

CHESHIRE EAST COUNCIL

REPORT TO: LICENSING ACT SUB-COMMITTEE

Date of Meeting: 6th June 2011
Report of: Mrs N Cadman, Licensing Officer
Subject/Title: Application for a Premises Licence
Morrisons, 51 Whitecroft House, Water Lane, Wilmslow

1.0 Report Summary

1.1 The report provides details of an application for a premises licence, together with information as to representations received in relation to the application.

2.0 Recommendations

The Licensing Act Sub-Committee is requested to determine the application for a Premises Licence made WM Morrison Supermarkets Plc in respect of Morrisons, 51 Whitecroft House, Water Lane, Wilmslow.

3.0 Reasons for Recommendations

3.1 The Licensing Act Sub-Committee has the power to determine this application in accordance with the provisions of the Licensing Act 2003.

4.0 Wards Affected

4.1 Wilmslow West & Chorley

5.0 Local Ward Members

Councillor Gary Barton
Councillor Wesley Fitzgerald

6.0 Policy Implications

6.1 The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the Licensing Act 2003 and Guidance issued under section 182 of the Act.

7.0 Financial Implications 2011/12 and beyond (Authorised by the Borough Treasurer)

7.1 Not applicable.

8.0 Legal Implications (Authorised by the Borough Solicitor)

8.1 In accordance with the provisions of section 18 of the Licensing Act 2003 the Licensing Authority must, having regard to the representations, take such steps (if any) as it considers necessary for the promotion of the licensing objectives. Section 18(4) provides that the authority may (a) grant the licence subject to conditions; (b)

exclude from the scope of the licence any of the licensable activities to which the application relates; (c) to refuse to specify a person in the licence as the premises supervisor; or (d) to reject the application.

9.0 Risk Management

9.1 Section 181 and Schedule 5 of the Licensing Act 2003 make provision for appeal to the Magistrates' Court of any decision made by the Licensing Authority.

10.0 Background and Options

10.1 The application is for the variation of a Premises Licence under section 17 of the Licensing Act 2003

10.2 The operating schedule indicates that the application is for the following licensable activity:

Supply of alcohol (for consumption off the premises)

Monday to Sunday 06.00 to 24.00

The hours the premises are to be open to the public:

Monday to Sunday 06.00 to 24.00

10.3 Designated Premises Supervisor: Nicola Wood.

10.4 The operating schedule includes the following steps:

General – all four licensing objectives

The premises will be constructed in accordance with drawing no. WIL/A/1/BWSL/001 as served with the application or in the case of alteration to those plans any further plans served on the responsible authorities and licensing authority prior to completion of the premises.

All staff engaged in the sale of alcohol will be trained in accordance with established WM Morrison Supermarkets Plc training procedures.

The prevention of crime and disorder

All staff will receive suitable training (including refresher training) in relation to the proof of age "task 25" scheme to be applied on the premises. The following forms of identification are acceptable: photo driving licence, passport, proof of age standards scheme (PASS) card and any other locally or nationally approved form of identification.

CCTV shall be provided on the premises and shall be kept in good working order.

All checkout operators will operate a refusal log.

Public safety

WM Morrison Supermarkets Plc undertakes ongoing risk assessments in order to comply with Health and Safety legislation.

The prevention of public nuisance

The premises are responsibly managed and supervised. No additional measures are believed necessary.

The protection of children from harm

All staff will receive suitable training (including refresher training) in relation to the proof of age "task 25" scheme to be applied on the premises. The following forms of identification are acceptable: photo driving licence, passport, proof of age standards scheme (PASS) card and any other locally or nationally approved form of identification.

Till prompts are in use at the store.

10.5 Relevant Representations

Responsible Authorities

10.5.1 The Police state in their response: Application received 29th March 2011, for a Premises Licence at Morrisons, 51 Whitcroft House, Wilmslow. The premises are situated in Wilmslow Town close to all amenities. The store is due to open sometime in August 2011 and the Temporary Designated Premises Supervisor is Nicola Wood b 15/01/1975, when the store is due to open a permanent Designated Premises Supervisor will be in place. This application meets the four licensing objectives to the satisfaction of the Police and providing these are met there are no Police representations.

10.5.2 Environmental Health - No response received:

10.5.3 Cheshire Fire Service: No objections.

10.5.4 Local Planning Authority – No response received.

10.5.5 Area Child Protection Committee – No response received.

10.5.6 Health and Safety Officer – No response received.

10.5.7 Trading Standards – No response received.

Interested Parties

The Licensing Authority has received representations from three neighbour objectors and details of this are appended to this report.

11.0 Overview of Year One and Term One Issues

11.1 Not applicable

12.0 Access to Information

The background papers relating to this report can be inspected by contacting the report writer:

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APPENDICES

Appendices 1 – 3 Representations from neighbour objectors
Appendix 4 - Plan of area