

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****25 APRIL 2019**

REPORT TITLE	APPLICATION FOR A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
REPORT OF	CORPORATE DIRECTOR FOR BUSINESS MANAGEMENT

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 **Malthurst Limited** and relates to the premises known as **MRH Greasby, Greasby Road, Greasby**.

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 a relevant representation 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 currently operating as a Service Station and do not have a Premises Licence.

3.2 APPLICATION

The application for a Premises Licence is as follows:

Sale by Retail of Alcohol

Sunday to Saturday 24 Hours

Late Night Refreshment

Sunday to Saturday 23:00 to 05:00

Hours Open to the Public

Sunday to Saturday 24 Hours

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 Following discussions with Public Health and Merseyside Police, the applicant has agreed for the following conditions to be placed on the Premises Licence if the application is granted:

1. All staff engaged or to be engaged in the sale of alcohol on the premises must receive the following training in age restricted sales:

- Induction training must be completed and documented prior to the sale of alcohol by the staff member.

- All staff must receive refresher training at intervals of no more than 6 months.

Training records must be available for inspection by an authorised officer on request.

2. All cashiers must be trained to record refusals of sales of alcohol in a refusals book/register. The book/register must contain:

- details of the time and date the refusal was made;
- the identity of the staff member refusing the sale;
- details of the alcohol the person attempted to purchase.

This book/register must be available for inspection by an authorised officer on request

3. An incident book/register must be maintained to record:

- all incidents of crime and disorder occurring at the premises
- details of occasions when the police are called to the premises

This book/register must be available for inspection by an authorised officer on request.

4. All sales tills must prompt the cashier making a sale of alcohol to verify that the customer is aged 18 or over.

5. There must be no sale of single cans of beer, lager or cider from the premises

6. There must be no sales/supplies of beers, ales, lagers or ciders with an ABV over 5.5%.

7. The entrance door to the premises must be closed to customers between the hours of 00:00 and 05:00. Any sales between these hours must be made through the night pay window.

8. CCTV Images shall be provided to the police or to an authorised officer of the licensing authority within 24 hours of request.

9. CCTV cameras will cover the store entrance and the night pay window.

10. There must be no self-service of spirits, except for spirit mixtures.

3.5 **RELEVANT REPRESENTATIONS**

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

Local Residents

In respect of this application, eight representations have been received from Local Residents. The representations relate to concerns of nuisance being caused by customers of the premises at a late hour if alcohol were to be made available. The representations also relate to the cumulative impact of licensed premises in the area where these premises are located. Copies of the representations are available.

Ward Councillor

A representation has been received from Ward Councillor, Wendy Clements, who supports the concerns of the Local Residents. A copy of her representation is available.

3.6 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 a Ward Councillor

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location of premises



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