



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, 17 August 2023

Time: 2.30 pm

Venue: Room 10

Membership

Lab 3 Councillors C D Banks, J Banks and T Long

| <u>Item</u> | <u>Title</u> | <u>Page</u> |
|-------------|---|-------------|
| 1. | <u>Appointment of Chairman</u> | |
| 2. | <u>Minutes of the meeting held on 18 July 2023</u> | 3 |
| 3. | <u>Declarations of Interest from Members</u> | |
| 4. | <u>Determination of a Premises Licence Application - Premier Wargrave</u> | 5 |

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LICENSING SUB-COMMITTEE

At a meeting of this Sub-Committee held on
18 July 2023

(Present) Councillors C D Banks, J Banks, and Laird

*After publication of the agenda Councillor Laird replaced Councillor J Banks on this Sub-Committee.

17 APPOINTMENT OF CHAIR

- * **Resolved that Councillor C D Banks be appointed as Chair for this meeting of the Sub-Committee.**

Councillor C D Banks here took the Chair.

18 DECLARATIONS OF INTEREST

No Declarations of Interest from Members were made.

19 DETERMINATION OF A PREMISES LICENCE APPLICATION – GREEN OLIVE

Members of the Sub-Committee were advised of a new premises licence application for the premises known as 'Green Olive', 2 George Street, St Helens, WA10 1BU ('the Premises'). The application has been referred to the Sub-Committee as it has attracted a representation which has been judged to be relevant pursuant to the Licensing Act 2003 ('the Act').

The application was received on 15 May 2023 and sent for consultation on 17 May 2023 with a closing date for representations of 14 June 2023.

The Premises were previously licensed under the provisions of the Act from December 2005 to December 2021, when it was surrendered. For the duration of its licensed period, the Premises operated as a bistro/restaurant.

The application had attracted a representation which had been judged to be relevant under the Act from a Responsible Authority, namely Merseyside Police. However, agreement had subsequently been reached between Merseyside Police and the Applicant to include further conditions on the Operating Schedule, which Merseyside Police considered appropriate for the promotion of the licensing objectives.

Copies of documentation were attached to the agenda at Appendices A-C.

- * **Resolved that, on the balance of probabilities, the Sub-Committee considered the following step to be appropriate for the promotion of the licensing objectives:**

- **To grant the application.**

20 DETERMINATION OF A VARIATION TO A PREMISES LICENCE APPLICATION – CRICKETERS ARMS

Members of the Sub Committee were advised that an application had been received to vary an existing a premises licence for the premises known as 'Cricketers Arms', Peter Street, St Helens, WA10 2EB ('the Premises').

LICENSING SUB-COMMITTEE

The application has been referred to the Sub-Committee as it has attracted a representation which had been judged to be relevant pursuant to the Licensing Act 2003 ('the Act').

The application was received on 25 May 2023 and sent for consultation on the same day with a closing date for representations of 22 June 2023.


The application had attracted a representation which had been judged to be relevant under the Act from a Responsible Authority, namely Merseyside Police. However, agreement had subsequently been reached between Merseyside Police and the Applicants to include further conditions on the Operating Schedule, which Merseyside Police considered appropriate for the promotion of the licensing objectives.

Copies of documentation were attached to the agenda at Appendices A-C.

* **Resolved that, on the balance of probabilities, the Sub-Committee considered the following step to be appropriate for the promotion of the licensing objectives:**

- **To grant the application.**

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|  <p>ST HELENS BOROUGH COUNCIL</p> | <h2>Licensing Sub-Committee</h2> <h3>17 August 2023</h3> |
|--|--|

| | |
|-----------------------------|---|
| Report Title: | Determination of a Premises Licence Application – Premier Wargrave |
| Cabinet Portfolio | Inclusive 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 | <table border="1" style="width: 100%;"> <tr> <td data-bbox="363 1831 1331 1904">Ensure children and young people have a positive start in life</td> <td data-bbox="1331 1831 1422 1904"></td> </tr> </table> | Ensure children and young people have a positive start in life | |
| Ensure children and young people have a positive start in life | | | |

| | | |
|---|--|---|
| Please mark X for any priority supported by this report NB Use Section 4 - Background Information to explain how each selected priority is supported | 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 purpose of this report is for Members to determine a premises licence application for the premises known as 'Premier Wargrave', 100 Wargrave Road, Newton-Le-Willows, Merseyside, WA12 9RJ ('the Premises').
- 1.2 The application has been referred to the Sub-Committee as it has attracted representations which have been judged to be relevant pursuant to the Licensing Act 2003 ('the Act').

2. Recommendations for Decision

Licensing Sub-Committee **is recommended to:**

- i) Consider the application and review the representation received.
- ii) After consideration of all relevant information/documentation, the Sub-Committee is requested to grant the application, subject to amended hours.

3. The Application

Background to the Application

- 3.1 The applicant is Erest Ltd ('the Applicant').
- 3.2 The application was received on 21 June 2023 and sent for consultation on the same day with a closing date for representations of 19 July 2023. A copy of the application form is attached at **Appendix A**.
- 3.3 The proposed Operating Schedule as submitted with the application is attached at **Appendix A** and a plan showing the Premises layout is at **Appendix B**.
- 3.4 The application is for the following:
- Sale of alcohol for consumption off the premises 07.00 to 23.00 Monday to Sunday inclusive.
- 3.5 The opening hours of the Premises are 07.00 to 23.00 Monday to Sunday inclusive.

- 3.6 The application has attracted two representations which have been judged to be relevant under the Act from Responsible Authorities, namely Merseyside Police and the Licensing Authority. However, agreement has subsequently been reached between Merseyside Police and the Applicant to reduce the hour to which alcohol may be sold and to include further conditions on the Operating Schedule, which Merseyside Police consider appropriate for the promotion of the licensing objectives. An agreement was also reached with the Licensing Authority and the Applicant to include further conditions on the Operating Schedule, which the Licensing Authority consider appropriate for the promotion of the licensing objectives.
- 3.7 A copy of Merseyside Police representation and the email correspondence confirming the agreement between the Applicant and Merseyside Police is attached at **Appendix C**.
- 3.8 A copy of the Licensing Authority representation and the email correspondence confirming the agreement between the Applicant and the Licensing Authority is attached at **Appendix D**.
- 3.9 Following the agreement reached between the Applicant, Merseyside Police and the Licensing Authority, all parties have agreed to dispense with a formal hearing in accordance with Regulation 9 of the Licensing Act 2003 (Hearings) Regulations 2005.

4. Promoting the Licensing Objectives

- 4.1 The Council's Statement of Licensing Policy notes:

Applications for the grant of a licence or the variation of an existing licence should incorporate an 'operating schedule' which outlines how the premises will be operated.

It is for the applicant to determine what steps are appropriate for the promotion of the licensing objectives as these will vary from premises to premises and will also depend on the type of premises, the location, and the profile of customers.

As a Licensing Authority we encourage high quality and well managed premises. Applications should therefore describe how these high management standards will be achieved, and in particular, applicants will be expected to demonstrate:

- Knowledge of best practice
- That they understand the legal requirements of operating a licensed business
- Knowledge and understanding of the licensing objectives, relevant parts of the licensing policy, and their responsibilities under the Licensing Act 2003.

5. Determining the Application

- 5.1 In determining this application and relevant representations, the Licensing Sub-Committee should focus on the steps considered appropriate to promote the particular licensing objective(s) which have given rise to the representation.
- 5.2 The Statutory Guidance issued under Section 182 of the Act states at para 9.4 that a representation is "relevant" if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. In other words, representations should relate to the impact of licensable activities carried on from the premises on the objectives.
- 5.3 As Members will be aware, the 4 licensing objectives are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

5.4 In determining the application, the Sub-Committee must have regard to:

- The steps that are appropriate to promote the licensing objectives;
- The representations (including any supporting information) presented by all the parties;
- The Statutory Guidance issued by the Home Office (December 2022), a copy of which can be viewed or downloaded from:
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1125660/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_December_2022.pdf
- The Licensing Authority Statement of Licensing Policy, which is available to download from the Council's website at www.sthelens.gov.uk.

5.5 Following consideration of the representations made by the applicant and those making representations, the Sub-Committee can take the following step(s) which it considers appropriate for the promotion of the licensing objectives:

- Reject the whole or part of the application, as it considers appropriate for the promotion of the licensing objectives; or
- Grant the application subject to modified conditions* (the conditions are treated as being modified if any of them are altered or omitted or any new condition is added); or
- If the Licensing Sub-Committee does not consider that any steps are necessary, it can grant the application in its entirety.

* Where the Licensing Authority modifies the conditions, it may provide that the modification is only to have effect for a specified period of up to three months.

5.6 The Licensing Authority must make its decision within 5 working days and give a notice to that effect to the Applicant, any person who has made a relevant representation and the Chief of Police for the area in which the Premises are situated.

5.7 An appeal may be made to the Magistrates' Court by the Applicant or any person who made relevant representations, within 21 days of receipt of the Sub-Committee's decision notice. The decision will not take effect until the end of the period for appealing against the decision, or if the decision is appealed against, until the appeal is disposed of.

6. **Background /Reasons for the recommendations**

6.1 The application has been referred to the Sub-Committee as it has attracted relevant representations from Merseyside Police and the Licensing Authority. Agreement has subsequently been reached between the parties to reduce the hour to which alcohol may be sold and to include further conditions on the Operating Schedule, which requires Sub-Committee approval.

7. **Implications**

Legal Implications

7.1. The Licensing Act 2003 and Statutory Guidance issued by the Home Office pursuant to the Act (December 2022). Following the agreement reached between the Applicant and Licensing Authority, the parties have agreed to dispense with a formal hearing in accordance with Regulation 9 of the Licensing Act 2003 (Hearings) Regulations 2005.

8.0 Community Impact Assessment

8.1 NA

9.0 Risks

9.1 There is a risk that if the application is granted without the proposed reduction in hours and the additional conditions that it could result in the licensing objectives being undermined.

10. Social Value

11.1 NA

12. Sustainability and Environment

12.1 NA

13. Health and Wellbeing

13.1 Residents and visitors have the right to feel safe and protected from the most harmful impacts of alcohol consumption. Public Health have contributed to the Council's Statement of Licensing Policy.

14. Equality and Human Rights

14.1 NA

15. Customer and Resident

15.1 The application has been published and advertised in accordance with statutory requirements and those representations received have been presented as part of this report for consideration by the Sub-Committee.

16. Asset and Property

16.1 NA

17. Staffing and Human Resources

17.1 NA

18. Finance

18.1 NA

19. Policy Framework Implications

19.1 NA

20. Impact and Opportunities on Localities

20.1 The Premises is located in the Newton West Ward. There are no direct implications on Localities.

21. **Background papers**

21.1 St Helens Statement of Licensing Policy https://www.sthelens.gov.uk/media/2494/LA3-Statement-of-Licensing-Policy-2019-2024/pdf/LA3_-_Statement_of_Licensing_Policy_2019_-_2024.pdf?m=637810450152670000

22. **Appendices**

22.1 Appendix A – Application for a Premises Licence for Premier Wargrave including Operating Schedule.

22.2 Appendix B – Premises Layout Plan

22.3 Appendix C – Merseyside Police representation and email correspondence confirming agreement reached between Merseyside Police and the Applicant

22.4 Appendix D – Licensing Authority representation and email correspondence confirming agreement reached between the Licensing Authority and the Applicant.

New Premises Licence

Premises Details

Premises Address *

The premises is a detached number of shops all now knocked into one and officially addressed as 92-100 Wargrave Road. The premises are currently undergoing renovation. 100 WARGRAVE ROAD NEWTON LE WILLOWS ST HELENS WA12 9RJ

Telephone number at premises (if any)

Non-domestic value of premises. *

£ 11525

Applicant Details

I/We apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Please state whether you are applying for a premises licence as:

a person other than an individual -as a limited company/
limited liability partnership

Applicant Details

If you are applying as a person described in one of the above please confirm: *

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

Other Applicant (Non Individual)

Name *

Erest Ltd

Registered Address *

118 Aigburth Road

Other Applicant (Non Individual)

| | |
|--|--|
| Town/City * | Liverpool |
| County | |
| Postcode * | L17 7BP |
| Registered Number (where applicable) | 14757546 |
| Description of applicant (for example partnership, company, unincorporated association, etc) * | Limited Company |
| Telephone Number | |
| Email * |  |

Operating Schedule

| | |
|--|--|
| When do you want the premises licence to start? * | 20/07/2023 |
| If you wish the licence to be valid only for a limited period, when do you want it to end? | |
| Please give a general description of the premises. * | The premises are a number of shops being restored as one, the correct address being 92-100 Wargrave Road. The premises are situated at the junction with Victoria Road. The premises will be a medium sized convenience store under the franchise of the Premier Stores group and will be known as Premier Wargrave. |
| If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend. | |

Operating Schedule

What licensable activities do you intend to carry on from the premises? * (Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2) *

 Plays

 Films

Operating Schedule

- Indoor Sporting Events
- Boxing or Wrestling
- Live Music
- Recorded Music
- Performances of Dance
- Anything of a similar description falling under Music or Dance
- Provision of late night refreshment
- Supply of Alcohol

Supply of Alcohol Standard Times

Standard days and timings, where you intend to use the premises for the supply of alcohol. (please read guidance note 7)*
Please enter times in 24hr format (HH:MM)

Day *

Every Day

07:00

23:00

Supply of Alcohol

Will the supply of alcohol be for consumption on premises or off premises or both? (please read guidance note 8) *

Off the premises

Is the premises used exclusively or primarily for supply of alcohol for consumption on the premises? *

No

State any seasonal variations for the supply of alcohol. (please read guidance note 5)

Supply of Alcohol

Please state any non-standard timings, where you intend to use the premises for the supply of alcohol at different times from the Standard days and times listed?(please read guidance note 6)

Designated Premises Supervisor

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form)

Title *

Mr

First name *

Kathirgamanathan

Surname *

Pathmanathan

Street address *

Town/City *

County

Postcode *

Personal Licence Number (if known)

PL3453

Issuing Licensing Authority (if known)

Wigan

Adult Entertainment

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

None

Opening Hours Standard Times

Standard days and timings, where the premises are open to the public. (please read guidance note 7) * Please enter times in 24hr format (HH:MM)

Opening Hours Standard Times

Day *

Every Day

07:00

23:00

Licensing Objectives

Describe the steps you intend to take to promote the four licensing objectives:

a) General - all four licensing objectives (b, c, d and e)
(please read guidance note 10)

The premise will be fitted with a state of the art CCTV system. Challenge 25 policy will operate. A refusals register will be kept supported by till prompts. All staff will receive training as provided by the franchiser in the Licensing Act which will be recorded. An incident register will be kept. There will be a notice by the exit asking customers to leave quietly.

b) The prevention of crime and disorder

CCTV Challenge 25 Staff Training

c) Public safety

CCTV

d) The prevention of public nuisance

CCTV will operate as a deterrent Notice at the exit asking customers to leave quietly

e) The protection of children from harm

Challenge 25 Staff Training

Declarations

Declaration Type *

Sole Applicant - Individual or Other

Declarations

I have uploaded a copy of the plan of the premises. I have uploaded a copy of the consent form completed by the individual I wish to be designated premises supervisor, if applicable. I understand I must now advertise my application. I understand that if I do not comply with the above requirements my application will be rejected. Applicable to all individual applicants, including those in partnership which is not a limited liability partnership, but not companies or limited liability partnerships I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15)

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT' 'IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY

Declarations

UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Signature/Declaration of applicant or applicant's solicitor or other duly authorised agent (see Guidance Note 11 & 12). If signing/applying on behalf of the applicant, please state your name and in what capacity you are authorised to sign/apply. When submitting an on-line application form the 'Declaration made' checkbox must be selected.

I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15).

Full Name *

Paul Douglas

Date *

21/06/2023

Capacity *

Authorised Agent

Declaration made

Do you wish to provide alternative correspondence details? *

Yes

Alternative Correspondence

Please provide Contact Name and postal address for correspondence associated with this application.

Title

Mr

First name

Paul

Surname

Douglas

Street address *

[REDACTED]

[REDACTED]

[REDACTED]

Town/City *

[REDACTED]

Alternative Correspondence

County

Postcode *

Telephone Number

Email *

Email confirmation

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

Forename

Surname /Company Name

Email *

Telephone

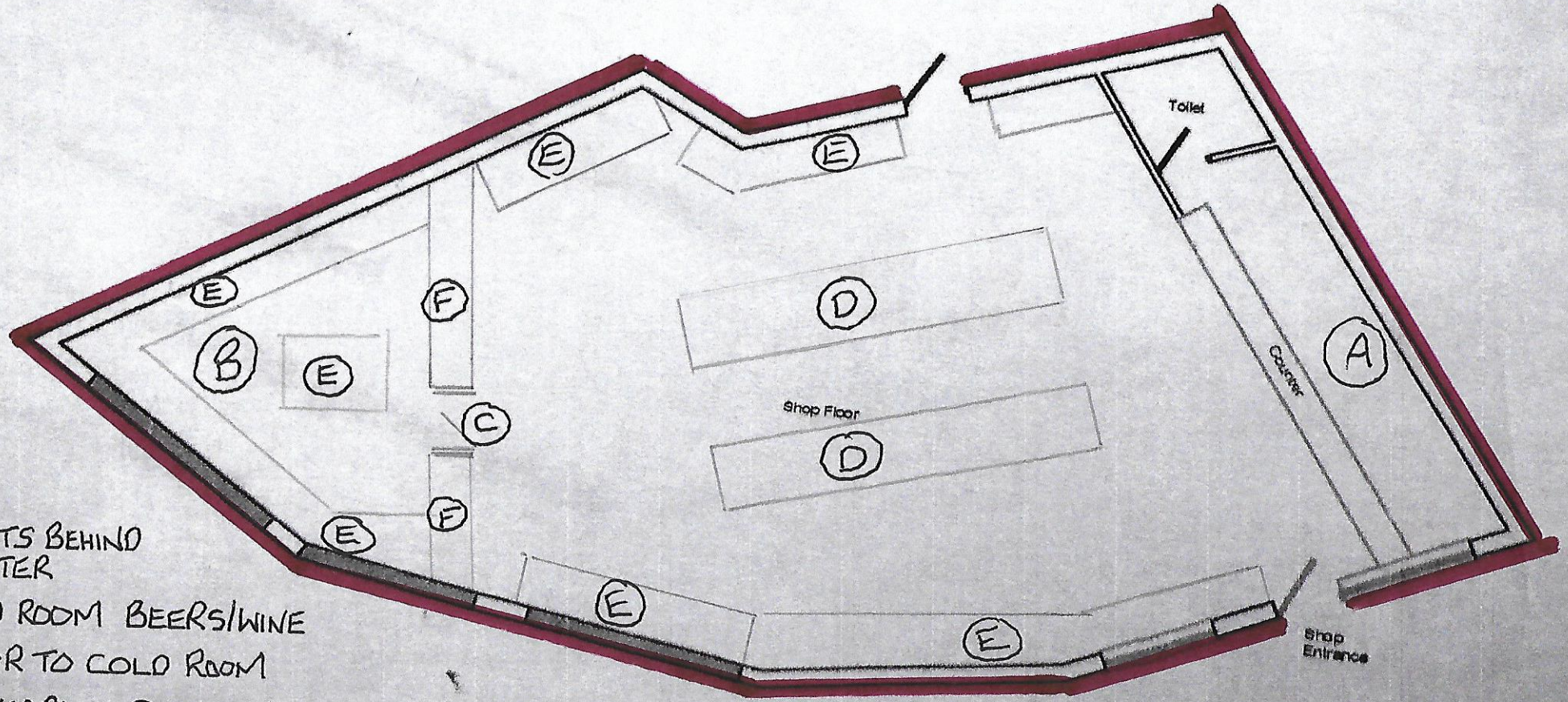
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92-100 WARGRAVE ROAD
ST. HELENS WA 12 9RT

"PREMIER - WARGRAVE"

FIRE EXIT

19



- (A) SPIRITS BEHIND COUNTER
- (B) COLD ROOM BEERS/WINE
- (C) DOOR TO COLD ROOM
- (D) MOVEABLE GONDOLAS
- (E) DISPLAY
- (F) GLASS DOOR CABINETS (SOFT DRINKS)

Proposed Ground Floor Plan

LICENSED AREA

← WARGRAVE ROAD →

SCALE 1:100 APPROX

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Merseyside Police are making a representation against the application for a premises licence at 92-100 Wargrave Road, Newton Le Willows, WA12 9RJ.

The attached additional conditions are deemed appropriate and proportionate. Merseyside Police seek the conditions outlined below to ensure the promotion of all the licensing objectives.

Merseyside Police have also agreed a change in the alcohol hours from 0700-2300 to 0800-2300hrs daily to fall in line with the framework set out in the St Helens Statement of Licensing Policy.

Please note that the applicant has agreed with the change in alcohol hours and addition of these conditions to form part of the licence when granted as per attached correspondence.

From: Douglas Licensing [REDACTED]
Sent: 10 July 2023 18:28
To: erestltd [REDACTED]
Cc: Perigo Neil Andrew <Neil.Perigo@merseyside.police.uk>
Subject: Re: Premier Wargrave

Thank you Bahee.

We shall abide by the hours requested by the police.

Neil, we accept your conditions.

Paul

Paul Douglas
Douglas Licensing NW
07732 912546

----- Original message -----

From: Douglas Licensing [REDACTED]
Date: 07/07/2023 17:51 (GMT+00:00)
To: Thambi Rajes [REDACTED]
Subject: Fwd: Premier Wargrave

Bahee,

This is the email from the police, please read carefully. If we don't accept any of them it will go to a hearing as I have explained. Let me know your decision by Monday.

Best wishes,

Paul

Paul Douglas
Douglas Licensing NW
[REDACTED]

From: Perigo Neil Andrew <Neil.Perigo@merseyside.police.uk>

Date: 7 July 2023 at 15:22:20 BST

To: Douglas Licensing [REDACTED]

Subject: Premier Wargrave

Afternoon Paul,

As you are aware I am dealing with the premises licence application for Premier Wargrave, 92-100 Wargrave Road, WA12 9RJ on behalf of Merseyside Police. I have taken note of the application and would request that the following changes to licensable hours and the addition of the below conditions are considered. If you are in agreement with the below could you please respond via email and I will liaise with St Helens Council. Any queries or concerns please give me a call on the below number/s.

Supply of Alcohol Standard Times – 0700hrs to 2300hrs daily. The hour of 0700hrs as requested falls outside of the framework set out in the St Helens Statement of Licensing Policy. With that regard we would ask that the requested hours be adjusted to fit the framework hours of 0800hrs to 2300hrs daily.

We would also request that the below conditions are considered for inclusion on the licence –

- CCTV shall be installed at the Premises in the form of a recordable system, capable of providing clear, good quality images in all lighting conditions. Cameras shall encompass all entrances and exits to the premises, all areas where the sale and supply of alcohol occurs and all other areas where licensable activity takes place. Equipment shall be maintained in good working order and checked on a regular basis to ensure it displays the correct time and date. The system shall record in real time and operate whilst the premises are open to the public. The recordings shall be retained for a period of 31 days and made available to any authorised officer on reasonable request for evidential purposes, in accordance with the Data Protection Legislation. The recording equipment shall be kept in a secure environment under the control of the Premises Licence Holder or other responsible named individual. There shall be sufficient members of trained staff available to be able to download or view CCTV evidence with the minimum of delay at the reasonable request of an authorised officer.

- All staff shall be fully trained to perform their role. They shall also be trained in the contents of the premises licence including times of operation, licensable activities and all conditions. Training shall be recorded in documentary form that will be available for inspection at the request at all reasonable times by an authorised officer from a relevant responsible authority and/or Police Officer. The records will be retained for at least 12 months.

- An incident book shall be maintained to record any activity of a violent, criminal or anti-social nature. The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident. The incident book shall be available for inspection at all reasonable times by an authorised officer of relevant responsible authority and/or Police Officer. The records will be retained for at least 12 months.

- A Challenge 25 policy must be adopted, implemented and advertised within the premises, whereby an accepted form of photographic identification must be requested before any alcohol

is sold to any person who appears to be under 25 years of age. The only means of identification would include PASS approved proof of age card, photo-card driving licence, passport or military ID.

All refusals of sale must be documented into a book / log, to be monitored by the Designated Premises Supervisor and made available to an authorised officer of the relevant responsible authority and/or Police Officer.

- All spirits will be kept behind the counter.
- All staff selling alcohol will be authorised in writing and a record of the authorisation will be kept in the shop available for inspection by authorised persons.

Kind Regards

Neil

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Consultee Comments for Licensing Application 23/LAPL/01435

Application Summary

Application Number: 23/LAPL/01435

Address: 100 Wargrave Road Newton Le Willows St Helens WA12 9RJ

Proposal: Premises Licence

Case Officer: Toni Welding

Consultee Details

Name: Mr Chris Kenny

Address: Wesley House, Corporation Street, St Helens, St Helens Council WA10 1HF

Email: Not Available

On Behalf Of: Licensing Department

Comments

On behalf of the Licensing Authority I make representation in respect of the new premises licence application applied for at 92-100 Wargrave Road, NLW.

The additional conditions as agreed with the applicants representative and the Licensing Authority on 11 July 2023 are deemed to be appropriate for the promotion of the licensing objectives, the prevention of crime and disorder and the protection of children from harm.

4

Re: Premier Wargrave - 92-100 Wargrave Road - NLW

Christopher Kenny

Wed 12/07/2023 09:32

To: Douglas Licensing [REDACTED]

Good morning Paul.

Thank you for the confirmation that your client is in agreement to the addition of the following conditions to be attached to any future premises licence at these premises:

There shall be no single sales of cans of lager, cider or beer above 6.5%.

The premises shall not sell any psychoactive substances, including nitrous oxide (also known as 'legal highs').

No more than 20% of the premises trade area is to be made available for the sale of alcohol.

Thank you again for the confirmation.

Regards

Chris Kenny

Principal Operations Officer

Licensing & Land Charges Section

Place Services

3rd Floor Wesley House

Corporation Street

St Helens

WA10 1HF

M - 07801 405531

From: Douglas Licensing [REDACTED]

Sent: 11 July 2023 19:28

To: Christopher Kenny <ChrisKenny@sthelens.gov.uk>

Subject: Re: Premier Wargrave - 92-100 Wargrave Road - NLW

WARNING: This email may be from an unknown source. DO NOT reply, click links or open attachments unless you recognise the sender and know the content is safe.

Chris,

Those conditions are also acceptable.

Thank you.

Paul

Paul Douglas
Douglas Licensing NW
[REDACTED]

On 11 Jul 2023, at 14:30, erestltd [REDACTED] wrote:

That's fine.
Thanks again

Sent from my Galaxy

----- Original message -----

From: Douglas Licensing [REDACTED]
Date: 11/07/2023 14:07 (GMT+00:00)
To: erestltd [REDACTED]
Subject: Fwd: Premier Wargrave - 92-100 Wargrave Road - NLW

Bahee,

The council were happy with everything else but have now come back with these. Any beers, lager, cider with an abv 6.5% cannot be sold in SINGLE cans. This isn't going to hurt so I would say yes. No sales of "legal highs", again I'd agree. Let me know.

Paul

Paul Douglas
Douglas Licensing NW
[REDACTED]

Begin forwarded message:

From: Christopher Kenny <ChrisKenny@sthelens.gov.uk>
Date: 11 July 2023 at 13:43:11 BST
To: Paul Douglas [REDACTED]
Subject: Re: Premier Wargrave - 92-100 Wargrave Road - NLW

Thank you for your reply Mr Douglas.

In addition to the reduction in hours and the additional conditions as agreed with Merseyside Police, I would request that your client consider the following to be conditions on any future premises licence:

There shall be no single sales of cans of lager, cider or beer above 6.5%.

The premises shall not sell any psychoactive substances, including nitrous oxide (also known as 'legal highs').

No more than 20% of the premises trade area is to be made available for the sale of alcohol.

Regards

Chris Kenny

Principal Operations Officer

Licensing & Land Charges Section

Place Services

3rd Floor Wesley House

Corporation Street

St Helens

WA10 1HF

M - 07801 405531

From: Paul Douglas [REDACTED]
Sent: 11 July 2023 12:06
To: Christopher Kenny <ChrisKenny@sthelens.gov.uk>
Cc: ertestltd@gmail.com [REDACTED]
Subject: Re: Premier Wargrave - 92-100 Wargrave Road - NLW

WARNING: This email may be from an unknown source. DO NOT reply, click links or open attachments unless you recognise the sender and know the content is safe.

Good Morning Chris,

Thank you for your email.

As far as the hours for the sale of alcohol are concerned Merseyside Police raised the same concerns and accordingly we have changed the commencement time for the sale from 7 am to 8 am.

In relation to the other issues you have raised, I answer as follows;

Refusals of the sale of alcohol will be recorded electronically on the till AND manually in a book. (Agreed condition with Police)
Staff will be trained in aspects of the Licensing Act 2003 especially under age sales by the franchiser Premier Convenience Stores Ltd and a written record will be kept and available for inspection. (Agreed condition with Police)

Approximately 20% of the premises will be used for the sale of alcohol.

As the premises is a Convenience Store other items on sale will include food, drinks, household goods, stationery etc.

The premises will not partake in any drinks promotions and alcohol sold will be in the normal price range, nothing very expensive and nothing very cheap.

Finally, the CCTV will be retained for 31 days in accordance with the requested police condition. (Agreed condition with Police).

I trust you are satisfied with my response.

Regards,

Paul

----- Original Message -----

From: "Christopher Kennv" <ChrisKenny@sthelens.gov.uk>

To: [REDACTED]

Sent: Tuesday, 11 Jul, 23 At 10:38

Subject: Premier Wargrave - 92-100 Wargrave Road - NLW

Good morning Mr Douglas.

On behalf of the Licensing Authority, I am considering the premises licence application submitted by you on behalf of Erest Ltd for the premises at 92-100 Wargrave Road, Newton-Le-Willows, WA12 9RJ.

When considering a premises licence application, I am mindful of our current Statement of Licensing Policy and the revised guidance issued under section 182 of the Licensing Act 2003 (December 2022).

I have noted the proposed timings for the retail sale of alcohol (for consumption off the premises) as being:

Every Day - 07.00 to 23.00.

I have referred to sections 10.13, 14.51 and 14.52 of the revised guidance in respect of licensing hours.

https://www.sthelens.gov.uk/media/2503/LA3-Guidance-Issued-Under-Section-182-of-the-Licensing-Act-2003/pdf/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_December_2022.pdf?m=638083541005970000

I have noted that the hours for the retail sale of alcohol proposed are in excess of the framework outlined in Chapter 4 of our current Statement of Licensing Policy (2019-2024).

https://www.sthelens.gov.uk/media/2494/LA3-Statement-of-Licensing-Policy-2019-2024/pdf/LA3_-_Statement_of_Licensing_Policy_2019_-_2024.pdf?m=637810450152670000

Looking at the proposed operating schedule as submitted and in view of section 6.22 of our Statement of Licensing Policy I believe that it is lacking in any detail as to how the premises would promote the licensing objectives in respect of:

- How will the refusals of alcohol sales be recorded. How long will they be retained.
- Details of any staff training.
- The percentage of the premises to be used for the sale of alcohol.
- Details of other items the premises will sell.
- Details of the sale of low value/high alcohol products and any discounts or promotions the premises may adopt.
- What will be the retention period of the CCTV.

The last date for any representations in respect of this application is 19 July 2023 and I would welcome your comments in respect of amending the timings of the application and providing appropriate and proportionate conditions for the promotion of the licensing objectives.

Regards

Chris Kenny

Principal Operations Officer

Licensing & Land Charges Section

Place Services

3rd Floor Wesley House

Corporation Street

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Paul Douglas
Licensing Consultant
Douglas Licensing (NW)

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