

AGENDA ITEM NO. 2

REPORT: Regulatory Committee

DATE: 11 August 2005

REPORTING OFFICER: Chief Executive

SUBJECT: Application to vary premises licence – Asda
Widnes Road Widnes

WARDS: Riverside

1.0 PURPOSE OF REPORT

To hold a hearing to assess relevant representations made in response to an application in respect of the Asda Stores Limited Widnes Road Widnes.

2.0 RECOMMENDATION: That the Committee considers the relevant representations.

3.0 SUPPORTING INFORMATION

- 3.1** An application has been made under section 34 Licensing Act 2003 (“the 2003 Act”) as applied by Schedule 8 paragraph 7 for the variation of the premises licence in relation to the above property.
- 3.2** This hearing is held in accordance with the 2003 Act and the Licensing Act 2003 (Hearings) Regulations 2005.
- 3.3** The procedure to be followed has been circulated to all parties and will be repeated at the beginning of the hearing.
- 3.4** The hearing is solely concerned with those aspects of the application which have been the subject of relevant representations as defined in the 2003 Act.

4.0 RELEVANT REPRESENTATIONS

4.1 RESPONSIBLE AUTHORITIES

- The following responsible authorities have made relevant representations
- Cheshire Constabulary
- Environmental Health

- The relevant representations relate to Cheshire Constabulary - Requested various conditions to be attached to the licence. The applicant has agreed to accept the conditions.
Environmental Health- No increase in the hours of operation to be permitted as the potential for noise disturbance to adjacent residents during the night time period from patrons, staff and their vehicles is considered excessive.

INTERESTED PARTIES

- The following interested parties have made relevant representation
3 Letters of objection from residents
H E Grady 28 Brynn Street Widnes
Mr 7 Mrs Dennett 20 Brynn Street Widnes
J Chadburn 47 Oxford Street Widnes
- The relevant representations relate to
 - Large residential area whose population is made up of a number of young children.
 - Current problem with drunken members of public using ASDA carpark as a thorough fare from public house to public house and feel if hours increased this would encourage certain undesirable members of the public to be in an already busy community.
 - Concerns over the safety of the large population of young children in the community.
 - Granting a late licence would be defeating the objectives set in in the 'Charter of Commitment' Halton Alcohol Harm Reduction Strategy.
 - Encouraging members of the public to over indulge in alcohol by being able to purchase alcohol after public house sales time has ceased.
 - To extend the opening hours of premises is unacceptable. Living so close to the premises residents already have noise from foot, customer, and goods traffic to increase the conditions beyond 10 p.m. would be unbearable.
 - Car park will be illuminated throughout the night

5.0 OPTIONS

5.1 The Committee has the following options:

- Grant subject to conditions
- Reject the application.

6.0 POLICY IMPLICATIONS

None.

7.0 OTHER IMPLICATIONS

None.

8. LIST OF BACKGROUND PAPERS UNDER SECTION 100D OF THE LOCAL GOVERNMENT ACT 1972

Document	Place of Inspection	Contact Officer
Application Documents	Legal Services	John Tully/Kay Cleary