible from the Outside.
- Refresher training must be conducted with staff by the DPS at least every 14 weeks.

to:

- Alcohol stored in the storeroom (which must be lockable) must be kept secure and not directly accessible from the outside.

- Refresher training for staff must be conducted every 12 months by either the DPS, premises licence holder or another person as appointed by the DPS/premises licence holder.

3.4 This application was listed to be considered by the Licensing Act 2003 Sub-Committee on 21 November 2017, however the matter was adjourned to the date of this Hearing, 11 January 2018.

3.5 **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.

3.6 **RELEVANT REPRESENTATIONS**

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

Local Residents

In respect of this application two representations have been received from local residents. The representations relate to concerns regarding noise nuisance being caused by customers inside the premises and leaving the premises. The residents have advised that this is an existing problem which will be extended later at night if the application is granted. Copies of the representations are available.

3.7 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

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location of premises



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