

MEMBERS INTERESTS 2012

A Member with a disclosable pecuniary interest in any matter considered at a meeting must disclose the interest to the meeting at which they are present, except where it has been entered on the Register.

A Member with a non pecuniary or pecuniary interest in any business of the Council must disclose the existence and nature of that interest at commencement of consideration or when the interest becomes apparent.

Where sensitive information relating to an interest is not registered in the register, you must indicate that you have an interest, but need not disclose the sensitive information.

Please tick relevant boxes

Notes

	General		Notes
1.	I have a disclosable pecuniary interest.	<input type="checkbox"/>	<i>You cannot speak or vote and must withdraw unless you have also ticked 5 below</i>
2.	I have a non-pecuniary interest.	<input type="checkbox"/>	<i>You may speak and vote</i>
3.	I have a pecuniary interest because it affects my financial position or the financial position of a person or body described in 10.1(1)(i) and (ii) and the interest is one which a member of the public with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice my judgement of the public interest or it relates to the determining of any approval consent, licence, permission or registration in relation to me or any person or body described in 10.1(1)(i) and (ii) and the interest is one which a member of the public with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice my judgement of the public interest	<input type="checkbox"/> <input type="checkbox"/>	<i>You cannot speak or vote and must withdraw unless you have also ticked 5 or 6 below</i> <i>You cannot speak or vote and must withdraw unless you have also ticked 5 or 6 below</i>
4.	I have a disclosable pecuniary interest (Dispensation 16/7/12) or a pecuniary interest but it relates to the functions of my Council in respect of: (i) Housing where I am a tenant of the Council, and those functions do not relate particularly to my tenancy or lease. (ii) school meals, or school transport and travelling expenses where I am a parent or guardian of a child in full time education, or are a parent governor of a school, and it does not relate particularly to the school which the child attends. (iii) Statutory sick pay where I am in receipt or entitled to receipt of such pay. (iv) An allowance, payment or indemnity given to Members (v) Any ceremonial honour given to Members (vi) Setting Council tax or a precept under the LGFA 1992	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i>
5.	A Standards Committee dispensation applies (relevant lines in the budget – Dispensation 20/2/13 – 19/2/17)	<input type="checkbox"/>	<i>See the terms of the dispensation</i>
6.	I have a pecuniary interest in the business but I can attend to make representations, answer questions or give evidence as the public are also allowed to attend the meeting for the same purpose	<input type="checkbox"/>	<i>You may speak but must leave the room once you have finished and cannot vote</i>

'disclosable pecuniary interest' (DPI) means an interest of a description specified below which is your interest, your spouse's or civil partner's or the interest of somebody who you are living with as a husband or wife, or as if you were civil partners and you are aware that that other person has the interest.

Interest

Employment, office, trade, profession or vocation

Sponsorship

Prescribed description

Any employment, office, trade, profession or vocation carried on for profit or gain.

Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by M in carrying out duties as a member, or towards the election expenses of M.

	This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority— (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	Any tenancy where (to M's knowledge)— (a) the landlord is the relevant authority; and (b) the tenant is a body in which the relevant person has a beneficial interest.
Securities	Any beneficial interest in securities of a body where— (a) that body (to M's knowledge) has a place of business or land in the area of the relevant authority; and (b) either— (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

"body in which the relevant person has a beneficial interest" means a firm in which the relevant person is a partner or a body corporate of which the relevant person is a director, or in the securities of which the relevant person has a beneficial interest; "director" includes a member of the committee of management of an industrial and provident society;

"land" excludes an easement, servitude, interest or right in or over land which does not carry with it a right for the relevant person (alone or jointly with another) to occupy the land or to receive income; "M" means a member of a relevant authority;

"member" includes a co-opted member; "relevant authority" means the authority of which M is a member;

"relevant period" means the period of 12 months ending with the day on which M gives notice to the Monitoring Officer of a DPI;

"relevant person" means M or M's spouse or civil partner, a person with whom M is living as husband or wife or a person with whom M is living as if they were civil partners;

"securities" means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

'non pecuniary interest' means interests falling within the following descriptions:

- 10.1(1)(i) Any body of which you are a member or in a position of general control or management and to which you are appointed or nominated by your authority;
- (ii) Any body (a) exercising functions of a public nature; (b) directed to charitable purposes; or (c) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union), of which you are a member or in a position of general control or management;
- (iii) Any easement, servitude, interest or right in or over land which does not carry with it a right for you (alone or jointly with another) to occupy the land or to receive income.
- 10.2(2) A decision in relation to that business might reasonably be regarded as affecting your well-being or financial position or the well-being or financial position of a connected person to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the ward, as the case may be, affected by the decision.

'a connected person' means

- (a) a member of your family or any person with whom you have a close association, or
- (b) any person or body who employs or has appointed such persons, any firm in which they are a partner, or any company of which they are directors;
- (c) any person or body in whom such persons have a beneficial interest in a class of securities exceeding the nominal value of £25,000; or
- (d) any body of a type described in sub-paragraph 10.1(1)(i) or (ii).

'body exercising functions of a public nature' means

Regional and local development agencies, other government agencies, other Councils, public health bodies, council-owned companies exercising public functions, arms length management organisations carrying out housing functions on behalf of your authority, school governing bodies.

A Member with a personal interest who has made an executive decision in relation to that matter must ensure any written statement of that decision records the existence and nature of that interest.

NB Section 21(13) of the LGA 2000 overrides any Code provisions to oblige an executive member to attend an overview and scrutiny meeting to answer questions.

PRESENT: Councillor Kay (In the Chair)

Councillors: Ms Melling
Savage

Officers: Principal Solicitor (Mr L Gardner)
Senior Licensing Officer (Mrs M Murray)
Member Services/Civic Support Officer (Mrs J Brown)

In attendance: Seargent 1506 A Bushell (Lancashire Constabulary)
Mr D Lawson (Premises Licence Holder)
Mr Hardwick (Solicitor)
Ms H Hunter (Designated Premises Supervisor)
Mr Hunter (Ms H Hunter's Father)
Mr R Lawson (Chef)
Mr J Hebblethwaite (Objector)
Mrs S Hebblethwaite (Objector)
Ms G White (Objector)

49. APOLOGIES

There were no apologies for absence received.

50. MEMBERSHIP OF THE COMMITTEE

There were no changes to Membership of the Committee.

51. URGENT BUSINESS

There were no items of urgent business.

52. DECLARATIONS OF INTEREST

There were no declarations of interest.

53. DECLARATION OF PARTY WHIP

There were no declarations of Party Whip.

54. MINUTES

RESOLVED: That the Minutes of the meeting held on 26 March 2013 be received as a correct record and signed by the Chairman.

55. LICENSING HEARING PROCEDURE

The Chairman referred to the above procedure.

56. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE IN RESPECT OF CORNERHOUSE, 9 WRIGHTINGTON BAR, WRIGHTINGTON.

Consideration was given to the report of the Assistant Director Community Services as contained on pages 479 to 606 of the Book of Reports in respect of an application for a review of a Premises Licence in respect of the Cornerhouse, 9 Wrightington Bar, Wrightington.

In considering this matter the Sub – Committee had regard to its Licensing Policy and the guidance issued under S. 182 of the Licensing Act 2003. It considered the relevant Licensing Objective on this occasion was the ‘prevention of public nuisance.

On hearing evidence from Lancashire Constabulary, Premises Licence Holder and Objectors, the Sub – Committee:-

- RESOLVED:
- A. The Committee considered that due to the problems of the management of the premises and controlling patrons leaving the premises that under its Licensing Policy the Committee issued a yellow card warning with regards to the management of the premises. If a further review is received the presumption of that review will be to revoke the Licence.
 - B. That the Designated Premises Supervisor shall be removed.
 - C. That door returners shall be fitted to all external doors in order to decrease noise levels and to prevent doors from being slammed.
 - D. That the Committee decided to apply Section 177A(4) of the Licensing Act 2003 and ordered that Live Entertainment shall be restricted to no more than six per year and no more than one event per calendar month.
 - E. That 7 days notice be given in writing to the Licensing Authority and Lancashire Constabulary of any Live Entertainment at the premises and that on such occasions the Designated Premises Supervisor will personally be in control of the premises or his representative.
 - F. That by no later than 19 July 2013, the car park shall be marked out in order for cars to be parked with their main lights facing away from the residential properties were possible. Also that the car park be marked in a way to operate a one way system with entrance from Wood Lane and exit onto Carr House Lane.
 - G. That there shall be clear signs erected at the entrance and exit of the car park showing clearly which direction the traffic should flow, and clearly lighted with additional no exit sign painted on the surface of the car park. Also there shall be marked on the car park a designated area for taxis to pick up and drop off.

- H. That there shall be the erection of a fence to the maximum height allowed by planning restrictions around the beer garden in order to screen off people using this area from the residential properties.
- I. That the premises shall operate and maintain a comprehensive CCTV system to the satisfaction of Lancashire Constabulary and that a member of staff shall be present at all times that is able to operate the CCTV system.
- J. That a member of staff shall marshal patrons to their taxis from 22.00 hours daily.

- CHAIRMAN -



WEST LANCASHIRE BOROUGH COUNCIL

LICENSING AND GAMBLING COMMITTEE LICENSING SUB COMMITTEE

HEARING PROCEDURE

1. The Chairman introduces the Members and the main Officers.
2. The Chairman invites the other parties to the hearing to introduce themselves.
3. The Chairman refers to this procedure, which will be followed.
(NB. The Chairman will explain that he will allow the parties to proceed without specific time constraints).
4. The Chairman asks the Assistant Director Community Services (or their representative) to outline the application.
5. Applicant's case
 - (a) The Applicant (or representative) will present their case. This will include general opening remarks followed by calling witnesses.
 - (b) The other parties to the hearing may then ask questions of the Applicant and witnesses, commencing with each Responsible Authority (if present) and concluding with the Sub-Committee.
6. Relevant representations – Responsible Authorities (if present)
 - (a) Each Responsible Authority (or representative) will present their case. This will include general opening remarks followed by calling witnesses.
 - (b) The other parties to the hearing may then ask questions of each Responsible Authority and witnesses, commencing with the Applicant and concluding with the Sub-Committee.
7. Relevant Representations – Interested Parties (if present)
 - (c) Interested Parties will be asked by the Chairman if they wish to elect a spokesperson or representative (or speak individually). Interested Parties will

present their case. This will include general opening remarks followed by calling witnesses.

(d) The other parties to the hearing may then ask questions of the Interested Parties and witnesses, commencing with the Applicant and concluding with the Sub-Committee.

8. If several representations (objections) have been received, Interested Parties may question the Applicant and witnesses in turn in an order to be determined by the Chairman. The same order will follow when it comes to the Interested Parties being questioned.
9. The Chairman to ask all parties and the Sub-Committee if they have any further relevant questions or comments arising from the hearing.
10. Interested Parties, Responsible Authorities and the Applicant to make their closing address in that order (so that the Applicant has the final say).
9. The Chairman will ask the Legal Adviser whether there are any other matters to be raised or resolved before the hearing is closed for deliberations.
10. The Sub-Committee will retire to determine the application calling the Legal Advisor and Member Services Officer as needed.
11. When the Sub-Committee returns the Chairman will announce the decision and give reasons. All parties to the hearing will receive confirmation of the decision in writing within five working days.

End.

If any of the parties, representative or observers, wish to discuss any matters relating to the hearing, Officers will be available at the conclusion of the hearing.



AGENDA ITEM: 8

**LICENSING SUB-COMMITTEE:
19 June 2013**

Report of: Assistant Director Community Services

Relevant Managing Director: Managing Director (People and Places)

**Contact for further information: Mrs S Jordan (Extn 5315)
(E-mail: samantha.jordan@westlancs.gov.uk)**

**SUBJECT: APPLICATION FOR VARIATION OF A PREMISES LICENCE IN
RESPECT OF ALPINE BAR, MOORGATE, ORMSKIRK, L39 4RT**

Wards affected: Borough wide

1.0 PURPOSE OF THE REPORT

1.1 To consider an application under the Licensing Act 2003 (the Act) for the variation of a Premises Licence in respect of Alpine Bar, Moorgate, Ormskirk, L39 4RT

2.0 RECOMMENDATIONS

2.1 The Sub-Committee's instructions are requested.

3.0 PREMISES INFORMATION

- | | | |
|-----|---------------------------------|---|
| 3.1 | Address of Premises: | Alpine Bar
Moorgate
Ormskirk
L39 2XA |
| 3.2 | Premises Licence Holder: | Mr Jerrad James Ruehle
10 Lathom Road
Southport
PR9 0JA |
| 3.3 | Designated Premises Supervisor: | Mr Marlon Anthony Taitt
205 Meols Cop Road
Southport
Merseyside
PR8 6JU |

4.0 THE APPLICATION

- 4.1 On 29th April 2013 an application for the Variation of a Premises Licence was received, a copy of which is attached as Appendix 1 to this report.
- 4.2 A location plan of the premises and the surrounding area is attached as Appendix 2 to this report.
- 4.3 A representation against the grant of the Variation has been received from Lancashire Constabulary and is attached as Appendix 3 to this report.

5.0 RELEVANT REPRESENTATIONS – RESPONSIBLE AUTHORITIES

- 5.1 Appendix 3 details the representation submitted by Lancashire Constabulary. The representation is made under the ‘prevention of crime and disorder’ and ‘public nuisance’ Licensing Objectives.

6.0 LICENSING POLICY AND LEGAL CONSIDERATIONS

- 6.1 Section 4 of the Licensing Act 2003 provides that a Licensing Authority must have regard to its Statement of Licensing Policy and to the guidance issued by the Secretary of State under Section 182 of the Act.
- 6.2 As Members will be aware, the four licensing objectives are as follows:
- The Prevention of Crime and Disorder
 - Public Safety
 - Prevention of Public Nuisance
 - The Protection of Children from Harm
- 6.3 The Act provides that before determining the application, the Licensing Authority must hold a hearing to consider it and relevant representations.
- 6.4 The Licensing Authority in determining the application, having had regard to the application and any representations, may take the following steps if it considers it appropriate for the promotion of the Licensing Objectives:
- (i) Modify the conditions of the licence
 - (ii) Exclude a licensable activity from the scope of the licence
 - (iii) Remove the designated premises supervisor
 - (iv) Suspend the licence for a period not exceeding three months
 - (v) Revoke the licence
- 6.5 In deciding which of the powers to use it is expected that the Licensing Authority should, as far as possible, seek to establish the causes of the concerns that the representations identify. Any action the Committee may wish to take should generally be directed at these causes and should always be no more than an appropriate response in the cause of promoting the licensing objectives.

6.6 In particular, Members' attention is drawn to the following sections of the Policy, which must be read in conjunction with this report:

Section 14	The Prevention of Crime & Disorder	pages 31-33
Section 15	Public Safety	pages 34-35
Section 16	Prevention of Public Nuisance	pages 36-38
Section 17	The Protection of Children from harm	pages 39-42
Section 19	Licensed Operating Hours	page 44

7.0 HUMAN RIGHTS ACT IMPLICATIONS

7.1 The Human Rights Act 1988 makes it unlawful for a Local Authority to act in a way that is incompatible with the European Convention on Human Rights. The Council will have particular regard to the following convention rights;

Article 6

that in the determination of civil rights and obligations everyone is entitled to a fair public hearing within a reasonable time by an independent and impartial tribunal established by law;

Article 8

that everyone has the right to respect for his home and family life;

Article 1 of the First Protocol

that every person is entitled to the peaceful enjoyment of his/her possessions including for example, possession of a licence.

8.0 SUSTAINABILITY IMPLICATIONS/COMMUNITY STRATEGY

8.1 The recommendations contained in this report have limited sustainability and/or community strategy implications. However, the Council's Licensing Policy (required under the Licensing Act 2003), which underpins the Committee's decision, impacts upon many areas within the Community. The Licensing Objectives contained in the Policy fit closely with many aspects of the Community Strategy and has the following links with the Community Strategy: Community Safety (issues A, C and E); Economy and Employment (issue D); Health and Social Care (issue A).

9.0 FINANCIAL AND RESOURCE IMPLICATIONS

9.1 There are no significant financial or resource implications arising from this report.

10.0 RISK ASSESSMENT

10.1 The Council has a legal duty to administer the Licensing Act 2003 and is under a legal duty to determine the matter contained in this report. A failure to determine this matter would result in potential legal challenge.

Background Documents

There are no background documents (as defined in Section 100 D (5) of the Local Government Act 1972) have been relied on to a material extent in the preparation of this report.

Equality Impact Assessment

The decision does not have any direct impact on members of the public, employees, elected members and / or stakeholders. Therefore no Equality Impact Assessment is required.

Appendices

Premises Licence Variation Application Form	(Appendix 1)
Location Plan	(Appendix 2)
Representation: Lancashire Constabulary	(Appendix 3)

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
 You may wish to keep a copy of the completed form for your records.

I/We JERRAD JAMES RUEHLE

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LN/000002990
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
ALPINE BAR MOORGATE			
Post town	ORMSKIRK	Post code	L39 4RT

Telephone number at premises (if any)	01695 577415
Non-domestic rateable value of premises	£71000

Part 2 – Applicant details

Daytime contact telephone number	07518 389309		
E-mail address (optional)			
Current postal address if different from premises address	10 LATHOM ROAD		
Post Town	SOUTHPORT	Postcode	PR9 0JA

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day		Month		Year	

Please describe briefly the nature of the proposed variation (Please see guidance note 1)
The proposed variation is to extend the terminal hour for the sale/supply of alcohol the provision of regulated entertainment and the closing of the premises on Mondays and Tuesdays in each week to bring those hours into line with other days of the week currently enjoyed by the Premises and to remove the condition which prevents admission to the premises after 0100.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|--|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input checked="" type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)	
Mon				
Tue				
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat				
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	1000	0200			
Tue	1000	0200	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	1000	0200			
Tue	1000	0200	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	1000	0200			
Tue	1000	0200	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	1000	0200		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	1000	0200	<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u>	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
			Outdoors <input type="checkbox"/>	
Day	Start	Finish	Both <input type="checkbox"/>	
Mon	1000	0200	<u>Please give further details here</u> (please read guidance note 3)	
Tue	1000	0200		
Wed			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat				
Sun				

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick</u> (see guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>		
Day	Start	Finish			
Mon	1000	0200	<u>Please give further details here</u> (please read guidance note 3)		
Tue	1000	0200			
Wed			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	1000	0200		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	1000	0200	<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 3)	
Tue					
Wed					
Thur			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)					
Mon	1000	0200						
Tue	1000	0200						
Wed								
Thur						<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri								
Sat								
Sun								

N

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 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	1000	0230	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	1000	0230	
Wed			
Thur			
Fri			
Sat			
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

The following variations in the conditions is proposed:

The removal of the condition restricting admissions after 0100 to the premises on any night is proposed to be removed completely.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

None

b) The prevention of crime and disorder

none

c) Public safety

none

d) The prevention of public nuisance

none

e) The protection of children from harm

none

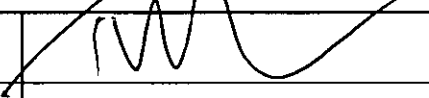
Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature		Terry McGraw LLB
Date	26.04.2013	Solicitor Whitfields Solicitors
Capacity	Applicants Solicitor	Merion House, 23/25 Elbow Lane Formby, Liverpool L37 4AB

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Terry McGraw
Whitfields Solicitors
23/25 Elbow Lane
Formby

Post town	Liverpool	Post code	L37 4AB
Telephone number (if any)	01704 878501		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) terry@whitfieldssolicitors.com			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Whitfields

Solicitors

Marion House 23-25 Elbow Lane, Formby, L37 4AB

Partners: Brian Whitfield, Lynn Osman, Terry McGraw,
Jeffrey Pedley, James Smith.

Tel: 01704 878501

Fax: 01704 872145

Dx: 15403 Formby

26 April 2013

**The Licensing Authority
West Lancashire Borough Council
Robert Hodge Centre
Stanley Way
Skelmersdale WN8 8EE**

Our Ref: TM/0074379

Dear Sirs

**Licensing Act 2003 – Application for Variation of Premises Licence
Alpine Bar – Moorgate Ormskirk L39 4RT**

Please find enclosed the following:

1. Application for Variation of Premises Licence
2. Premises Licence
3. Premises Licence Summary
4. Our cheque for £315

I confirm that a copy of this letter and its enclosures have been sent today to all of the other Responsible Authorities. Should you require any further information please contact me on the direct dial below or by email.



TERRY MCGRAW
(Partner)

E-mail: terry@whitfieldssolicitors.com

Direct dial 01704 835215



West Lancashire Borough Council

COMMUNITY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY, SKELMERSDALE, WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence

LN/000002990

Part 1 – Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION:

Alpine Bar

Moorgate, Ormskirk, Lancashire, L39 4RT

Telephone: 01695 577415

WHERE THE LICENCE IS TIME LIMITED THE DATES:

N/A

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE:

Alcohol Sale/Supply Similar Facilities	Live Music Recorded Music	Dance performance Similar Entertainment	Facilities for Music Facilities for Dance
---	------------------------------	--	--

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES:

Activity	Location (if known)		Time From	Time To
Alcohol Sale/Supply	Whole Premises- Indoors	Monday	10:00	01:00
		Tuesday	10:00	01:00
		Wednesday	10:00	02:00
		Thursday	10:00	02:00
		Friday	10:00	02:00
		Saturday	10:00	02:00
		Sunday	10:00	02:00
Similar Facilities Live Music Recorded Music Dance performance Similar Entertainment Facilities for Music Facilities for Dance	Whole Premises- Indoors	Monday	10:00	01:00
		Tuesday	10:00	01:00
		Wednesday	10:00	02:00
		Thursday	10:00	02:00
		Friday	10:00	02:00
		Saturday	10:00	02:00
		Sunday	10:00	02:00

THE OPENING HOURS OF THE PREMISES:

Description	Days	Time From	Time To
On & Off Sales	Monday	10:00	01:30
	Tuesday	10:00	01:30
	Wednesday	10:00	02:30
	Thursday	10:00	02:30
	Friday	10:00	02:30
	Saturday	10:00	02:30
	Sunday	10:00	02:30

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES:

On & Off Sales



West Lancashire Borough Council

COMMUNITY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY, SKELMERSDALE, WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence

LN/000002990

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE:

Name: Mr Jerrad James Ruehle
Address: 10 Lathom Road,
Southport,
PR9 OJA
Telephone: -
Email: -

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE):

-

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL:

Name: Mr Marlon Anthony Taitt
Address: 205 Meols Cop Road,
Southport,
Merseyside,
PR8 6JU
Telephone: -

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 No: 018196 Issued by: Sefton MBC



West Lancashire Borough Council

COMMUNITY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY, SKELMERSDALE, WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence

LN/000002990

ANNEX 1 - MANDATORY CONDITIONS

Supply of Alcohol

1. 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.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Irresponsible promotions

1. The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children –
 - 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 (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;
 - 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.

Dispensing of alcohol into the mouth

1. 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).

Free tap water

1. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Exhibition of films

1. Where the film classification body is specified in the licence, unless (2) applies, admission of children must be restricted in accordance with any recommendations made by that body
2. Where –
 - a) The film classification body is not specified in the licence, or
 - b) The Licensing Authority has notified the holder of the licence that this condition is applied to the film in question.

Admission of children must be restricted in accordance with any recommendation made by the Licensing Authority.

Door Supervision

1. Any individual employed on the premises to carry out a security activity must be licensed by the Security Industry Authority.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

Alcohol Sale/Supply, Recorded Music, Live Music, Music Facilities, Dancing Facilities Similar Entertainment, Performance of Dance & Similar Facilities on Christmas Eve, Boxing Night & New Years Eve to 03.00 the following morning.

Opening hours of the premises on Christmas Eve, Boxing Night & New Years Eve to 03.30 the following morning.

The Premises shall adopt the challenge 25 scheme, persons who appear to be under the age of 25 shall be required to produce proof of age by way of one of the following ie Photo driving licence or passport.

Last admissions time is 01.00.

There will be a refusals book at the premises that should be completed daily.

No customers shall leave the premises with an open container (bottle or any glass).

All recorded music shall be controlled by a sound level-limiting device, the level of which shall be determined by an Environmental Health Officer of West Lancashire Borough Council.

Noise from music and associated sources (including D.J.s and amplified voices) shall not be audible at the boundary of any neighbouring residential premises at any time.

No irresponsible promotions of alcohol beverages shall be offered to the customers.

No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.

A sign shall be displayed at the premises indicating the normal hours during which the premises are open to the public.

All fire doors shall be maintained effectively self closing and shall not be held open other than by approved devices.

Notices detailing the actions to be taken in the event of a fire or other emergencies including hoe the fire bridge shall be summoned shall be prominently displayed.

A sign shall be located at the exits requesting that customers leaving the premises do so quietly and with consideration to neighbours.

All windows and doors (except for entry and exits) shall remain closed during the performance of regulated entertainment.

No one under the age of 18 shall be allowed to enter or remain on the premises after 20.00.

Anyone who appears to be under the age of 21 and who is attempting to buy alcohol shall be required to produce proof of age before such a sale is made.

The Licence Holder or his representative shall conduct an assessment of the noise coming from the premises between 23.30 and 00.00 on every occasion the premises are used for regulated entertainment after 00.00 and shall take steps to reduce the level of noise where it is audible at the boundary of any neighbouring residential premises.

Door supervisors and other members of staff shall request customers to leave quietly and have respect for their residential neighbours.

The Designated Premises Supervisor shall ensure that staff arriving early morning (and in any event such staff shall not arrive earlier than 10.00) or departing late at night when the business has ceased trading conduct themselves in such a manner to avoid disturbance to nearby residence and clear notices must be displayed at all points where staff leave the building that instruct to respect the needs of local residents having to leave the premises and area quietly.

The premises shall register and be a member of the town centre radio link and pub watch and the DPS shall regularly attend meetings.

A door supervisor shall control the queue to the premises to ensure that customers are advised of the amount of time they are going to have to wait to gain entry and to prevent and customers who have behaved un such a was as to cause a public nuisance or disturbance from entering the premises.

The premises shall keep and maintain a door supervisor logbook showing each period of duty of that door supervisor, his/her full name and SIA badge number, the time at which he/she commenced that period of duty with a signed acknowledgement by that person, the time at which he/she finished the period of duty with signed acknowledge by that person, any times during the period of duty when he/she was not on duty and if the door supervisors is not an employee of the DPS or his/her employer the full name of the person by whom the door supervisor is employed or through whom the services of that person were engaged.

A minimum of two door supervisors shall be positioned at the exit of the premises to encourage orderly dispersal of customers from the time the sale of alcohol ceases until the time the premises is closed to members of the public.

An incident book shall be kept and maintained at the premises and shall record the time/date and comprehensive details of all incidents.

At least one personal licence holder shall be present and in control of the premises from 19.00 daily except in the case of an emergency.

Half an hour before the premise is to close to the public, music will be played at a significantly reduced volume and tempo.

Signage shall be clearly displayed at all public entrances to the premises outlining the capacity to the premises.

From 22.00 on any day, a minimum of two door supervisors shall be employed with one being visible at the front entrance at all times and on Wednesdays, Fridays and Saturdays, the number shall be increased to a minimum of three door supervisors after 23.00 until the premises close to the public.

If on Mondays and Tuesdays the premises are used for licensable activities but limited only to private pre booked functions where entry by the public is restricted or is by ticket only the number of door supervisors shall be at the discretion of the DPS.

In addition the DPS shall regularly carry out a risk assessment of the minimum number of door supervisors that are required to properly and efficiently manage the premises and increase when necessary.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None

Dated: 02 April 2013



Assistant Director Community Services



West Lancashire Borough Council

COMMUNITY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY, SKELMERSDALE, WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence

LN/000002990

ANNEX 4 - PLANS



West Lancashire Borough Council

COMMUNITY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY, SKELMERSDALE, WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence Summary

LN/00002990

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION:

Alpine Bar

Moorgate, Ormskirk, Lancashire, L39 4RT

Telephone: 01695 577415

WHERE THE LICENCE IS TIME LIMITED THE DATES:

NA

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE:

Alcohol Sale/Supply	Live Music	Dance performance	Facilities for Music
Similar Facilities	Recorded Music	Similar Entertainment	Facilities for Dance

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES:

Activity	Location (if known)		Time From	Time To
Alcohol Sale/Supply	Whole Premises- Indoors	Monday	10:00	01:00
		Tuesday	10:00	01:00
		Wednesday	10:00	02:00
		Thursday	10:00	02:00
		Friday	10:00	02:00
		Saturday	10:00	02:00
		Sunday	10:00	02:00
Similar Facilities Live Music Recorded Music Dance performance Similar Entertainment Facilities for Music Facilities for Dance	Whole Premises- Indoors	Monday	10:00	01:00
		Tuesday	10:00	01:00
		Wednesday	10:00	02:00
		Thursday	10:00	02:00
		Friday	10:00	02:00
		Saturday	10:00	02:00
		Sunday	10:00	02:00

THE OPENING HOURS OF THE PREMISES:

Description	Days	Time From	Time To
On & Off Sales	Monday	10:00	01:30
	Tuesday	10:00	01:30
	Wednesday	10:00	02:30
	Thursday	10:00	02:30
	Friday	10:00	02:30
	Saturday	10:00	02:30
	Sunday	10:00	02:30

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES:

On & Off Sales

NAME (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE:

Name: Mr Jerrad James Ruehle
Address: 10 Lathom Road,
 Southport,
 PR9 0JA

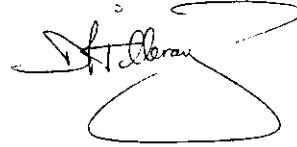
REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE):

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL:

Mr Marlon Anthony Taitt

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED:

None



Dated: 02 April 2013

Assistant Director Community Services



Alpine Bar



Date: 29/05/2013

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 Centre of map: 341487:408093

Lancashire Constabulary

Licensing Unit, Police Station, St Thomas's Road, Chorley, PR7 1DF



**Lancashire
Constabulary**

police and communities together

Tel: 01257 246215

Fax: 01257 246217

e-mail: southern-licensing@lancashire.pnn.police.uk

Licensing Officer
West Lancashire Borough Council
Stanley Depot
Stanley Way
Skelmersdale
WN8 8EE

23rd May 2013

Dear Sir

RE: APPLICATION FOR A VARIATION OF A PREMISES LICENCE – SECTION 34 LICENSING ACT 2003.

Premises :- The Alpine Bar, Moorgate, Ormskirk

The police have received an application for a variation of a premises licence at premises known as the Alpine Bar, Moorgate, Ormskirk.

The variation relates to two aspects of the current licence, the first being the extension of hours for the sale by retail of alcohol, the provision of regulated entertainment and closing hours of the premises on a Monday and Tuesday. The second is in relation to the removal of a condition attached to the licence which prevents entry to the premises by new customers after 01:00 hrs.

Within this document I will put forward the police response to the proposed variations and in order to do so will deal with the second aspect first.

The condition attached to the licence which restricts no entry to customers after 01:00 hrs was imposed on the licence whilst the Licensing Act was in its infancy. The rationale for this condition was to address concerns with premises being able to remain open for longer there could be a migration of customers which could lead to crime and disorder. It is apparent that these concerns do not seem to have materialised and as such the police would make no representations against the removal of this condition.

With regard the variation to extend the hours of licensable activity the police would make the following comments;

Alpine is located on Moorgate, Ormskirk, the area is considered to be the main "Hotspot" for crime and anti-social behaviour in Ormskirk town centre. As a result Moorgate and in particular the area around the Alpine requires disproportionate policing and CCTV monitoring, especially at closing time, when compared with other licensed premises in the area.

The police feel that the Alpine contributes to this by its apparent failure to manage the dispersal of customers when leaving the premises at closing time. Upon leaving customers congregate outside the premises and in the road causing an obstruction and putting people in danger from vehicles which are using the road.

This undermines the Public Safety aspect of the Licensing objectives. This can be evidenced from CCTV footage from 13th and 14th March and 20th and 21st April.

This issue has been raised with the operators along with concerns that the door supervision at the premises were not managing the customers and the operators advised they would place barriers outside the premises to deter customers from congregating in the road. This has been done however this has not alleviated the problem as customers just walk around them and continue to stand in the road. This can be evidenced from CCTV footage of 27th/28th April and 4th/5th May.

As is well publicised, Ormskirk Borough Council is currently in a consultation period relating to the proposal for an Early Morning Restriction Order (EMRO) with the recommendation that all licensed premises in the town should close at midnight. This has been proposed as a result of residents complaining of being disturbed in the early hours by what is perceived to be students returning from a night out in the town centre. The suggested contributory factor for this is as a result of bars being open till the early hours of the morning during weekdays.

It is clear that this application is an attempt to target the student population and although the police have not lead on the EMRO, the police feel that the granting of this variation could compound the issues which lie at the heart of the EMRO proposal which is currently a very emotive and contentious issue for Ormskirk.

Over the previous 12 months there have been a total of 36 crimes reported which mention Alpine as the place of offence, this is significantly more than other premises in the town centre. Of the 36 crimes 32 can be directly linked to these premises. Further scrutiny shows that of these 36 crimes, 22 are assaults and 8 are thefts. All but 3 of these crimes have been committed in the early hours of the morning mainly towards the end of the week. The police would not wish to see these issues translated to weekdays where it would be difficult to provide the same level of policing as currently required in the area at weekends.

The police would also raise concerns regarding the targeting of the student population by the premises and the associated advertising of drinks promotions. There have previously been concerns raised with the operators as to the nature of drinks promotions and the drinking activities of customers. The operators have given assurances that this has now stopped and that this activity is not taking place. However the police would say that the premises appears to continue to promote images of irresponsible drinking, this can be seen by a recent Facebook entry relating to the premises which says;

“Anyone fancy waking up tomorrow somewhere random, feelin’ like shit with a vague memory of dirty house music???? Maybe we can help you out...”

The police feel that this type of advertising, in conjunction with the perceived target audience, the problems encountered by residents and the failure to adequately manage customers leaving the premises would lead to an increase in crime and disorder and anti-social behaviour.

The police would therefore make representations against the granting of the variation to extend the hours as it would undermine the Prevention of Crime and Disorder and Public Nuisance Licensing Objectives.

Yours faithfully



Police Sergeant 1506
(Licensing)