



ST HELENS
BOROUGH COUNCIL

Town Hall, St. Helens, Merseyside, WA10 1HP

Telephone: 01744 673289 (Mrs S Frayne)

Agenda

LICENSING SUB-COMMITTEE

PUBLIC MEETINGS ARE WEBCAST (LIVE STREAMED)

Date: Thursday, 11 April 2024

Time: 10.00 am

Venue: Room 10

Membership

Lab 1 Councillor

Banks, J Banks and Laird

<u>Item</u>	<u>Title</u>	<u>Page</u>
3.	<u>Item Marked 'To Follow'</u> <u>Objection to Temporary Event Notices (TENS) - Bar 44</u>	3

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 ST HELENS BOROUGH COUNCIL	<h2>Licensing Sub-Committee</h2> <h3>11 April 2024</h3>
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Report Title	Objection to a Temporary Event Notice (TEN) – Bar 44
Cabinet Portfolio	Economy, Business and Skills
Cabinet Member	Councillor Kate Groucutt
Exempt Report	No
Reason for Exemption	N/A
Key Decision	No
Public Notice issued	N/A
Wards Affected	Town Centre
Report of	Lisa Harris Executive Director Place lisaharris@sthelens.gov.uk
Contact Officer	Lorraine Simpson Licensing Manager lorrainesimpson@sthelens.gov.uk

Borough Priorities	Ensure children and young people have a positive start in life.	
	Promote good health, independence, and care across our communities.	
	Create safe and strong communities and neighbourhoods for all.	x
	Support a strong, thriving, inclusive and well-connected local economy.	
	Create green and vibrant places that reflect our heritage and culture.	
	Be a responsible Council.	x

1. Summary

- 1.1 The Licensing Sub-Committee must hold a hearing to consider an Objection Notice from Merseyside Police to a Temporary Event Notice in relation to the premises known as Bar 44.

2. Recommendation for Decision

Licensing Sub-Committee is recommended to:

- 1) Consider the Objection Notice and determine the Temporary Event Notice ('TEN').

3. Purpose of this report

- 3.1 The purpose of this report is for the Licensing Sub-Committee to determine a Temporary Event Notice (TEN) for the premises known as 'Bar 44', 44-46 Westfield Street, St Helens, WA10 1QF ('the Premises').
- 3.2 The Temporary Event Notice has been referred to the Sub-Committee as it has attracted an Objection Notice from Merseyside Police.

4. Background / Reason for the recommendations

- 4.1 The Premises currently holds a Premises Licence (PL0292). A copy of this is attached at **Appendix A**.
- 4.2 A TEN was received electronically on 27 March 2024. The proposed 'Premises User' is Mr Thomas Glover. The TEN is attached at **Appendix B**.
- 4.3 The TEN notes the extension of the sale of alcohol from the premises and the provision of regulated entertainment on the premises, from 03:00 to 05:00 on Monday 6 May 2024.
- 4.4 A TEN is a Notice given to the Licensing Authority for the temporary carrying out of licensable activities at the premises which are not authorised by a premises licence or club premises certificate. The TEN is also sent to the Police and Environmental Health ("relevant persons") by the Premises User. If a TEN is sent electronically, the Licensing Authority must notify the relevant persons.
- 4.5 The Licensing Authority sent the TEN to Merseyside Police and Environmental Health on 27 March 2024.
- 4.6 The Police or Environmental Health ("relevant persons") may intervene to prevent such an event taking place by sending an Objection Notice to the Licensing Authority. An Objection Notice was received from Merseyside Police on 28 March 2024, a copy of which is attached at **Appendix C**.

- 4.7 The reason provided by Merseyside Police for the objection notice is that they believe it would undermine the licensing objective of the prevention of crime and disorder.
- 4.8 The Licensing Authority must hold a hearing to consider the Objection Notice unless all parties agree that a hearing is unnecessary, or it is withdrawn.
- 4.9 At the hearing, the Licensing Sub-Committee must consider the Objection Notice and any representations made by the proposed Premises User and any relevant persons.
- 4.10 The Sub-Committee may decide to allow the licensable activities to go ahead as stated in the Notice. If the Notice is in connection with licensable activities at the licensed premises, one or more of the existing licence conditions may be imposed on the TEN if it considers that it is appropriate for the promotion of the licensing objectives. The decision to impose any existing licence conditions is one for the Licensing Authority alone, regardless of the Premises User's views or willingness to accept conditions.
- 4.11 Alternatively, the Sub-Committee can decide that the event would undermine the licensing objectives, should not take place and a counter Notice should be given. If a counter Notice is given, the Premises User may appeal against that decision within 21 days from the date the counter Notice was given but no later than 5 working days before the day on which the event is due to take place.

5. Consideration of Alternatives

- 5.1 The Licensing Sub-Committee must hold a hearing to consider the objection notice and determine the TEN.
- 5.2 As Members will be aware, the four licensing objectives are:
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance;
 - The protection of children from harm.
- 5.3 In reaching a decision, the Sub-Committee must have regard to:
- The steps that are appropriate to promote the licensing objectives.
 - The representations (including any supporting information) given by all parties.
 - The Statutory Guidance issued by the Home Office (December 2023).
 - The Licensing Authority's Statement of Licensing Policy.
- 5.4 Following the hearing, the Sub-Committee may:

- Decide to allow the licensable activities to go ahead as stated in the Notice; or
- Impose one or more of the existing licence conditions on the TEN if it considers that this is appropriate for the promotion of the licensing objectives; or
- Decide that the event would undermine the licensing objectives and should not take place and issue a Counter Notice to the TEN.

6. Conclusions

- 6.1 The Licensing Sub-Committee must hold a hearing to consider the objection notice and determine the TEN.

7. Legal Implications

- 7.1 The Licensing Act 2003 and associated Statutory Guidance issued by the Home Office pursuant to the section 182 of the Act (December 2023).
- 7.2 The proposed Premises User can appeal to the Magistrates' Court against a decision to issue a Counter Notice within 21 days from the date the Counter Notice was given but no later than 5 working days before the day on which the event is due to take place.

8. Financial Implications

- 8.1 There are no financial implications arising from this report.

9. Equality Impact Assessment

- 9.1 There is no requirement for an Equality Impact Assessment to be completed in relation to this report.

10. Social Value

- 10.1. There are no social value implications arising from this report.

11. Net Zero and Environment

- 11.1 There are no Net Zero or Environment implications arising from this report.

12. Health and Wellbeing

- 12.1 There are no health and wellbeing implications arising from this report.

13. Customer and Resident

- 13.1 Customers and Residents can make representations in support of, or objecting to, a premises licence application if they are concerned that the licensing objectives will not be promoted. The applications have been published and advertised in accordance with the statutory requirements and

those representations received have been presented as part of this report for consideration by the Sub-Committee

14. Asset and Property

14.1 There are no implications arising from this report.

15. Staffing and People Management

15.1 There are no implications arising from this report.

16. Risks

16.1 There is a risk that if the event take place as set out in the TEN, it could undermine the licensing objective of the prevention of crime and disorder, as outlined in the objection received from Merseyside Police.

17. Policy Framework Implications

17.1 There are no implications arising from this report.

18. Impact and Opportunities on Localities

18.1 There are no implications arising from this report.

19. Background Documents

19.1 Revised Guidance issued under section 182 of the Licensing Act 2003 -

https://assets.publishing.service.gov.uk/media/65a8f578ed27ca000d27b1f9/R_revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_-_December_2023.pdf

19.2 St Helens Council Statement of Licensing Policy -

https://sthelens.gov.uk/media/2494/LA3-Statement-of-Licensing-Policy-2023-2028/pdf/Statement_of_Licensing_Policy_2023-2028.pdf?m=1707225869197

20 Appendices

Appendix A – Premises Licence

Appendix B – TEN submitted by Thomas Glover

Appendix C – Objection submitted by Merseyside Police

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St Helens Borough Council
 Licensing and Land Charges
 PO Box 512
 St Helens
 WA10 9JX
 Email: generallicensing@sthelens.gov.uk

Premises Licence

PL0292

Premises Licence Number	PL0292
Online Licence Reference	24/LAPL10/101232
Date of Initial Grant	03/11/2005
Date Most Recent Licence Updated	02.02.2024

Part 1 – Premises Details

Postal Address of Premises, or if None, Ordinance Survey Map Reference or Description
Bar 44 44 - 46 Westfield Street, St Helens, St Helens, WA10 1QF
Telephone: 01744 752637

Where The Licence Is Time Limited The Dates
Not Applicable

Licensable Activities Authorised By The Licence
Performance of Dance
Exhibition of Film
Indoor Sporting Event
Performance of Live Music
Playing of Recorded Music
Entertainment of a similar description
Late Night Refreshment
Sale of Alcohol

The Times The Licence Authorises The Carrying Out Of Licensable Activities			
Activity	Description	Time From	Time To
Performance of Dance (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Exhibition of Film (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Indoor Sporting Event (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Performance of Live Music (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15

Issued by:
 Licensing & Land Charges Team, St Helens Town Hall, Victoria Square, St Helens, WA10 1HP
<https://www.sthelens.gov.uk/licensing>

Playing of Recorded Music (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Entertainment of a similar description (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:15
Late Night Refreshment (Indoors)	New Years Eve/Day (continuous) Monday to Sunday incl	23:30 23:30	05:00 03:30
Sale of Alcohol	New Years Eve/Day (continuous) Monday to Sunday incl	10:00 10:00	10:00 03:00

The Opening Hours of The Premises

Monday to Sunday Inc.	10:00	03:30
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Where The Licence Authorises Supplies of Alcohol Whether These Are On And or off Supplies

Alcohol is supplied for consumption both ON and OFF the Premises

Part 2
Name, (registered) Address, Telephone Number And Email (where relevant) of Holder of Premises Licence

MTJ Group Ltd
122 - 126 Bridge Street, Warrington, WA1 2RU

Registered Number Of Holder, For Example Company Number, Charity Number (where Applicable)

14453723

Name, Address And Telephone Number of Designated Premises Supervisor Where The Premises Licence Authorises The Supply Of Alcohol

Miss Kate Croft
[REDACTED]

Personal Licence Number And Issuing Authority of Personal Licence Held By Designated Premises Supervisor Where The Premises Licence Authorises For The Supply of Alcohol

Licence Number: WBC/PL3014

Issued By: Warrington

Issued by:

Licensing & Land Charges Team, St Helens Town Hall, Victoria Square, St Helens, WA10 1HP
<https://www.sthelens.gov.uk/licensing>

Annexes**ANNEX 1 – MANDATORY CONDITIONS**

The undermentioned extract from the Licensing Act 2003 (as amended) gives details of Sections 19, 19A, 20 and 21, being the mandatory conditions applicable to ALL Premises Licences granted by the Licensing Authority:

Section 19. Mandatory conditions where licence authorises supply of alcohol

- (1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
- (2) The first condition is that no supply of alcohol may be made under the premises licence—
- (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- (4) The other conditions are any conditions specified in an order under section 19A and applicable to the premises licence.

Section 19A. Power of Secretary of State to impose section 19(4) mandatory conditions

- (1) The Secretary of State may by order specify conditions relating to the supply of alcohol and applicable to all relevant premises licences or relevant premises licences of a particular description if the Secretary of State considers it appropriate to do so for the promotion of the licensing objectives.
- (2) The number of conditions in force by virtue of subsection (1) in relation to all relevant premises licences and the number of conditions in force by virtue of that subsection in relation to relevant premises licences of particular descriptions must not (when added together) exceed at any time nine.
- (3) An order under subsection (1) may—
- (a) Relate to existing or future relevant premises licences,
- (b) Specify conditions which involve, or consist of, the exercise of a discretion by any person.
- (4) Any conditions specified by an order under subsection (1) in relation to existing relevant premises licences are to be treated as—
- (a) included in those licences from the coming into force of the order, and
- (b) Overriding any conditions already included in those licences (“the existing conditions”) so far as they are—
- (i) Identical to the existing conditions, or
- (ii) Inconsistent with, and more onerous than, the existing conditions.
- (5) Any conditions included, or treated as included, in relevant premises licences by virtue of section 19(4) and this section cease to have effect so far as they cease to be specified under this section in relation to those licences.
- (6) Any conditions treated as mentioned in subsection (4)(b) cease to be so treated so far as they cease to be specified under this section in relation to the relevant premises licences concerned.
- (7) So far as conditions cease to be treated as mentioned in subsection (4) (b), the existing conditions revive.
- (8) Subsections (5) to (7) are subject to any alternative transitional or saving provision made by the order revoking the specification.
- (9) In this section—

“existing relevant premises licence”, in relation to an order, means a relevant premises licence granted before the coming into force of the order and in effect, or capable of having effect, on its coming into force,
 “future relevant premises licence”, in relation to an order, means a relevant premises licence granted on or after the coming into force of the order,
 “relevant premises licence” means a premises licence authorising the supply of alcohol.

Section 20. Mandatory condition: exhibition of films

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where—
- (a) The film classification body is not specified in the licence, or
- (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question; admission of children must be restricted in accordance with any recommendation made by that licensing authority.
- (4) In this section—

“Children” means persons aged under 18; and

“Film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

Section 21. Mandatory condition: door supervision

- (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must
- (a) Be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) Be entitled to carry out that activity by virtue of section 4 of that Act.
- (2) But nothing in subsection (1) requires such a condition to be imposed—
- (a) In respect of premises within paragraph 8(3) (a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
- (b) In respect of premises in relation to—
- (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
- (ii) Any occasion within paragraph 8(3) (d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section—
- (a) “Security activity” means an activity to which paragraph 2(1) (a) of that Schedule applies, and which is licensable conduct for the purposes of that Act (see section 3(2) of that Act) and
- (b) Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 came into force on 6th April 2010 (as amended 1st October 2014) and specifies further mandatory licensing conditions:

Conditions 1, 3 and 5 do not apply to premises licences where it authorises only the sale by retail off the premises.

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.

(a) Games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) Drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) Drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) Provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less; in a manner which carries a significant risk of undermining a licensing objective.

(d) Provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) The outcome of a race, competition or other event or process, or

(ii) The likelihood of anything occurring or not occurring;

(e) Selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark or an ultraviolet feature.

5. The responsible person must ensure that—

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) Beer or cider: ½ pint;

(ii) Gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) Still wine in a glass: 125 ml; and

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) Where a customer does not in relation to a sale of alcohol specify the quality of alcohol to be sold, the customer is made aware that these measures are available.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014 came into force on 6th April 2014 and specifies the further mandatory licensing condition:

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979);

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) *P* is the permitted price,

(ii) *D* is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) *V* is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

General Licensing Objectives

Approved operating schedule below as submitted on 01/08/2005 as part of the premise licence conversion and variation application.

The maximum permitted capacity (including staff) for the ground floor is 300 persons only, and for the first floor 220 persons only.

Prevention of Crime and Disorder Objectives

A 60 minute wind down period will allow a staggered departure from the premises of customers. Zero tolerance on drugs, and an in house drugs policy in place. All staff are trained in drug awareness. Staff to be vigilant as customers

depart premises to ensure no problems arise. CCTV in operation (recorded on hard drive) door staff SIA registered are in operation at all times when entertainment is available. Staff training is of paramount importance in vigilance re drugs and disorders. Floorwalkers in operation to help reduce risks i.e. regular removal of glasses, bottles etc. Immediate removal of any breakages to reduce any risk of injury.

Public Safety Objectives

Health and safety poster, fire procedures poster, accident/incident book, first aid kit, fire alarm, smoke/heat detectors, fire extinguishers/blanket maintenance certificate, gas and electricity safety certificate, fire and workplace risk assessment, signs with regards to the street ban on bottles/glasses are all in place. Health and safety premises audits and fire alarm/emergency lighting audits are carried out. All areas to be cleared of bottles/glasses on a regular basis. Entrances/exits to be kept clear at all times, in case of emergency. Staff to conduct a walkthrough at regular intervals to monitor all areas to ensure no problems arise.

Prevention of Public Nuisance Objectives

Staff vigilance at closing times. All music to cease 30 mins before close. Door staff in operation at all times entertainment is available. (SIA registered) A incident log is kept and available for police to inspect at all times.

Protection of Children from Harm

Proof of age training on all staff. All recognised proof of age cards accepted e.g. passport Portman group, photo driving licence. House rules relating to children i.e. supervision and times permitted on premises to be responsibility of DPS.

The following conditions is attached following an application to vary the premises licence received 06/03/2012.

For all existing licensable activities authorised on the premises licence on no more than 12 times per calendar year the premises will trade from 03.00hrs to 05.00hrs.

Written notification of details of the date of the event and brief details of the event will be given in writing or email to St. Helens Police Licensing Unit and St. Helens Council Licensing Unit 10 clear working days prior to the date of event.

Each event will operate with the following conditions:

- 1)Minimum of 6 SIA registered door supervisors on duty at 02.30hrs.
- 2)No entry policy after 04.00hrs (management discretion)
- 3)Maximum of 499 persons (including staff).
- 4)A form of counting control systems by way of a clicker or an appropriate footfall monitor is used in order that the number of persons in the premises does not exceed 499.
- 5)Conditions of existing premises licence and operating schedule.
- 6)Premises to cease trading at 05.00hrs.

Conditions 1 to 6 would also apply to the extended hours for all licensable activities until the premises ceases trading on New Years Eve/New Years Day.

Following the Minor Variation application received 20/05/2015 the following conditions are added.

The minor variation will only have affect for the event known as 'West Fest' for one Sunday in the month of June each year between the hours of 10.00hrs and 19.00hrs.

The premises licence holder or DPS will give 3 months advanced notice in writing to Merseyside Police Licensing Unit and St. Helens Council Licensing Unit of the event date detailing their intention to take part in the event.

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING

None Identified.

ANNEX 4 – AUTHORISED PLANS

Approved plan attached as submitted on 27/11/2017

Temporary Event Notice

Personal Details of Premises User

Your Name (please read note 1)

Title *

Mr

First Name *

Thomas

Surname *

Glover

Have you been known by any previous names, including a maiden name? *

No

Personal Details of Premises User

Date of Birth *

██████████

Place of Birth *

Warrington

National Insurance Number *

██████████

Current Address

We will use this address and contact details to correspond with you unless you specify an alternative correspondence address.

Street Address *

122-126 Bridge Street

Town/City *

Warrington

Postcode *

WA1 2RU

Current Address

Daytime Telephone Number *

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Email Address *

[Redacted]

Do you have an alternative correspondence address you would like us to use? *

No

The Premises

Premises Address

44-46 WESTFIELD STREET ST HELENS ST HELENS WA10 1QF

Does a premises licence or club premises certificate have effect in relation to the premises, or any part of the premises? If so, please select and enter the Premises Licence Number or Club Premises Certificate Number.*

Yes - Premises Licence

Premises Licence

Premises Licence Number *

PL0292

Premises

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details. (Please read note 3)

N/A

Please describe the nature of the premises. (Please read note 4) *

A nightclub spread across two floors, located on Westfield Street, St Helens.

Please describe the nature of the event. (Please read note 5) *

The TEN is in relation to later operating hours extended from 03:00 - 05:00. Our operating policies and capacity remain the same.

Licensable Activities

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6) * More than one can be selected.

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment (Please read note 7)
- The provision of late night refreshment

Are you giving a late temporary event notice? (Please read note 8) *

No

Please state the dates on which you intend to use these premises for licensable activities (Please read note 9). * Start Date

06/05/2024

End Date

06/05/2024

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 10) *

The event will run between the hours of 03:00 - 05:00 on Monday 6th May 2024.

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11) *

499

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please read note 12). *

On the premises only

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please read note 13) *

N/A

Personal Licence Holder

Do you currently hold a valid personal licence? (please read note 14)*

Yes

Personal Licence Details

Issuing Licensing Authority *

Warrington

Licence number *

[REDACTED]

Please provide any further details you think may be relevant.

N/A

Previous Temporary Event Notices

Have you previously given a temporary event notice in respect of any premises, for events falling in the same calendar year as the event for which you are now giving this temporary event notice? (please read note 15) *

Yes

Previous Event Notice

Please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year. *

4

Previous Temporary Event Notices

Have you already given a temporary event notice for the same premises in which the event period either; ends 24 hours or less before begins 24 hours or less after the event period proposed in this notice? *

No

Associates and Business Colleagues

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (please read note 16) *

No

Associates and Business Colleagues

Has any associate of yours already given a temporary event notice for the same premises in which the event period; a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? *

No

Associates and Business Colleagues

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? *

No

Associates and Business Colleagues

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? *

No

Declaration

Please ensure you submit all the information required to support your proposal. Failure to submit all the information required could result in your notice being deemed invalid. It will not be considered valid until all the information required by the licensing authority has been submitted. Please read guidance note 17 for further information. I understand that a copy of this notice will be sent to the chief officer of police for the area in which the premises are situated. I understand that a copy of this notice will be sent to the local authority exercising environmental health functions for the area in which the premises are situated. If the premises are situated in one or more licensing authority areas, I understand that the issuing authority will send at least one copy of this notice to each additional licensing authority. If the premises are situated in one or more police areas, I understand that the issuing authority will send a copy of this notice to each additional chief officer of police.

It is a condition of this temporary event notice that where the relevant licensable activities described include the supply of alcohol that all such supplies are made by or under the authority of the premises user. (please read note 18)

The information contained in this form is correct to the best of my knowledge and belief. I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

Name of Person Signing *

T Glover

Date *

27/03/2024



Declaration Made

Email confirmation

On submission an email confirmation will be sent using the details below

Forename

Thomas

Email confirmation

Surname /Company Name

Glover

Email *

[REDACTED]

j

OBJECTION NOTICE BY RELEVANT PERSON TO TEMPORARY EVENT NOTICE

SECTION 104 Licensing Act 2003

Your Name	Craig Carmichael
Job Title	Licensing Sergeant
Organisation	Merseyside Police
Postal and email address	Police HQ Canning Place L1 8JX
Contact telephone number	0151 777 4648

Address of the premises subject to the TEN	44/46 Westfield Street St Helens WA10 1QF.
Date(s) and Time(s) of proposed Temporary Event	06/05/2024 0300 to 0500hrs.
Date Relevant Person received the TEN	27/03/2024
Time of Day Relevant Person received the TEN	15:52 hours

<p>Please detail the reasons why you are satisfied that allowing the premises to be used in accordance with the TEN would undermine any of the licensing objectives.</p>	<p>This is an application for a Temporary Event Notice that has been submitted in accordance with Section 100 of the Licensing Act 2003.</p> <p>Merseyside Police believe that granting this Temporary Event Notice will undermine the Licensing Objective of Crime and Disorder.</p> <p>Merseyside Police have concerns in relation to the level of violent crime and disorder attributed to the Premises and the surrounding area.</p> <p>This premises has recently applied to vary their hours for a permanent extension to 0500hrs. This was objected to by Merseyside Police and the Local Authority Responsible Authority. It was refused at the Licensing Sub Committee and awaits an appeal which is listed for a hearing in June 2024.</p> <p>The venue is situated on Westfield Street which is within the St Helens Cumulative Impact Assessment Area. It is an area / street with high levels of crime and violence and has many incidents which are alcohol related. The area is classed as a high harm high risk area and significant time, effort and resources have been put into this area by the police and other authorities. It is a challenging area for the nighttime economy to police.</p> <p>Merseyside Police are therefore unable to support this application.</p>
Date and time copy of this Objection Notice given/sent to the Premises User:	28/03/2024 08:50 hrs
Method of Delivery:	E-Mail

Date:	28/03/2024
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3 NOTE: If this Objection relates to a Standard Temporary Events Notice the Licensing Authority will inform the Relevant Person and the Premises User of the date and time of the Licensing Subcommittee which will be convened to hear this objection.