

LICENSING ACT 2003**LICENSING ACT 2003 SUB-COMMITTEE****11 DECEMBER 2020**

REPORT TITLE	APPLICATION TO REVIEW A PREMISES LICENCE UNDER THE PROVISIONS OF THE LICENSING ACT 2003
REPORT OF	DIRECTOR OF LAW AND GOVERNANCE

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 the Licensing Authority and relates to the premises known as Johnny Pye, Pye 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 Saturday 10:00 to 00:00

Exhibition of Films, Live Music, Recorded Music, Indoor Sporting Events and Performance of Dance

Sunday to Saturday 10:00 to 23:30

Late Night Refreshment

Sunday to Saturday 23:00 to 00:00

Hours Open to the Public

Sunday to Saturday 10:00 to 00:30

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 the Licensing Authority to review the Premises Licence for the premises known as Johnny Pye. The grounds for the review are in relation the conduct of the premises in respect of non-compliance with the requirements of their Premises Licence and Covid-19 legislation/guidance.

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

3.6 **REPRESENTATION**

In response to the review application, a representation has been received from the Premises Licence Holder, Marston Plc. A copy of this representation is available.

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

Wirral Safe Guarding Children Board
Planning Authority
Fire Authority
Environmental Health
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.

12.0 **ENVIRONMENT AND CLIMATE IMPLICATIONS**

12.1 There are none arising from the content of this report.

REPORT AUTHOR: *Richard Leyland*
Licensing Team Leader
telephone: (0151) 691 8478
email: richardleyland@wirral.gov.uk

APPENDICES

None

REFERENCE MATERIAL

- Application for a Review of a Premises Licence
- Representations received from the Premises Licence Holder

SUBJECT HISTORY (last 3 years)

Council Meeting	Date