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Date: 29 August 2023

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Dear Councillor,

LICENSING AND REGULATORY COMMITTEE - MONDAY 4TH SEPTEMBER, 2023

I refer to the agenda for the above meeting and now enclose the following reports which were unavailable when the agenda was published.

Agenda No.	Item
5	Amendment of Hackney Carriage Tariffs (Pages 3 - 12) Report of the Assistant Director of Place (Highways and Public Protection)
6	Determinations made under the Licensing Act 2003 and the Gambling Act 2005: period covering 4 May 2023 to 23 August 2023 (Pages 13 - 22) Report of the Assistant Director of Place (Highways and Public Protection)

Yours faithfully,

Amy Dyson

Democratic Services

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Agenda Item 5

Report to:	Licensing and Regulatory Committee	Date of Meeting:	4 September 2023
Subject:	Amendment of Hackney Carriage Tariffs		
Report of:	Assistant Director of Place (Highways and Public Protection)	Wards Affected:	(All Wards);
Portfolio:	Regulatory, Compliance and Corporate Services		
Is this a Key Decision:	No	Included in Forward Plan:	No
Exempt / Confidential Report:	No		

Summary:

To ask members to consider a request from the Hackney Carriage trade representatives for an increase in existing tariffs.

Recommendation(s):

- (1) Consider the request from the Hackney Carriage Trade for an increase for the initial hiring charges to tariffs 1, 2 and 3 to £2.90, £3.60 and £4.10 respectively.
- (2) Adjust the distance on meter distance 'drops' to 210 yards initial hire, every 180 yards up to 1830 yards and every 200 yards thereafter.
- (3) Consider the request to change the applicable time for charging tariff 2 on Friday and Saturdays from 11pm - 6am to 9pm - 6am.

Reasons for the Recommendation(s):

Consultation has taken place throughout the trade regarding the proposed amendments and all the Hackney Carriage trade representatives have agreed to the changes. The last increase to the tariff was introduced in December 2021.

Alternative Options Considered and Rejected: (including any Risk Implications)

None

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What will it cost and how will it be financed?

(A) Revenue Costs

None

(B) Capital Costs

None

Implications of the Proposals:

Resource Implications (Financial, IT, Staffing and Assets):	
The cost of the service is recovered from the ring-fenced Taxi Licensing Trade Account (Revenue Budget BD12).	
Legal Implications:	
Equality Implications: There are no equality implications	
Climate Emergency Implications:	
The recommendations within this report will	
Have a positive impact	N
Have a neutral impact	Y
Have a negative impact	N
The Author has undertaken the Climate Emergency training for report authors	Y
There are no proposals in this report that that will alter any impact on climate change	

Contribution to the Council's Core Purpose:

Protect the most vulnerable:
Facilitate confident and resilient communities:
Commission, broker and provide core services: In conjunction with the Hackney Carriage trade enable the continued provision of vehicles on street and on ranks.
Place – leadership and influencer:
Drivers of change and reform:
Facilitate sustainable economic prosperity:

Greater income for social investment:
Cleaner Greener

What consultations have taken place on the proposals and when?

(A) Internal Consultations

The Executive Director of Corporate Resources and Customer Services (FD7351/23.....) and the Chief Legal and Democratic Officer (LD5551/23.....) have been consulted and any comments have been incorporated into the report.

(B) External Consultations

Hackney carriage trade representatives have agreed to the proposals.

Implementation Date for the Decision

If the recommendations are agreed, authorise that the proposals be advertised and subject to no objections being received, set an implementation date of 1 October 2023. In the event that objections are received, request the Licensing & Regulatory (Urgent Referrals) Committee to consider and determine such objections and set a revised date if applicable.

Contact Officer:	Mark Toohey
Telephone Number:	Tel: Ext 2274
Email Address:	mark.toohey@sefton.gov.uk

Appendices:

Annex 1 – proposed new tariff
Annex 2 – existing (2021) tariff

Background Papers:

There are no background papers available for inspection.

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1. BACKGROUND

- 1.1 Section 65 of the Local Government (Miscellaneous Provisions) Act 1976 (the 1976 Act) allows a district Council to fix fares for hackney carriages within its district. This includes time, distance and all other charges in connection with the hiring of a licensed vehicle.
- 1.2 The last tariff increase was introduced on 8 December 2021. Fuel prices, inflation/increased running and insurance costs and significant driver shortages have led to this request.
- 1.3 The Council currently licence 271 Hackney Carriage vehicles with 240 Hackney Carriage drivers compared to 324 drivers in October 2020.
- 1.4 The proposed new tariff and charges are attached as Annex 1 and the existing tariffs sheet is attached as Annex 2 to this report.

2. MATTERS FOR CONSIDERATION

- 2.1 The trade representatives have indicated that the requested rise is intended to offset the increases the general cost of living over the last 2 years and is an attempt to ensure driver's net earnings do not fall below previous levels in real terms. Increases to local private hire fares may have also led to a loss of drivers.
- 2.2 Calculated at the one, two, three and four mile journey points on each tariff, below is a summary of the impact of the changes (excluding waiting times):

	1 mile	2 miles	3 miles	4 miles
Tariff 1				
Existing cost	£4.20	£5.80	£7.20	£8.80
New cost	£4.70	£6.50	£8.30	£10.10
Increase	50p/12%	70p/12%	£1.10p/15%	£1.30p/15%
Tariff 2				
Existing cost	£5.25	£7.00	£8.75	£10.75
New cost	£5.85	£8.10	£10.35	£12.60
Increase	60p/11%	£1.10p/16%	£1.60p/18%	£1.85p/17%
Tariff 3				
Existing cost	£6.30	£8.40	£10.50	£12.90
New cost	£6.80	£9.50	£12.20	£14.90
Increase	50p/8%	£1.10p/13%	£1.70/16%	£2/10/16%
% values have been rounded to the nearest whole number				

- 2.3 All waiting time charges are set at 25p per 60 seconds.
- 2.4 The trade have also requested that tariff 2 be applied during weekends (Fridays & Saturday evenings) from the earlier time of 9pm instead of 11pm. This is to encourage drivers to better service the later times surrounding the nighttime

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economy by increased usage of the current Hackney Carriage fleet at the weekends. This will also help owner drivers service and maintain and renew the current fleet of vehicles.

- 2.5 It is also proposed to change the distance meter 'drops' that add either 20p, 25p or 30p during a journey. Currently, initial hire covers the first 242.8 yards, then every 209.72 yards up until reaching 1710.84 yards then every 225.25 thereafter (one mile is 1760 yards). It is proposed to change the initial hire distance to 200 yards then every 180 yards up until 1830 yards then every 200 yards thereafter. The proposed changes have been built into the prices in the table at 2.2.
- 2.6 It is hoped the revised tariffs will maintain the current number of vehicles available as well as retaining and attracting new drivers and owners.
- 2.6 The 1976 Act requires any proposed increase to be advertised in a minimum of one local paper. The Notice must list the expiry date of the objection period and that period must be a minimum of fourteen days from the date of publication. A copy of the Notice must also be displayed on Council premises.
- 2.7 If the recommendations are agreed and no objections are received then it is suggested that the implementation date is 1 October 2023. In the event that objections are received then the Licensing & Regulatory (Urgent Referrals) Committee will consider and determine such objections and set a revised date (if applicable).

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HACKNEY CARRIAGE TARIFF EFFECTIVE AS OF 1 October 2023

This applies to all journeys that do not extend for more than four miles past the Borough Boundary and the driver may only demand the fare at the rates below.

FOR JOURNEYS EXTENDING MORE THAN FOUR MILES PAST THE BOROUGH BOUNDARY the driver is free to negotiate a fare with you at the point of hire. If he or she does not then only the rate as shown below may be charged.

Tariff 1 (daytime – 6am to 11pm) or Tariff 2 (any evening - 11pm to 6am plus Friday & Saturday - 9pm to 6am)

DISTANCE AND WAITING TIME	TARIFF 1	TARIFF 2	TARIFF 3
Initial hire Up to 210 yards in distance or 60 seconds or part thereof.	£2.90	£3.60	£4.10
Thereafter for each 180 yards or 60 seconds or uncompleted part thereof up to a distance of 1830	20p	25p	30p
Thereafter for each 200 yards or 60 seconds or uncompleted part thereof	20p	25p	30p
Waiting time 60 seconds OR PART THEREOF	25p	25p	25p

TARIFF 1 WILL ALWAYS BE CHARGED EXCEPT FOR:

- (a) ALL JOURNEYS BETWEEN 11 PM AND 6 AM. **TARIFF 2**
- (b) ALL JOURNEYS FRIDAY & SATURDAY BETWEEN 9PM AND 6AM **TARIFF 2**
- (c) PUBLIC BANK HOLIDAYS' (OTHER THAN CHRISTMAS AND NEW YEAR), EASTER SUNDAY AND THE AINTREE GRAND NATIONAL FESTIVAL RANK (from 4pm and including nearby designated area only) **TARIFF 2**
- (d) 6 PM CHRISTMAS EVE UNTIL 6 AM ON THE 27TH DECEMBER AND 6 PM NEW YEARS EVE UNTIL 6 AM ON THE 2ND OF JANUARY **TARIFF 3**

PERMITTED EXTRA CHARGES

- (a) All tolls payable - for both the outward and return journeys
- (b) MAXIMUM FOULING CHARGE DUE TO ANY CAUSE **£40**

COMPLAINTS - ALL SEFTON AREAS

PLEASE NOTE THE CAB NUMBER, REGISTRATION NUMBER OR DRIVER NUMBER AND THEN CONTACT the Taxi Licensing Unit via taxi_licensing@sefton.gov.uk

Complaints can also be made via the online form at www.sefton.gov.uk/taxi

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HACKNEY CARRIAGE TARIFF EFFECTIVE AS OF 22 DECEMBER 2021

This applies to all journeys that do not extend for more than four miles past the Borough Boundary and the driver may only demand the fare at the rates below.

FOR JOURNEYS EXTENDING MORE THAN FOUR MILES PAST THE BOROUGH BOUNDARY the driver is free to negotiate a fare with you at the point of hire. If he or she does not then only the rate as shown below may be charged.

Tariff 1 (daytime – 6am to 11pm) or Tariff 2 (any evening - 11pm to 6am plus Friday, Saturday & Sunday - 7pm to 6am)

DISTANCE AND WAITING TIME	TARIFF 1	TARIFF 2	TARIFF 3
Initial hire Up to 242.80 yards (222.02 metres) in distance or 60 seconds or part thereof.	£2.60	£3.25	£3.90
Thereafter for each 209.72 yards (191.77 metres) or 60 seconds or uncompleted part thereof up to a distance of 1710.84 yards (1564.39 metres)	20p	25p	30p
Thereafter for each 225.25 yards (205.96 metres) or 60 seconds or uncompleted part thereof	20p	25p	30p
Waiting time 60 seconds OR PART THEREOF	25p	25p	25p

TARIFF 1 WILL ALWAYS BE CHARGED EXCEPT FOR:

- (a) ALL JOURNEYS BETWEEN 11 PM AND 6 AM. **TARIFF 2**
- (b) ALL JOURNEYS FRIDAY, SATURDAY & SUNDAY BETWEEN 7PM AND 6AM **TARIFF 2**
- (c) PUBLIC BANK HOLIDAYS' (OTHER THAN CHRISTMAS AND NEW YEAR), EASTER SUNDAY AND THE AINTREE GRAND NATIONAL FESTIVAL RANK (from 4pm and including nearby designated area only) **TARIFF 2**
- (d) 6 PM CHRISTMAS EVE UNTIL 6 AM ON THE 27TH DECEMBER AND 6 PM NEW YEARS EVE UNTIL 6 AM ON THE 2ND OF JANUARY **TARIFF 3**

PERMITTED EXTRA CHARGES

- (a) All tolls payable - for both the outward and return journeys
- (b) MAXIMUM FOULING CHARGE DUE TO ANY CAUSE **£40**

COMPLAINTS - ALL SEFTON AREAS

PLEASE NOTE THE CAB NUMBER, REGISTRATION NUMBER OR DRIVER NUMBER AND THEN CONTACT the Taxi Licensing Unit via taxi_licensing@sefton.gov.uk

Complaints can also be made via the online form at www.sefton.gov.uk/taxi

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Agenda Item 6

Report to:	Licensing and Regulatory Committee	Date of Meeting:	Monday 4 September 2023
Subject:	Determinations made under the Licensing Act 2003 and the Gambling Act 2005: period covering 4 May 2023 to 23 August 2023		
Report of:	Assistant Director of Place (Highways and Public Protection)	Wards Affected:	(All Wards);
Is this a Key Decision:	No	Included in Forward Plan:	No
Exempt / Confidential Report:	No		

Summary:

To update Members regarding those applications, made under the Licensing Act 2003 and the Gambling Act 2005, that have been determined by Officers.

Recommendation(s):

That Members:

- i) note this Report and its contents;
- ii) note that further Reports will be brought forward to update Members as and when necessary.

Reasons for the Recommendation(s):

The Openness of Local Government Bodies Regulations 2014 requires that a written record of delegated decisions that would otherwise be made by a committee be published to the Council's website. The publication of this report satisfies that requirement for the delegated decisions made in relation to the administration of the Licensing Act 2003 and the Gambling Act 2005.

Alternative Options Considered and Rejected: (including any Risk Implications)

None

What will it cost and how will it be financed?

(A) Revenue Costs

There are no financial costs associated with the proposals in this report

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(B) Capital Costs

There are no financial costs associated with the proposals in this report

Implications of the Proposals:

Resource Implications (Financial, IT, Staffing and Assets): None.	
Legal Implications: None.	
Equality Implications: There are no equality implications.	
Impact on Children and Young People: None.	
Climate Emergency Implications: The recommendations within this report will	
Have a positive impact	N
Have a neutral impact	Y
Have a negative impact	N
The Author has undertaken the Climate Emergency training for report authors	Y
This is an information only Report and contains no proposals that will alter any impact on climate change.	

Contribution to the Council's Core Purpose:

Protect the most vulnerable: Yes
Facilitate confident and resilient communities:
Commission, broker and provide core services: Yes
Place – leadership and influencer:
Drivers of change and reform:
Facilitate sustainable economic prosperity:
Greater income for social investment:
Cleaner Greener

What consultations have taken place on the proposals and when?

(A) Internal Consultations

The Executive Director of Corporate Resources and Customer Services has been consulted and notes the report indicates no direct financial implications for the Council. (FD 7352/23).

The Chief Legal and Democratic Officer has been consulted with regard to any legal implications and any comments have been incorporated into the report. (LD 5552/23).

(B) External Consultations

None.

Implementation Date for the Decision

Immediately following the Committee meeting.

Contact Officer:	Mark Toohey
Telephone Number:	2274
Email Address:	mark.toohey@sefton.gov.uk

Appendices:

Annex 1: Numbers determined – Licensing Act 2003

Annex 2: Numbers determined – Gambling Act 2005

Background Papers:

There are no background papers available for inspection.

1. Background

- 1.1 Members will recall that the Statement of Licensing Policy (issued under the Licensing Act 2003) and the Statement of Gambling Licensing Policy (issued under the Gambling Act 2005) both follow the recommended delegation of functions contained within the Guidance issued under Section 182 of the Licensing Act 2003 and the Guidance issued under Section 25 of the Gambling Act 2005.
- 1.2 In effect this means that where there are no relevant representations to applications then these matters are dealt with by Officers. This ensures that decisions and functions, particularly for non-contentious applications and purely administrative functions, are taken or carried out in a speedy, efficient and cost-effective way.
- 1.3 The Openness of Local Government Bodies Regulations 2014 requires that a written record of delegated decisions that would otherwise be made by a committee be published to the Council's website. The publication of this report

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satisfies that requirement for the delegated decisions made in relation to the administration of the Licensing Act 2003 and the Gambling Act 2005.

2. Numbers determined – Licensing Act 2003

2.1 During the period covering 4 May 2023 to 23 August 2023 the following number of applications have been determined under this Act:

- Applications made under Premise Licences 85
- Applications made under Personal Licences 54
- Notification of Temporary Event Notices 104
- Notification of Late Temporary Event Notices 56

2.2. Details of determinations made under Premise Licences are attached within Annex 1 to this Report.

3. Numbers determined – Gambling Act 2005

3.1 During the period 4 May 2023 to 23 August 2023 the following number of applications have been determined under this Act:

Applications made under Licensed Premises Gaming Permits 2

3.2. Details of determinations made under the above are attached within Annex 2 to this Report.

The Victoria	42 Stanley Terrace	Promenade	Variation of DPS	05/05/2023
Crossens Service Station	Preston New Road	Southport	Change of Name and/or Address	17/05/2023
Town Lane Service Station	258 Scarisbrick New Road	Southport	Change of Name and/or Address	17/05/2023
College Service Station	103 College Road	Crosby	Change of Name and/or Address	17/05/2023
Drinx	107 Deyes Lane	Maghull	Change of Name and/or Address	19/05/2023
Bar Eleven	11A West Street	Southport	Transfer	22/05/2023
Champs	668 Liverpool Road	Ainsdale	Minor Variation	24/05/2023
Cock & Rabbit	69 Manchester Road	Southport	Licence Holder Transfer & Variation of DPS	24/05/2023
Valentine	70 Haileybury Avenue	Aintree	Variation of DPS	25/05/2023
Bar 1	1 Bath Street	Southport	Variation of DPS	01/06/2023
The Village Tap & Bottle	192 Cambridge Road	Southport	Variation of DPS	05/06/2023
Bar 1	1 Bath Street	Southport	Removal of DPS	05/06/2023
Marine Football Club	College Road	Crosby	Minor Variation	06/06/2023
Asda Stores Ltd	Ormskirk Road	Aintree	Minor Variation	06/06/2023
Spitfire Pub & Kitchen	Kenilworth Road	Ainsdale	Transfer	06/06/2023
Corridor	573 Lord Street	Southport	Variation of DPS	07/06/2023
Bucharest Market	7a Hoghton Street	Southport	Licence Holder Transfer & Variation of DPS	08/06/2023
Corner Shop	530 Stanley Road	Bootle	Grant	12/06/2023
Xen News	132 Linacre Road	Litherland	Licence Holder Transfer & Variation of DPS	14/06/2023
College Service Station	103 College Road	Crosby	Variation of DPS	15/06/2023
Bold Arms	59-61 Botanic Road	Southport	Variation of DPS	16/06/2023
Spitfire Pub & Kitchen	Kenilworth Road	Ainsdale	Variation of DPS	19/06/2023
Hart Street Newsagent	78 Hart Street	Southport	Licence Holder Transfer & Variation of DPS	19/06/2023
Bootle Market	262 Stanley Road	Bootle	Licence Holder Transfer & Variation of DPS	19/06/2023
Majestic Wine Warehouse	38 Weld Road	Birkdale	Variation of DPS	22/06/2023
Southport Holiday Centre	Shore Road	Ainsdale	Variation of DPS	22/06/2023
Co-Operative Food	37-39 Queens Road	Formby	Minor Variation	22/06/2023
Plaza Supermarket	571 Lord Street	Southport	Grant	26/06/2023
Bar 1	1 Bath Street	Southport	Licence Holder Transfer & Variation of DPS	27/06/2023
Sainsburys	1 - 3 Liverpool Road	Crosby	Minor Variation	28/06/2023
Spitfire	Kenilworth Road	Ainsdale	Change of Name and/or Address	28/06/2023
McDonalds Restaurants	280-282 Stanley Road	Bootle	Change of Name and/or Address	28/06/2023
McDonalds Restaurant - Blundells Of Li	Unit 2 Old Meadow Road	Maghull	Change of Name and/or Address	28/06/2023

Sainsbury's	10 Central Square	Maghull	Variation of DPS	28/06/2023
McDonald's Restaurants	Racecourse Retail Park	Aintree	Change of Name and/or Address	29/06/2023
Pheasant Inn	20 Moss Lane	Hightown	Variation of DPS	30/06/2023
Southport Tavern	63 London Street	Southport	Transfer	30/06/2023
Salt & Tar	New Strand Serviceway	Bootle	Grant	30/06/2023
Miller & Carter Ainsdale	537-553 Liverpool Road	Ainsdale	Variation of DPS	03/07/2023
Ranya's Convenience Store	77 Church Road	Litherland	Grant	03/07/2023
Target Foods & Off Licence	70 Park Lane	Netherton	Variation	05/07/2023
Duman Turkish Mediterranean Grill Bar	97 Ormskirk Road	Aintree	Variation of DPS	10/07/2023
Formby Convenience	7 Queens Road	Formby	Grant	11/07/2023
Asda	Derby Road	Southport	Variation of DPS	12/07/2023
Bunratty's	First Floor 39-41 South Road	Waterloo	Transfer	12/07/2023
The Whitehouse	Park Road West	Southport	Grant	13/07/2023
Bakers Dozen	Dunnings Bridge Road	Netherton	Transfer	18/07/2023
Sainsbury's	43-47 Liverpool Road	Birkdale	Variation of DPS	18/07/2023
Bunratty's	First Floor 39-41 South Road	Waterloo	Variation of DPS	18/07/2023
	10-12 South Road	Waterloo	Grant	20/07/2023
	9 Liverpool Road North	Maghull	Grant	20/07/2023
Go Local	13 Union Street	Southport	Grant	24/07/2023
Wisla Supermarket	601 Lord Street	Southport	Licence Holder Transfer & Variation of DPS	25/07/2023
Lourdes Deli	36 Hesketh Drive	Southport	Grant	25/07/2023
The Auld Dubliner	225-227 Lord Street	Southport	Grant	26/07/2023
Lidl Supermarket	Northway	Maghull	Variation of DPS	27/07/2023
Guelder Rose	50 Marine Drive	Southport	Variation of DPS	27/07/2023
Old Duke	290 Scarisbrick New Road	Southport	Variation of DPS	27/07/2023
Reliance Service Station	555 Liverpool Road	Ainsdale	Variation of DPS	27/07/2023
Fylde Fish Bar	39 Weld Road	Birkdale	Grant	27/07/2023
The Queen's Picture House	47-49 South Road	Waterloo	Variation of DPS	28/07/2023
Morrisons	1 Stafford Moreton Way	Maghull	Variation of DPS	31/07/2023
Spitfire	Kenilworth Road	Ainsdale	Minor Variation	31/07/2023
Oath Lounge	211-213 Lord Street	Southport	Variation following Review	01/08/2023
Orrell Hill Wood	Orrell Hill Lane	Hightown	Variation	02/08/2023
B & M Store	Derby Road	Southport	Grant	03/08/2023

The Alexandra	194-196 Marsh Lane	Bootle	Change of Name and/or Address	07/08/2023
Cheshire Lines	81 King Street	Southport	Variation of DPS	08/08/2023
Alpine/Amigos	32 West Street	Southport	Variation of DPS	08/08/2023
Remedy Churchtown	33 Botanic Road	Southport	Grant	08/08/2023
Lidl Supermarket	Northway	Maghull	Change of Name and/or Address	09/08/2023
Sainsbury's	143-149 Bispham Road	Southport	Variation of DPS	09/08/2023
Crave Pizza	110A Lord Street	Southport	Grant	09/08/2023
Morrisons	Lord Street	Southport	Minor Variation	14/08/2023
Pinewoods	2A Wicks Green	Formby	Variation of DPS	14/08/2023
Shell Waterloo	13 Crosby Road North	Waterloo	Variation of DPS	14/08/2023
Spar	251-257 Liverpool Road	Birkdale	Variation of DPS	15/08/2023
	36 Fernhill Road	Bootle	Grant	15/08/2023
The Crafty Dog	4c Bold Street	Southport	Licence Holder Transfer & Variation of DPS	18/08/2023
Spar Store	14 - 16 Sefton Road	Litherland	Variation of DPS	21/08/2023
Everydayz	16-18 Waddicar Lane	Melling	Licence Holder Transfer & Variation of DPS	22/08/2023
Corridor	573 Lord Street	Southport	Transfer	22/08/2023
	5 Bury Road	Birkdale	Grant	22/08/2023
Low Cost Food and Wine	69/71 Stanley Road	Bootle	Change of Name and/or Address	23/08/2023
Sainsbury's	10 Central Square	Maghull	Variation of DPS	23/08/2023

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The Spitfire Pub & Kitchen
Southport Coaster

Kenilworth Road
137-141 Lord Street

Ainsdale
Southport

Grant
Grant

09/06/2023
13/06/2023

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