

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****22 MAY 2019**

REPORT TITLE	APPLICATION TO REVIEW 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 Review of a Premises Licence under the provisions of the Licensing Act 2003. The application is made by Merseyside Police and relates to the premises known as Paradox, 1-3 Pensby Road, Heswall.

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 Thursday 10:00 to 01:00
Friday and Saturday 10:00 to 02:00

Recorded Music

Sunday to Thursday 10:00 to 01:00
Friday and Saturday 10:00 to 02:00

Late Night Refreshment

Sunday to Thursday 23:00 to 01:00
Friday and Saturday 23:00 to 02:00

Hours Open to the Public

Sunday to Thursday 08:00 to 01:30
Friday and Saturday 08:00 to 02:30

3.2 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.

3.3 APPLICATION

3.4 An application has been received from Merseyside Police to review the Premises Licence for the premises known as Paradox. The grounds for review are in relation to underage persons being allowed onto the premises which has resulted in a serious violent assault.

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

3.6 REPRESENTATIONS

Wirral Safeguarding Children Board

A representation has been received from Wirral Safeguarding Children Board which supports the application to review the premises licence as it is their view that these premises have not taken reasonable steps to ensure the safety of children and have exposed children to an unsafe environment. A copy of the representation is available.

Licensing Authority

A representation has been received from the Licensing Authority which supports the application to review the premises licence in respect of Paradox. A copy of the representation is available.

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

Planning Authority
Fire Authority
Merseyside Police
Public Health
Trading Standards

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
- Representation received from Wirral Safeguarding Children Board
- Representation received from the Licensing Authority

SUBJECT HISTORY (last 3 years)

Council Meeting	Date

Location of Premises



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